



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



Received by  
Uxbridge  
Town Clerk

Conservation Commission Meeting Minutes  
Tuesday, September 15, 2014  
Board of Selectmen Meeting Room, Uxbridge Town Hall

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

**Present:** Chair Russell Holden, Treasurer Jim Hogan, Clerk Jeffrey Shaw, Members Mike Potaski and Tracy Tibedo (arrived at approximately 6:40p), and Temporary Administrator Beth Pitman.

**Absent:** None.

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

**PUBLIC HEARINGS**

1. NOTICE OF INTENT (NOI), 312-982, 49 Easy Street (Map 14, Parcel 2663)

Applicant: Joel Guadagnoli

Representative: Andrews Survey & Engineering, Inc.

Project description: Removal of trees around the home/yard, minor grading and garden/tree/shrub plantings, and construction of new fieldstone wall within the 100' buffer zone of bordering vegetated wetlands (BVW).

- o Discussion: The Applicant requested via email that the Commission carry over his Public Hearing to the next regularly scheduled meeting.
- o **MOTION:** I, Mr. Potaski, move that the Public Hearing for NOI 312-982 be continued to the next regularly scheduled meeting. Seconded by Mr. Shaw, the motion passed unanimously.

**MOTION:** I, Mr. Potaski, move that the Commission discuss ANRAD, 230 & 255 Chocolog Road. Seconded by Mr. Hogan, the motion passed unanimously.

**ACTIVE WETLAND CASES**

1. ABBREVIATED NOTICE OF RESOURCE AREA DELINEATION (ANRAD), 230 & 255 Chocolog Rd. (Assessor's Map 39 & 44, Parcel 4254 & 345) -- *continued from 09/02 meeting*

Applicant: FIKOW, LLC.

Representative: Andrews Survey & Engineering, Inc.

Project description: Verification of delineated BVW and Bank.

- o Discussion: The Commission began discussing the Peer Review report submitted by Goddard Consulting, LLC; concern of wetland not delineated off parcels; reviewed notations/comments for sheets C-1.0, C-2.0, C-3.0. Mr. O'Connell of Andrews Survey & Engineering Inc., representing the Applicant, arrived. Discussion continued on vernal pool location (off parcel and out of ANRAD/ORAD decision jurisdiction); flags off property shouldn't be shown, per discussion with Goddard; provided stamped plans in advance of receiving report; key report point is wetland delineation is "highly accurate".
- o **MOTION:** I, Mr. Tibedo, move that the Public Hearing be closed for ANRAD for 230 & 255 Chocolog Road. Seconded by Mr. Hogan, the motion passed unanimously.
- o **MOTION:** I, Mr. Tibedo, move that the Commission issue an Order of Resource Area Delineation (ORAD) for 230 & 255 Chocolog Road. Seconded by Mr. Hogan, the motion passed unanimously.

**MOTION:** I, Mr. Potaski, move that the Commission discuss NOI 312-983. Seconded by Mr. Shaw, the motion passed unanimously.

**ORIGINAL**

**PUBLIC HEARINGS continued**

2. A NOTICE OF INTENT (NOI), 312-983, 24 Donna Court (Lot 2) (Map 8, Parcel 4234)  
Applicant: Stephen Benoit for property owner Fred Hutnak Development Corporation  
Representative: Andrews Survey & Engineering, Inc.  
Project description: Construction of a single family house and driveway with requisite grading and utilities along with the placement of loam and seed to create lawn area which will restore a previously disturbed riverfront area.
  - o Discussion: Steve O'Connell of Andrews Survey & Engineering, Inc., representing the Applicant, stated that the MA-DEP number was issued the day after the last Commission meeting.
  - o **MOTION: I, Mr. Tibedo, move that the Public Hearing be closed for NOI 312-983. Seconded by Mr. Hogan, the motion passed unanimously.**
  - o **MOTION: I, Mr. Tibedo, move that the Commission issue a Standard Order of Conditions for NOI 312-983. Seconded by Mr. Potaski, the motion passed unanimously.**

**ACTIVE WETLAND CASES continued**

2. NOTICE OF INTENT (NOI), 312-9xx, 79 River Rd (Map 45, Parcel 1345), cont'd awaiting comments from MA-DEP  
Applicant: Bedrock Crossing LLC  
Project description: Fill ILSF, grade and create gravel lot.  
Representative: Andrews Survey & Engineering
  - o Discussion: Mr. O'Connell stated hoping to have MA-DEP file number issues soon to allow the Commission to move on this.
  - o **MOTION: I, Mr. Hogan, move that the Commission continue the Public Hearing for the NOI for 79 River Road to the next regularly scheduled meeting. Seconded by Mr. Potaski, the motion passed unanimously**

**WETLAND UPDATES/ISSUES**

None.

**POTENTIAL VIOLATIONS**

1. 87 Chapin Street
  - o The Chair approved a drafted letter of a potential violation for 87 Chapin Street, requesting the Owner appear at the next Commission meeting on October 6, 2014.

**OTHER**

- Enforcement Order (EO), FY15-01, 836 Aldrich Street – violation update: The Chair summarized and read the conditions. Discussion included Conservation issues not covered by a court order; scheduling a site visit for Sunday, September 21 @ 2pm (30 days after 2<sup>nd</sup> compliance requirement and before the next meeting); letter sent in advance of visit; alerting UPD of site visit date and time. Administrator to verify with the Town Manager and Town Counsel that Conservation can move forward with the EO.
- Amber Trust Realty, 21 Summerfield Drive: The Chair phoned the Applicant again with no response. No further action to be taken by the Commission at this point.
- 300 Quaker Highway, Conservation Restriction to be held by Metacomet Land Trust – update: Chair shared that this is an agenda item for the Metacomet meeting on Thursday. Mr. Potaski asked who is responsible for the meets and bounds for the site.
- Calendaring Conservation Activities/Decisions: Ms. Pitman asked if the Commission needed files attached to the calendar items. Commission members don't need files; will set up and share a Google calendar.

**PROCESSING**

- Site Visit Update
  - o 170 Hecla Street: The Commission had visited the site on September 5, 2014. Nothing new was noticed; no agriculture activity on the site; no use of the fields; accompanied by UPD officer; pictures were taken; some erosion controls were not towed in. No further action by the Commission at this time.
    - Mr. Tibedo offered to create an account on [www.box.com](http://www.box.com) for the Commission to use to share site visit pictures. He will set it up and share the login information with members.
  - o 81 Eber Taft Road: The Chair spoke to someone that sounded like a representative for the owner, asking about next steps. The Chair approved a drafted letter of a potential violation for 81 Eber Taft Road, requesting the Owner appear at the next Commission meeting on October 6, 2014.

Conservation Commission Meeting Minutes continued - Monday, September 15, 2014

- Meeting Minutes
  - 07/07/14 Meeting Minutes: After discussion, MOTION: I, Mr. Potaski, move that the Commission approve the 07/07/14 Meeting Minutes as amended. Seconded by Mr. Hogan, the motion carried unanimously.
  - 09/02/14 Meeting Minutes: After discussion, MOTION: I, Mr. Potaski, move that the Commission approve the 09/02/14 Meeting Minutes as written. Seconded by Mr. Shaw, the motion carried 4-0-1. Mr. Tivedo abstained.

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

- Mr. Shaw attended a MACC workshop and asked about reimbursement from Commission budget; if approved, what paperwork needs to be submitted. Ms. Pitman to determine what is needed for reimbursement.
  - MOTION: I, Mr. Potaski, move that the Commission approve reimbursement for Mr. Shaw's attendance at an MACC workshop. Seconded by Mr. Tivedo, the motion carried unanimously.
- 7 Elmdale Street Building Permit: Chair updated the Commission that home owner has installed pool; owner is ok filing an after-the-fact NOI; requested that a blank NOI form be sent to the owner with a 30 day turn around. Ms. Pitman to email blank NOI form to Owner, with 30 day response requested.

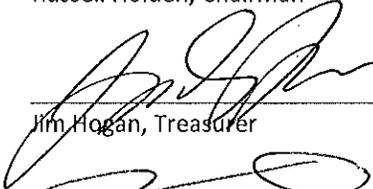
At approximately 7:50pm, MOTION by Mr. Potaski to adjourn the meeting. Seconded by Mr. Shaw, the motion carried unanimously.

Respectfully submitted,  
Beth A Pitman  
Temporary Conservation Administrator



Russell Holden, Chairman

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Michael Potaski, Member



Jim Hogan, Treasurer

\_\_\_\_\_  
Tracy Tivedo, Member



Jeffrey Shaw, Clerk

6 October 14  
\_\_\_\_\_  
Date