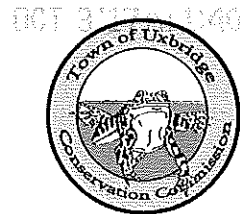




Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, MA 01569
508-278-8600 x 2020



Conservation Commission Meeting Minutes
Monday July 3, 2017
Board of Selectman's Room, Uxbridge Town Hall

Received by
Uxbridge
Clerk

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

Present: Chair Jim Hogan, Vice Chair Andrew Gorman, Members Lauren Steele and Russell Holden and Conservation Agent Melissa Dillon.

Absent: Treasurer Jeff Shaw and Member Dale Bangma

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 #312-1038** 45 Mountainview Road (Map 41, Parcel 1832)
Applicant: Hill Financial Company, 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.

No discussion, the applicant/representative was not in attendance.

MOTION: Mr. Gorman moved to continue DEP#312-1028 to the next regularly scheduled meeting of the Conservation Commission. Seconded by Ms. Steele the motion passed 4-0-0.

Mr. Gorman moved to take the agenda out of order to leave time for the representative to attend. Mr. Holden seconded and the motion passed 4-0-0.

2. **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 & Engineering, attended on behalf of the applicant. Ms. Dillon and Mr. Connolly reviewed their site visit with Commissioners. The site is completely vegetated and 3 wetland flags are missing. They observed a root cellar on the property and debris that appears to be decades old (bottles and rusted metal scraps and figures). Commissioners discussed conditions and options to ensure the root cellar is safe. Also discussed were options and possible conditions for handling the debris. Mr. Holden expressed his concerns and was hesitant to approve work to begin before identifying the extent of the debris and how it will be handled. The applicant and other Commissioners reasoned that clearing the ECB first will provide the opportunity to assess the extent of work required.

MOTION: Mr. Gorman moved to close the Public Hearing for DEP #312-1041. Ms. Steele seconded and the motion passed 3-1-0.

MOTION II: Mr. Gorman made a motion to allow DEP#312-1041 NOI for 635 Hartford Ave. East with the Uxbridge Standard Special Conditions and the added conditions (i) that the missing wetland flags are established in the field, (ii) The 'root cellar' on site is to be deemed safe by a structural or certified engineer or equally qualified professional or razed if applicant/owner does not wish to have it analyzed and (iii) removal of trash within the jurisdiction of the Commission shall be removed and stabilized to the satisfaction of the Commission prior to the construction of the dwelling and may incorporate an analysis on invasive and other conditions deemed appropriate. The limit of work

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and extent of area to be cleaned will be approved after clearing for ECBs and prior to their installation to define the limit of work. Ms. Steele seconded and the motion passed 4-0-0.

Mr. Gorman moved to hear DEP #312-1038 45 Mountainview if they arrive the meeting. Ms. Steele seconded and the motion passed 4-0-0.

3. **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, on behalf of the applicant, informed the Commission they have initiated the peer review process with Graves Engineering and requested to continue to the next meeting.

MOTION: Mr. Gorman moved to continue DEP #312-1039 until the next regularly scheduled meeting of the Conservation Commission. Mr. Holden seconded and the motion passed 4-0-0.

4. **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.

Rob Carlezon, Grady Consulting, LLC reviewed the septic repair plan and described project. Almost the entire lot is within the 100' wetland buffer zone. All proposed work is outside the 50' wetland setback and the septic is 68.8' from the closest flag. Proposed ECB is a silt sock to the right of the driveway. There will be room to store excess soil stockpile. Members discussed possible conditions.

MOTION: Mr. Holden moved to close the public hearing for DEP #312-1040. Ms. Steel seconded and the motion passed 4-0-0.

MOTION II: Mr. Gorman moved to approve the NOI for DEP #312-1040 263 Hazel St. with the Uxbridge Standard Special Conditions and the added conditions that the driveway is washed to remove silt prior to the removal of the erosion control barrier and that any and all stockpiles will be placed in the outermost 50' of the buffer zone. Ms. Steele seconded and the motion passed 4-0-0.

5. **Notice of Intent (NOI), DEP #312-1042**, 21 Constitution Way – LOT 5 (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, attended on behalf of the applicant. Commissioners reviewed the site visit. The house is staked, the ECB flagged, and there is a lot of interesting leftover stone from the quarry. The ECB used during road construction is still on site but degraded somewhat, everyone agrees to leave it in place. Mr. Anderson stated that the new ECB is further away from the resource area than the existing ECB. Mr. Holden identified an area on the proposed plan where ECB is within 25' of the resource area (a bump out). Mr. Anderson agreed to revise the plans and reposition the ECB to stay outside 25' while retaining yard space. With regard to the rocks and formations, Mr. Anderson stated some may be moved within the house footprint. There is not much other earth disturbance required – just trenching for the water and sewer lines. Additionally, some soil samples were taken and from those results they anticipating normal construction protocol. Mr. Hogan recommended an added condition that none of the stone is moved outside the erosion control (it can be moved within the site or taken off-site, just not placed outside the erosion control.)

MOTION: Mr. Gorman moved to continue DEP #312-1042 21 Constitution Way to the next regularly scheduled meeting for the updated plans. Mr. Holden seconded and the motion passed 4-0-0.

6. **Notice of Intent (NOI), DEP #312-1043**, 33 Constitution Way - LOT 4R (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.

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Lance Anderson, Heritage Design Group, attended on behalf of the applicant. On the site visit, they walked the centerline of the driveway, the wetland line and inspected the ECB line. The ECB on the plan is on and within 25' in some points. There is an existing ECB on this lot as well and there was discussion as to how to ensure the new ECB does not overlap as it may have been there to establish a limit of disturbance for the road. They discussed different options such as a driveway redesign or possible conditions such as stabilizing any disturbed area within 25' before house construction. No public comments

MOTION: Mr. Gorman moved to close the public hearing for DEP #312-1043 33 Constitution Way. Ms. Steele seconded and the motion passed by vote 3-0-1.

MOTION II: Mr. Gorman moved to approve the NOI for DEP #312-1043 with the Uxbridge Standard Special Conditions and the added condition that the applicant stabilize the disturbed area within the 25' no touch zone before the dwelling is constructed. Ms. Steele seconded and the motion passed by vote 4-0-0.

7. **Notice of Intent (NOI), DEP #312-1044, 43 Constitution Way LOT 3R** (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, attended on behalf of the applicant. The existing ECB will remain in place to protect the resource area from the grading work that will happen on this lot. It will also act as a barrier and less sediment will get into the turn around. This lot represents the least amount of disturbance compared to the other two. Mr. Gorman noted the wetland on this lot has stream like qualities to it and it appears to be getting its hydrologic influence off site and not from overland flow. Due to this, pitching the driveway may not have any effect on the resource area. Mr. Holden emphasized that the design would be more accurate if it portrayed the current cart path that goes to the quarry. No public comments.

MOTION: Mr. Gorman moved to close public hearing DEP #312-1044 43 Constitution Way. Ms. Steele seconded and the motion passed 3-1-0.

MOTION II: Mr. Gorman moved to approve NOI with the Uxbridge Standard Special Conditions. Ms. Steele seconded and the motion passed 3-1-0.

WETLAND UPDATES/ISSUES

1. Extension of DEP #312-915; Hunting Whip Lane
 - Ms. Marcia Ferro attended and after some discussion it was determined she requires CoC since all work is complete. Ms. Dillon will assist her with the required paperwork.
2. Request for Certificate of Compliance – DEP #312-988, 38 Bentley Drive
 - Ms. Dillon reviewed photos from her visit to the site.

MOTION: Mr. Holden moved to issue the Certificate of Compliance for DEP #312-988 at 38 Bentley with the Ongoing Condition #41 – to be maintained in perpetuity. Mr. Gorman seconded

Mr. Gorman moved to take the agenda out of order to hear 31 Mill St.. Ms. Steele seconded and the motion passed 4-0-0.

OTHER

- Mill Street (previously filed under Aldrich St. Lot 1)
 - JP Connolly, Andrews Survey and Engineering, attended on behalf to the applicant, David Lavallee. OoC was issued for a culvert crossing. They are having trouble finding 72" plastic pipe and they are hoping the CC would entertain allowing a change in material. Mr. Holden noted that MACC does not recommend making engineering changes w/o an amended NOI and the consensus of the board was amended NOI is required. Ms. Dillon recommended updating the address also.

REPORTED/ONGOING VIOLATIONS

1. 290 Millville Road-set up site walk
 - Ms. Dillon is coordinating site visit with the owner and Mr. Hogan and Mr. Holden hope to attend.
2. 142 South Street

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- There was discussion on the most appropriate way to move forward.
- **MOTION:** Mr. Gorman moved that the Conservation Commission request permission from the BOS to look for an advisory opinion from Town Council for enforcement of the WPA pertaining to 142 South St. and 9 Balm of Life Spring Road. Mr. Holden seconded and the motion 3-0-1.

3. 9 Balm of Life Spring Road

- Included in discussion above. Mr. Gorman completed a Freedom of Information Act request for this address and is hoping the information will be available before the discussion with the Town Council.

PROCESSING

1. 6/19/17 Meeting Minutes

- Mr. Gorman moved to approve the meeting minutes as amended. Ms. Steele seconded and the motion passed 4-0-0.

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

- Reorganization
 - Mr. Hogan requested continuing discussion to the next meeting with a full board.
- Update Guideline Policy for Conservation Commission
 - Members agreed to continue to the next meeting with a full board.
- Open Space Committee
 - After some discussion regarding the appointment of Rachael Frazier, Mr. Hogan recommended getting clarification on sub-committees vs. advisory boards and voting privileges to ensure the committee is established in a way to be able to meet their objectives.
 - Discussion of possible meeting dates and location options such as the police station, senior center and new fire station. Tuesday was the best day for most members.
- 616 Aldrich St.
 - During a site visit at 620 Aldrich St., Mr. Holden observed a potential violation at 616 Aldrich St. In the woods, approx. 150' from the street, in the wetlands there appears to be an area that was filled in where grass growing and also an area where large tanks used for holding liquid, machinery and bikes being are being stored. Ms. Dillon will send a letter to the homeowner.

ADJOURNMENT-NEXT MEETING SCHEDULED FOR JULY 17, 2017

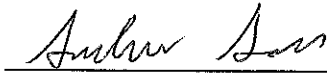
Mr. Gorman moved to adjourn the meeting of the Conservation Commission. Mr. Holden seconded and the motion passed 4-0-0.

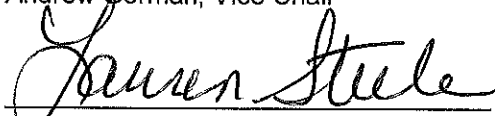
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Respectfully submitted,

Melissa Shelley


Jim Hogan, Chairman

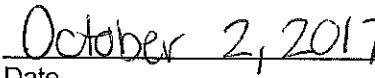

Andrew Gorman, Vice Chair


Lauren Steele, Clerk

Absent+
Jeffrey Shaw, Treasurer


Russell Holden, Member

Absent+
Dale Bangma, Member


Date