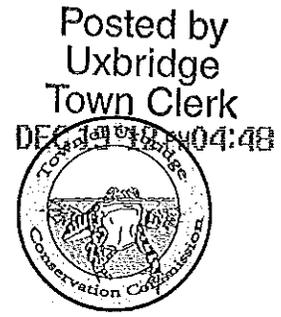


Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, Massachusetts, 01569
508-278-8600, x 2013 and x 2020



Conservation Commission [REDACTED] Minutes
December 3, 2012
7:00 – 10:02

*Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA
Please note some items may have been taken out of agenda order.*

Conservation Com. Present: Russell Holden (Chair), Dave Lewcon, Lawrence Lench, Mike Potaski, Tracy Tibedo
Conservation Commission Absent: none
Commission Staff Present: Jennifer Steel, Conservation Agent

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

- **DEP #312-xxx, NOI, Bedrock Crossing, LLC at 79 River Road (Map 45, Parcel 1345)**
 - Applicant: Jason Tetrault, Engineer: Andrews Survey
 - Proposal: Install piping for roadway drainage.
 - Update: No word from the applicant.
 - Vote: Continue hearing to 12/17/12. (Motion: Tracy Tibedo, Second: Mike Potaski, Vote: Unan.)
 - Action: Jennifer Steel will ask applicant to request continuation to date certain and re-notify abutters in advance of said date.

- **DEP #312-941, NOI, Power Lines, on an existing right-of-way in the Town of Uxbridge.**
 - Applicant: New England Power Company, Engineer: BSC
 - Proposal: Construct, reconstruct, operate & maintain new overhead power lines, roads, and pads public utilities.
 - Update: No word from the applicant.
 - Vote: Continue hearing to 12/17/12. (Motion: Tracy Tibedo, Second: Mike Potaski, Vote: Unan.)
 - Action: Jennifer Steel will ask applicant to contact office with an update.

- **DEP #312-947, NOI, "Larkin Building" 104 East Hartford Avenue (Map 12A, Parcel 1474)**
 - Applicant: Mr. Michael Robert w/ Mumford River Condominium Trust, Engineer: Andrews Survey & Engineering, Inc.
 - Proposal: Proposed project is to fill a portion of the existing canal to allow for structural alterations to the existing building.
 - Recusal: Mike Potaski recuses himself as representative for an interested property.
 - Presentation, Paul Hutnak, Andrews Survey and Engineering
 - Paul Hutnak met with Benn Sherman, DPW, and all concerns have been addressed
 - Revised plans include:
 - 12" drain pipe
 - Alterations to emergency spillway (concrete pad)
 - New information submitted includes:

- “Orange test” indicated that there is no flow in the canal under the Larkin Building. Any water coming through the flashboards must be dispersing through canal banks and bottom. There is no flow through the canal, so there can be no downstream impacts as a result of the proposed project.
- In another scenario, there may be flow through the flashboards, but existing conditions show no flow currently
- **Presentation, Mike Potaski, Uxbridge Housing Associates**
 - Abutters have water rights
 - “Blockage” is new, and due to poor maintenance. The Larkin Building should be required to clear the blockage. Blockage of a stream is not ok in light of water rights.
 - Request: Continue the hearing to allow for a dye test and removal of the Crown and Eagle flashboards to lower southern canal to see what effect it has on flow.
- **Presentation, Michael Robert, Mumford Condo resident**
 - No visible blockage.
 - Beware of dye tests, as dye will disperse even if there is no flow.
- **Presentation, Harry Romasco, Uxbridge Housing Associates, and Follow-on Discussion**
 - Are you the Commission convinced that there will be no adverse impacts downstream? The current situation will be made permanent.
 - Something has changed in the last few years; let’s fix the problem.
 - A pipe could remedy the problem and likely allow immediate building repairs to commence.
- **Question, Karen Tucker, Larkin Building resident (answer from Mike Potaski)**
 - What does the water do? Stops stench and mosquitoes, public health issues.
- **Ronald Anse, Larkin Building resident**
 - Water hasn’t flowed in 5-6 years. There is mold, snakes, rats, mosquitoes, stench in building.
- **Vote: Motion to close (Moved: Larry Lench, Second: Tracy Tibedo, Vote: 3:1:0.)**
- **Vote: Motion to issue OOC with the following findings and special conditions. (Moved: Tracy Tibedo, no second, no vote).**
 - Proposed Findings
 - Bank – finding no significant impact
 - LUW – finding no significant impact
 - RFA – work under the building is not applicable because it is a historic mill
 - RFA – spillway construction must comply, and is permissible
 - BLSF – not applicable to the proposed work area
 - Proposed Conditions
 - Standard conditions
 - Require turf reinforcement mat in grassed swale
 - Require concrete splash pad to be canted towards the river to limit possible scour.
 - Require 50-lb-plus rip-rap be used in emergency spillway.
 - Require written proof of coordination with DPW and waste water
 - Require detailed construction sequence (stockpiling plans) be provided prior to construction for review/approval.
 - Require detailed dewatering plans be provided prior to construction for review/approval.
 - Require pre-construction meeting with Jennifer Steel and Russ Holden at a minimum, entire Commission if possible, to review and approve plans noted above.
 - Allowance that once the stream is drained and building is secured, Conservation Commission can conduct a site visit to re-evaluate proposed construction
- **Site Visit: Monday, 12/10/12, 3:30.**

- **Vote:** Moved: rescind vote to close hearing: Tracy Tibedo, Second: Dave Lewcon, Vote: Unan.
- **Vote:** Moved to accept continuance to 12/17/10: Tracy Tibedo, Second: Dave Lewcon, Vote: Unan.
- **Return:** Mike Potaski reinstates himself.

Violations/Potential Violations

- **West River Rd/Harvest Rd.** National Grid cut up tree and left it in wetland. J. Steel will conduct a site visit.

NEW BUSINESS

Violations/Potential Violations

Processing

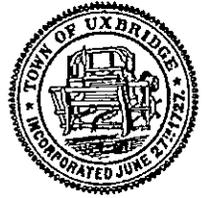
- **Minutes, November 19, 2012**
 - **Vote:** Moved to accept minutes as amended: Mike Potaski, Second: Larry Lench, Vote: 4:1:0.)
- **Documents to be Considered for Signature**
 - **COC: DEP #312-812, 28 Cross Rd., Ted Weisenhorn.** Septic system. Dumped brush has been moved into fenced in yard. (Moved to issue COC: Moved: Tracy Tibedo, Second: Larry Lench, Vote: Unan.)
 - **COC: DEP #312-737, 66 Industrial Drive, Mark Haldeman.** Still awaiting as-built plan.
 - **COC: DEP #312-867, 71 Stanphyl Rd., Susan Hirtle.** Driveway and garage addition comport with approved plans. Stairs and basketball court are beyond original scope. Jennifer Steel will ask applicant to submit a request to amend the OOC along with scaled drawing. JS will look for an as-built in the Bldg. Dept. files.
- **Discussions**
 - **Proposed Asphalt Plant, 586 Quaker Hwy:** Just outside 100' buffer zone, outside flood zone. Stormwater discharge is almost into buffer zone. Single standard detention basin seems potentially inadequate considering the use. Jennifer Steel will look into LUHPPL regulations to ensure compliance/continued extra-jurisdiction.
 - **Stormwater Bylaw:** Town is required to draft stormwater bylaw. Uxbridge would like to meet the minimum requirements. Stormwater Bylaw Committee will undertake an education effort in advance of May Town Meeting. Draft bylaw will be sent to ConCom for review and approval in Feb or March.
 - **Living with Wetlands:** It would cost 6 cents per copy to include a color version with the tax bills. Draft is due to Dave Genereux by 12/10/12. **Vote:** (Motion to approve effort and expenditure from WPA fund not to exceed \$500. Moved: Mike Potaski, Second: Dave Lewcon, Vote: 4:1:0.).
- **Notifications/Updates**
 - **COC: DEP #312-174, 865 Quaker Highway, Flagg RV.** File missing, no answer to the nature of project.
 - **312-898:** It is not clear why this was added to the 11/19 agenda.
 - **312-916:** Jennifer Steel will look into details of original and amended OOC then suggest issuing a COC as appropriate
 - **COC: DEP #312-811, 25 Albee Road, Hill Financial Services.** Jennifer Steel issued a letter asking the owner to address (1) "plunge pool at base of road", (2) small sediment basin, (3) "as-built" and drainage off-site. Then the Commission can consider signing COC with the "partial" box checked.

- COC: DEP #312-892, Southeast bank of Blackstone River @ Mendon Street, Blackstone River Watershed Association (BRWA). Jennifer Steel issued a letter noting undercutting of lowest stair and asking them to address it under the OOC.
- COC: DEP #312-893, Northwest bank of Blackstone River @ Millville Road, Blackstone River Watershed Association (BRWA). Jennifer Steel wrote to applicant about gate across sewer ROW and asked DPW would like a proper gate.
- COC: DEP #312-916, 146 Mendon Street, Nicholas B. Deane. Excavation of petroleum contaminated soil from underground storage tank. Jennifer Steel sent letter to the owner regarding: (1) a 55-gallon drum remains on site, (2) sandy bank is suffering erosion, and (3) a pipe is discharging to the river.
- COC: DEP #312-857, 25 Brandy Lane, Michael Pasacane. Jennifer Steel sent letter asking about the unpermitted activities.
- Down East subdivision, East St.: Jennifer Steel has asked Mark Anderson
 - Are you planning to submit the revised detention basin plans?
 - Are there other proposed (or extant?) plan changes?
 - Have all permits been secured before any work could occur on Parcel A?
 - What is up with the limit of work on Parcel A that seems to have been violated/exceeded?
- 40 and 20 Albee Rd. Jennifer Steel is crafting memos to clarify decisions within regulatory framework, ensure consistency of decisions, and clarity of requirements on each property.
- Peaceful Pond, Pout Pond & Legg Farm
 - Peaceful Pond – No action since Dave went to the Historical Commission meeting.
 - Pout Pond
 - PPAC developed a float for the Uxbridge First Night Parade.
 - PPAC will have its 8th meeting tomorrow night.
 - Still maintaining gate and monitoring site – will do so until significant snow.
 - Cottage renovations: Awaiting base plan from building inspector. Jennifer Steel noted plans in the Commissioner's packets. Final design proposal will come from lease applicant(s). Jennifer Steel noted total available from Donations, Revolving Fund, Swimming Lessons = \$3,710.63.
 - Cottage occupancy lease and RFP are being finalized by Finance Director based on DCRs RFP and lease document.
 - Tracy Tibedo suggested considering "leasing" the concession stand to a business, getting the ice cream truck to go to Pout Pond, and getting the "Yummies" truck to go to Pout Pond.
 - Dave Lewcon noted that PPAC is considering a "sponsorship board" and will develop a proposal(s) for site and operational changes for Commission review and approval.
- Recent site visits (other than for NOIs, RDAs, EOs and COCs)
 - 127 Douglas Pike – Jennifer Steel requested owner to move horse fences further back, otherwise all aspects of the enforcement order are in place.
- Future site visits to be conducted
 - 171 Eric Dr – Jennifer Steel will look at Tibedo's request to cut saplings along-side garage.
 - Larkin Building/Mumford River Condos: Monday, 12/10/12, 3:30.
- Any other business which may lawfully come before the Conservation Commission.
 - Jennifer Steel requested permission to purchase for the Commission flagging tape, camera, and auger if commissioners cannot find such materials at home. **Vote:** (Motion to approve expenditure from WPA fund not to exceed \$300. Moved: Tracy Tibedo, Second: Mike Potaski, Vote: 4:1:0.)

ADJOURN 10:02 pm (Moved to adjourn. Moved: Larry Lench, Second: Mike Potaski, Vote: Unan.)



TOWN OF UXBRIDGE
CONSERVATION COMMISSION
21 SOUTH MAIN STREET
UXBRIDGE, MASSACHUSETTS 01569
508-278-8600, x 2013 or 2020



Conservation Commission Meeting Minutes

Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA

Respectfully submitted by Ms. Jennifer Steel, Conservation Agent

Handwritten signature of Russell Holden.

Russell Holden, Chairman

Vice-Chair (vacant)

Handwritten signature of David Lewcon.

David Lewcon, Treasurer

Handwritten signature of Lawrence Lench.

Lawrence Lench, Clerk

Handwritten signature of Michael Potaski.

Michael Potaski, Member

Handwritten signature of Tracy Tibedo.

Tracy Tibedo, Member

12/17/12 Date

