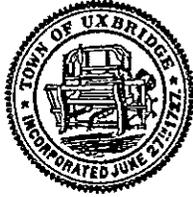


Received by  
Uxbridge  
Town Clerk



Town of Uxbridge  
Conservation Commission  
21 South Main Street  
Uxbridge, Massachusetts, 01569  
508-278-8600, x 2013 and x 2020



Conservation Commission Minutes  
February 4, 2013  
7:03 - 8:48 PM

*Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA  
Please note some items may have been taken out of agenda order.*

**Conservation Com. Present:** Russell Holden (Chair), Dave Lewcon, Larry Lench, Mike Potaski

**Conservation Commission Absent:** Tracy Tibedo

**Commission Staff Present:** Jennifer Steel, Conservation Agent

It being 7:03 pm, the meeting being properly posted and duly called, and a quorum being present, Chairman Holden called the meeting to order.

**ACTIVE WETLAND CASES**

• **Notifications/Updates**

- **OOC 312-947, 104 East Hartford Ave., Larkin Building**
  - Mike Potaski recuses himself
  - Jennifer Steel apprises the Commission of Crown and Eagle appeal to DEP, Cease and Desist by the Commission, and Stop Work Order by the Building Inspector, and that no work has been under way and that Ron Anger, applicant noted that sandbags had been removed from Strathmoreshire land.
  - Jennifer Steel will ask DEP if it requires a C&D once an appeal is filed, and if so, who enforces it.
  - Mike Potaski rejoins the Commission

**VIOLATIONS/POTENTIAL VIOLATIONS**

• **Notifications/Updates**

- **OOC 312-938, 170 Hecla Street**
  - Jennifer Steel conducted a site visit with Gary Vecchione, owner.
  - The "encroachment corner" was noted during the site visit. Applicant claims right to clear to let in sunlight. Jennifer Steel will research Ag regulations on clearing beyond an approved Limit of Work. Russ Holden noted that the onus is on owner to prove compliance because the work is beyond the approved LOW. Dave Lewcon would support peer review if Jennifer's time is used up in research.
  - Roadway activity and location was noted during the site visit. Applicant reported that it was an existing cart path.
  - Encroachment into wetland buffer was noted during the site visit. Applicant reported the need to avoid a mature tree on the up-gradient side.
  - Applicant noted no need to install sediment fence if no work is going on. Russ Holden noted that sediment fence can be installed in undisturbed land.

- Jennifer Steel noted that she suggested that the applicant could write a letter to discuss his interests with the Commission.

#### PROCESSING – TAKEN OUT OF ORDER

- **Motion:** Take item out of order. (Moved: Mike Potaski, Second: Larry Lench, **Vote:** Unan.)
- **COC request, DEP #312-676, 55 Dunleavey Brook Dr., Lot #6 (Map 15, Parcel 4085),** Lawn established appurtenant to a proposed single family house extending into the 100' buffer zone of a wetland.
- Mike Yerka, engineer, noted that the footprint of the house is different than proposed but is outside Commission jurisdiction.
- **Motion:** Issue a complete COC. (Moved: Mike Potaski, Second: Larry Lench, **Vote:** Unan.)
- Jennifer Steel will send an instructional letter to the current and new owners regarding yard waste dumping.

#### VIOLATIONS/POTENTIAL VIOLATIONS

- **Notifications/Updates**
  - **4 Dutch Hill Road (corrected from 7 Dutch Hill Rd), Brian Vanderzicht**
    - Jennifer Steel participated in meeting with DEP on 1/23/13. Mr. Vanderzicht will present a plan in March for rectification of the Enforcement Order this spring and proposals for agricultural development of the site. All is in discussion (the "temporary rubble crossing", the EO area, new developments, farm ponds, and forestry)
    - Jennifer Steel will copy the BSC wetlands maps and forward them to DEP and Mr. Vanderzicht.

#### PROCESSING

- **Minutes, January 22, 2013. Motion:** Approve as amended. (Moved: Larry Lench, Second: Mike Potaski, **Vote:** Unan.)
- **Documents to be Considered for Signature**
  - **COC request, DEP #312-930, 35 Balm of Life Spring Rd., (Map 46, Parcel 3399),** Trenching to a depth of approximately 10' to facilitate preventive maintenance of petroleum pipeline. Site is stable. **Motion:** Issue a complete COC. (Moved: Larry Lench, Second: Mike Potaski, **Vote:** Unan.)

#### CONSERVATION LAND

- **Pout Pond**
  - People are enjoying using Pout Pond. Individuals must practice ice safety. DFW recommends 4" for ice safety. There is an ice safety ladder at Pout Pond.
  - There is concern about fires that people are having on the ice. Fires are close to the shore, so wood is being gathered, accelerant is being used, and the fires are being abandoned. Woods fires have occurred recently. PP regulations call for no fires without a permit from the CC. The Commission will consider putting up signs (prefabricated?) and putting an announcement on cable TV.
  - There was an attempted break in at the beach house. Vandals moved a picnic table and rammed a 2x4 into the window casing. Dave Lewcon filed a police report (with a very helpful officer) and secured the door. Dave plans to barricade the window from the inside.
  - Cottage work is still on hold.
  - Pout Pond Advisory Committee recently discussed sponsorship. PPAC is not an officially sanctioned body. Dave Lewcon spoke with David Geneux, Finance Dir., who said all fund-raising, ticket sales, or spending must be approved by town administration (Town Manager or Finance Dir.). Jennifer Steel will craft letter to PPAC noting the need for coordination and centralized decision making. Russ Holden will send PPAC email list to Jennifer.
  - Russ Holden noted that Mendon Rec Dept may be interested in using PP for swimming lessons.
- **Legg Farm**

- Dave Lewcon got price estimates from North Smithfield Fence. He will get estimates from other vendors to install poles and resecure fencing.
- **Special land management meeting** - to address non-wetlands protection act issues 2/11/13 at 6:30.
  - Russ Holden and Jennifer Steel will work to develop summary information for the meeting.
  - Dave Lewcon and Jennifer Steel will work to develop PP strawman documents.

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

- Annual Report addendum was drafted by Dave Lewcon for Pout Pond. Jennifer Steel will add a note about Gretchen Duffield ("former chair of the commission who gave more than a decade's worth of service to the Town of Uxbridge on conservation issues.") and give it to Tracey Ante.
- Russ Holden noted that Open Meeting Law requires public hearing notices be posted 14 days ahead of time, and that the Commission must open a hearing within 21 days of receipt of application. Russ will look to see what meeting dates might make those time requirements difficult to achieve.
- Jennifer Steel will inquire about the source of Donna's salary.
- Jennifer Steel will inquire about the new member (and our March 4th quorum problem)
- Jennifer Steel noted several upcoming events: Keystone Workshop, MACC Annual Conference, Land conference, and Mass Historical grant opportunities
- Bills. **Motion:** Pay the two bills listed below. (Moved: Larry Lench, Second: Mike Potaski, **Vote:** Unan.)
  - Pout Pond electric bill -- \$20
  - Pout Pond Cottage electric bill -- \$12.6
- Bills. Jennifer Steel will ask Donna to clarify why the Commission has not gotten invoices recently, and what/when was the last payment for Pout Pond water. There has been little to no water used since the middle of September.

**ADJOURN at 8:48**

- **Motion:** Adjourn. (Moved: Larry Lench, Second: Mike Potaski, **Vote:** Unan.)

Respectfully submitted, Uxbridge Conservation Commission



TOWN OF UXBRIDGE  
 CONSERVATION COMMISSION  
 21 SOUTH MAIN STREET  
 UXBRIDGE, MASSACHUSETTS 01569  
 508-278-8600, x 2013 or 2020

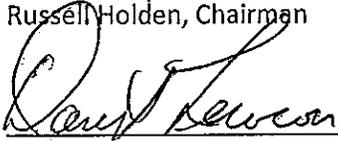


Conservation Commission Meeting Minutes  
 Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA

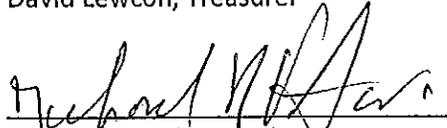
Respectfully submitted by Ms. Jennifer Steel, Conservation Agent

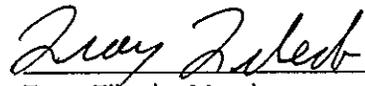
  
 \_\_\_\_\_  
 Russell Holden, Chairman

\_\_\_\_\_  
 Vice-Chair (vacant)

  
 \_\_\_\_\_  
 David Lewcon, Treasurer

  
 \_\_\_\_\_  
 Lawrence Lench, Clerk

  
 \_\_\_\_\_  
 Michael Potaski, Member

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

2/19/13 \_\_\_\_\_ Date