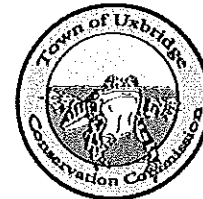


Town of Uxbridge  
 Conservation Commission  
 21 South Main Street  
 Uxbridge, MA 01569  
 508-278-8600 x 2020



Conservation Commission Meeting Minutes  
 Monday, March 16<sup>th</sup>, 2015 – 7:07PM  
 Board of Selectmen Meeting Room, Uxbridge Town Hall

Received by  
 Uxbridge  
 Town Clerk

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

**Present:** Chair Russell Holden, Treasurer Jim Hogan, Clerk Jeffrey Shaw, Members Tracy Tibedo and Patrick Hannon, and Conservation Administrator Kristin Black (KB)

**Absent:** Member Michael Potaski

### PUBLIC HEARINGS

1. **Notice of Intent (NOI), 312-995, 86 CHAPIN ST., (Assessor's Map 26, Parcel 1281)**
  - o Applicant: Evergreen Center, Inc. Representative: Guerriere & Halnon, Inc.
  - o Project description: construction of a proposed 6 bedroom house and associated work within the 100' buffer to a Bordering Vegetated Wetland (BVW)
  - o Presentation: Peter Lavoie (Guerriere & Halnon, Inc.) presented the project. A stormwater reports was submitted with the Notice of Intent. The septic plan is still under review with the Board of Health (BOH). Changes to the septic design were requested by the BOH.
  - o Public Comments: Residents of Chapin Street asked questions about aesthetics, wetlands, and protection of wildlife. A discussion on vernal pools and associated species followed.
  - o Mr. Holden, on behalf of the commission, requested a wildlife survey of the property.
  - o **MOTION by Mr. Hogan to continue the public hearing for 312-995, 86 Chapin Street to April 20<sup>th</sup>. Seconded by Mr. Shaw, the motion carried unanimously 5-0-0.**
  - o Peter Lavoie agreed verbally to the continuation. A site walk for April 9<sup>th</sup> at 5:30pm was scheduled. If the site is free of snow cover, Mr. Holden requests Kristin Black to try and move the site walk to April 2<sup>nd</sup>.
2. **Notice of Intent (NOI), 312-993, 869 Quaker Highway, (Assessor's Map 51, Parcel 2647), continued from 2/17/15**
  - o Applicant: BJs Uxbridge LLC Representative: Allen & Major Associates, Inc.
  - o Project description: Construction of a stone dust path for access to historic cemetery onsite within buffer zone of bordering vegetated wetlands
  - o Kristin Black noted that Phil Cordeiro, representative, emailed on 3/12 and requested to continue the meeting to April 6<sup>th</sup>.
  - o **MOTION by Mr. Tibedo to continue the public hearing of DEP #312-993, 869 Quaker Highway to April 6<sup>th</sup>. Seconded by Mr. Hannon, the motion carried unanimously 5-0-0.**
  - o A site walk on Thursday March 26<sup>th</sup> at 4:30pm. Kristin Black will send an invitation to members and the applicant.
3. **Request for Determination of Applicability (RDA), FY15-04, 60 St. Andre Drive (Map 11, Parcel 4089), continued from 11/17/14**
  - o Applicant/Owner: Monica M. McLoughlin
  - o Project description: Filling in a backyard in-ground swimming pool
  - o Kristin Black noted that on 3/3, Monica McLoughlin emailed a requested for continuation to the April 20<sup>th</sup> meeting.
  - o **MOTION by Mr. Tibedo to move to continue the public hearing for RDA FY15-04, 60 St. Andre Drive to April 20<sup>th</sup>. Seconded by Mr. Hogan, the motion carried unanimously 5-0-0.**

### ACTIVE WETLAND CASES

Notice of Intent (NOI), 312-9xx, 79 River Rd (Map 45, Parcel 1345)

*Continued from March 2<sup>nd</sup>, awaiting comments from MA-DEP*

- o Applicant: Bedrock Crossing LLC Representative: Andrews Survey & Engineering

Conservation Commission Meeting Minutes continued – Monday, March 16<sup>th</sup>, 2015

- Project description: Fill ILSF, grade and create gravel lot
- No one appeared to present the project. There are no updates. A DEP # has not been assigned.
- **MOTION by Mr. Tibedo to close the public hearing for 79 River Road for failure for the applicant to appear and lack of a DEP File number. Seconded by Patrick Hannon, the motion carried unanimously 5-0-0.**
- Kristin Black will contact DEP and the applicant and inform them. The applicant will need to re-post the public hearing and re-notify abutters.

#### WETLAND UPDATES/ISSUES

1. Request for Certificate of Compliance, 1 Peter Street Extension, DEP #312-769, *continued from 3/2/15*
  - Kristin Black provide information on filings for lot 2267. The applicant filed a Notice of Intent, DEP File # 312-816, for the house on lot 2267 showing the house and decks per the as-built plan. There is no record of an Order of Condition being issued but the meeting minutes from October 17, 2005 note that the project was approved contingent upon issuance of a DEP File number. A file number was issued - #312-816.
  - **MOTION by Mr. Hannon to issue a certificate of compliance for DEP #312-769 and DEP #312-816. Seconded by Mr. Shaw, the motion carried unanimously 5-0-0.**
2. Enforcement Order, 201 & 209 River Road, DEP #312-956
  - Attorney, Edmund Myers presented on behalf of the owner. Mr. Holden reviewed the Enforcement Order (EO) and discussed the requirements of the EO and the Orders of Conditions (OOC).
  - Special Condition #20 of the OOC required a plan demarcating the trees to be submitted. It was confirmed during the meeting that the plan last revised 10/22/13 fulfills that condition. The OOC was issued on 10/21/13.
  - The Cease and Desist will remain in effect until the items noted in the EO are addressed and confirmed on-site by the agent. The agent can lift the EO on the site if the project is in compliance.

*Mr. Tibedo excused himself from the meeting.*

#### POTENTIAL VIOLATIONS

28 Ironstone Street

- Mr. Hannon issued an Enforcement Order (EO) ordering a Cease and Desist on March 11<sup>th</sup>. The work is demolition of a house damaged by fire and occurs within 200 feet of a perennial stream and 100 feet of bordering vegetated wetlands. The work appears to occur within 15 feet of the stream. Patriot Construction completed the work. A tree was removed near the drive entrance. The town ordered the removal of the structure. No wetlands filings were received for this work. Kristin Black drafted an EO requiring filing a Notice of Intent.
- **MOTION by Mr. Hogan to issue a new Enforcement Order for 28 Ironstone Street. Seconded by Mr. Shaw, the motion carried unanimously 4-0-0.**

#### OTHER

1. Review of Draft Administrative Approval Form
  - Kristin Black will summarize the differences between the new and old form and present at a future meeting
  - Mr. Hannon distributed a Tree Hazard Evaluation Form as "food for thought"
2. MACC Electronic Handbook Renewal. Requesting distribution of \$90 from WPA Fund to cover 6 handbook licenses.
  - **MOTION by Mr. Hannon to distribute \$90 from the WPA fund to cover ordering 6 electronic handbooks. Seconded by Jim Hogan, the motion carried unanimously 4-0-0.**

#### PROCESSING

Meeting Minutes – 4/22/14, 2/17/15, 3/2/15

- **MOTION by Mr. Shaw to approve the meeting minutes from 3/2/15. Seconded by Mr. Hogan, the motion carried unanimously 4-0-0.**
- A quorum was not present to approve the 4/22/14 or 2/17/15 meeting minutes.


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


At approximately 9:01PM, MOTION by Mr. Hannon to adjourn the meeting. Seconded by Mr. Hogan, the motion carried unanimously 4-0-0.

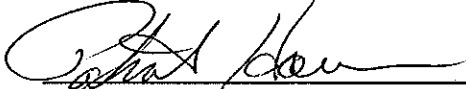
Conservation Commission Meeting Minutes continued – Monday, March 16<sup>th</sup>, 2015

Respectfully submitted,  
Kristin Black  
Conservation Administrator

  
\_\_\_\_\_  
Russell Holden, Chairman

  
\_\_\_\_\_  
Jim Hogan, Treasurer

  
\_\_\_\_\_  
Jeff Shaw, Secretary

  
\_\_\_\_\_  
Patrick Hannon, Member

\_\_\_\_\_  
Tracy Tibedo, Member

4/6/15  
\_\_\_\_\_  
Date

