

TOWN OF UXBRIDGE

# CONSERVATION COMMISSION

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

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## MEETING MINUTES

Monday, March 1, 2010

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

Minutes of the Uxbridge Conservation Commission regular meeting held on Monday, **March 1, 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, Vice Chair Russell Holden and Jeffrey Tibbetts

**Conservation Commission Board Members Absent:** Harold Klei and Dave Lewcon

### 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. Mr. Mark Anderson with Heritage Design Group was present and spoke on behalf of applicant. The Commission did a site visit on July 13, 2009 and the parcel was evaluated to determine whether or not there was a vernal pool on the property. The assessment determined there was a vernal pool, though it is not a certified vernal pool. It's listed on the state's potential vernal pool sites. The applicant is amenable to declaring the portion of the wetland on the lot and the buffer as a conservation restriction. The Commission would like to schedule a future site visit. **MOTION** by Mr. Holden to continue the Public Hearing to the next scheduled meeting on March 15, 2010, at the applicant's request. Seconded by Mr. Tibbetts, the motion carried unanimously 3-0.

**ANRAD FY10-01 - DEP #312-910 - Guaranteed Builders, Inc. - 435 Douglas St / 0 Hazel St - (Map 22, Parcels 3283 and 2895)** Depict the delineated boundaries of bordering vegetated wetland and the associated 100' buffer zones of approximately 70.59 acres. **MOTION** by Mr. Holden to continue the Public Hearing to the next scheduled meeting on March 15, 2010, at the applicant's written request. Seconded by Mr. Tibbetts, the motion carried unanimously 3-0.

**Potential Wetland Violations:** none

### Other:

**Potential Open Space and Recreation Plan (OSRP)** - Mr. Gino Carlucci, Jr. with the Conservation Foundation was present and spoke about the Open Space and Recreation Plan. The staff at the Uxbridge Town Hall in the recent year has had a turnover and the contacts dealing with the OSRP have left, so the plan has left behind. There are a few small modifications to be made, including letters from the Planning Board and Board of Selectmen. The 5-year action plan needs to include potential funding sources. However, most importantly the OSRP needs to have an ADA Self-Evaluation and Transition Plan. The state won't accept the OSRP plan without this plan completed. The ADA Self-Evaluation and Transition Plan apply to recreation sites and conservation lands; however there is nothing to report if there are no trails on the natural

conservation lands. There is also an administrative element, which is mainly a grievance policy and the state has a model that can be used. The difficult task is to visit each site and inventory of each facility; and whether or not they may need handicap accessibility and to meet ADA standards. The OSRP must be in place to be ADA compliant. The question remains, is who would be qualified to review the plan? A disabled person or a Disability Committee should be involved to review the plan. The Commission needs to find an individual willing to review the plan. Mr. Carlucci, Jr. advised he will review the current plan and make suggestions. The Commission inquired if any extra funds are required. There is no additional compensation needed. A balance remains in the already allotted funds. The changes can be made and Mr. Carlucci, Jr. will bill for the remaining balance. Mr. Carlucci, Jr. advised that any suggestions or comments made to the present document will not require any additional compensation. The Commission requests a list of grants that can be obtained using the Open Space and Recreation Plan. This information can be accompanying the plan when it goes before the Town Counsel. The Commission discussed who might be a good contact person to develop the ADA plan within the Town of Uxbridge (i.e. architect or landscape engineer). Once the Open Space and Recreation Plan is accepted and approved, the plan will be approved for (7) seven years.

**Lot 15B, Crownshield Ave (Map 29, Parcel 4829)** – Donald Seaburg with Benchmark Engineering Corporation and Peter Lavoie with Guerriere & Halnon were present and spoke on behalf of the applicant. The proposed is a water quality basin for this lot. This site is a potential location for an additional stormwater management infrastructure. Details added about the diverter manhole that directs the water into the wetland. It will take the existing structure and will include a wall that will direct the water to the main line that will go to the new basin. Once the 18" wall is filled, then the water will go back into the river. The low storm events will go into the new treatment area. If there is an overflow, then there will be overflow into a plunge pool. At the new basin, there would be the outlet control structure that would need to be engineered specifically for this drainage structure. The Commission inquired how much fill would need to be brought in. This presentation is to get the Commission's approval to proceed with the project. A Notice of Intent application will need to be presented and shall within a couple of months. Per Mr. Holden's request, in the plan it will be determined what the water flow is that's happening now at the site underground.

**NEW BUSINESS:**

**Public Hearings: none**

**Violations/Potential Violations: none**

**Request to waive filing and legal fee for Lycott Engineering (Inman Pond NOI application)** - The Commission will continue discussions at their next scheduled meeting.

**DEP #312-711, Request for Certificate of Compliance – Wing, 277 Pond Street (Map 34, Parcel 3368)** – The Commission requests to wait 'til the weather can be better to do the site visit.

**DEP #312-822, Request for Certificate of Compliance – LW Tank Repair, 410 North Main Street (Map 12D, Parcel 281)** Mr. Mark Anderson with Heritage Design Group was present and spoke on behalf of applicant. The site is located near the China Pacific Restaurant,

right along the Mumford River. LW Tank Repair does inspections and repairs of containers. LW Tank Repair has a Class 1 license for constructing tanks and is DOT qualified to certify tanks. On 1/17/2006, they were issued an Order of Conditions to add on another building. LW Tank Repair are within the riverfront area. There has been disturbance in the river zone. Requirement is to improve and control the site. Four (4) drywells were installed and allowed to infiltrate (infiltrate roof runoff) owing to the sandy soil. Propose an earthen berm with trees. This was done using conifers to stabilize. The applicant is asking to issue a partial Certificate of Compliance. The full Certificate of Compliance requires a full as-built. The berm has been a substantial project. In order for the applicant to get occupancy in the building, a partial Certificate of Compliance is requested. A letter from the Commission is needed. Final grading and paving would happen at a future date. The Commission would like to do a site visit. Plans and other relating documents shall be forwarded to the Commission. The Commission will continue discussions at their next scheduled meeting.

**Pout Pond – MOTION** by Mr. Tibbetts to move the agenda item Pout Pond out of order. Seconded by Mr. Holden, the motion carried unanimously 3-0. Mr. Mark Anderson with Heritage Design Group was present. A contractor is available and is ready to come out and grade the site. This will occur in the next two (2) weeks and will be ready to be seeded and stabilized in the spring.

**DEP #312-838, Extension Permit for Order of Conditions – Uxbridge Rod & Gun Club, 560 West Street (Map 38, Parcel 1171).** This project entails a pond dredging project on the property. Mr. Stephen O'Connell with Andrews Survey & Engineering was present and spoke on behalf of the applicant. Due to economic conditions, the project has not proceeded. **MOTION** by Mr. Holden to issue an Extension Permit for Order of Conditions for DEP #312-838 for (3) three more years to December 4, 2012. Seconded by Mr. Tibbetts, the motion carried unanimously 3-0.

**MINUTES. MOTION** by Mr. Holden to approve the Conservation Commission Meeting Minutes dated February 1<sup>st</sup> and February 16, 2010. Seconded by Mr. Tibbetts, the motion carried without amendment 3-0.

**Discussion of reimbursements and payments of classes –** The Town of Uxbridge Accounting office advised to do the following, if a member of the Conservation Commission wants to sign up for a class or conference. Contact the Conservation Commission Administrator ahead of time with the class information, cost, timeframe, etc. The Administrator would contact the company handling the class (for ex. MACC) and request an invoice be sent directly to the Town of Uxbridge. A purchase requisition and purchase order would be requested and issued by the Accounting office. Once the Conservation Commission member completes the class, the Commission member would provide the Administrator an original registration fee receipt. In this manner, the member would not need to pay for the class out of their own pocket.

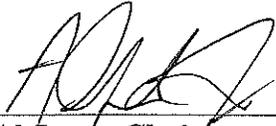
However, if the Commission member prefers to pay for the class out of the pocket, the member would need to supply the following information: credit card or checking account invoice statement, original registration fee receipt and the class information (i.e. cost, timeframe, details of class taken).

**Uxbridge Conservation Commission Bylaw and Regulation Fee schedule** – The Commission will continue discussions at their next scheduled meeting.

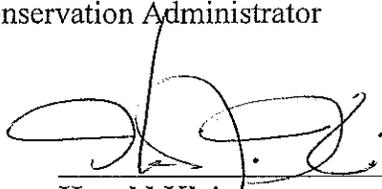
**Uxbridge Conservation Commission Hotline information** – Mr. Lewcon was to discuss this topic, however was unable to attend the Commission meeting. The Commission will continue discussions at their next scheduled meeting.

**MOTION** by Mr. Holden to adjourn the meeting at 8:17 P.M. Seconded by Mr. Tibbetts, the motion carried unanimously 3-0.

Respectfully Submitted by Donna C. Hardy, Conservation Administrator



Al Jones, Chairman

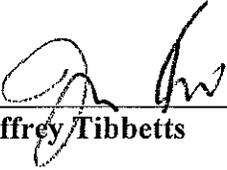


Harold Klei



Russell Holden

Dave Lewcon



Jeffrey Tibbetts

3/15/2010

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