



TOWN OF UXBRIDGE
CONSERVATION COMMISSION
21 SOUTH MAIN STREET
UXBRIDGE, MASSACHUSETTS 01569
508-278-8600, ext 2019

2011 FEB 28 11:41:09Z



MEETING MINUTES
February 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, February 7, 2011**, 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: Chair Al Jones, Russell Holden, Larry Lench and Dave Lewcon. Commissioner Harold Klei arrived at 8:00 pm.

Conservation Commission Board Members Absent: Michael Potaski

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

OLD BUSINESS

Public Hearings

DEP #312-916, NOI, Triumvirate Environmental, Inc., 146 Mendon St (Map 19, Parcel 3621) - Excavation of petroleum contaminated soil related to historic underground storage tank located within the buffer zone of the Blackstone Canal. Mr. Paul Connors with Triumvirate Environmental, Inc. was present and spoke on behalf of the applicant. Mr. Connors informed the Commission that financing is secure for this project and work will begin in spring 2011. Mr. Nicholas Deane, the applicant appeared late in meeting, however confirmed with the Commission that financing is complete and final plans for this project will be submitted soon.

Ms. Holly Haller, a resident at 107 Old Millville Road requests from the Commission to hold discussion 'til Conservation Commissioner Harold Klei was present. **MOTION** by Mr. Lewcon to table discussion until Conservation Commissioner Harold Klei is present. Seconded by Mr. Lench, the motion carried unanimously.

OLD BUSINESS:

Violations/Potential Violations:

26 Boston Street (Map 12 B, Parcel 2945) – Mr. Lewcon has conducted a site visit on the property. It appears that the debris has been removed from the property. No further actions to be conducted.

175 Henry Street (Map 20, Parcel 3627) – Mr. Lewcon has conducted a site visit on the property prior to the current weather conditions. Another site visit will be conducted, once the snow and ice subside on the property.

Henry Legg Road/West River Road (Map 13 & 19, various parcels) - Mr. Lewcon has conducted a site visit on the property prior to the current weather conditions. Another site visit will be conducted, once the snow and ice subside on the property. Discussions to continue at a later date in spring 2011.

Douglas Street near Summerfield at Taft Hill Manor (Map 23, Parcel 4435) - Mr. Klei conducted a site visit on the property prior to the current weather conditions. Another site visit will be conducted, once the snow and ice subside on the property. Discussions to continue at a later date in spring 2011.

4 Albee Road (Map 40, Parcel 2432) – Mr. Holden conducted a site visit on the property prior to the current weather conditions. Another site visit will be conducted, once the snow and ice subside on the property. Ms.

Donna Sanchez, a resident at 20 Albee Road came forward to discuss this property. Ms. Sanchez believes a full site visit will be needed to see the large amount of debris (including 2 resin chairs, grass clippings, a canoe, dead animals, basketball hoop, toilet and wood pallets) that is being dumped directly on the property lines. Mr. Holden noticed two (2) wood pallets have been constructed at an angle to support two (2) trees that have been planted on the property close to the wetlands edge. Mr. Holden noted that the residence is a historical lot. Following discussion, **MOTION** by Mr. Holden to continue discussions for 4 Albee Road, until the snow and ice subsides at the residence. Seconded by Mr. Lench, the motion carried unanimously. Following discussion, **MOTION** by Mr. Holden to issue a Memorandum of Understanding letter to the resident of 4 Albee Road, outlining the agreed upon details for mitigation of the violation at the subject parcel: 1) 25-foot buffer area from the edge of the wetlands to allow natural plant succession to occur. Seconded by Mr. Lench, the motion carried unanimously.

20 Albee Road (Map 41, Parcel 1743) - Mr. Holden conducted a site visit on the property prior to the current weather conditions. Ms. Donna Sanchez, the resident came forward to discuss the property. The residents have complied with the Commission in removing the grass clippings from the residence. Following discussion, **MOTION** by Mr. Holden to issue a Memorandum of Understanding letter to the resident of 20 Albee Road, outlining the agreed upon details for mitigation of the violation at the subject parcel: 1) 25-foot buffer area from where the water passes in the middle of the property on the lawn and outward. 2) Do not manicure restored area and allow natural plant succession to occur. Seconded by Mr. Lench, the motion carried unanimously.

RDA FY11-06 – Marilyn Gonzalez-Rosa, 164 Providence Street (Map 51, Parcel 2841) – The proposed project is to produce and host family entertainment at location. No permanent structures will be built on property for approximately 2 years. Ms. Gonzalez-Rosa with Five Star Agency and Mr. Frank Jacques, a Rhode Island Commercial Real Estate agent were present. Ms. Gonzalez-Rosa provided a Google earth plan with wetland's marked on the plan to the Commission. Natural Resources handled the wetland delineations for the property. Following discussion, **MOTION** by Mr. Klei to approve **RDA FY11-06 – Marilyn Gonzalez-Rosa, 164 Providence Street** and issue a negative determination with 4 Special Conditions: 1) No excavation on the property. 2) No land or tree clearing. 3) No permanent structures. 4) Must be 50' outside from the wetlands. Seconded by Mr. Lewcon, the motion carried unanimously.

MOTION by Mr. Holden to move **RDA FY11-05 - Holly Haller, 107 Old Millville Road**, back to the table for discussion. Seconded by Mr. Lench, the motion carried unanimously.

RDA FY11-05 – Holly Haller, 107 Old Millville Road (Map 35, Parcel 4748) - The proposed project is for cleanup, removal and recycling of flood water debris items, surface buried trash from previous owner and the cutting of brush to create a walking trail around the back perimeter of parcel. Ms. Haller plans are to create a six (6) to eight (8) foot wide walking path around the perimeter of the land. No trees will be cut on the property. Following discussion, **MOTION** by Mr. Klei to approve **RDA FY11-05 – Holly Haller, 107 Old Millville Road** and issue a negative determination. Seconded by Mr. Lewcon, the motion carried 4-1-0.

NEW BUSINESS:

Public Hearings ~ none

Violations/Potential Violations ~ none

MINUTES. **MOTION** by Mr. Klei to approve the Conservation Commission Meeting Minutes dated January 4, 2011, as amended and to make changes with three (3) amendments. Seconded by Mr. Lewcon, the motion carried 4-0-1.

MINUTES. **MOTION** by Mr. Holden to approve the Conservation Commission Meeting Minutes dated January 18, 2011. Seconded by Mr. Lewcon, the motion carried unanimously.

Other:

Mountainview Estates, Lot 4 – Mr. Mark Anderson with Heritage Design Group was not present to discuss. The Conservation Commission received no information. The Conservation Commission will continue discussions at their next scheduled meeting.

Uxbridge High School, Conservation Restriction – Chairman Jones attended the Board of Selectmen meeting on January 31, 2011 discussing the Conservation Restriction for the new Uxbridge High School. The Board of Selectmen voted for Option A, which included the Conservation Restriction. Following discussion, **MOTION** by Mr. Klei that the Conservation Commission accept a conservation restriction, granted by the Uxbridge Board of Selectmen at their meeting on January 31, 2011 pursuant to Massachusetts General Laws Chapter 40, Section 8C and Chapter 184, Section 32 and located on a parcel of land situated at 246 Quaker Highway in the Town of Uxbridge. Said conservation restriction is bounded and described on plan dated January 13, 2011 and labeled “Option A” Job Number 61067.04, prepared by BSC Group, 33 Waldo Street, Worcester, MA, which is on file at the office of the Uxbridge Board of Selectmen. I further move that the Commission authorize the Uxbridge Town Counsel and representatives from Massachusetts Natural Heritage to negotiate and prepare all documentation necessary to effect the restriction, and that the members of the Commission execute said documentation without further Commission action. Seconded by Mr. Lewcon, the motion carried unanimously.

Mr. Klei recused himself.

Lot 15B, Crownshield Avenue (Map 29, Parcel 4829) – Attorney Jeffrey Roelofs sent an email request on January 28, 2011 proposes a Conservation Restriction and Easement be granted by the Conservation Commission. Attorney Roelofs was not present at the meeting. The Uxbridge Single Family Realty, LLC will grant a conservation restriction and easement on Lot 15B to the Conservation Commission of Uxbridge, MA. Uxbridge Single Family Realty, LLC will grant the conservation restriction and easement in a form enforceable under Massachusetts law. The Commission discussed the conservation restriction and recommends the following for this project: 1) Consult with Town Counsel for Conservation Restriction. 2) Site visit to be conducted on property. 3) Certificate of Compliance. Mr. Klei, a resident at 105 Quaker Highway commented about an issue with a boulder retaining wall at site and should be removed. Following discussion, **MOTION** by Mr. Holden to issue a letter to the applicant requiring 1) Site visit will need to be conducted on property. 3) A request for a Certificate of Compliance will need to be obtained. Seconded by Mr. Lench, the motion carried unanimously.

Mr. Klei returned to the meeting.

Work Camper Program – The program involves volunteer candidates with a self-contained recreational vehicle that would commit to at least 24 hours per week for couples, for a minimum of 2 to 4 months. Mr. Lewcon spoke with Ms. Viola Hoard at the West Hill Dam to inquire if any additional candidates are available for this program. Following discussion, **MOTION** by Mr. Lewcon to move forward with the Work Camper Program. Seconded by Mr. Klei, the motion carried unanimously.

Pout Pond/Legg Farm – Aquatic Control Technology, Inc. has provided a 2011 Proposal/Agreement for the Aquatic Management Program at Pout Pond. Tentative Schedule of performance includes a pre-treatment inspection for late May/early June 2011, a chemical treatment mid-late June 2011 and a post treatment inspection for early-mid July 2011. Following discussion, **MOTION** by Mr. Lewcon to have the Commission move forward with Aquatic Control Technology, Inc. proposal agreement for the Aquatic Management Program at Pout Pond. Seconded by Mr. Klei, the motion carried unanimously.

MOTION by Mr. Klei to adjourn the meeting at 9:16 P.M. Seconded by Mr. Lewcon, the motion carried unanimously.

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

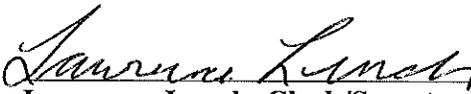
Al Jones, Chairman



Russell Holden, Vice-Chair



Harold Klei, Treasurer



Lawrence Lench, Clerk/Secretary

Dave Lewcon, member

Michael Potaski, Member

Date

2/22/11