



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

Posted by
Uxbridge
Town Clerk

JAN 11 '12 PM 2:00

MEETING MINUTES
November 7, 2011

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

Minutes of the Uxbridge Conservation Commission regular meeting held on **Monday, November 7, 2011**, at 7:00 P.M. in the Lower Town Hall room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA:

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

Conservation Commission Board Members Absent: Tracy Tivedo

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) – On November 3rd, Commissioner Holden spoke w/ Mr. Gary Dulmaine with MA-DEP concerning this property. On October 24th, an Enforcement Order was hand delivered to the resident. On the Enforcement Order application (provided by MA-DEP), the option selected by the Commission was “Resource area alterations resulting from said activity shall be corrected and the resource areas returned to their original condition” and included two (2) additional conditions: 1) All exposed soil within 100 feet of the wetland resource will be stabilized using a conservation grass mix before November 31, 2011.; 2) A total of 25 red maple, red oak, or white oak tree saplings will be planted immediately on the property in locations that mimic the original position of the trees that were cut. The Commission discussed the next steps which included requiring the homeowner to restore the property to its original condition. Following discussion, **MOTION** by Commissioner Lewcon to issue a second Enforcement Order to restore property prior to the violation (consult with a professional restoration consultant) within 90 days of order sent. Seconded by Commissioner Holden, the motion carried 3-0-1. Discussions shall continue at the next scheduled meeting.

MOTION by Commissioner Lewcon to move “**RDA FY12-02, River Road Roadway Maintenance Work**” out of order to discuss. Seconded by Commissioner Potaski, the motion carried unanimously.

RDA FY12-02, River Road Roadway Maintenance Work - The proposed project consists of scarifying & reshaping existing gravel road, grading & placement of additional granular material as needed along the gravel section. Mr. Benn Sherman, Uxbridge DPW Director was present and discussed the project. Potentially there is approximately 660 cubic yards of gravel equally about 1” of gravel to be placed on about 3700 feet of road. The Commission discussed erosion control that needs to be added. Following discussion, **MOTION** by Commissioner Lench to issue a Negative Determination of Applicability for the application listed as **RDA FY12-02, River Road Roadway Maintenance Work** including two (2) Special Conditions: 1) Silt fences to be placed at and around utility lines (located where wooden barrier from National Grid has been constructed) and wetland where cathode array was placed. 2) Current edge of roadway will be marked w/ stakes, so as clearly indicate edge of road. Seconded by Commissioner Lewcon, the motion carried unanimously.

DEP #312-919, Request for Amended Order of Conditions, BSC Group on behalf of Uxbridge High School & Uxbridge School Building Committee on 246 -270 Quaker Hwy (Map 36, Parcels 4474, 2784, 3645 & 3534) – The proponent requests an Amendment to the Order of Conditions. During the construction of the associated forced sewer line, the presence of bedrock ledge required shifting the line 15-20 feet to the west of the previously approved route in one location. Mr. Dominic Rinaldi and Ms. Leslie Fanger with BSC Group were present. Following discussion, **MOTION** by Commissioner Potaski to close the Public Hearing for **DEP #312-919, Request for Amended Order of Conditions, BSC Group on behalf of Uxbridge High School & Uxbridge School Building Committee on 246 -270 Quaker Hwy** to issue an Amended Order of Conditions. Seconded by Commissioner Lewcon, the motion carried unanimously.

DEP#312-931, NOI, ExxonMobil Pipeline Company on Ironstone Street (Map 45, Parcels 3831 & 3946) - The proposed project involves polymer wrapping of existing petroleum pipeline. Commissioner Potaski recused himself. Mr. Seth Lajoie with Seth L. Lajoie and Associates was present and spoke on behalf of the applicant. The Commission discussed what type of erosion control is to be used on the property. Mr. Lajoie will provide the Commission with documentation of type of erosion control will be used. Following discussion, **MOTION** by Commissioner Lench to continue the Public Hearing for the application titled “**DEP #312-931, ExxonMobil Pipeline Company**” to the next scheduled meeting on November 21, 2011. Seconded by Commissioner Lewcon, the motion carried 3-0-1.

MOTION by Commissioner Potaski to move “Any other business which lawfully comes before the Conservation Commission – to discuss **DEP #312-916, Triumvirate Environmental** located at 146 Mendon Street.” out of order to discuss. Seconded by Commissioner Lewcon, the motion carried unanimously.

DEP #312-916, Request for Amended Order of Conditions, Triumvirate Environmental Inc., 146 Mendon St (Map 19, Parcel 3621) – The applicant is planning to be heard at the next Conservation Commission meeting to discuss an Amended Order of Conditions to the property. Mr. Paul Connors with Triumvirate Environmental and Mr. Nicholas Deane with Deane Redevelopment LLC were both present. Mr. Connors discussed about not having to remove the cofferdam at the property. Following discussion, **MOTION** by Commissioner Potaski to issue a Memorandum of Understanding letter for **DEP #312-916, Triumvirate Environmental** to include the following information: additional silt fence and hay bales for erosion control, to continue to protect the wetlands in the work space allowed with a deadline through November 18, 2011. Seconded by Commissioner Lewcon, the motion carried unanimously.

Violations/Potential Violations:

102 Homeward Avenue (Map 18A, Parcel 791) – The Commission did not have any new information and will continue discussions at the next scheduled meeting.

NEW BUSINESS

Violations/Potential Violations:

4 Albee Road (Map 40, Parcel 2432) – The Commission discussed all of Albee Road concerning potential wetland resource violations. Any alteration within 100’ of the wetland needs to be avoided. It appears that property behind 4 Albee Road may not have erosion control leading up to the pond. There is a natural flow of water coming off the land and flowing directly onto the next property. The Commission agreed that another site visit needs to be conducted on the properties and to determine if there is any material blocking the pipes. The Commission requests correspondence be sent to the property owners of Albee Road (specifically #4, #13 and #20 Albee Road) to come to the next meeting to discuss the properties.

MOTION by Commissioner Potaski to move “**Other: 170 Hecla Street (Map 25, Parcel 2442)**” out of order to discuss. Seconded by Commissioner Lench, the motion carried unanimously.

Other:

170 Hecla Street (Map 25, Parcel 2442) – Mr. Gary Vecchione, the new owner of the property came forward to discuss. Mr. Vecchione inquired if de-brushing can be done on the property without a formal wetland

application submitted. Commissioner Holden noted that if the applicant was to cut more than 100 trees or over 25000 board feet a Forest Cutting Plan would be needed. With an isolated wetland on the property, you must stay 200' away from any wetland resources. Mr. Vecchione provided the Commission with additional information concerning the property. The Commission will continue discussions per the request from Mr. Vecchione to the next scheduled meeting.

Other:

MINUTES. MOTION by Commissioner Lench to approve the Conservation Commission Meeting Minutes dated October 3, 2011 as amended. Seconded by Commissioner Lewcon, the motion carried 3-0-1.

MINUTES. MOTION by Commissioner Potaski to approve the Conservation Commission Meeting Minutes dated October 17, 2011 as amended. Seconded by Commissioner Lewcon, the motion carried 3-0-1.

45 Brandy Lane (Map 7, Parcel 4857) – The resident for this property is unable to attend the meeting and requests a site visit be done with the Commission. Commissioner Holden shall contact the homeowner to schedule a site visit at the home.

Pout Pond/Legg Farm – The beach house is to be winterized for the season. Commissioner Lewcon thanked White Eagle Plumbing for their assistance to Pout Pond. On November 6th, Faith Fellowship will be conducting their “Sunday of Service”. The lawn shall be cut soon to prepare for the winter season. The cottage is connected with a water service. The electrical service will be updated soon. Hopefully, an occupancy permit will be issued prior to the next meeting.

Any other business which lawfully come before the board -

Processing – To include the title “Processing” on all future agendas, to discuss permit reviews and aftermath of projects completed. **MOTION** by Commissioner Potaski to accept “Processing” to be included on the agendas and update the Operating Guidelines for the Uxbridge Conservation Commission. Seconded by Commissioner Lewcon, the motion carried unanimously.

Wetland area signs – Commissioner Holden is reviewing all the stream & river crossings in Uxbridge and pricing for signs.

Return Receipt Required – Following discussion, **MOTION** by Commissioner Potaski to move that all abutter’s Public Hearing notices be sent via “Return Receipt Required.” The cost of this service will be borne by the applicant. The pairing of the receipts and abutters lists is the responsibility of the applicant. The Planning Board will be furnished a copy of the pairings and notices of unreturned receipts. Seconded by Commissioner Lewcon, the motion carried unanimously.

Uxbridge Wetlands Bylaw – The Commission did not have any new information and will continue discussions at the next scheduled meeting.

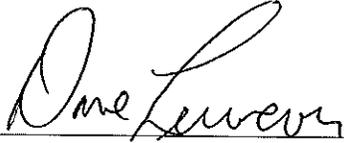
MOTION by Commissioner Lench to adjourn the meeting at 9:58 P.M. Seconded by Commissioner Potaski, the motion carried unanimously.

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

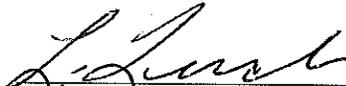


Russell Holden, Chairman

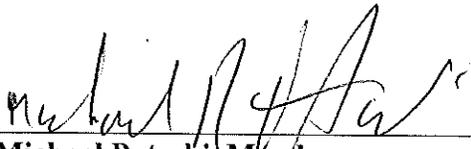
Vice-Chair (vacant)



Dave Lewcon, Treasurer



Lawrence Lench, Clerk



Michael Potaski, Member

Tracy Tibedo, Member

1/3/2012

Date