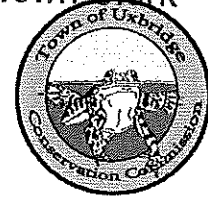


Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, MA 01569
508-278-8600 x 2020

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Conservation Commission Meeting Minutes
Monday, September 6, 2016
Board of Selectman's Room, Uxbridge Town Hall

SEP 20 '16 AM 8:25

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

Present: Chairman Jim Hogan, Vice Chair Andrew Gorman, Treasurer Jeff Shaw, Clerk Lauren Steele, Members Patrick Hannon & Dale Bangma, Administrator Melissa Dillon

Absent: Member Russ Holden

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.

1. **Notice of Intent (NOI)**, 145 Hecla Street (Map 25, Parcel 2378)

Applicant: Uxbridge DPW

Representative: GHD

Project Description: Replacement of existing pump station and wet wells on a platform in order to mitigate flooding impacts with Buffer Zones, Riverfront Area, and areas prone to flooding

- o Discussion: A brief was updated on a project for the Wastewater Facility but the new design has addressed alternate means and are now all out of jurisdictional areas. In regards to the West River Pumping station, a brief background is given to the project and the area they will be working in. The stormwater report showed that there was no change in the quality and quantity of water leaving the site. There will not be any work done in Bordering Vegetated Wetlands, this submission was done in error. Mr. Hogan asks if there is any compensatory flood storage for the small space that the stilts are taking up and it needs to be demonstrated on the plan and in the calculations. The Commission will wait for a DEP number and more information on flood storage. Engineers will work on compensatory storage and stockpile areas for the next meeting.
- o **MOTION: I, Mr. Hannon, move that we continue the Public Hearing for more information until the next scheduled meeting. Seconded by Mr. Shaw, the motion carried 6-0-0.**

2. **Request for Determination of Applicability (RDA)**, Hyde Park Circle/Tea Party Drive (Map 29, Parcels 3053, 3099 & 3987)

Applicant: Fafard Real Estate

Representative: Goddard Consulting LLC

Project Description: Determination if regrading and clearing of land for Tea Party Circle is subject to the Wetlands Protection Act

- o Discussion: Scott Goddard, on behalf of the applicant, has submitted an application based on the Enforcement Order and previous discusses about the property. Scott Goddard states that all work that has been done is in non-jurisdictional areas and would like the Enforcement Order to be lifted. Mr. Goddard gives a background and overview of the site and the work that has commenced. The applicant is requesting a negative determination with a statement from the Commission that the stream is perennial. Mr. Hannon asks the engineer if the contractor has continued to work (answered as yes-but in areas outside of jurisdiction); when Tea Party Drive was cleared (answered with unknown but some may have been cut recently after Mr. Hannon expressed his concern); when were the wetlands and resource areas flagged (answered a month ago and were rechecked by Mr. Goddard); why existing erosion control has been recently removed, left on the ground, and new erosion controls were installed and did not clean up the debris or silt (answered that he did not have knowledge of that); would like to see StreamStats (said to be submitted and that the criteria to overcome the presumptions were not met). Mr. Gorman states that a cold water fishery needs a certain amount of removal of suspended solids before it discharges into the cold water fishery. Mr. Hannon states that he disagrees with the fact that an intermittent stream cannot overcome the presumption of perennial. The Commission would like to send this off to peer review by Graves to review the status of the stream and jurisdictional areas-administrator will send further instructions and request for peer review funds. Mr. Hannon requests the admin to talk to Murielle Stone about the Riverfront and request her to make a site visit.

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- **MOTION: I, Mr. Hannon, move that we have a peer review the application for Hyde Park Circle/Tea Party Drive. Seconded by Mr. Shaw, the motion carried 6-0-0.**
 - **MOTION: I, Mr. Hannon, move that we continue the Public Hearing for more information until the next scheduled meeting. Seconded by Mr. Gorman, the motion carried 6-0-0.**
3. **Amended Notice of Intent (NOI), 12 Douglas Street (Map 24A, Parcels 847, 762, 768)**
Applicant: Dirk Koopman
Project Description: Repairing parts of the failed culvert by using gunite and the previously approved de-watering plan
- Discussion: Meghan Selby submitted a narrative that said it appeared it would not have any harmful effects. A poly and mesh layer on top was to be placed on the ground to catch any debris that fall and so that the workers do not slip. A cure time of 72 hours will be in place before water flows through.
 - **MOTION: I, Mr. Shaw, move that we issue an Amended Order of Conditions with the Uxbridge Special Conditions with the special conditions of 1. To be done in the dry 2. Cure time of 72 hours 3. A mat of poly and mesh is to be placed on the floor to capture spray. Seconded by Gorman, the motion carried 6-0-0.**
4. **Notice of Intent (NOI), 350 North Main Street (Map 12D, Parcel 1174)**
Applicant: Dokkum Realty, Inc. Representative: Heritage Design Group
Project Description: Demolition of two existing structures and foundation with regrading using compacted gravel within the Riverfront
- Discussion: A site visit was conducted and the resource areas reviewed by a few members of the Commission. A DEP file number is needed and possibly needs to be clarified with DEP that it is two separate projects. Mr. Hannon clarifies that the applicant proposes to remove all the vegetation and leave it as a gravel site. There is no proposed use after the project is finished as of yet. A little bit of the flood plain does fall on the lot and mainly follows the erosion control line. Mr. Shaw found old cattle fencing and cuts off the wetlands and prohibits travel of wildlife and suggests that it should be cut between the trees and removed.
 - **MOTION: I, Mr. Gorman, move that we continue the Public Hearing until the next scheduled meeting. Seconded by Mr. Shaw, the motion carried 6-0-0.**
5. **Notice of Intent (NOI), DEP #312-1023, 410 & 350 North Main Street (Map 12D, Parcels 1174 & 0281)**
Applicant: Dokkum Realty Representative: Heritage Design Group
Project Description: Removal of debris and fill from Buffer Zone and Riverfront Area to restore the resource areas and associated buffers
- Discussion: Commissioners would like a thorough description on how they will be pulling the material out of the resources areas. There will need to be some work with a machine for parts of the project as it cannot be done by hand. This all needs to be documented and described in a narrative and submitted to the Commission. The grade of the site is said to not change at all or very little.
 - **MOTION: I, Mr. Hannon, move that we continue the Public Hearing until the next scheduled meeting. Seconded by Mr. Shaw, the motion carried 6-0-0.**
6. **Notice of Intent (NOI), DEP #312-1018, 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: Continued until the next meeting as voted upon on September 6, 2016.

Mr. Hannon excused himself from the meeting

WETLAND UPDATES/ISSUES

1. 177 River Road-Request for Certificate of Compliance
 - Discussion: Mr. Gorman conducted a site visit and found that all work had been completed and there was no debris in the Riverfront Area.
 - **MOTION: I, Mr. Shaw, move that we issue a Certificate of Compliance for 177 River Road. Seconded by Mr. Gorman, the motion carried 5-0-0.**
2. 38 Bentley-Erosion Controls
 - Discussion: Mr. Gorman visited the site to check erosion controls and found only one gap in the silt fence. It has been requested that the gap be fixed. All other silt fences on the site are intact and installed as required.
3. Mountainview Estates

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- Discussion: Site visit scheduled for September 7th at 6:30pm for discussions on lot changes.

REPORTED/ONGOING VIOLATIONS

1. 836 Aldrich Street
 - Discussion: John Farnsworth, engineer, and Sondra Bretana, homeowner states that a contractor has been found and have a tentative start date of September 13th and would like to meet on site to ensure approval of what is to be done. ****Mr. Hannon returned to the meeting**** The Commission requested that Mr. Farnsworth call the office to confirm that all parties will be there on the 13th.
2. 44 Depot Street
 - Discussion: Admin has talked with the property owner and has gotten the name and number of the contractor and has tried to make contact. What was a gravel path has been turned into a parking area and pipes directly to the river and has pushed debris closer to the resource area. Admin will call contractor again and attempt to have attendance at next meeting.
3. 58 Rivulet Street
 - Discussion: Commission would like conduct another site visit at the property with the agreement of the homeowner. Admin will contact Mr. Ebbeling to set up a date and time.
4. Other Discussion: Site visit was set with DEP on the erosion controls at Flagg RV. RVs were seen parked in the basin again. Commissioners disagree with the statement from Mr. Goddard that a stream cannot overcome an intermittent presumption and that it is not impacting the cold water fishery. Mr. Hannon asks if anyone read the letter from Burrillville Conservation Commission and Mr. Hogan stated it would be on the next meeting's agenda.
5. 32 Church Street
 - Discussion: None
6. 142 South Street
 - Discussion: Admin will follow up with the Town Manager's office about an administrative search warrant from Town Counsel.
7. 9 Balm of Life Spring Road
 - Discussion: Admin will follow up with the Town Manager's office about an administrative search warrant from Town Counsel.

PROCESSING

1. Endorse Meeting Minutes 8/15
 - Discussion: Will be done at next meeting.

ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

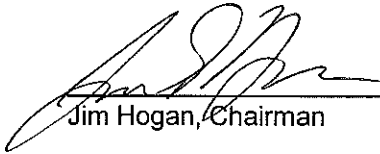
1. Ms. Steele and Mr. Gorman would like to have an information question and answer session to answer any questions the public may have about the bylaw.
2. Gate at Pout Pond-admin suggests having the bathroom open only on the weekends since there are still parties scheduled for the weekends in September.

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


ADJOURNMENT—NEXT MEETING SCHEDULED FOR MONDAY, SEPTEMBER 19TH

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Respectfully submitted,
Melissa Dillon



Jim Hogan, Chairman

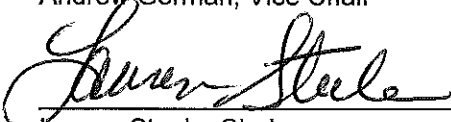


Patrick Hannon, Member



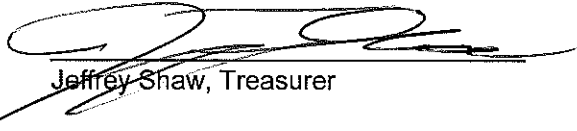
Andrew Gorman, Vice Chair

Russell Holden, Member



Lauren Steele, Clerk

Dale Bangma, Member



Jeffrey Shaw, Treasurer



Date