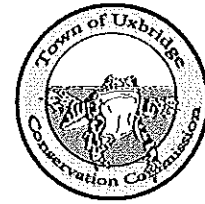


Town of Uxbridge
 Conservation Commission
 21 South Main Street
 Uxbridge, Massachusetts, 01569
 508-278-8600 x 2020



Conservation Commission Minutes
 Monday, June 16, 2014
 Board of Selectmen Meeting Room, Uxbridge Town Hall

Received by
 Uxbridge
 Town Clerk

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

Present: Chair Russell Holden, Treasurer Jim Hogan, Clerk Jeffrey Shaw, Members Michael Healy and Mike Potaski, and Administrator Kristin Black.

Absent: Member Tracy Tivedo.

It being 7:00 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. NOTICE OF INTENT (NOI) 312-971, 4 Albee Road, Uxbridge (Map 40, Parcel 2432) - *continued from 6/2/14*
 Applicant: Erin Carven Representative: Guerriere and Hanlon Inc.
 Project Description: Rebuild of a single family house and associated work within the 100' buffer to bordering vegetated wetlands (BVW).
 - o Discussion: John Nenart of Guerriere and Hanlon Inc. on behalf of the Applicant presented the plan for rebuilding the home that was burned down and within wetland buffer zone. Mr. Nenart stated proposing using same footprint for new house; addressed Cease and Desist on the lot and proposed actions to resolve; proposed erosion controls prior to demolition of house; debris from demolition and construction to be held within dumpster; added construction sequence to the Plan; and, added no mow/no disturb areas to Plan. Discussion was held in regard to the location of the well (to be drilled by MASS DOT, which will be a separate filing); and, demolition permit status, asbestos control and/or containment question previously by an Abutter. The Chair asked the meeting attendees for questions or comments. An unannounced individual commented about construction sequence of rip rap swale installation in regard to water flow into hedge then into the pond, and approval for restoration of fill (elevation change), previously removed by Mr. Carven. Discussion continued in adjusting the construction sequence; request for revised plan to include with issued Order; proposed Special Conditions of approval of plan contour (restoration of land to its original grade in area of control structure as shown on the revised plan that will be recorded) and construction sequencing; and, ability to grant Order of Conditions with Enforcement Order in place.
 - o **MOTION: MOTION: I, Mr. Potaski, move that the Commission issue a Standard Order of Conditions for Notice of Intent 312-971 with the two (2) aforementioned Special Conditions. Seconded by Mr. Shaw, the motion passed unanimously.**

2. NOTICE OF INTENT (NOI) 312-970, 1080 Hathaway Lane, Uxbridge (Map 47, Parcel 1556) – *continued from 6/2/14*
 Applicant: John Scungio of Millville Investments Representative: Heritage Design Group
 Project Description: Construction of a single family house, septic system and associated grading/utilities within the 100' buffer to bordering vegetated wetlands.
 - o Discussion: Eric Bazzett of Heritage Design Group, representing the Applicant, updated the Commission on eight (8) proposed sign locations of no more than 50 feet to address encroachment on buffer zone, questioned the size and appropriate language for signs. Mrs. Black shared MACC and her signage size and language recommendations, in addition to potential language in regard to signage as a Special Condition. Previous outstanding issues were green cards and no DEP #. Mr. Hogan stated that green cards are fine. MA DEP # has been issued. Mr. Scungio of Millville

ORIGINAL

Conservation Commission Minutes Continued - Monday, June 16, 2014

Investments asked to review signage with Commission/Agent; Mrs. Black stated that generic sign could be used if it includes Uxbridge in the language; no smaller than 4" diameter circle sign; and, intent is for property owner to see the sign, not the general public.

- **MOTION: I, Mr. Potaski, move that the Commission issue a Standard Order of Conditions for Notice of Intent 312-970 with the one (1) aforementioned Special Condition. Seconded by Mr. Hogan, the motion passed unanimously.**
3. REQUEST TO AMEND EXISTING ORDERS OF CONDITIONS (OOC) 312-887, Lot 4 Mountainview Road (off Albee Road), Uxbridge (Map 41, Parcel 1832)
Applicant: Lawrence Hill of Hill Financial Company, Inc. Representative: Goddard Consulting, LLC
Project Description: Construct a single family house within 100' of BVW, including the construction of a driveway through BVW and a 1:1 wetland replication area.
- Discussion: Scott Goddard of Goddard Consulting, representing the Applicant, spoke to an updated plan revisions list provided to Commission; erosion control detail – mulch socks in lieu of straw wattles/haybales; and, five (5) acre lot. The Chair read excerpts from Special Conditions, specifically the annual wetland evaluation report detailing wetland replication progress. Discussion continued to include special conditions of construction of wetland replication area prior to construction of house and septic system; changing straw wattle to mulch socks; construction of wetland crossing during low-flow period (July 15 – October 15) or a documented no flow period; and, installation and subsequent inspection of check dams along the proposed driveway by Commission or Administrator prior to soil removal.
 - **MOTION: I, Mr. Potaski, move to close the Public Hearing and move that the Commission issue an amended Standard Order of Conditions for MA DEP file #312-887 with the four (4) aforementioned Conditions. Seconded by Mr. Hogan, the motion passed unanimously.**
4. REQUEST FOR CERTIFICATE OF COMPLIANCE (COC), 312-889, Lot 6 Mountainview Road, Uxbridge (Map 41, Parcel 1895)
Applicant: Albee Trust Realty Representative: Goddard Consulting, LLC
Project Description: The Applicant would like to close the existing Orders of Conditions for Lot 6 as the project no longer falls under jurisdiction of the WPA.
- Discussion: Scott Goddard of Goddard Consulting, representing the Applicant, stated that the work is no longer jurisdictional. Discussion continued to issue an Invalid Order of Conditions type of Certificate of Compliance, noting that work did commence, based upon ORAD 312-944 (issued 10/1/12), that proposed work is no longer within wetlands jurisdictional area.
 - **MOTION: I, Mr. Hogan, move that the Commission issue a Certificate of Compliance for MA DEP #312-889, noting that the Notice of Intent is invalid due to the issuance of ORAD 312-944. Seconded by Mr. Potaski, the motion passed unanimously.**

With no additional Public Hearings, the Chair requested that the Commission move to discuss Mountainview Estates roadway as it has evolved since the original Order of Conditions 312-811 was issued. **MOTION: I, Mr. Potaski, move that the Commission discuss MA DEP 312-811. Seconded by Mr. Hogan, the motion passed unanimously.**

5. NOTICE OF INTENT (NOI) 312-811, Mountainview Road, Uxbridge (Map 41, Parcel 1895)
Applicant: Albee Trust Realty c/o Hills Financial Representative: Goddard Consulting, LLC
Project Description: New roadway construction and installation of utilities within 100 feet of a wetland, to provide access to a proposed residential subdivision.
- Discussion: Scott Goddard of Goddard Consulting, representing the Applicant, stated a site visit was conducted and determined that the road is approximately eighty (80) percent complete; house lots are under construction, and expect to be completed within next twelve (12) months; road completion is expected within sixteen (16) months; Order of Conditions is no longer valid; design of detention pond; ongoing during construction plan recommended; review old site plans or submit new NOI to be able to apply for Certificate of Compliance when work is concluded; request lifting of Enforcement Orders; and, certificate of completion of old order. Commission agreed that best process is to proceed with a new NOI.

Conservation Commission Minutes Continued - Monday, June 16, 2014

Discussion was held by Commission and Agent as to roles, ways to increase communication between Boards and Commissions, and lack of attendance at monthly interdepartmental meetings. The Chair suggested that Conservation start tracking agenda items on Board of Health (BOH) and Planning Board agendas, bring up issues with fellow Chairs, and address it with Town Manager if necessary to resolve. The Chair agreed to reach out to Chairs of BOH and Planning that Conservation needs to be included when wetlands appear on any plan and/or project. Discussion continued about process for Building Permit review/approval; use of GIS wetland layers, with 75% accuracy of delineation. The Chair suggested that members and Agent "Subscribe to E-Alerts" to receive appropriate agendas, with the exclusion of BOH, on the Town website. Mr. Hogan stated that all agendas and meeting minutes are available on the Town website and a Town calendar as well.

The Chair requested that the Commission move to discuss Cobbler's Knoll. **MOTION: I, Mr. Shaw, move that the Commission discuss Cobbler's Knoll. Seconded by Mr. Hogan, the motion passed 4-0-1. Mr. Healy recused himself as he is an abutter.**

PROCESSING

- Cobbler's Knoll
 - Mrs. Black gave the Commission a copy of her email dated May 27, 2014 to the Planning Board; reiterated her four (4) concerns about adherence to the Special Permit bylaw. Discussion continued about most recent plans submitted by Steve O'Connell of Andrews to the Planning Board; need for ANRAD; difference between line delineated by wetlands scientist and engineer; and, lack of understanding by Planning Board of wetlands and/or ANRAD.

The Chair noted that after the Cobbler's Knoll discussion concluded that Mr. Healy rejoined the Commission to discuss the remaining agenda items, starting with Hammond Estates.

WETLAND UPDATES/ISSUES

1. Hammond Estates
 - Mrs. Black shared a memo from DPW Director Benn Sherman with the Commission, regarding the proposed road work, detention basin maintenance, resetting of some existing granite curbing, right of way landscaping, and wetlands replication plantings. The developer abandoned the project, and the Town is working toward completing the project. Order of Conditions has expired, and a new NOI needs to be filed, without fees as the Town is exempt. Mrs. Black will email Mr. Sherman, citing the recommendation from Graves Engineering, to submit a new NOI.

PROCESSING continued

- Site Visit Update
 - None, as most were discussed already during the meeting.
- Documents to be Considered for Signature: Meeting Minutes
 - Mrs. Black stated they are coming together. Issues are missing files and laptop problems. Mrs. Black has compiled her notes and has set aside time to complete these this week. The Chair suggested she use Google docs as a backup. Mrs. Black assured the Commission that all minutes would be done before her maternity leave.
- Report on Conservation Funds
 - Mrs. Black requested the last two quarters financial report, but had not received it yet. She continued that it appears that some of Beth Pitman's salary has been paid from the Conservation fund, but not working in Conservation. The Chair stated that it has been paid for administrative work done when supporting another Board. Mr. Healy suggested if funds are available that they contract a consultant during Mrs. Black's maternity leave. Mrs. Black expects to have this report received within two (2) weeks, and addressed as necessary. Mr. Potaski volunteered to come in a few times each week for an hour or so at a time to see if anything needed to be addressed during her maternity leave.
- Recommended erosion and sedimentation control detail
 - Mrs. Black discussed staking and location of straw wattles as a result of a recent site visit. Benn Sherman, DPW Director, reached out to coordinate efforts with Conservation. Mrs. Black stated that detail should be put on Town website for reference. The Chair asked for a member to head this project; Mr. Potaski volunteered.

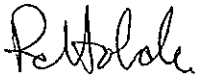
CONSERVATION LAND

- Pout Pond
 - Mrs. Black updated the Commission about BOH food vendor process for an ice cream truck, which includes a CORI and an annual renewal. The Commission agreed to ask Pout Pond Recreation Committee (PPRC) to come forward with a proposal on the access of food vendors onsite.
- Schedule annual walk of Conservation Land in town
 - The Chair has not prepared the annual walk calendar yet for review/discussion.

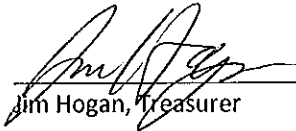
ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

At approximately 9:22pm, MOTION by Mr. Potaski to adjourn the meeting. Seconded by Mr. Shaw, the motion carried unanimously.

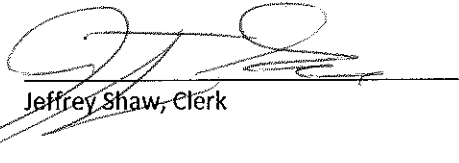
Respectfully submitted,
Beth A Pitman
Planning/Zoning/Conservation Assistant



Russell Holden, Chairman



Jim Hogan, Treasurer



Jeffrey Shaw, Clerk

20 October 2014
Date

absent

Michael Healy, Member



Michael Potaski, Member

absent

Tracy Tibedo, Member