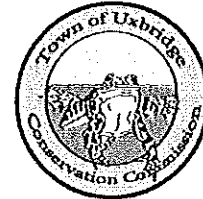


Town of Uxbridge
 Conservation Commission
 21 South Main Street
 Uxbridge, Massachusetts, 01569
 508-278-8600 x 2020



Conservation Commission Meeting Minutes
 Tuesday, April 22, 2014
 Lower Town Hall, Uxbridge Town Hall

Received by
 Uxbridge
 Town Clerk

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

Members Present: Chair Russell Holden, Treasurer Jim Hogan, Clerk Jeffrey Shaw, Members Michael Potaski and Michael Healy

Staff Member Present: Kristin Black, Conservation Administrator

Absent: None

It being approximately 6:36 pm, the meeting being properly posted, duly called and a quorum being present, the meeting was called to order by the Chair.

ACTIVE WETLAND CASES

1. **Request for Determination of Applicability FY14-08: Chapter 90 Pavement Maintenance Program, Town of Uxbridge**

Applicant: Town of Uxbridge DPW

Representative: Cole Services, LLC

Proposal: The general project description is pavement rehabilitation and handicap/sidewalk repairs on sections of Aldrich St., Glendale St., Elmwood Ave., Locust St., Chestnut St., Balm of Life Spring Rd., Chapin St., Henry St., West River Rd., Linwood St., and E. Hartford Ave.

- MOTION: I, Mr. Shaw, motion to table the discussion until after the last Active Wetland case on the agenda. Seconded by Mr. Hogan, the motion carried unanimously 5-0-0.
- At approximately, 7:30pm, the hearing was reopened.
- Discussion: No one appeared to present the project. At the last meeting, the Conservation Commission requested BMPs. The BMPs were distributed to members prior to the meeting. Ms. Black summarized details of the project and noted that all work is within disturbed areas and there is no expansion.
- MOTION: I, Mr. Hogan, move to issue a negative Determination of Applicability for RDA FY14-08 provided that the project complies with the "Stormwater Pollution Prevention Plan Contracts 2014-01, 02, 03, & 04 Recommended BMPs". Seconded by Mr. Shaw, the motion carried unanimously 5-0-0.

2. **Notice of Intent (NOI) 312-9xx, 140 Sutton St. (Map 11, Parcel 2097)**

Applicant: Marc Pitts

Engineer: Heritage Design Group

Proposal: Extension and expansion of a driveway to serve 2 additional single family homes within the 100' buffer to a Bordering Vegetated Wetland (BVW)

- Discussion: Eric Bazzett, Heritage Design Group, presented the project. Green cards submitted. Ms. Black and Mr. Hogan visited the site on 4/17. KB noted that near wetland flag A10, erosion was observed. KB and Mr. Hogan recommend rip rap is extended to A10 to address current erosion issues on a revised plan. At the site visit, debris and trash observed at end of proposed cul-de-sac. Eric Bazzett noted that the owner DEP number is not available. Mr. Holden asked for plan to be revised to show extended rip rap to area of wetland flag A10. Site visit scheduled for Thursday (2/22) to review proposed changes to rip rap. Mr. Bazzett agreed to continuation.
- MOTION: I, Mr. Hogan, move to continue the review of NOI for 140 Sutton Street to the next scheduled meeting. Seconded by Mr. Potaski, the motion carried unanimously 5-0-0.

3. **Request for Determination of Applicability FY14-09, 137 Eric Drive (Map 14, Parcel 1054)**

Applicant: Kevin and Maureen Kearnan

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Proposal: Removal of 8-10 trees along the edge of lawn areas within 100' buffer to the BVW

- o Discussion: Ms. Black visited the site recently. Trees are marked in the field and all are in lawn areas and overhanging the lawn areas. The owner, Kevin Kearnan, presented. Proposal is to flush cut and no stump grinding. All access and staging is on lawn areas. Mr. Holden proposed that trees to be cut should be marked and the Conservation should visit prior to cutting.
- o MOTION: I, Mr. Potaski, move to issue a negative Determination of Applicability with a special condition stating that trees will be marked and the Conservation Commission or the agent shall give final approval prior to tree clearing. Seconded by Mr. Hogan, the motion carried unanimously 5-0-0.

4. Request for Certificate of Compliance 312-873, 60 Quaker Highway (Map 30, Parcel 2777, 3458)

Applicant: N.H. Thisse Uxbridge-Millbury LLC **Engineer:** Heritage Design Group

Description: The applicant is requesting a Certificate of Compliance for a project that never started in order to proceed with a refinance of the property

- o Discussion: N.H. Thisse presented. Ms. Black confirmed that the OOC was issued 1/28/2008 and permit is still valid with permit extension act. In order to refinance, the owner must obtain a Certificate of Compliance. Ms. Black spoke to attorney and reminded him that if work is proposed in the future, a new Notice of Intent will be required as the CoC will not allow work under OOC 312-873 to occur after issuance.
- o MOTION: I, Mr. Hogan, motion to issue a Certificate of Compliance for 312-873 indicating that no work has begun. Seconded by Mr. Potaski, the motion carried unanimously 5-0-0.

5. Notice of Intent (NOI) 312-9xx, 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.

- o MOTION: I, Mr. Potaski, motion to continue this project until next. Seconded by Mr. Shaw, the motion carried unanimously 5-0-0.

WETLAND UPDATES/ISSUES

1. 660 Millville Road, Reported Violation

- o On 4/17, Mr. Hogan and Ms. Black conducted a site visit. An abutter was concerned of her well being poisoned. Mr. Hogan and Ms. Black did not find any violations on site. The report should be closed out.

2. 672 Millville, Reported Violation.

- o On 4/17, Mr. Hogan and Ms. Black conducted a site visit. There was a report from an abutter concerned about illegal site activities. Mr. Hogan and Ms. Black did not observe any violations. DJ Salmon was present and showed Mr. Hogan and Ms. Black erosion near road. Mr. Salmon plans to correct the erosion with rip rap/stone. Ms. Black advised Mr. Salmon to include this work in the future NOI that Mr. Salmon plans to submit.

3. 0 Old Elmdale Rd, Update on appeal of Superseding Determination of Applicability.

- o The appeal is moving forward. Written testimony is being requested.

4. 49 Easy Street, Joel Guadagnoli, consultation

- o Discussion: Mr. Guadagnoli contacted Ms. Black regarding proposed activities and filing requirements. Ms. Black believes it is best for the proposed work to be filed as a NOI under the lowest filing fee around \$110. The work is proposed within 10 feet of the wetlands and includes extensive tree clearing and root removal. Mr. Holden noted that a stamped engineering plan will be required and wetlands should be delineated given the number of jurisdictional areas.

PROCESSING

1. Site Visit Update.
2. Documents to be Considered for Signature: none prepared

CONSERVATION LAND

1. Pout Pond. Proposal for Weed Abatement Project and associated permitting and funding options.

- o Discussion: Last meeting this project was discussed. Conservation Commission agreed the project was a good idea. Ms. Black reviewed WPA expenditure guidelines and does not believe the project could be paid with WPA funds. In 2010, the weed abatement activities were funded by special funds from the Finance

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Committee per Justin Cole. There was no RDA/NOI filed in 2010. Ms. Black believes a NOI is required. Aquatic Control technologies submitted a bid and did the work in 2010. They prepare about 90% of the NOIs for towns and can prepare the NOI for around \$1500.

- o MOTION: I, Mr.Potaski, move to expend up to \$1,500 from the Pout Pond Funds for the preparation of a Notice of Intent for the weed abatement project at Pout Pond. Seconded by Mr. Hogan, the motion carried unanimously 5-0-0.

At approximately 8:30pm, MOTION by Mr. Potaski to adjourn the meeting. Seconded by Mr. Hogan, the motion carried 5-0-0.

Respectfully submitted,
Kristin Black
Conservation Administrator

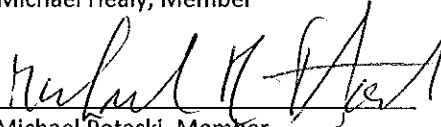


Russell Holden, Chairman

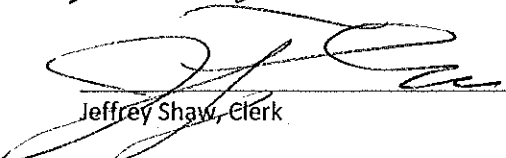
Michael Healy, Member



Jim Hogan, Treasurer



Michael Potaski, Member



Jeffrey Shaw, Clerk

4/6/15

Date