



TOWN OF UXBRIDGE  
**CONSERVATION COMMISSION**

21 SOUTH MAIN STREET  
UXBRIDGE, MASSACHUSETTS 01569  
508-278-8600, ext 2019

**MEETING MINUTES**  
Monday, January 4, 2010

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

Minutes of the Uxbridge Conservation Commission regular meeting held on Monday, January 4, 2010, at 7:00 P.M. in the Board of Selectmen's Meeting Room, Uxbridge Town Hall, 21 So. Main St., Uxbridge, MA:

**Conservation Commission Board Members Present:** Chair Al Jones, Dave Lewcon, Russell Holden, Harold Klei and Jeffrey Tibbetts

**Conservation Commission Board Members Absent:** Dave Lewcon

**Others Present:** Donna C. Hardy, Conservation Administrator

**Old Business:**

**NOI - DEP# 312-902 Down East Realty, LLC, Tabor Road Parcel A (Map 41, Parcel 2117)**  
Construction of a single family dwelling, septic system and associated grading. **MOTION** by Mr. Klei to continue the Public Hearing to the next scheduled meeting at the applicant's request. Seconded by Mr. Tibbetts, the motion carried unanimously.

**Potential Wetland Violations:** none

**Other:**

**Certificate of Compliance – DEP #312-895, Silvestro, 7 Yankees Way (Map 39, Parcel 2392)**  
Applicant has a proposed garage, driveway and associated grading. Mr. Klei did a site visit on the property. **MOTION** by Mr. Klei to issue a full Certificate of Compliance. Seconded by Mr. Tibbetts, the motion carried unanimously.

**Update Conservation Commission application fees - Request to table discussion until end of meeting under Other Items.** **MOTION** by Mr. Klei that the Commission table discussion until the end of the meeting. Seconded by Mr. Holden, the motion carried unanimously.

**DEP#312-842, Request for a Superseding Order of Conditions – Vecchione – 189 Mendon St (Map 19, Parcel 3753) – DEP issued an Extension Permit for Order of Conditions to be extended to December 21, 2012.**

**New Business – Public Hearings:**

**RDA FY10-05 – MassDOT -** The proposed project consists of resurfacing portions of mainline and ramp(s) roadway in the Towns of Douglas, Northbridge, Sutton and Uxbridge. Hud Quistorff was present and spoke on behalf of the project. The project is to start April 2010. Following discussion, a Negative Determination of Applicability shall be issued with Special Conditions included. Special Condition: To contact the Conservation Commission with use of erosion control, prior to the work starting. **MOTION**, by Mr. Klei to issue a Negative Determination of Applicability for RDA FY10-05 – MassDOT. Seconded by Mr. Tibbetts, the motion carried unanimously.

**ANRAD FY10-01 – Guaranteed Builders, Inc. – Douglas St - (Map 22, Parcels 3283 and 2895) –** The Chairman opened the public hearing. Ms. Tracy Sharkey was present and spoke on behalf of the applicant. Ms. Sharkey advised that the area has been flagged and the delineations are complete. The Commission discussed that a Peer Engineering Review needs to be done. Bids to be received from 3 different vendors and at the next scheduled meeting the Commission will decide which proposal request is the best interest for the town.

Discussion and areas of concern from the residents included type of development at site, property values, location of roads or driveway and type of zoning required at site. **MOTION** by Mr. Klei to request a peer engineering review for the ANRAD application, to continue to the public hearing to the next scheduled meeting. Seconded by, Mr. Holden, the motion carried unanimously.

**Violations/Potential Violations: none**

**Other Business:**

**Potential Open Space and Recreation Plan –** Discussions to be done with the Town Manager's office to inquire of the Open Space and Recreation Plan. The Commission approved the plan in April 2009 and was to go to the Board of Selectmen for approval.

**Certificate of Compliance - DEP #312-711, Wing, 277 Pond St (Map 34, Parcel 3368) –** Construction of a single family dwelling, well, 2 driveway crossings and associated grading. Geoffrey Wing was present and spoke about the project. Mr. Klei will do a site visit of the property to review the width of the driveway. Another site visit shall be done in the spring 2010.

**Lot 15B, Crownshield Ave –** Chairman Jones spoke w/ Attorney Roelofs discussing the possibility of reclassifying the property at Lot 15B, Crownshield Avenue, Uxbridge, as a non-buildable lot and to having this potential location for an additional stormwater management infrastructure. Discussions with EPA inquiring if project would qualify, if not, the parties involved would need to submit a new Notice of Intent.

**DEP#312-853, Extension Permit for Order of Conditions – J. W. Audet, Inc. – Lot #9, Arbor Rd (Map 31, Parcel 1225) -** Construction of a single family dwelling, septic, well, driveway & associated grading. Mr. John Audet with J.W. Audet, Inc. was not present. Mr. Audet sent a letter to the Commission on December 14, 2009 requesting an Extension Permit for Order of Conditions for Lot #9, Arbor Road. **MOTION** by Mr. Klei to issue an Extension Permit for Order of Conditions for DEP#312-853, to request to extend for (3) three more years to January 22, 2013. Seconded by Mr. Holden, the motion carried unanimously.

**MINUTES. MOTION** by Mr. Holden to approve the Conservation Commission Meeting Minutes dated December 7<sup>th</sup> and December 21, 2009. Seconded by Mr. Klei, the motion carried unanimously.

**Other Items –**

**Conservation Commission fees -** Request to update the Conservation Commission application fees. Ms. Hardy provided a spreadsheet of surrounding towns that may have Wetland Protection Bylaw Rules & Regulation fees. In order to have a fee charged to a Request for Determination of Applicability (RDA) or Certificate of Compliance, the town must have a bylaw. Following discussion, the Commission agrees that a town bylaw is needed. The Commission will continue discussions at their next scheduled meeting.

**Pout Pond –** Received fax from Massachusetts Interlocal Insurance Association dated December 21, 2009. Tom Donaldson, General Adjuster Property advised that MIIA are in receipt of claim regarding vandalism damage to the fence at West River Road. There is no coverage under the policy for damage to fences caused by vandalism. There is only coverage for outdoor property for the perils of Fire, Lightning, Riot and Civil Commotion and Aircraft. The fence was recently removed on Pout Pond property or

boundary line by abutters. Ms. Hardy spoke on behalf on Mr. Lewcon, he advises that the locks are in and he will be placing them on the beach house as soon as the snow dissolves. Mr. Lewcon is in discussions with the Uxbridge High School and Blackstone Valley Regional Vocational Technical High School about building new picnic tables at Pout Pond. Also, continued discussions concerning open fires at Pout Pond has been discussed w/ the Fire Department. The Commission advised that any open fire is not allowed at Pout Pond, unless a special permit is issued by the Conservation Commission.

**Annual Report** – Ms. Hardy sent a drafted copy of the annual report to the Conservation Commission members requesting any updates. The Commission will be submitting any additional comments by email to the administrator. The annual report must be submitted by February 1, 2010.

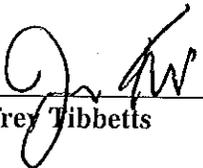
**Calendar Year 2010** – **MOTION** by Mr. Holden to approve the Conservation Commission meeting schedule calendar year 2010. Seconded by Mr. Klei, the motion carried unanimously.

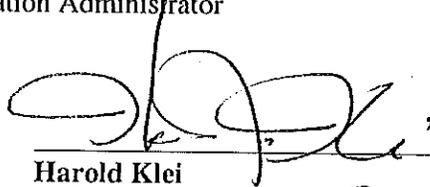
**MOTION** by Mr. Klei to adjourn the meeting at 9:02 P.M. Seconded by Mr. Holden, the motion carried unanimously.

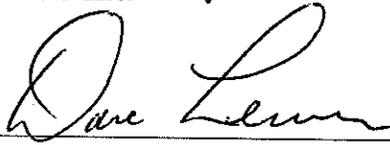
Respectfully Submitted by Donna C. Hardy, Conservation Administrator

  
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Al Jones, Chairman

  
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Russell Holden

  
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Jeffrey Tibbetts

  
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Harold Klei

  
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Dave Lewcon

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Date 2/1/10

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