

Town of Uxbridge  
Conservation Commission  
21 South Main Street  
Uxbridge, Massachusetts, 01569  
508-278-8600 x 2020

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Posted by  
Uxbridge  
Town Clerk

Conservation Commission Minutes  
Monday, February 3, 2014  
Low Town Hall Meeting Room, Uxbridge Town Hall, 6:43PM – 9:33PM

Posted by  
Uxbridge  
Town Clerk

*Please note some items may have been taken out of agenda order.*

Conservation Commissioners Present: Russell Holden (RH), Chair; Mike Potaski (MP); Jim Hogan (JH); and Jeffrey Shaw (JS)  
Other Staff: Donna C. Hardy, Administrative Assistant; and Kristin Black (KB), Conservation Administrator

#### ACTIVE WETLAND CASES

##### 1. RDA, FY14-05, 375 Hazel St (Map 23, Parcel 368)

- Applicant: Victoria Penland Engineer: Andrews Survey & Engineering
- Proposal: A 715 sf. addition to be built on the east side of the existing residential home located at 375 Hazel St., Uxbridge. Work is to occur approximately 90 ft. from a Bordering Vegetated Wetland located on the abutting parcel at 355 Hazel St. (Map 23, Parcel 366).
- Byron Andrews (Andrews Survey and & Engineering) presented the project and provided additional details on the delineation methods and site conditions. Debra Pincince (daughter of applicant) discussed the purpose of the project was to provide handicapped accessibility for her mother. Pincince also discussed the history of water damage at the house.
- Discussion and areas of concern included proposed erosion and sedimentation controls, the limits of work, and the history of drainage issues at the site.
- MOTION by MP to issue a Negative Determination of Applicability, subject to the following conditions: 1) Work shall be conducted as shown on the plans, 2) There shall be no stockpiling within the 100' buffer zone, 3) Erosion control barrier as shown on the plans shall be the limit of work, and 4) Prior to the start of work, the Uxbridge Conservation Commission shall be notified that the erosion control barrier has been installed. Seconded by JH; Vote Unanimous 4:0:0.

##### 2. RDA, FY14-06, 161 Eric Dr (Map 14, Parcel 1827)

- Applicant: Mark Kaferlein Engineer: Andrews Survey & Engineering
- Proposal: Construct a 12'x40' addition off the rear of the house, a porch along the front of the house and upgrade the septic system.
- MOTION by MP to table the discussion until the representative was present for discussion; Seconded by JH; Vote Unanimous 4:0:0.
- MOTION by MP to take discussion off the table and discuss upon arrival of representative; Seconded by JH; Vote Unanimous 4:0:0.
- Steve O'Connell (Andrew Survey & Engineering) presented the project. He noted that no tree clearing was necessary and work in the buffer area totaled less than 1000 square feet. Mr. O'Connell noted that items including a washing machine were previously dumped in the wetland/buffer and the applicant was planning to remove these items by hand in the near future.
- Discussion and areas of concern included the history of wetland permitting for the site and the proximity of the house to the wetland.
- MOTION by MP to issue a Negative Determination of Applicability, subject to the following conditions: 1) When the erosion control barrier is installed, the Uxbridge Conservation Commission shall be notified and given the opportunity to conduct a site visit prior to the start of work and 2) Erosion control barrier as shown on the plans will be the limit of work. Seconded by JH; Vote Unanimous 4:0:0.

##### 3. RDA FY14-03, Deere Run, 140 Sutton St (Map 11, Parcel 2097)

- **Applicant:** Marc Pitts **Engineer:** Heritage Design Group
- **Proposal:** Extension of the existing bituminous driveway to serve two (2) additional single family homes.
- **Site visit:** Occurred on December 8, 2013.
- Eric Bazzett (Heritage Design Group) presented a revised plan with revision date 30 JAN14 which includes planning board comments. While the road was originally proposed at 12' wide, the new plan has a road width of 18' at most points to accommodate emergency vehicles. Additional changes to the plan include the use of reground asphalt, a revised turn around for emergency vehicles, and a 4' section of rip rap near the wetland crossing for stabilization. Mr. Bazzett also noted that a stone berm at the end of the road may be added to prevent runoff.
- Discussion and areas of concern included the revised calculations of wetland impacts and proximity of work to wetland resources, vegetation maintenance along the roadway, and the newly proposed rip rap area and stone berm. The following materials/information were not available at the time of the meeting and were requested by the commission: 1) Calculations of disturbance with the WL buffer and proximity to WL resources, 2) detail specification for proposed rip rap, 3) detail specification for proposed berm, 4) a vegetation maintenance plan for the roadway.
- **MOTION** by MP to continue hearing to next meeting on 18FEB2014. Seconded by JS; Vote Unanimous 4:0:0.

#### **NEW BUSINESS**

##### **1. Ironstone Street (#126 and #148)**

- **Presentation:** Steve O'Connell presented a possible project design for two turf softball fields at the site. The project would include a net loss in impervious surfaces with the removal of existing pavement and restoration of degraded areas. Access proposed from Quaker Highway. The site is fairly flat and would require minimal grading.
- **Outcome:** RH commented that it sounded like a good project and would result in overall improvement of the site. No further comments.

##### **2. Taft Hill Development, DEP File #312-751, Request for Extension of Order of Conditions**

- **Presentation:** Steve O'Connell presented a formal written request to extend the Order of Conditions for the project for a period of three years. Mr. O'Connell provided a history of the project and extensions.
- **Outcome:** A site visit will need to be scheduled. This extension request will be scheduled for 1MARCH2014 meeting to allow time for site visit.

#### **WETLAND UPDATES/ISSUES**

##### **1. NOI 312-\_\_\_, 79 River Rd (Map 45, Parcel 1345), cont'd awaiting comments from MA-DEP**

- **Applicant:** Bedrock Crossing LLC **Engineer:** Andrews Survey & Engineering
- **Proposal:** Fill ILSF, grade and create gravel lot.
- **Status:** Administrative Order was issued by MassDEP on 10/30/2013. Awaiting comments from MassDEP
- **Update:** KB left a message with DEP. We do not have any updates on the status of the Administrative Order.

##### **2. 312-913, Lot #2, Mountainview Estates**

- **Proposal:** Request for Building Permit on Lot#2
- **Presentation:** Scott Goddard (Goddard Consulting, LLC) presented the request Conservation Commission signoff for a building permit for Lot #2. He noted there were not wetlands/jurisdictional areas on Lot #2. The roadway was built. The applicant will seek a Certificate of Completion in near future for the roadway (312-811).
- **Outcome:** Conservation Commission agreed that CC signoff is appropriate and KB is instructed to provide approval to Building Department.

##### **3. Forest Cutting Plan, 180 Henry Street**

- **Applicant:** Mark Haldeman
- **Summary:** KB provided a summary of the Forest Cutting Plan (FCP) and regulations related to Conservation Commission. The FCP includes a wetland crossing and approximately 12 acres of wetland harvesting. KB spoke with Guy LaChance (DCR forester) who is responsible for reviewing and approving the plan. He has

visited the site and aware of the wetland crossing. The location of the crossing was recently changed and that why it is not marked on the plan. He notes that Krueger is not doing the cutting but only preparing the plan.

- **Update:** An abutter, Anne Marie Racicot contacted the Conservation office regarding her concern over a tree that is marked to be cut. The tree is abuts a stone wall partially on her property. KB forwarded Ms. Racicot Guy LaChance's contact information and also informed Mr. LaChance of the complaint. Mr. LaChance told KB will address the matter with Krueger.
- **Outcome:** No additional comments.

#### 4. Rivulet Village Pond Dam

- **Update:** We are still waiting to receive a copy of the Emergency Action Plan.
- **Outcome:** RH to reach out to his contact regarding necessary permits and regulations for drawdown activities. KB to contact DEP regarding the same.

#### 5. Beavers - Mumford River

- **Update:** KB was given the name of a beaver trapper and noted there is some confusion regarding whether Conservation or Board of Health is responsible for this situation. RH noted that the Conservation Commission previously agreed to removal of the animal but dismantling of the dam would require a formal filing.
- **Outcome:** KB will forward information along to the Uxbridge Board of Health.

#### VIOLATIONS/POTENTIAL VIOLATIONS:

1. 672 Millville Road (Map 40, Parcel 1661), owner DJ Salmon. Report of alteration to "plateau area", positioning of rocks by street sign and stream, and previous tree work. Video clips of the reported violation were submitted. RH noted CC previously approved tree removal on site. Outcome: KB to schedule site visit with property owner.
2. 660 Millville Road (Map 41, Parcel 168), owner John Foley. Reported dumping of materials into wetland. No photo/video documentation. Outcome: KB to schedule site visit with property owner.

#### CONSERVATION LAND

##### Pout Pond

- **Presentation:** Ken Tevares, PPAC member, presented a document "Pout Pond Advisory Committee Charge - 2014" for review.
- RH made minor revisions to electronic copy of the document after discussion of responsibilities, liability, and applicability of open meeting law.
- **MOTION** by JS to accept the revised document. Seconded by JH; Vote Unanimous 4:0:0.

#### PROCESSING

1. Reorganization – **MOTION** by JS to table to next meeting. Seconded by JH; Vote Unanimous 4:0:0.
2. Minutes 12/16/13 (signed)
3. Minutes 12/30/13 (signed)
4. Request for CoC: 312-266, 87 Chapin Street  
Summary: Order of Conditions issued 01/11/1994. Owner requested Certificate of Compliance formerly last week as part of refinance requirement with bank. KB to schedule site visit.
5. Request for information on drawdowns: Jason Carmignani, PH.D student at UMASS Amherst, sent an email inquiring about drawdowns of water bodies in Uxbridge. The CC is not aware of any collected information on this subject but recommended contact with park rangers at West Hill Dam. Outcome: KB to email Mr. Carmignani.

#### ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION –

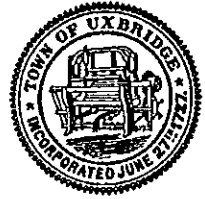
- Members of the Conservation Commission thanked Donna Hardy for her dedication and hard work serving as Conservation Administrative Assistant.
- Resignation - Mr. Lawrence Lench gave his resignation to the Commission by email on December 21, 2013. Mr. Lench expressed that he enjoyed his association with the members and staff of the Committee.

- Resignation - Mr. David Lewcon gave his resignation to the Commission by email on January 1, 2014. Also indicated he will no longer be available on a day to day basis as a volunteer or manager for Pout Pond.
- Members of the Conservation Commission thanked Mr. Lench and Mr. Lewcon for their time on the CC.
- New Conservation Administrator - RH welcomed Kristin Black as new Conservation Administrator.
- MACC Annual Conference Registration is now open. Motion by MP to approve use of conservation funds for registration fees for CC members and KB; Seconded by JH; Vote Unanimous 4:0:0.
- Larkin Building Site Visit: (MP recused himself). KB conducted a site visit. Work anticipated starting in mid-February. Contractor Perro will contact CC to arrange inspection of erosion control barriers prior to the start of work.
- 217 River Road submitted an after-the-fact filing for paving a parking lot. Need to schedule site visit.
- Reported violation by Walter Baker on abutting Powers owned Parcel. KB to schedule site visit.
- Talent Bank Form was submitted by Michael Healy. Mr. Healy discussed his interest with CC members.
- Massachusetts Conservation Mapping Assistance Partnership Program provides a reduced price (\$400) license for ArcView 10. CC members in agreement that this would be a good use of conservation funds. KB to initiate application process.

**ADJOURN – Motion to ADJOURN at 9:33PM by JH; Seconded JS; Vote Unanimous 4:0:0.**



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Conservation Commission Meeting Minutes

Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA

~~03 MAR~~ <sup>FEB</sup> 2014 Date  
 KB.

*[Handwritten signature of Russell Holden]*

Russell Holden, Chairman

*[Handwritten signature of Michael Potaski]*

Michael Potaski, Member

*[Handwritten signature of Jim Hogan]*

Jim Hogan, Member

*[Handwritten signature of Jeffrey Shaw]*

Jeffrey Shaw, Member

Submitted by: *[Handwritten signature: Rust Black]*