

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



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 Uxbridge
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Conservation Commission Meeting Minutes
Tuesday, January 19, 2016
Board of Selectmen Meeting Room, Uxbridge Town Hall

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

Present: Chairman Patrick Hannon, Treasurer/Vice Chair Jim Hogan, Members Mike Potaski and Russell Holden, and Melissa Dillon, Conservation Administrator

Absent: Clerk Jeffrey Shaw

It being 6:30 pm, the meeting being properly posted, duly called and a quorum being present, the meeting was called to order by the Chair.

PUBLIC HEARINGS

1. **Notice of Intent (NOI), DEP #312-10XX, 32 South Main Street & 0 Mendon Street (Map 25, Parcel 918 & 1078)**

Applicant: Uxbridge Department of Public Works Representative: Andrews Survey & Engineering
 Project Description: Repair and replacement of a portion of the existing Stormwater system by installing drainage lines, manholes, and catch basins along with the necessary associated paving within the 200' Riverfront Area.

- o Discussion: J.P. Connolly, on behalf of the applicant, is here to present the project and its general history. Since the storm drains have collapsed from a fire in the past, the DPW finds it best to replace it. It is part of the Conservation Commissions concern because part of the project will be within the 200' Riverfront Buffer Zone. The area should be staked in the next day. Mr. Hannon expressed that he remembers issuing a negative RDA for that property for the building because of the berm on the property. There is no new discharge or pipes that will be going into the Mumford River, but instead replacement and cleanup of the existing system. Resident from 4 Park Street expressed his concern that the culvert running through his property is no longer operational and has been backed up for several years now. The Representative states that the Park Street culvert is not within the scope of this project and is worried that this is what is going to happen to the new project at this site. He has been told that the DPW is not willing to maintain this culvert any longer so he is concerned with this happening again. The Commission will look into this issue.
- o **MOTION: I, Mr. Holden move that we continue the Public Hearing until the next regularly scheduled meeting. Seconded by Mr. Potaski, the motion carried 4-0-0.**

2. **Abbreviated Notice of Resource Area Delineation (ANRAD), DEP #312-1010, 434 Sutton Street (Map 4, Parcel 2976)**

Applicant: JLT Development, LLC Representative: Guerriere & Halnon, Inc.
 Project Description: Approval of wetland delineation for the purpose of identifying and marking all wetland resources protected under the Massachusetts Wetlands Protection Act.

- o Discussion: The Commissioners conducted a site visit and walked the designated area. No questions were brought up or questioned during the site visit.
- o **MOTION: I, Mr. Potaski move that we issue we approve the Resource Area Delineation. Seconded by Mr. Hogan, the motion carried 3-0-0. Mr. Holden abstained.**

3. **Notice of Intent (NOI), DEP #312-1008, 48/0 Depot Street (Map 304/25, Parcel 1933/1064)**

Applicant: New England Power Company Representative: BSC Group
 Project Description: Substation site improvements and feeder relocation, including the expansion of the existing access road, creation of a new parking area and electrical improvements to support the removal of the old 13.8 kV switchyard in the 200' Riverfront Area

- o Discussion: The applicants would like to continue until the next meeting in order for their engineer and Graves to work on comments made.

MOTION: I, Mr. Hogan, move that we continue the Public Hearing until the next regularly scheduled meeting. Seconded by Mr. Potaski, the motion carried 4-0-0.

4. **Notice of Intent (NOI), DEP #312-1009** 734 & 748 West Street (Map 37, Parcel 4092& 4832)
Applicant: Northwood Homes, LLC Representative: Andrews Survey & Engineering
Project Description: Construction of 9 single-family residential building lots and roadways within a Buffer Zone to a Bordering Vegetated Wetland
 - o Discussion: The owner and representative are working on plans that address the concerns of the Laurel Brook Club. A request for continuance has been submitted until the next meeting. There has been discussions between the Rod & Gun Club and Laurel Brook Club.
 - o **MOTION: I, Mr. Hogan, move that we continue the Public Hearing until the next regularly scheduled meeting. Seconded by Mr. Potaski, the motion carried 4-0-0.**
5. **Notice of Intent (NOI), DEP #312-100X**, 68 Henry Street (Map 20, Parcel 2517)
Applicant: Countryside Associates, LLC Representative: Andrews Survey & Engineering
Project Description: Construction of 12 townhouses with associated paving, landscaping, utilities, and earthwork within the 200' Riverfront Buffer Zone
 - o Discussion: The representative asked to continue until a month or two meetings from today to work on comments from Graves.
 - o **MOTION: I, Mr. Holden, move that we continue the Public Hearing until the February meeting. Seconded by Mr. Hogan, the motion carried 4-0-0.**
6. **Notice of Intent (NOI), DEP#312-1006**, Flagg RV-865 Quaker Highway (Map 50, Parcel 4024)
Applicant: Steve Flagg Representative: Heritage Design Group
Project Description: Completion of the Stormwater management system for a commercial RV sales facility within a Buffer Zone
 - o Discussion: Lance Anderson, on behalf of the Applicant, is working off the comments made by Graves. Graves discovered that the site is approximately 1.4 acres larger than what was approved and Heritage is in the process of designing the stormwater system. Mr. Flagg is aware that he needs to move his stockpile out of the Buffer Zone and has moved the trailers out of the proposed stormwater basin and looking for a site for his material. Mr. Hannon expressed an interest in contacting DEP about the property and seeing what can happen to move forward with the violation. Mr. Holden stated that there is a lot of storage around the beach house, which is believed to be unpermitted since storage is only supposed to be on the pavement.
 - o **MOTION: I, Mr. Hogan, move that we continue the Public Hearing until the February 16 meeting. Seconded by Mr. Potaski, the motion carried 4-0-0.**
7. **Notice of Intent (NOI), DEP#312-1007**, 12 Douglas Street (Map 24A, Parcel 847, 762, 768)
Applicant: 3P Properties LLC Representative: Land Planning, Inc.
Project Description: Replacement and relocation of an existing culvert and filling of the old culvert within the 200' Riverfront Area buffer zone
 - o Discussion: The Representative said by e-mail that they would be present by 8:30 because of a prior appointment.
 - o **MOTION: I, Mr. Hogan, move that we table the discussion until later in the meeting to wait for a representative. Seconded by Mr. Holden, the motion carried 4-0-0.**

WETLAND UPDATES/ISSUES

1. Certificate of Compliance DEP #312-970-1080 Hathaway Lane
 - o Discussion: Lance Anderson, from Heritage Design, explained the as-built to the Commission. The site was stabilized with straw prior to snow fall. The markers on the site has been placed per the plan approved by the Commission. The house is closing soon so they would like to get the Certificate of Compliance sooner. Mr. Hannon suggests to approve it subject to a successful site visit because of the tight timeline.
 - o **MOTION: I, Mr. Potaski, move that we issue a Certificate of Compliance subject to a successful site visit. Seconded by Mr. Hannon, the motion carried 3-1-0.**
2. Request for Permit Extension DEP #312-949-95 Buffum Road
 - o Discussion: The homeowners, Lynn & Mark Brundage, state that the only work that has been done is the land clearing and well placement. There has been no work on the building the home on the property.
 - o **MOTION: I, Mr. Hogan, move that we extend the Order of Conditions for 3 years from the expiration date. Seconded by Mr. Potaski, the motion carried 4-0-0.**
3. Discussion of Conestoga/Saratoga
 - o Discussion: Engineers are working with the DPW to make a viable plan to submit to the Commission.

REPORTED/ONGOING VIOLATIONS

1. 189 Mendon Street
 - o Discussion: Mr. Hannon was driving by the property and work was being done with a drill rig. There was no sign, no erosion controls, and the Order of Conditions had not been recorded. Everything that was approved needs to be done the way that it was approved. Steve Vastola from Clean Energy Collective states that they did call Dig Safe before drilling and apologizes for what happened at the site. Andrews Survey will reach out to the respective parties to make sure what needs to happen first and to move forward.
2. LW Tank
 - o Discussion: No one present.
3. Providence & Worcester Rail Road continuing violations
 - o Discussion: Mr. Potaski looked to see if this issue has come up in the past and did not come up with any definitive answers on how to move forward. Mr. Hannon, from experience knows that the Surface Transportation Board will order the railroad to pick up the railroad ties.
 - o **MOTION: I, Mr. Hogan, move that we send a letter to the Surface Transportation Board about the Providence & Worcester Rail Road and the removal of railroad ties. Seconded by Mr. Potaski, the motion carried 4-0-0.**
4. Someone from the public is concerned with the Northwoods property and the drainage that will be coming down from the road. They are an abutter in the back of the property and is concerned what is stopping the water from pouring downgrade. Mr. Hannon advised to come back to the meeting on the 16th because there is believed to be a major change to the plan. The peer review for this property did not have any major stormwater issues.

PROCESSING

1. Endorse Meeting Minutes 12/7, 12/21, 1/4/16
 - o **MOTION: I, Mr. Holden move that we approve the minutes for December 21, 2015. Seconded by Mr. Hogan, the motion carried 4-0-0.**
 - o **MOTION: I, Mr. Holden move that we approve the minutes for January 4, 2016 Seconded by Mr. Potaski, the motion carried 4-0-0.**

ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

1. MACC Conference/ Webinars
 - o Discussion: The cost for each person is \$115 to attend the March 5th MACC Conference. Administrator would like to take 4 webinars for training purposes for the total cost of \$220. Total cost for all would be \$795.
 - o **MOTION: I, Mr. Holden, motion we approve \$795 from the Wetland Filing Funds for the purpose of training. Seconded by Mr. Hogan, the motion carried 4-0-0.**
2. Discussion on Pout Pond Committee
 - o Discussion: Ken Tavares is not able to attend because a prior obligation. Will send a letter asking to attend next meeting.

***The Board would like to note that no representatives showed up for **DEP #312-1007-12** Douglas Street so discussion never resumed.

At approximately 7:35 pm, MOTION by Mr. Hogan that the Commission adjourn the meeting. Seconded by Mr. Potaski, the motion carried unanimously by roll call vote, Hannon – aye, Potaski – aye, Hogan – aye, Holden – aye.

Conservation Commission Meeting Minutes continued – Tuesday, January 19, 2016

Respectfully submitted,
Melissa Dillon



Patrick Hannon, Chairman




Jim Hogan, Vice Chair/Treasurer

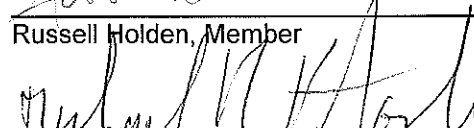
Jeffrey Shaw, Clerk

February 1, 2016

Date



Russell Holden, Member



Michael Potaski, Member