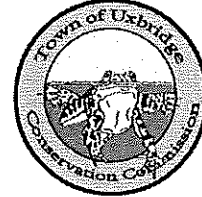


Town of Uxbridge  
 Conservation Commission  
 21 South Main Street  
 Uxbridge, MA 01569  
 508-278-8600 x 2020



Conservation Commission Meeting Minutes  
 Tuesday, July 5, 2016  
 Lower Town Hall, Uxbridge Town Hall

Received by  
 Uxbridge  
 Town Clerk

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

**Present:** Chairman Patrick Hannon, Secretary Jeff Shaw, Members Lauren Steele, Russ Holden, Dale Bangma & Andrew Gorman

**Absent:** Treasurer/Vice Chair Jim Hogan and Melissa Dillon-Conservation Administrator

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

*\*\*At this time Mr. Holden was absent from the meeting\*\**

1. **Amended Notice of Intent (NOI), DEP #312-1015, 500 East Hartford Ave (Map 7, Parcel 2424)**

Applicant: Edward Caracino

Project Description: Relocation of proposed dwelling unit further from the road with no change to the approved septic system location

- o Discussion: Mr. Caracino recently purchased the property with the active Order of Conditions and would like to move the house further back from the road. The plans show any additional erosion controls measures that will be needed. The house will be 55 feet from the Isolated Wetland towards the left of the property and will not be near the wetland owned by the Army Corp of Engineers in the back of the property.
- o **MOTION: I, Mr. Shaw, move that we approved the Amended Notice of Intent as proposed on submitted plans. Seconded by Mr. Bangma, the motion carried 5-0-0.**

*\*\*Mr. Holden joined the meeting\*\**

2. **Notice of Intent (NOI), 0 & 404 Douglas Street-Forest Glen Estates (Map 23, Parcels 3829, 4435 & 4793)**

Applicant: Louis Desreisseau

Representative: Andrews Survey & Engineering

Project Description: Construction of 44 unit age-restricted residential development, including the construction of roads, drives, dwelling units, utilities, and grading

- o Discussion: Mr. O'Connell, on behalf of the applicant, explains the background of the subdivision. This is a previously approved project and the Order of Conditions expired without having requested an extension. All other necessary permits are active and valid. The plans submitted are exactly the same and have had no revisions since last approved. Most work is conducted outside of Buffer Zones but there is work in Buffers with construction of the road and a wetland crossing. The property was last flagged during the last round of permitting. A copy was re-submitted to Natural Heritage because of priority habitat on the property. Harvey Char, an abutter, voices his concern that it abuts Chamberlain Road and traffic could become a problem. Mr. O'Connell verifies that the plans are the same as approved by the Planning Board.
- o **MOTION: I, Mr. Shaw move that we continue the Public Hearing until the next scheduled meeting. Seconded by Mr. Holden, the motion carried 6-0-0.**

3. **Notice of Intent (NOI), 424 Mendon Street (Map 14, Parcel 4215)**

Applicant: SAJO Realty Nominee Trust

Representative: Andrews Survey & Engineering

Project Description: Construction of a ground mounted solar generating facility with associated grading within the Riverfront Area

- o Discussion: Mr. O'Connell, on behalf of the applicant, gives an overview of the project and description of the site. The new owner is looking to generate income with a small solar field of 500 kilowatts. The property does

**Conservation Commission Meeting Minutes continued – Tuesday, July 5, 2016**

have several resource areas of BVWs and Riverfront Area. The work will be conducted in previously disturbed area within the Riverfront. Erosion barriers outline the limit of work and plantings are shown on the plan. Plantings must be approved by the Planning Board prior to allowing occupancy. Pavement will be removed and therefore will decrease the amount of runoff on the site. The panels will face southerly so drivers will see the glass panel or the side profile depending which direction they are heading. All disturbed areas will be seeded with a clover mix as it has been proven successful in a solar setting. An abutter was concerned with town owned wells and DPW needing access to the property. As far as the Commission and Andrews know there is no reason that the DPW would need access to the property and there are no town owned wells. Other abutter concerns include the location of trees being removed, the size of panels (said to be 8-10 feet), if the house will block the site of any of the panels or if the panels will rise above the house (said to not rise above the one story dwelling), why there is so many panels for only one dwelling (said to be a for-profit solar generating facility), what the duration of time the panels will be up and what the plan of removal is as there has been studies dealing with hazardous materials coming from the panels (Mr. O'Connell addressed this by stating that to his knowledge there is no hazardous material within the panels and components on site and typical leases for solar panels are 20-25 years and options for 5 year extensions. Planning Board approvals are based upon an approved decommissioning plan), concern for safety with light reflecting off the panels and light shining at the neighbors across the street. One special condition could be that once a lifespan of a panel is up it needs to be removed from the site and replaced if necessary. An alternatives analysis is required and must be submitted to the Commission.

- **MOTION: I, Mr. Shaw, move that we continue the Public Hearing until the next scheduled meeting. Seconded by Mr. Gorman, the motion carried 6-0-0.**

**4. Notice of Intent (NOI), 0 Old Elmdale Road (Map 25, Parcel 3979)**

Applicant: Aris Group, LLC

Representative: Andrews Survey & Engineering

Project Description: Construction of an access road to the site off an existing gravel road and earth removal within Riverfront Area

- Discussion: Tom Lewis, an abutter, never received his abutter notice and is concerned about others missing the first meeting. Mr. Hannon explains that Andrews did their job to the extent that they could and we have verification that the notification was sent. A site visit was conducted and important areas of the parcel were inspected. DEP noted that an alternatives analysis needed to be submitted and that the two potential vernal pools must keep up the successful hydrology in order to maintain the successfulness of the vernal pools themselves. A better narrative is asked to be submitted to the Commission so that they can better understand the earth removal plan and the sequence of events that will partake. The lifespan and durability of the road was questioned during the site visit and if the road can handle the traffic. Mr. Holden expressed his concern that if certain parts of the road are being compacted that there is a possibility of water crossing and would like to possibly have another engineer look at the plans and site to help find those answers. The Commission discusses special conditions dealing with filter fabric, restrictions on traffic during muddy times without having to widen the road. There is another access road from the north and Mr. Holden would like to know why that road cannot be used and would like it to be addressed in the alternatives analysis. Abutter concerns included size of dump trucks and restrictions of number of trucks driving through at one time (which is explained to be a Planning Board issue), what is intended to be done with the property after the earth removal is done and how long the project will last (Mr. O'Connell states that the gravel is in high demand and depending on market conditions that it could last 2-5 years and could potentially turn into a subdivision when it is finished), distance of work from vernal pools (stated as 40 feet), expert witnesses as used in the previous DEP RDA appeal with Mr. Vecchione and their statements did not agree with using the access road, responses from Blackstone Valley Corridor (Mr. O'Connell states that they will not be intervening in the local permitting and the engineer will be delineating the upper most resource area). DEP #312-1018 was assigned and the representative asked to continue until August 1.
- **MOTION: I, Mr. Bangma, move that we continue the Public Hearing until the August 1st meeting. Seconded by Mr. Gorman, the motion carried 6-0-0.**

**5. Notice of Intent (NOI), 429 Hazel Street (Map 29, Parcel 274)**

Applicant: Margaret Racicot

Representative: Shea Engineering & Surveying, Inc

Project Description: Clearing, excavating, filling, grading, loaming and seeding consistent with installation of a replacement septic partially within the 100' Buffer Zone to a Bordering Vegetated Wetland

- Discussion: Steve Donatelli, on behalf of the applicant, explains the project of replacing a septic for a already occupied dwelling unit. Two trees will most likely have to be removed on the edge of the Buffer Zone. The replacement will be located farther away from the resource area than the current septic system. Erosion controls will be straw waddles around the limit of work. The Commission will wait for a DEP number to be issued to approve the project.

- **MOTION: I, Mr. Shaw, move that we continue the Public Hearing until the next scheduled meeting. Seconded by Mr. Holden, the motion carried 6-0-0.**

6. **Notice of Intent (NOI), DEP #312-1016, 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

- Discussion: Mr. O'Connell, has no update to provide to the Commission from Natural Heritage and asks for a continuance.
- **MOTION: I, Mr. Holden, move that we continue the Public Hearing until the next scheduled meeting. Seconded by Mr. Shaw, the motion carried 6-0-0.**

**REPORTED/ONGOING VIOLATIONS**

1. 58 Rivulet Street

- Discussion: Earl Ebbeling, explains that he removed trees that were rotted and that the beach was actually just a pile of sand that was knocked over. The Commission advises Mr. Ebbeling that he needed to get permission to clean up brush and remove trees even if they are rotted. A neighbor called complaining that the excavator was in the water. The administrator will send a letter outlining the next steps in moving forward.

2. 32 Church Street

- Discussion: No update-administrator will follow up.

3. 142 South Street

- Discussion: The Commission will wait until Joe Bellino from DEP comes back from vacation and Board of Health has become involved.

4. 350 & 410 North Main Street

- Discussion: Waiting on NOIs and will continue until the next meeting.

5. Flagg RV

- Discussion: Superseding Order of Conditions will be issued by DEP as no special conditions are recommended by the Commission.

6. 9 Balm of Life Spring Road

- Discussion: Board of Health is working on this will possibly the assistance from DEP.

**PROCESSING**

1. Endorse Meeting Minutes 6/20

- Discussion:
- **MOTION: I, Mr. Shaw, move that we approved the meeting minutes for June 20, 2016. Seconded by Mr. Gorman, the motion carried 5-0-1. Mr. Holden abstained.**

**ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION**

1. Certificate of Compliance-62 & 74 Commerce Drive

- Discussion: Site is stabilized, as-built and letter certifying the site was built in substantial compliance to the plan was submitted. The Commission will conduct a site visit and will approve if a successful site visit is conducted. The sites could not be stabilized by July 1 and have been given an extension until July 15<sup>th</sup> and requests that the Commission visits the third site in order to close them out.

2. Interstate Reliability Project

- Discussion: Permit has expired since the Commission did not approve their extension since it was not submitted in a timely manner. Mr. Hannon sent an e-mail that no work is to take place in resource and Buffer Zones

3. Wetland Bylaw Review and Discussion

- Discussion: Special meeting should be set to discuss the bylaw and what should be included. Mr. Holden will make a survey to send out to the public to gauge what should be included in the bylaw.


4. Open Space & Recreation Plan/Committee


- Discussion: Ms. Steele is working with administrator to come before boards to explain the OSRP to gain interest.

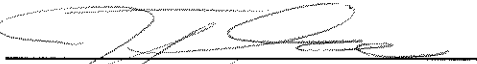
**MOTION: I, Mr. Holden, move that we adjourn. Seconded by Mr. Hannon, the motion carried 6-0-0.**


**ADJOURNMENT-NEXT MEETING SCHEDULED FOR MONDAY JULY 18, 2016**


Respectfully submitted,  
Melissa Dillon


  
Patrick Hannon, Chairman

  
Jim Hogan, Vice Chair/Treasurer

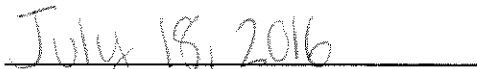
  
Jeffrey Shaw, Clerk

  
Russell Holden, Member

  
Lauren Steele, Member

  
Dale Bangma, Member

  
Andrew Gorman, Member

  
Date