



TOWN OF UXBRIDGE  
CONSERVATION COMMISSION  
21 SOUTH MAIN STREET  
UXBRIDGE, MASSACHUSETTS 01569  
508-278-8600, x 2013

JUL 19 11 AM 2011



MEETING MINUTES  
July 5, 2011

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

Minutes of the Uxbridge Conservation Commission regular meeting held on Tuesday, July 5, 2011, at 7:00 P.M. in the Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA:

**Conservation Commission Board Members Present:** Russell Holden, Larry Lench, Dave Lewcon and Michael Potaski

It being 7:00 pm, the meeting being properly posted, duly called and a quorum being present, Chairman Holden called the meeting to order.

**OLD BUSINESS**

**Public Hearings ~ none**

**Violations/Potential Violations:**

**89 Johnson Road (Map 48, Parcel 1426)** – Commissioner Holden informed the Commission that Ms. Hardy, Conservation Administrative Assistant contacted Massachusetts Department of Environmental Protection (MA-DEP) and the Service Forester at DCR (Department of Conservation Restriction) District 5, both departments have confirmed that there may be a violation on the property. MA-DEP will be doing a future site visit in the later of the summer 2011. Discussions shall continue to the next scheduled meeting.

**Other:**

**Uxbridge Wetlands Bylaw – MOTION** by Commissioner Lench to table discussions for the "Other – Uxbridge Wetland Bylaw" until the end of the meeting. Seconded by Commissioner Lewcon, the motion carried unanimously.

**NEW BUSINESS**

**Public Hearings:**

**DEP #312-927, NOI, Forest Glen Estates Inc., 0 & 404 Douglas St (Map 23, Lots 3829, 4435 & 4793)** – Construction of a 44 unit age-restricted residential development, including the construction of roads, drives, dwelling units, utilities & grading. **MOTION** by Commissioner Lench to table discussions for the "DEP #312-927, NOI, Forest Glen Estates Inc., 0 & 404 Douglas St" until the applicant or the representative is present at the meeting to discuss. Seconded by Commissioner Lewcon, the motion carried unanimously.

**89 Johnson Road (Map 48, Parcel 1426)** – Mr. Michael Dunphy, resident came forward at the meeting to discuss the property. Commissioner Holden informed Mr. Dunphy that MA-DEP and DCR have both been contacted and both parties have confirmed that there may be a violation at this property. The Commission is awaiting a site visit to be done from MA-DEP prior to further discussions.

**DEP #312-916, Amendment Order of Conditions, Triumvirate Environmental, Inc., 146 Mendon St (Map 19, Parcel 3621)** - The proponent requests an Amendment to the Order of Conditions to drain the portion of the Blackstone Canal allowing no addition to groundwater volumes and pressures during the period that the excavation of petroleum contaminated soils on the property. Mr. Nicholas Deane, applicant and re-developer of the Stanley Woolen Mill and Mr. Paul Connors with Triumvirate Environmental, Inc. were both present. The Commission's concerns include the total amount of water that will be lowered, the total number of days for

duration of this project, amount of time to recharge the canal and what the biological impacts will be to the canal. A site visit shall be conducted on Wednesday, July 13<sup>th</sup> at 11:30 am. Discussions shall continue to the next scheduled meeting.

**Violations/Potential Violations ~ none**

**MOTION** by Commissioner Lench to take “DEP #312-927, NOI, Forest Glen Estates Inc., 0 & 404 Douglas St” off the table to have discussions on this project. Seconded by Commissioner Potaski, the motion carried unanimously.

**NEW BUSINESS**

**Public Hearings:**

**DEP #312-927, NOI, Forest Glen Estates Inc., 0 & 404 Douglas St (Map 23, Lots 3829, 4435 & 4793) –** Construction of a 44 unit age-restricted residential development, including the construction of roads, drives, dwelling units, utilities & grading. Mr. Stephen O’Connell with Andrews Survey & Engineering was present and spoke on behalf of the applicant of the details of the project. The Commission received notification from the Natural Heritage & Endangered Species Program (NHESP) on July 13, 2011. The NHESP has determined that this project, as currently proposed, will not adversely affect the actual Resource Area Habitat of the state-protected rare wildlife species and it will not result in a prohibited “take” of state-listed rare species. A site visit shall be conducted on Wednesday, July 13<sup>th</sup> at 1:00 pm. **MOTION** by Commissioner Potaski to continue discussions for “DEP #312-927, NOI, Forest Glen Estates Inc., 0 & 404 Douglas St” to the next scheduled meeting. Seconded by Commissioner Lench, the motion carried unanimously.

**MOTION** by Commissioner Potaski to take “Uxbridge Wetlands Bylaw” off the table to have discussions on this project. Seconded by Commissioner Lewcon, the motion carried unanimously.

**Other:**

**Uxbridge Wetlands Bylaw –** The Commission conversed about other towns in Massachusetts that have similar wetlands bylaws (including the Town of Norton). The Commission agrees that the wetlands bylaw needs to be condensed. The Commission shall continue discussions to the next scheduled meeting.

**MOTION** by Commissioner Potaski to approve the Conservation Commission Meeting Minutes dated June 20, 2011 as amended. Seconded by Commissioner Lench, the motion carried unanimously.

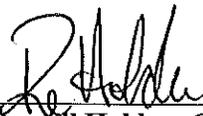
**Other:**

**Pout Pond/Legg Farm –** Commissioner Lewcon reported that there is an abundance of traffic at Pout Pond this year, possibly due to other bodies of water being closed. The Work Camper (seasonal camper) is set up on the property. At the previous meeting on June 20<sup>th</sup>, there were discussions of finding funding alternatives or increasing revenue at Pout Pond, such as developing a seasonal fee structure for parking admittance to the Pond. However, this was conditional, with needing to meet with the Board of Selectmen. Commissioner Lewcon met with the Selectmen and there appears to be a general agreement, yet possible questions may arise in the future. Recently at the pond, a donation bucket was placed on the property. The reason for the increased revenue is to allow weed treatment control to be done when needed, possibility of a lifeguard at the pond, picnic tables, upgrade security equipment, repairs to the building, handicap restrooms, etc. An additional request is to open up the snack bar at Pout Pond, at no cost to the town. Commissioner Lewcon may be attending the Uxbridge Board of Health meeting on July 15<sup>th</sup> to discuss the opening up of the snack bar. Following discussion, **MOTION** by Commissioner Lewcon to open up the snack bar at Pout Pond, along with following all the requirements with the Uxbridge Board of Health and is subject to approval by the Uxbridge Board of Health. Seconded by Commissioner Potaski, the motion carried unanimously.

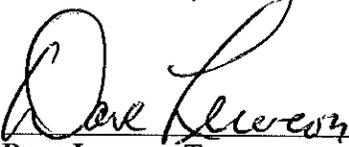
Lastly, a couple of weeks ago, a challenge presented itself concerning an individual that was to come in & teach swimming lessons at Pout Pond. A CORI check form was filled out by the contact and his assistant. However, the Town Manager’s office requested Commissioner Lewcon to come in to discuss. The Acting Town Manager and the Town Manager’s Assistant had concerns and requested that the swimming lessons activity be discontinued.

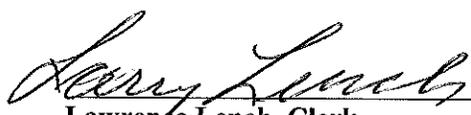
**MOTION** by Commissioner Potaski to adjourn the meeting at 9:18 P.M. Seconded by Commissioner Lench, the motion carried unanimously.

Respectfully Submitted by Donna C. Hardy, Conservation Commission Administrative Assistant.

  
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Russell Holden, Chairman

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Vice-Chair (vacant)

  
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Dave Lewcon, Treasurer

  
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Lawrence Lench, Clerk

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Michael Potaski, Member

7/18/2011  
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Date