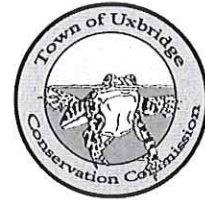


Town of Uxbridge  
Conservation Commission  
21 South Main Street  
Uxbridge, MA 01569  
508-278-8600 x 2020



**Conservation Commission Meeting Minutes  
November 16, 2020  
Remote Meeting**

REC'D UXB TOWN CLERK  
2021 JAN 4 AM 9:25

**Present:** Chairperson Jeff Shaw, Clerk Russ Holden, Members Dale Bangma, Russ Holden, Mark Richardson, Jessica Cleary and Conservation Agent Michèle Grenier

**Absent:** Vice Chair Jim Hogan, Treasurer Lauren Steele

**WETLAND UPDATES/ISSUES**

1. Demonstration of Conservation Database (6:00pm – 6:30pm)
  - Paula Bertram provided a demonstration of the database she developed to streamline the workflow and documentation for Conservation Commissions. Key features of the program include: MS Access based program; utilizes Mass DEP state forms; built in correspondence and violation components; site visit tracking; customizable – contains Uxb OoC and fees; reporting tools; no yearly fee; updates available when new state forms are developed. She is offering the program to Uxbridge at a discounted cost of \$1950 including customization. Members agreed to consider the database and vote during the next meeting.

**CALL TO ORDER**

It being approximately 6:30pm, the meeting being properly posted, duly called, and a quorum being present digitally, the Chair called the meeting to order. He stated the following to explain the purpose for the remote meeting: Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, this meeting of the Uxbridge Conservation Commission is being conducted via remote participation. Although, no in-person attendance of members of the public will be permitted, the Town of Uxbridge has made every effort to ensure the public can adequately access the proceedings in real time via technological means. This meeting is being streamed on Uxbridge Community Television and Zoom per the instructions on the agenda alternatively members of the public can call in by calling 301-715-8592 and using meeting i.d. All motions will be voted on with roll call vote in alphabetical order by last name.

**CERTIFICATE OF COMPLIANCE**

1. DEP# 312-1087, 639 Hartford Ave, Map 8, Parcel 3533 (00:00:28 – 00:10:40)
  - There was no one in attendance on behalf of the applicant. Ms. Grenier provided the following observations: (i) the application was submitted with a construction plan not an as-built plan; (ii) there are differences in the Conservation Plan and the approved plan (pool, sidewalk, shed are not in the same location). After discussion, members agreed the information provided was not adequate to make a determination.
  - **Motion:** Mr. Holden moved to deny the request and recommend the applicant re apply with the appropriate information to make the determination. Mr. Bangma seconded, and the motion passed by roll call vote of 4-0-1 (Bangma – aye, Cleary - abstain, Holden - aye, Richardson -aye, Shaw - aye).
2. DEP# 312- 817, 6 Peter Street (Unit B) 312-817 (00:10:45 – 00:20:35)
  - Ms. Grenier explained the applicant is trying to close on the sale of unit B and there are 2 open OoCs (one for the houses and one for the road which the houses were connected to). The houses are approximately 75' from the resource area and the road is outside the 100'. The houses were built but the road has not yet been completed. Based on her observations at the site she recommended issuing a full CoC for lot B (DEP 312-817) during this meeting. She suggested to the applicant that they apply for a partial CoC for the road 312-114 (to release the houses) during next meeting. There was discussion and members agreed with Ms. Grenier's recommendation.
  - **Motion:** Mr. Holden moved to issue a Certificate of Compliance for DEP #312-817 6B Peter Street. Mr. Bangma seconded, and the motion passed unanimously by roll call vote of 5-0-0 (Bangma - aye, Cleary - aye, Holden - aye, Richardson – aye, Shaw - aye).

**Order of Conditions Minor Amendment Request31**

1. DEP # 312-1066/1065 Amendment of Order of Conditions (00:20:36 – 00:31:50)
  - Barry Desruisseaux attended the meeting to present the request. He explained he purchasing a small portion of the land covered in the above OoC's for the Camapnelli/Medline project. The lot has been legally divided through the ANR process (Book 950/Plan 50). The current owner of the property Uxbridge Woods Realty Trust has approved to the request for amendment. Aerial photographs were reviewed and no work was proposed or occurred on this parcel

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and it is not located in the resource area or buffer zones. Members and the agent agreed the amendment will not impact the Order.

- **Motion:** Mr. Holden moved to amend the Order of Conditions to allow newly created parcel A to be excised from the property so that is no longer tied to the Order of Conditions for DEP 312-1065 and 312-1066. Mr. Bangma seconded and the motion passed unanimously by roll call vote of 5-0-0 (Bangma - aye, Cleary - aye, Holden - aye, Richardson - aye, Shaw - aye).

### PUBLIC HEARINGS

**1. Notice of Intent (NOI) DEP No. 312-1096, 0 Old Elmdale Rd (Map 25 Parcel 3979) (00:32:02 – 00:38:59)**

Applicant: Aris Group, LLC, Representative: Jude Gauvin, Andrews Survey & Engineering  
Project Description: Construction of a roadway, drainage, and gravel removal in the inner and outer riverfront area, bordering land subject to flooding, and the buffer zone to a bordering vegetated wetland.

*\* Mr. Bangma recused himself from the discussion.*

The applicant requested to continue to the next meeting of the Conservation Commission. Members discussed the lack of action on the part of the applicant.

**Motion:** Mr. Holden made a motion to continue the hearing to the next meeting under the condition that the Applicant or its representatives give an update upon which the Commission will continue or deny the project. Additionally, Commission is requiring the Applicant or its representative to attend meetings to request continuances and answer questions. Mr. Bangma seconded, and the motion passed by roll call vote of 4-1-0 (Bangma – abstain, Cleary – aye, Holden – aye, Richardson – aye, Shaw – aye).

**2. Notice of Intent (NOI) DEP No. 312-1106, 50 Depot Street (Map 25 Parcel 1095) (00:39:00 – 00:39:40)**

Applicant: Rass Depot, DBA Representative: Andrews Survey & Engineering  
Project Description: The proposed project is the construction of 6 additional storage buildings within the 200 Riverfront.

The applicant requested to continue to the next meeting of the Conservation Commission as they incorporate comments from DEP.

**Motion:** Mr. Holden made a motion to continue 312-1106 to the next meeting of the Conservation Commission. Mr. Bangma seconded and the motion passed unanimously by roll call vote of 5-0-0 (Bangma - aye, Cleary - aye, Holden - aye, Richardson - aye, Shaw - aye).

**3. Notice of Intent (NOI) DEP No. 312-1107, 410 N. Main Street (Map 12D Parcel 0281) (00:39:05 – 00:47:02)**

Applicant: Dokkum Realty, LLC, Representative: Allen Engineering Associates, Inc.  
Project Description: The proposed project is the construction of a bus repair and maintenance within the 200 Riverfront.

**Presentation:** Eric Bazzett, Allen Engineering attended on behalf of the applicant. DEP issued a number with comments. The project includes 20k sq. ft of riverfront disturbance on already degraded land. DEP asked they demonstrate they meet the criteria for redevelopment (main criteria is improvement over existing conditions). Mr. Bazzett said they are improving by tying in the existing septic to the pump station so it will no longer be in use. Another improvement is the addition of hooded deep sump catch basins. DEP also requested a 50' setback of the infiltration system to the BVW and so it was moved it about 8' and there is now a 53' separation. A breakdown of the river front areas for each town was also added to the revised plan – 19,350 of rf disturbance in Uxbridge and 1,570 in Northbridge. Michele confirmed the 11/9/20 plan revisions are as Mr. Bazzett explained. Members agreed DEPs comments were addressed and their questions were answered.

No members of the public commented on the hearing.

**Motion:** Mr. Bangma moved to approve the NOI for DEP 312-1107 and issue an Order of Conditions with the Uxbridge Standard Special Conditions. Mr. Richardson seconded, and the motion passed by roll call vote of 4-0-1 (Bangma – aye, Cleary – aye, Holden – abstained, Richardson – aye, Shaw – aye).



## **Conservation Commission Meeting Minutes continued – Monday, November 16, 2020**

### **4. Notice of Intent (NOI) DEP No. 312-1108, 22 Douglas Street (Map 24A Parcel 0729) (00:47:10 – 00:54:31)**

Applicant: Cumberland Farms, Inc.,

Representative: Matthew Young

Project Description: The proposed project closure of three underground gas tanks within Bordering Land Subject to Flooding

Mike Bricher attended on behalf of the applicant. He provided release abatement plan and revised site plans – soil stockpile areas added and erosion control depicted. Revised plans were displayed for Commissioners' review. Mr. Bricker confirmed any machines will be kept on the north side of the property. He also said they expect the work to be completed in 2 to 3 days. If any contamination is identified, Mr. Bricher said more reporting and possibly a larger excavation area would be required. Members discussed and agreed to add a condition that any discovery of leakage into the subsoil would have to be reported to the Conservation Commission immediately.

**Motion:** Mr. Holden moved to approve the NOI for DEP 312-1108 and issue an Order of Conditions with the Uxbridge Standard Special Conditions and on additional special condition that the Conservation Commission be informed of any leakage discovered as soon as the proponent is aware. Mr. Bangma seconded, and the motion passed unanimously by roll call vote of 5-0-0 (Bangma – aye, Cleary – aye, Holden – aye, Richardson – aye, Shaw – aye).

### **REPORTED/ONGOING VIOLATIONS**

1. DEP No. 312-1086—Tea Party Drive (00:54:40 – 00:57:52)
  - Dale McKinnon attended on behalf of the applicant. Patrick Garner wrote up a report after the rain event on 11/15 and members agreed to discuss it after they had a chance to review.
2. DEP No. 312-1022—Forest Glen/Spring Hill Rd. (00:57:55 – 00:59:11)
  - There has not been any follow up or communication from the owner or representative. Ms. Grenier will request someone attend the next meeting.

### **PROCESSING**

- Meeting Minutes Review 10/19/20 & 11/2/20 (00:59:12 – 01:02:37)
  - Passed over 10/19/20 passed over due to lack of Quorum.
  - **Motion:** Mr. Shaw moved to approve the 11/2/20 meeting minutes as written. Mr. Holden seconded, and the motion passed by roll call vote of 4-0-1 (Bangma – abstain, Cleary – aye, Holden – aye, Richardson – aye, Shaw -aye).

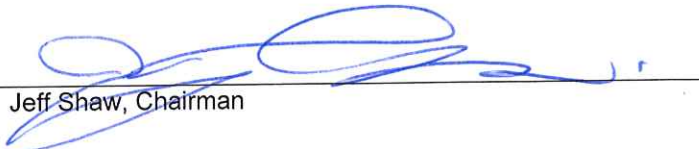
### **ANY OTHER BUSINESS, WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION**

- MACC Online Handbook Subscription funds allocation (01:02:40 – 01:10:49)
  - Ms. Grenier is waiting for cost information from MACC.
- There was a brief discussion about obtaining Commissioners' signatures on required documents as Town Hall is currently closed to the public.

### **ADJOURNMENT-NEXT MEETING SCHEDULED FOR Monday, December 7, 2020**

**Motion:** Mr. Holden moved to adjourn the November 16th meeting of the Conservation Commission. Ms. Cleary seconded, and the motion passed unanimously by roll call vote of 5-0-0 (Bangma – aye, Cleary – aye, Holden – aye, Richardson – aye, Shaw – aye).

Respectfully Submitted,  
Melissa Shelley, Land Use Administrative Assistant



Jeff Shaw, Chairman