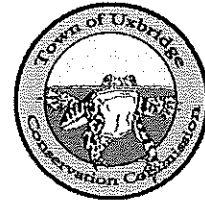


Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, MA 01569
508-278-8600 x 2020

JUL 5 '17 PM 1:10



Conservation Commission Meeting Minutes
Monday June 19, 2017
Board of Selectman's Room, Uxbridge Town Hall

Received by
Uxbridge
Town Clerk

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, Russell Holden, Dale Bangma, and Clerk Lauren Steele

Absent: 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.

*****Some Agenda Items may be taken out of order*****

PUBLIC HEARINGS

1. **Notice of Intent (NOI), DEP #312-1038** 45 Mountainview Road (Map 41, Parcel 1832)
Applicant: Hill Financial Compay, Inc. Representative: Goddard Consulting, Inc.
Project Description: Construction of a single family house with associated driveway, grading, and yard within the buffer zone to a BVW and wetland crossing and associated replication for the access to the home.
*Mr. Bangma recused himself

Mark Arnold, Goddard Consulting, on behalf of Hill Financial attended the meeting. Mr. Gorman and Mr. Holden updated the Commission on questions that arose during the recent site visit: (i) the size of the culvert in relation to the width of the stream and (ii) a possible alternative replication location. The proposed replication area would require significant excavation to reach hydric soils (well over 3') and removal of at least 4 trees. There is an area on lot 5 that is already disturbed - the logging road with the pipe underneath that would have a small amount of additional disturbance would be required. Because this area is on Lot 5 commission members discussed responsibility and the related administrative issues and options (an easement connected with a deed; a bond; amending conditions or findings that exempt lot 5 owner from any OoC that deals with this area and put in LOT 4's OoC that they are responsible).

Mr. Arnold spoke with the applicant and they are amenable to the change. He provided the following additional information: both lots are currently under the same owner but eventually will be sold; lot 5 will probably be finished before lot 4 but the replication area should be complete before lot 5 is ever sold; estimated cost of the replication is \$10,000 and if it's moved the cost would be less - no trees would need to be removed. He further discussed the possibility amending the NOI for the lot 4 application to add lot 5 and notify abutters of the work required on lot 5. Commission members all agreed that this new area a much better location to replicate and amending the OoC for lot 5 so they are not responsible. Mr. Arnold agreed to update the plans. Everyone agreed to 1 to 1.5 ratio for the replication area.

In regards to the size of the culvert, Mr. Arnold provided a brief history and why the size was chosen and approved. Mr. Gorman mentioned he thinks the stream is capable of maintaining the 6' diameter without any serious ecological degradation. Mr. Arnold asked the commission to consider what was permitted in 2008, what was amended in 2014, and what is currently in the field. The interior span of the culvert is 6' and rocks will be strategically placed to slow down the velocity within the culvert. Mark will be there for the culvert installation to ensure it is installed correctly.

MOTION: Mr. Gorman moved to continue DEP # 312-1038 until the next regularly scheduled meeting of the Conservation Commission for updated plans and additional information. Ms. Steele seconded and the motion passed 6-0-0.

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2. **Notice of Intent (NOI), DEP #312-1045** 1025 Quaker Highway (Map 56, Parcel 2114)
Applicant: 1025-1045 Quaker Highway Realty Trust Representative: Andrews Survey & Engineering, Inc.
Project Description: Construction of a warehouse and office space building and associated paving, utilities, and earthwork within the BVW and associated buffer zone.

JP Connolly, Andrews Survey and Engineering, attended on behalf of the applicant. Mr. Gorman reviewed the recent site visit and noted that the proposed replication is "the jackpot" of replication areas. Mr. Gorman noted that the wetland area is very transitional area – may not be a wetland. The wetland flagging was completed in July 14, 2014. There was a discussion about snow removal and stockpiling and Mr. Connolly agreed to add *No Snow Stockpiling Signs* to applicable areas. At the request of the Agent, Commissioners reviewed the proposed planting plan and discussed alternate species.

MOTION: Mr. Gorman moved to close the public hearing DEP#312-1045. Mr. Shaw seconded and the motion passed 5-1-0.

MOTION II: Mr. Gorman moved to approve the NOI and issue the Uxbridge Standard Special Conditions for 1025 Quaker Highway DEP #312-1045 with the added conditions that snow storage will be exclusive to the southernmost 50% of the paved snow stockpile storage area and signs placed where no stockpiling shall occur and any references to white ash on the plan will be substituted with yellow birch in the current plan and its future implementation. Mr. Hannon seconded and the motion passed 5-0-1.

3. **Notice of Intent (NOI), DEP#312-1041** 635 Hartford Ave East (Map 8, Parcel 3533)
Applicant: Worcester County Real Estate Representative: Andrews Survey & Engineering, Inc.
Project Description: Construction of a single family home with associated septic, earthwork, utilities, and paving within the buffer zone to a BVW.

JP Connolly, Andrews Survey and Engineering, on behalf of the applicant attending the meeting. A scheduled site visit was postponed due to rain. Commission members consented to agent visiting the site and reviewing her report in lieu of their own site visit.

MOTION: Mr. Shaw moved to continue DEP #312-1041 for more information to the next regularly scheduled Conservation Commission meeting. Ms. Steele seconded and the motion passed 7-0-0.

4. **Notice of Intent (NOI), DEP#312-1039** 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.

JP Connolly, Andrews Survey and Engineering, representing the applicant, indicated they are just waiting for the agent to initiate peer review process.

MOTION: Mr. Holden moved to continue DEP #312-1039 to the next regularly scheduled Conservation Commission meeting. Ms. Steele seconded and the motion passed 7-0-0.

5. **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.

Ms. Steele recused herself from the discussion she is an abutter.

Mark Arnold, Goddard Consulting, on behalf of the applicant reviewed the plan incorporating the most recent and final recommendations made by LEC (peer review). All the wetlands shown are the wetlands that were reviewed. Mr. Gorman noted that the benefits to having the drainage layout on the plan. No abutters were present to speak to the application.

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MOTION: Mr. Holden moved to issue an ANRAD for DEP #312-1028. Mr. Gorman seconded and the motion passed 5-1-0.

6. Notice of Intent (NOI), DEP #312-1040, 263 Hazel St. (Map 17, Parcel 3888)

Applicant: Lisa Ahern c/o Wind River Engineering

Representative: Grady Consulting, LLC.

Project Description: Septic System Repair within the buffer zone to a BVW.

Applicant requested to continue to the next meeting of the Conservation Commission scheduled for July 3, 2017.

MOTION: Mr. Gorman moved to continue DEP #312-1040 to the next regularly scheduled meeting of the Conservation Commission. Mr. Shaw seconded and the motion passed 7-0-0.

7. Notice of Intent (NOI), DEP #312-1042, 21 Constitution Way (Map 11, Parcel 4652)

Applicant: Westwood Associates Inc.

Representative: Heritage Design Group

Project Description: Construction of a single family home with associated, earthwork, utilities, and paving within the buffer zone to a BVW.

Lance Anderson, Heritage Design Group, on behalf of Westwood Associates attended the meeting and described the project to the Commission. 21 Constitution Way will be **LOT 5**. Constitution Way was permitted in 2004 and it is the access to the existing condominiums. The lots, as they are split now, are part of the approved sub-division in 2003. Ecotec delineated the wetlands for all three lots in 2/28/2017. Mr. Holden brought to the attention of the Commission the former quarries are on town owned lots and the potential to cut off access by building houses in this area. Mr. Holden's concern is these areas are significant for conservation reasons and are town properties and should be accessible. After discussion and review of aerial photos most members agreed that access may be from trails off Kristen Way and agreed to confirm.

Commission members reviewed the proposed plans, discussed erosion controls - straw waddles for all three lots. An Abutter (156 W. Hartford Ave) expressed concerns about possible blasting and potential for damage to wells and foundations of the properties in that area. Mr. Anderson explained some test holes were drilled and he is hopeful that blasting will not be required. Mr. Hannon explained the process and protections if blasting is necessary.

A site visit was scheduled for Thursday 6/22 at 5:30.

MOTION: Mr. Gorman moved to continue DEP#312-1042 to the next regularly scheduled Conservation Commission meeting for further information. Mr. Shaw seconded and the motion passed 7-0-0.

8. Notice of Intent (NOI), DEP #312-1043, 33 Constitution Way (Map 11, Parcel 4547)

Applicant: Westwood Associates Inc.

Representative: Heritage Design Group

Project Description: Construction of a single family home with associated earthwork, utilities, and paving within the buffer zone to a BVW.

Lance Anderson, Heritage Design Group, on behalf of Westwood Associates attended the meeting and described the project to the Commission. 33 Constitution Way will be **LOT 4R**.

The main discussion concerning this lot was regarding driveway and the proposed slope down to the erosion controls. The commission discussed replacing the straw waddle with a compost sock to help w/ erosion controls. They discussed pitching the driveway toward the wetlands to provide some of the recharge. Mr. Anderson is open to recommendations from the Commission. Driveway is 280 feet. Site visit is scheduled for 6/22. An abutter had questions about potential impacts to the drainage to the existing detention pond when the project is completed. Mr. Anderson and Commission members indicated this project should not have any impact and the existing problems are more an issue of storm water runoff from the street.

MOTION: Mr. Gorman moved to continue DEP#312-1043 to the next regularly scheduled Conservation Commission meeting for further information. Ms. Steele seconded and the motion passed 7-0-0.

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9. Notice of Intent (NOI), DEP #312-1044, 43 Constitution Way (Map 11, Parcel 4599)

Applicant: Westwood Associates Inc.

Representative: Heritage Design Group

Project Description: Construction of a single family home with associated earthwork, utilities, and paving within the buffer zone to a BVW.

Lance Anderson, Heritage Design Group, on behalf of Westwood Associates attended the meeting and described the project to the Commission. 33 Constitution Way will be **LOT 3R** – all but one small section of this lot is out of jurisdiction and should be the simplest of the three. No additional conversation about this lot – members reviewed the plan and will view the lot during the site visit.

MOTION: Mr. Gorman moved to continue DEP#312-1044 to the next regularly scheduled Conservation Commission meeting for further information. Mr. Bangma seconded and the motion passed 7-0-0.

10. Request for Determination of Applicability (RDA), 100 Park Street, Inman Pond, Meadowbrook Woods

Applicant: Anne Mazar

Representative: SOLitude Lake Management

Project Description: Hand harvesting efforts on the Uxbridge side of Inman Pond to control water chestnut.

Emily, on behalf of SOLitude Lake Management, representing the applicant attended and described the 2-3 days of work to hand harvest the water chestnut. The project has been successful; it has gone from 8 acres of dense to almost 1 since 2010. The vegetation removed is then composted in the woods nearby.

MOTION: Mr. Gorman made a motion to make a negative determination of applicability for 100 Park St, Inman Woods with the condition that straw waddle will be used to compost the extracted chestnut. Mr. Holden seconded and the motion passed 7-0-0.

MOTION: Mr. Gorman made a motion to issue a Certificate of Compliance for the related application DEP # 312-911, 100 Park St., Inman Woods. Mr. Bangma seconded and the motion passed 7-0-0.

WETLAND UPDATES/ISSUES

1. Certificate of Compliance-DEP #312-1000 (770 Aldrich St)

- Mr. Gorman and Mr. Shaw both visited the site and indicated the grass is growing and the lawn is pretty well established.

MOTION: Mr. Gorman moved to issue the Certificate of Compliance for DEP #312-1000 with the ongoing condition that Buffer zone markers are to be maintained in perpetuity as stated in our OoC. Mr. Bangma seconded and the motion passed 7-0-0.

2. Certificate of Compliance-DEP #312-967 (86 Chapin St.)

- The applicant attended and provided photographs of the site for Commission Members review.

MOTION: Mr. Gorman moved to issue the Certificate of Compliance for DEP 312-967. Mr. Shaw seconded and the motion passed 7-0-0.

REPORTED/ONGOING VIOLATIONS

1. 290 Millville Road

- Continued – the owner is in the process of retaining a Wetlands Scientist to delineate the site and will continue to coordinate with the Conservation Agent.

2. 142 South Street –

- Mr. Hannon noted activity compost pile being moved back toward the brook

3. 9 Balm of Life Spring Road

- Mr. Gorman submitted an Enforcement Reference Document to the Commission and members of the Board of Health and noted the entire site is flood plain and approx. 50% of the site is river front.

MOTION: Mr. Hannon moved to take Pout Pond under Any other Business out of order. Mr. Bangma seconded and the motion passed 7-0-0.

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PROCESSING

1. 6/5/17 Meeting Minutes

MOTION: Mr. Gorman moved to approve the June 1, 2017 meeting minutes of the Conservation Commission as amended. Mr. Hannon seconded and the motion passed 5-0-2.

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

- Update Guideline Policy for Conservation Commission
 - Continued to next meeting.
- Pout Pond Gate Discussion
 - Jennifer Modica attended and provided the following updates to the Commission: complaints about the gate not being locked have been resolved; after a toilet overflow a decision was made to lock the bathrooms from 5pm to 9pm when there are no attendants on site; crafts are starting the weekend of July1; the first concert will be the weekend of 7/15; the cardboard boat race will be labor day weekend. Mr. Hannon mentioned someone contacted him about a polar plunge this winter.
 - Conservation will contact the Division of Fisheries to request Pout Pond be stocked – it hasn't been for the past few years.
 - There was a discussion about no trespassing signs on the far side of the pond near the old cottage. Mr. Hogan will reach out Ben Sherman with DPW to coordinate replacing with appropriate signage. Mr. Holden also pointed out some trees on the right side of the loop that could use some branches trimmed.
- Open Space Committee
 - No new discussion – waiting for the Agent to return to schedule an office
 - Mr. Gorman mentioned the following items he felt would be worth the committee investigating (i) consider inventorying invasive species observed during site visits – with the purpose of developing a management plan and (ii) possibly applying for grants for water testing for other ponds in town such as Whittin Pond, Rivulet Pond, Ironstone Reservoir – looking at all the algae and whether we want to work on an education protocol for property owners that have dwellings and lawns fertilized near the river.

Mr. Hannon noted for the record he did receive and respond to some text messages during the meeting but they were unrelated to the hearing or any Commission discussions.

ADJOURNMENT-NEXT MEETING SCHEDULED FOR JULY 3, 2017

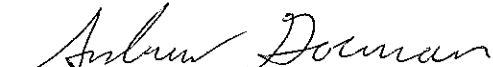
MOTION: Mr. Hannon moved to adjourn the June 19th meeting of the Conservation Commission. Mr. Shaw seconded and the motion passed 7-0-0.


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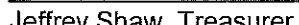
Respectfully submitted,

Melissa Shelley



Jim Hogan, Chairman



Andrew Gorman, Vice Chair



Lauren Steele, Clerk


Jeffrey Shaw, Treasurer


Date


Patrick Hannon, Member


Russell Holden, Member


Dale Bangma, Member