



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

Posted by
Uxbridge
Town Clerk

MEETING MINUTES
Tuesday, April 17, 2012

MAY 9 '12 PM 4:49

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

Minutes of the Uxbridge Conservation Commission regular meeting held on Tuesday, April 17, 2012, 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, Tracy Tibedo and Michael Potaski.

Others present: Donna C. Hardy, Conservation Commission Administrative Assistant

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

Chairman Holden addressed the audience present that when wanting to speak, to come up to the microphone to address their concerns and sign in.

OLD BUSINESS: Public Hearings

DEP #312-937, NOI, Dale Bangma, 575 Hazel Street (Map 22, Parcel 597) – The proposed project is construction of a single family home, septic system, well and associated site work with driveway crossing. Mr. Stephen O'Connell with Andrews Survey & Engineering, LLC was present and came forward to discuss the project. Mr. O'Connell provided a revised plan to the Commission dated April 12th. A site visit was conducted on April 10th. The revised plan included an alternative location for the wetland replication area that would avoid crossing the wetland during replication and less excavation. Chairman Holden opened the public hearing to the audience. Public discussion revealed concern for the large amount of wetlands on the site and if it has been delineated and concern about an increasing number of projects in the area. Following discussion, **MOTION** by Commissioner Tibedo to close the Public Hearing for the application and to issue a Standard Order of Conditions for the project listed as "DEP #312-937, NOI, Dale Bangma, 575 Hazel Street". Seconded by Commissioner Potaski, the motion carried unanimously.

DEP #312-938, NOI, Hecla Farm Group, 170 Hecla Street (Map 25, Parcel 2442) – The proposed project is construction of a commercial agricultural farm and commercial farm stands. Construction activities include the construction of a 40' wide, 1250' long gravel drive. Work activities are within bordering land subject to flooding and buffer zone to bordering vegetated wetlands. Mr. Michael Yerka with Civil Site Engineering, LLC and Mr. Gary Vecchione (applicant) with Hecla Farm Group, LLC were present. Mr. Yerka came forward to discuss the project. Chairman Holden opened the public hearing to the audience. Mr. Vecchione provided the Commission a revised set of plans, an Alternative Analysis option and an Operation Maintenance Plan. Discussion and areas of concern from the Commission included the number of acres of alteration and if the letter from Natural Heritage & Endangered Species Act is the most recent follow-up or if additional information is required and additional detailed comments are needed for the Alternative Analysis concerning the monetary comments.

Discussion and areas of concern from the audience included what type of materials will be sold at the property, what type of commercial activity will occur on the property, if a natural screen of mature trees will be placed on

the boundary lines of the abutting properties, amount of land excavated, fertilizers, pesticides, impact of chemicals to be used, dust control,

Mr. Vecchione indicated to the Commission that he will spend at least \$5,000 to provide a natural screen of trees for the abutting properties.

Chairman Holden reiterated the requirements from MA-DEP for this property: 1) If changes in topographic grade are proposed, cut and fill calculations must be submitted which demonstrate that General Performance Standards found under 310 CMR 10.57(4) have been complied with. 2) An alternatives analysis for work in Riverfront Area (310 CMR 10.58) must be provided. 3) Information on how General Performance Standards under 310 CMR 10.58(4) are being met for work in Riverfront Area must also be provided.

Commissioner Tibedo read information from a document within the "Farming in Wetland Resource Areas" subtitle "A Guide to Agriculture in the Wetlands Protection Act".

~~Mr. Vecchione commented about the accessory uses for the property, including using it for a sledding hill, skating rink, farming, etc.~~

Mr. Vecchione demanded the Commission to close the public hearing and issue a decision on the Notice of Intent application.

Commissioner Lench was concerned with the comments received by the applicant and feels that the Conservation Commission was getting bullied and pressured to close the public hearing.

Following discussion, **MOTION** by Commissioner Tibedo to close the public hearing for the application listed as "DEP #312-938, NOI, Hecla Farm Group, 170 Hecla Street". ". Seconded by Commissioner Potaski, the motion failed 2-2-1. Motion denied.

The Commission requires additional information for the Alternative Analysis including the monetary evaluation for the project. Mr. Vecchione agreed to allow the Commission an additional two weeks discussion.

Following discussion, **MOTION** by Commissioner Lench to continue the public hearing for the application listed as "DEP #312-938, NOI, Hecla Farm Group, 170 Hecla Street". Seconded by Commissioner Lench, the motion carried 4-0-1.

DEP #312-xxx, NOI, Bedrock Crossing, LLC at 79 River Road (Map 45, Parcel 1345) – The proposed project is to install piping for roadway drainage. Applicant or engineer not present for the meeting. **MOTION** by Commissioner Tibedo to continue the public hearing for the application listed as "DEP #312-xxx, NOI, Bedrock Crossing, LLC at 79 River Road". Seconded by Commissioner Lench, the motion carried unanimously.

Violations/Potential Violations:

77 Industrial Drive (Map 45, Parcel 727) – The Commission office received an email from the property owners requesting a continuance to the next scheduled meeting. **MOTION** by Commissioner Tibedo to continue discussions for "Violations/Potential Violations: 77 Industrial Drive" to the next scheduled meeting on May 7, 2012. Seconded by Commissioner Potaski, the motion carried unanimously.

NEW BUSINESS

Public Hearings:

RDA FY12-04, BSC Group on behalf of the Town of Uxbridge at 270 Quaker Hwy (Map 35, Parcels 4474, 2784, 3645 & 3534) – The project activities associated with restoration of historic drainage patterns to reduce off-site water currently entering the North Field area at Uxbridge High School. Portions of the proposed work will occur within the 100-foot wetland buffer. Ms. Diana Walden, Environmental Scientist with BSC Group was present and came forward to discuss the project. Chairman Holden opened the public hearing to the

Commission and the audience. ~~Discussion and areas of concern included recommending a maintenance plan or restoration plan with the project.~~ The Commission requested further details of construction and maintenance. Ms. Walden will provide the documentation recommended to the next meeting. Following discussion, **MOTION** by Commissioner Potaski to continue discussions for the public hearing listed as “**RDA FY12-04, BSC Group on behalf of the Town of Uxbridge at 270 Quaker Hwy**”. Seconded by Commissioner Tibedo, the motion carried unanimously.

Violations/Potential Violations:

190 Hazel Street (Map 17, Parcel 4822) – The Conservation Commission office tried to contact the property owner; however the telephone number available on bigyellow.com is not in service.

MOTION by Commissioner Tibedo to continue discussions for “**Violations/Potential Violations: 190 Hazel Street**” to the next scheduled meeting on May 7, 2012. Seconded by Commissioner Potaski, the motion carried unanimously.

MOTION by Commissioner Tibedo to bring “**Any other business which may lawfully come before the board**” out of order to discuss a future project discussing telephone pole structures in Uxbridge with National Grid. Seconded by Commissioner Potaski, the motion carried unanimously.

Ms. Lee Curtis with BSC Group came forward to discuss the project. BSC Group will be forwarding a wetlands application to the Commission in the upcoming months to discuss the project.

MINUTES: MOTION by Commissioner Potaski to approve the Conservation Commission Meeting Minutes dated April 2, 2012 (as amended). Seconded by Commissioner Lench, the motion carried unanimously.

Other:

- **Processing**
 - ❖ Recent site visits
- ✓ 575 Hazel Street – As indicated on DEP #312-937, a site visit was conducted on April 10, 2012.
- ✓ 4 Albee Road – Commissioner Lench did a site visit on the property and it appeared that there is oil on the pond. Discussion revolved around whether the substance was a hydrocarbon or not. The website <http://www.umaine.edu/waterresearch/FieldGuide/onthewater.htm> was referenced. Given the information, it seemed that it may not have been engine oil.

Pout Pond and Legg Farm – On April 16th, the Legg Farm property had a brush fire started near a camp fire (northwest part of the pond). The week prior, the individual fixing the cottage at Pout Pond noticed a large bonfire on the property and it was stopped before it spread. There needs to be more accessibility to access Pout Pond and Legg Farm, if another fire occurs.

A site visit was conducted on April 11th with Mr. Paul Moranti at the DPW. A Request for Determination of Applicability (RDA) application will be submitted on Monday, April 23rd and a public hearing will be discussed on May 7th.

Other discussions and areas of concern included volunteers are needed for the upcoming season, a picnic table was “fished out” of the pond, security system and there appears to be a loose wire (not live) in the parking lot. Commissioner Lench suggested National Grid be contacted to remove the wire.

Site visit forms and letters – Commissioner Holden provided a template document to be used for minor projects described in the Wetlands Protection Act (exemptions).

Conservation Commission Schedule – **MOTION** by Commissioner Tibedo to adopt the “Conservation Commission schedule with meeting dates and deadlines (for completed paperwork) for FY2012 – FY2013. Seconded by Commissioner Lench, the motion carried unanimously.

672 Millville Road (Map 40, Parcel 1661) – The Commission received correspondence from the property owner with a revisions to the Construction Sequencing Plan, Water Quality Maintenance Plan and the submission of a plan showing the location of the erosion control measures. Discussions shall continue at a

future scheduled meeting. It was agreed that comments would be sent to the Administrative Assistant via e-mail before the next meeting.

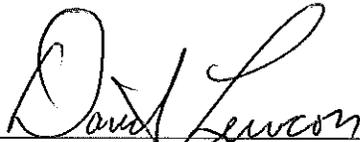
MOTION by Commissioner Potaski to adjourn the meeting at 10:15 P.M. Seconded by Commissioner Lench, the motion carried unanimously.

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



Russell Holden, Chairman

Vice-Chair (vacant)



David Lewcon, Treasurer



Lawrence Lench, Clerk



Michael Potaski, Member

Tracy Tibedo, Member

5/7/2012

Date