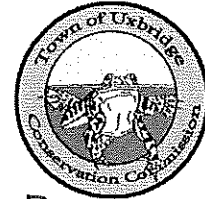


Town of Uxbridge  
Conservation Commission  
21 South Main Street  
Uxbridge, MA 01569  
508-278-8600 x 2020

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Conservation Commission Meeting Minutes  
Monday May 1, 2017  
Board of Selectman's Room, Uxbridge Town Hall

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

**Present:** Chair Jim Hogan, Vice Chair Andrew Gorman, Treasurer Jeff Shaw, Members Pat Hannon and Dale Bangma

**Absent:** Clerk Lauren Steele, Member Russell Holden and Conservation Agent Melissa Dillon

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

**PUBLIC HEARINGS**

1. **Notice of Intent (NOI), DEP #312-1034** 31 Rogerson Crossing (Map 12B, Parcel 3821)

Applicant: Chad Marrier

**Project Description:** Construction of a 15'x15' paver patio for a single-family home within 100' to a BVW

**Discussion:** A positive RDA for the project was issued previously. Mr. Marrier and his wife attended and updated Commission members on their plans for the patio project. Mulch socks will be used for erosion control as recommended. Green cards returned verifying abutters have been notified and there were no comments. DEP issued a number with no comments.

**MOTION I:** Mr. Gorman moved to close the public hearing for DEP #312-1034, 31 Rogerson Crossing. Mr. Shaw seconded and the motion carried unanimously by vote 5-0-0.

**MOTION II:** Mr. Gorman moved to approve DEP #312-1034, 31 Rogerson Crossing with the Uxbridge Standard Special Order of Conditions. Mr. Bangma seconded and the motion unanimously by vote 5-0-0.

2. **Notice of Intent (NOI), 620 Aldrich Street** (Map 48, Parcel 4524)

Applicant: Jonathan E. Tibbetts

Representative: Andrews Survey & Engineering, Inc.

**Project Description:** Construction of a single-family home with associated septic system, earthwork, landscaping with a wetland crossing to construct a driveway.

*\* Mr. Gorman disclaimed he works for Natural Resource Services, Inc. (noted by error on the plans) and they have not done any work on this property, nor do they have a financial interest so he did not recuse himself.*

**Discussion:** JP Connolly, Andrews Survey & Engineering, attended on behalf of the applicant and explained the project and the wetland replication. There was a discussion about errors on the notes of the stamped plans, which JP agreed to correct. A DEP number has not yet been assigned. In regards to the material for the replication area, Mr. Connolly indicated there will be some work within the wetland area and they will try to utilize as much of that material as possible. Mr. Gorman noted a successful replication is defined by DEP as 2 growing seasons and emphasized the importance of a professional monitoring the area and possible conditions. The lot was approved with a variance and the owner is looking to move forward with the plan. Commission members scheduled a site visit for Thursday 5/4/17 at 5:30pm.

**MOTION:** Mr. Shaw moved to continue NOI, 620 Aldrich Street to the next meeting of the Conservation Commission on 5/15/17. Mr. Gorman seconded and the motion carried unanimously by vote 5-0-0.

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3. **Notice of Intent (NOI)**, 219 Quaker Highway (Map 35, Parcel 1887)  
Applicant: David Lavallee Representative: Andrews Survey & Engineering, Inc.  
**Project Description:** Construction of a wetland crossing to construct a driveway for a single-family home and associated grading and utilities.

**Discussion:** JP Connolly, Andrews Survey & Engineering, attended to represent David Lavallee and his NOI. Mr. Connolly explained the Mill Street side was selected for entry because Quaker Highway slopes were steeper and there was potential for a second wetland crossing. The resource area consists of a near vertical bank related to the intermittent stream. No opportunity for BVW to develop within that near vertical bank. The narrowest portion across appears to be a 10-11' width that they need to cross. To create the connection between the 2 wetlands they are proposing a 6' diameter pipe to be buried 2 ½ feet leaving 3 ½ feet will be open and exposed. Mr. Connolly confirmed the intent is a 12' wide driveway. Commission Members scheduled site visit for Thursday 5/4/17, following the site visit for 620 Aldrich Street.

**MOTION:** Mr. Gorman moved to continue NOI 219 Quaker Highway to the next meeting of the Conservation Commission on 5/15/17. Mr. Shaw seconded and the motion carried unanimously by vote 5-0-0.

4. **Notice of Intent (NOI)**, 200 South Main (Map 30, Parcel 351)  
Applicant: Uxbridge DPW Representative: Guerriere & Halnon, Inc.  
**Project Description:** Installation of 2 sewer manholes and approximately 100' of sewer pipe to replace the existing section that is failing within Buffer Zone to a BVW.

**Discussion:** Michael Hassett, Guerriere & Halnon, attended on behalf of the DPW. DEP #312-1035 has been assigned with no comments. There was a quick discussion about the removal of the asbestos pipe. Mr. Hassett indicated that is more complicated and costly than leaving it in the ground. DEP's recommendation is to leave them in place. During the Fire Station construction, the cost to remove an asbestos pipe was estimated at \$5000 and it was decided not to remove it.

**MOTION I:** Mr. Gorman moved to close NOI #312-1035, 200 South Main Street. Mr. Bangma seconded and the motion carried unanimously by vote 5-0-0.

**MOTION II:** Mr. Gorman moved to approve NOI #312-1035, 200 South Main Street with the Uxbridge Standard Special Order of Conditions. Mr. Shaw seconded and the motion carried by vote 4-0-1.

5. **Notice of Intent (NOI)**, 671 Quaker Highway (Map 45, Parcel 3895)  
Applicant: Cardinal Enterprise Realty, LLC Representative: Andrews Survey & Engineering, Inc.  
**Project Description:** Construction of a detention basin, paving, utilities, earthwork, and landscaping associated with a gas filling station within the Buffer Zone to a BVW.

**Discussion:** JP Connolly, Andrews Survey & Engineering, representing the applicant reviewed plans and the project with Commission Members. DEP # 312-1033 assigned and a site visit conducted. Mr. Connolly, provided answers to questions that came up during the site visit. The potential perennial stream is under the ½ square mile area that drains to that point in the stream, which is why it was classified-as intermittent. The potential vernal pool does not appear to hold water, but the work is adjacent and will not fill the area. Commission members discussed options for conditions regarding removal of the mulch stock pile and notifying the agent within a reasonable timeframe when work will start. Mr. Connolly indicated that they would look for advice from the Commission about removing large items from the stream that would require equipment. There is 60,000 sq. ft. new impervious surface including buildings, pavement, and awnings. Everyone agreed that the project would be an improvement to the resource area. Disturbed and un-vegetated areas will be loamed and seeded. The project is almost finalized with the Planning Board and Mr. Connolly expects approval. No abutters were present to speak at the meeting.

**MOTION:** Mr. Gorman moved to close the Public Hearing for DEP # 312-1033, 671 Quaker Highway. Mr. Shaw seconded and the motion passed 4-0-1.

**MOTION II:** Mr. Gorman moved to approve DEP 312-1033 with the Uxbridge Standard Special Conditions standard special and with two added conditions (i) the fill pile as described during the site visit is to be removed within 90 days of the start of the project and the Conservation Agent is notified 24 hours before

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that work is to occur (ii) trash and debris associated with the site and it's future uses are to be removed from the buffer zone and the resource area. Mr. Hannon seconded and the motion passed 4-0-1.

6. **Notice of Intent (NOI), DEP #312-1031** 434 Sutton Street (Map 4, Parcel 2976)  
Applicant: James Tetreau, JLT Development, LLC Representative: Guerriere & Halnon, Inc.  
Project Description: Proposed 12-lot single-family residential conservation subdivision with associated site work within the Buffer Zone of a BVW.

**Discussion:** Michael Hassett, Guerriere & Halon, representing JLT Development, reviewed some revisions made to the plans in accordance with Planning Board's comments and third party reviews. DEP #312-1031 was assigned with a few comments. Mr. Hassett explained how they have addressed the comments. The only lot where there is a potential disturbance to the wetlands is LOT 6 and Mr. Hassett acknowledged a separate NOI would be required for any work on this lot.

**MOTION I:** Mr. Gorman moved to close the public hearing for NOI #312-1031 434 Sutton Street. Mr. Hannon seconded and the motion carried unanimously by vote 5-0-0.

**MOTION II:** Mr. Gorman moved to approve NOI for DEP #312-1031 434 Sutton Street with the Standard Special Order of Conditions and the added condition that no work outside the proposed limit of disturbance on the site plans shall commence on Lot 6 without an additional NOI. Mr. Shaw seconded and the motion carried unanimously by vote 5-0-0.

7. **Abbreviated Notice of Resource Area Delineation (ANRAD), DEP #312-1028**, Crownshield Avenue, Hyde Park Circle, Tea Party Drive (Map 29, Parcels 3126, 3117, 3053, 3084, 2965, 3866, 3099, 3987, 3895, 3825, 4682, 3162, 696, 4693, 4745, 4858, 4829, 4884)  
Applicant: Rick Terrill, Uxbridge Multi Family Representative: Goddard Consulting LLC  
Project Description: Request to verify the wetland delineations are correct at the listed parcels.

Applicant formally requested to continue to the next meeting of the Conservation Commission scheduled 5/15/17.

**MOTION:** Mr. Hannon moved to continue ANRAD #312-1028 to the next Conservation Commission meeting on 5/15/17. Mr. Gorman seconded and the motion carried unanimously by vote 5-0-0.

### WETLAND UPDATES/ISSUES

- Equipment and trucks for the sewer project work is being staged at the intermittent stream by the Church of the Nazarene. Mr. Hogan will reach out to DPW to move the equipment and material outside the wetland resource area.

### REPORTED/ONGOING VIOLATIONS

- 142 South Street
  - Mr. Hannon added that there is a 6' wide footpath a right of way to the reservoir (called Reservoir Path) that is clearly staked out.
- 9 Balm of Life Spring Road
  - Mr. Gorman reviewed meeting footage from 2010 when the property first came before the Conservation Commission to gain some historical perspective. Mr. Hannon suggested organizing a meeting with Commission members and the Directors of various departments at DEP (Solid Waste, Wetlands, and Regional Directors) to review action they would like to take and request assistance for Flagg RV and 9 Balm of Life Spring (who Mr. Hannon stated were the two biggest offenders.) A few members expressed concern about including Flagg RV due to DEP's involvement.

### PROCESSING

- 4/18/17, 9/19/16, 10/3/16 Meeting Minutes

**MOTION I:** Mr. Hannon moved to approve the meeting minutes from 9/19/16 as written Mr. Gorman seconded and the motion carried by vote of 4-0-1

**MOTION II:** Mr. Hannon moved to approve the meeting minutes from 10/3/16 as written Mr. Gorman seconded and the motion carried by vote of 4-0-1

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**MOTION III: Mr. Hannon moved to approve the meeting minutes from 4/19/17. Mr. Bangma seconded and the motion carried by vote of 4-0-1.**

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

- 290 Millville Road Tree Clearing
  - Owner initially indicated trees are being removed so junk and vehicles can be removed. A request for a site visit to see the work has not yet been responded to.

**MOTION:** Mr. Hannon moved to issue a Cease and Desist for any work on 290 Millville Rd within jurisdiction of the Conservation Commission. Mr. Shaw seconded and the motion carried unanimously by vote 5-0-0

- Providence & Worcester Railroad Yearly Operating Plan-comments for review
  - Residents with wells were contacted and the comment period expired.
- NHESP maps-comments for review
  - Mr. Gorman drafted a "Commission" response for members to review. Comment period ends June 3, 2017. Mr. Hannon suggested at least one of the Commissioners signing up for Natural Heritage membership.
- Update Guideline Policy for Conservation Commission
  - Members agreed to review the General Guidance Policy and forward any comments to the Agent.

**ADJOURNMENT-NEXT MEETING SCHEDULED FOR MAY 15, 2017**

Mr. Bangma moved to adjourn the May 1st meeting of the Conservation Commission. Mr. Hannon seconded and the motion passed 5-0-0.

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Respectfully submitted,  
Melissa Shelley

\_\_\_\_\_  
Jim Hogan, Chairman

\_\_\_\_\_  
  
Andrew Gorman, Vice Chair

**ABSENT**

\_\_\_\_\_  
Lauren Steele, Clerk

\_\_\_\_\_  
  
Jeffrey Shaw, Treasurer

\_\_\_\_\_  
Date

\_\_\_\_\_  
Patrick Hannon, Member

**ABSENT**

\_\_\_\_\_  
Russell Holden, Member

\_\_\_\_\_  
Dale Bangma, Member

