

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



Posted by
Uxbridge
Town Clerk

Conservation Commission Minutes
Monday, May 6, 2013
7:00 - 9:30 PM

JUN 05 '13 PM 12:36

*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), Larry Lench, Dave Lewcon, Tracy Tibedo, Mike Potask

Conservation Commission Absent:

Commission Staff Present: Jennifer Steel, Conservation Agent

ACTIVE WETLAND CASES

1. **NOI 312-953, 20 Brown Bear Crossing (Map 14, Parcel 553) – continued from previous meeting**
 - A. **Applicant:** Ross Smith. **Engineer:**
 - B. **Proposal:** Single family home and associated site work.
2. **NOI 312-954, 30 Brown Bear Crossing (Map 14, Parcel 585) – continued from previous meeting**
 - A. **Applicant:** Ross Smith. **Engineer:**
 - B. **Proposal:** Single family home and associated site work.
 - C. **Discussion:** The two hearings for Brown Bear Crossing were considered together. The applicant sought a continuation until 5/20/13.
 - D. **Motion to continue to 5/20/13: Moved:** tt; **Second MP, Vote:** Unan.
3. **RDA FY13-08, 287 N. Main Street (Map 12C, Parcel 3593) – continued from previous meeting**
 - A. **Applicant:** Uxbridge Properties, Inc. **Engineer:** Andrews
 - B. **Proposal:** Construction of a 3200 sf. storage building and associated grading & drainage.
 - C. **Presentation:** Byron Andrews: Revised plans (May 6 revision) were presented showing perimeter drain and retaining wall. The open OOC (312-630) will be closed.
 - D. **Motion to issue negative determination for work as shown in plan. Moved:** Tracy Tibedo; **Second Mike Potaski, Vote:** Unan.
4. **NOI 312-949, 95 Buffum Rd (Map 32, Parcel 4418) – continued from previous meeting**
 - A. **Applicant:** Mark & Lynn Brundage. **Engineer:** Seth Lajoie
 - B. **Proposal:** Single family home and associated site work.
 - C. **Discussion:** The applicant sought a continuation until 5/20/13.
 - D. **Motion to continue to 5/20/13: Moved:** Tracy Tibedo; **Second Mike Potaski, Vote:** Unan.
5. **RDA FY13-08, 101 Hunter Rd, Lisa and Jim Smith (Map 24D, Lot 1812)**
 - A. **Applicant:** Lisa and Jim Smith. **Engineer:** none
 - B. **Proposal:** Removal of trees in buffer zone.
 - C. **Presentation:** Lisa Smith: Struggling to get grass to grow. Need to remove trees to let light in. Drainage easement is a wetland.
 - D. **Discussion:** Russ Holden went out to site and determined that the site didn't have wetland qualities.
 - E. **Motion to issue negative determination: Moved:** Tracy Tibedo; **Second Mike Potaski, Vote:** Unan.
6. **NOI 312-937, 575 Hazel St (Map 16, Parcel 3881)**

- A. **Applicant:** Dale Bangma **Engineer:** Andrews
- B. **Proposal:** Single family home, wetland crossing, wetland replication, and associated site work.
- E. **Presentation:** Dale Bangma: Owner has decided to move house and driveway further from wetland boundary
- F. **Discussion:** Must stake house accurately prior to any site alteration.
- G. **Keven Fitzgerald 545 Hazel St.**
- F. **Motion** to issue standard OOC. **Moved:** Tracy Tibeo; **Second** Mike Potaski, **Vote:** Unan.
- 7. **RDA FY13-07, 23 Lackey Dam Rd. – update -- 4/24/13** site walk with DEP – no determination of how to define ILSF yet.
- 8. **312-913 and 312-811 Mountain View Estates – update.** Applicant is before Planning Board to get extant alterations approved in a revised subdivision plan.

VIOLATIONS/POTENTIAL VIOLATIONS

- 9. **OOC 312-938, 170 Hecla Street – update.** DEP has been called, but there has been no response yet. Russ Holden sent updated plan and copy of EO to DEP. Russ Holden and Dave Lewcon made a site visit roughly 2 weeks ago. Enforcement Order (EO) conditions are still outstanding. Limit of Work (LOW) has been done near pond and riverfront area. Isolated wetlands haven't been flagged and Land Subject to Flooding hasn't been flagged. Silt fence should be around stockpile area. Debris piles are still outside LOW. NHESP has been contacted. Hydraulic fluid leaking near entrance. Tire cleaning system stone is not working, so tracking will continue. Jennifer Steel will contact DPW about street sweeping. **Abutter:** Alexa Romasco, 50 Elizabeth St., noted that there has been no activity recently, but dust is flying everywhere.
- 10. **OOC 312-947, 104 Hartford Ave., East, Larkin Building – update, restoration.** Mike Potaski recuses himself. Jennifer Steel spoke with DEP about requiring restoration of spillway, sand plug, and sandbags. They suggested getting DPW's request in writing. Jennifer Steel will inquire about recent excavation in front of building. DEP supports E-Certs for structural repairs. Mike Potaski rejoined the Commission.
- 11. **Memos – discussion of memos relating to 4 and 20 Albee and 627 Millville Rd.** Jennifer Steel described the situation and need to increase parity and clarity. The situation is almost in compliance with the regulations and setback policy.
 - A. **Motion** to send letter as amended to 672 Millville Rd. **Moved:** Tracy Tibeo; **Second** Mike Potaski, **Vote:** Unan.
 - B. Commissioners will make a site visit at 4 and 20 Albee at 6 pm Monday May 13. JMS will call both Mr. Carven and Mr. Sanches to seek permission for access and their participation to craft a scaled plan for long-term maintenance of lawn and natural areas.

WETLAND ISSUES

- 12. **Koopman's Lumber – request to clear culvert.** Jennifer Steel will send amended draft plan to Koopmans for them to review and submit to Con Com if/as appropriate.
- 13. **John Foley, Millville Rd – concerns about flooding near driveway.** Commission suggested that they cannot bring enforcement actions against developments, but that Mr. Foley could request permits for more/larger culverts.
- 14. **Railway YOP (herbicide plan) – has been submitted**

PROCESSING

- 15. **Documents to be Considered for Signature**
 - COC for DEP File #312-827, 262 Chocolog Rd – septic repair. MP, DL, unan
 - Minutes March 5, 2013. Motion to approve Tracy Tibeo, **Second:** Dave Lewcon, **Vote:** 3:0:2
 - Minutes March 11, 2013. Motion to approve Tracy Tibeo, **Second:** Mike Potaski, **Vote:** 3:0:2
 - Minutes April 1, 2013. Motion to approve Larry Lench , **Second:** Tracy Tibeo, **Vote:** 4:0:1
 - Minutes April 16, 2013. Motion to approve Tracy Tibeo, **Second:** Larry Lench, **Vote:** 3:0:2
 - Bill – Legal Ads, Worcester Telegram and Gazette – \$92.86.
 - Bill – Water and sewer -- \$180.78.

- o Bill – National Grid -- \$10.00.

CONSERVATION LAND

16. Pout Pond -- update

- A. Larry Lench left the meeting
- B. Gates open and closed daily
- C. Water is on and bathrooms and can be made available as needed.
- D. Fishing Derby on 4/21 drew nearly 100 participants and netted \$375. Pond was stocked and will be stocked again. Environmental Police are patrolling pond for licenses. Beach is groomed in summer.
- E. PPAC is planning a Volunteer Work Day (with Lenze Americas on Tues, June 4, 10:00-3:00), a float in Memorial Day Parade. Russ Holden will forward list of potential projects to the Commission for their review and approval.
- F. The issue of how to deal with public feedback was raised.
- G. Proposed parking fee program was described. Parking Permits required.: Available at Town Hall and Beach.
 - Resident Day Pass \$5/car/day (up from \$3)
 - Resident Season Pass \$45/car/season (up from \$30)
 - Non-resident Day Pass \$6.5/car/day
 - Non-resident Season Pass \$65/car/season (up from \$30)
 - Senior (62 and older) \$5/car/day
 - Senior (62 and older) \$10/car/season

Motion to approve rates Moved: Dave Lewcon, Second: Mike Potaski, Vote: 4:0:0.

- H. Proposed swimming program was described:
 - Lessons: \$75/student/2 week session (8 classes)

Motion to approve rates Moved: Dave Lewcon, Second: Mike Potaski, Vote: 4:0:0.

- I. Proposal made to put a link to the Pout Pond Facebook and basic info on Town website.
- J. Regular instructor wants to take Water Safety Instructor course for \$350 and is requesting the town pay. Dave Lewcon would front her the money and seek reimbursement. She should be offered a "total compensation package" noting her skills, dedication, experience, ... and (1) rate of pay, (2) \$350 for WSI, etc. Instructors are seasonal town employees, so we have to be sure that this is not setting a precedent. **Motion to approve expenditure of Pout Pond Donation Fund money for \$350 WSI course for Tammy Daniels subject to TM or Fin Dir approval. Moved: Mike Potaski, Second: Tracy Tibedo, Vote: 4:0:0**
- K. Cottage caretaker must be done through a license to occupy agreement (essentially a tenant at will, on a month to month basis). We need a second means of egress -- Tracy offered to lead a stair building effort. Tracy Tibedo and Dave Lewcon will coordinate.

17. Legg Farm – update -- none

18. Land Use Regulations – approved last meeting

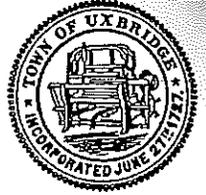
ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

- 19. Hale Swamp ownership? Russ Holden thinks it is not Conservation Commission land
- 20. Jennifer Steel was asked to send a friendly letter to all abutters of River Rd. with wetlands flier included.

ADJOURN Moved to adjourn at 10:27: Tracy Tibedo, Second: Mike Potaski, Vote: Unan.



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MAY 4, 2013

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

R. Holden

 Russell Holden, Chairman

 Vice-Chair (vacant)

 David Lewcon, Treasurer

L. Lench

 Lawrence Lench, Clerk

Michael Potaski

 Michael Potaski, Member

Tracy Tibedo

 Tracy Tibedo, Member

 Date