



TOWN OF UXBRIDGE  
CONSERVATION COMMISSION  
21 SOUTH MAIN STREET  
UXBRIDGE, MASSACHUSETTS 01569  
508-278-8600, x 2013

Posted by  
Uxbridge  
Town Clerk

**MEETING MINUTES**  
December 5, 2011

JAN 11 '12 PM 2:03

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

Minutes of the Uxbridge Conservation Commission regular meeting held on **Monday, December 5, 2011**, at 7:00 P.M. in the Lower Town Hall room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA:

**Conservation Commission Board Members Present:** Russell Holden, Dave Lewcon, Larry Lench and Michael Potaski.

**Conservation Commission Board Members Absent:** Tracy Tibedo

It being 7:00 pm, the meeting being properly posted, duly called and a quorum being present, Chairman Holden called the meeting to order.

**OLD BUSINESS: Public Hearings ~ none**

**Violations/Potential Violations:**

**89 Johnson Road (Map 48, Parcel 1426)** – No response from the homeowner or MA-DEP, discussions shall continue to the next scheduled meeting.

**Albee Road (Map 40/41, Parcels 2432, 1694, 2466/1743)** – Discussions continued from the November 21, 2011 meeting. On December 3<sup>rd</sup>, Commissioner Holden and Commissioner Potaski did a site visit for #4, 13 & 20 Albee Road and #672 Millville Road. Extensive site visit done on 20 Albee Road concerning the 25' setback on the property (stream on side of property). It appears that there is an intermittent stream on the property. ~~An intermittent stream is water not flowing out of a wetland and is not considered jurisdictional.~~ The Commission commented on the backflow of water that comes off of Albee Road and Millville Road. On the southern end of the parcel on 672 Millville Road are a few concrete barriers, water and sediment flows down into the pond. On 4 Albee Road, there appears to be two (2) areas that are not natural, but are grassy areas. Both areas were measured for the 25' setback. Following discussion, **MOTION** by Commissioner Lewcon to continue discussions for **Violations: Albee Road (Map 40/41, Parcels 2432, 1694, 2466/1743)** to December 19, 2011. Seconded by Commissioner Lench, the motion carried unanimously.

**127 Douglas Pike (Map 52, Parcel 1575)** – No new information or response from homeowner, discussions shall continue to the next scheduled meeting.

**Other: Uxbridge Wetlands Bylaw** – **MOTION** by Commissioner Lench to move discussions to the next scheduled meeting on December 19, 2011. Seconded by Commissioner Potaski, the motion carried unanimously.

**175 Old Millville Road (Map 40, Parcel 2332)** – Mr. Philip DeCosta, resident at 175 Old Millville Road was present and came forward to discuss. Commissioner Holden noted that there was never a Notice of Intent application filed for this location, therefore there would not be a Certificate of Compliance. As of July 4, 2011, The Federal Emergency Management Agency (FEMA) has updated their flood plain panels. According to Firm Panel 1, 1036E for 175 Old Millville Road, this address is not in the 100-year floodplain zone. Mr. DeCosta provided a copy of the Elevation Certificate and an updated flood insurance policy to the Commission. It is

now 6 ½ feet above the floodplain. Based on the information received, it appears that is property is outside the Wetlands Protection Act jurisdiction, outside the floodplain and not within 100-feet of a wetland or 200-feet of a riverfront. The Commission directed the Conservation Commission Administrative Assistant to sign off on this project.

**NEW BUSINESS: Public Hearings: ~ none**

Mr. Chuck Katuska, an Environmental Consultant with CJK came forward inquiring if any consulting is needed for the Conservation Commission at this time. Commissioner Holden noted that the Commission would like to stay in contact with Mr. Katuska if something does come up in the future.

**Violations/Potential Violations: 72 Hartford Avenue East (Map 12A, Parcel 2118)** – The Conservation Commission office received a call on November 27<sup>th</sup> indicating a potential violation occurring on this property. There is some ongoing work on the bank of James Whitin Pond behind 72 Hartford Avenue East. On November 29<sup>th</sup>, Commissioner Holden conducted a site visit to confirm the location. On December 3<sup>rd</sup>, Ms. Gillen (property owner) provided two (2) pictures to the Commission indicating of the damage caused by Hurricane Irene in August 2011. The pictures capture a tree that collapsed, fell into the water and knocked down the retaining wall. Following discussion, **MOTION** by Commissioner Lewcon to continue discussions for the Violations/Potential Violations: 72 Hartford Avenue East to the next scheduled meeting on December 19, 2011. Seconded by Commissioner Potaski, the motion carried unanimously.

**MINUTES:**

The Conservation Commission signed the Meeting Minutes from September 6, 2011.

**MOTION** by Commissioner Lewcon to continue the discussion for the Conservation Commission Meeting Minutes for November 7th until the next scheduled meeting on December 5, 2011. Seconded by Commissioner Lench, the motion carried unanimously.

**Other:**

**Processing:**

Commissioner Holden complimented Constellation Solar Net Metering for their model erosion control provided for the project located at 0, 67 & 71 Commerce Drive. The erosion control looks fabulous.

**Pout Pond** – No new information to discuss.

Commissioner Lewcon was contacted by the Blackstone River Watershed Association to see if the Commission would be willing to co-sponsor a grant with them for the removal of the invasive weeds in Rice City Pond. No charge to be a sponsor. The Commission agrees with the sponsorship and Commissioner Lewcon will contact BRWA about the decision.

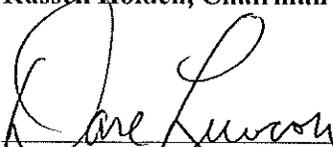
**MOTION** by Commissioner Potaski to adjourn the meeting at 8:50 P.M. Seconded by Commissioner Lench, the motion carried unanimously.

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



Russell-Holden, Chairman

Vice-Chair (vacant)



Dave Lewcon, Treasurer



Lawrence Lench, Clerk



Michael Potaski, Member

Tracy Tibedo, Member

1/3/2012

Date