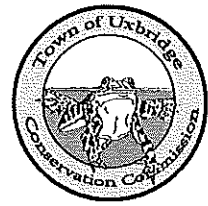




Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, MA 01569
508-278-8600 x 2020



**Conservation Commission Meeting Minutes
April 4, 2022**

RECEIVED TOWN CLERK
2022 JUN 14 AM 9:57

Present: Jeff Shaw, Paul Balutis, Russell Holden & Lauren Steele, Conservation Agent, Emily Petro

CALL TO ORDER:

It being approximately 6:40 pm, the meeting being properly posted, duly called, and a quorum being present, the meeting was called to order by the Chairperson followed by the pledge of allegiance.

PUBLIC HEARINGS

1. **Abbreviated Notice of Resource Delineation ANRAD, DEP #312-1132 West Street (Maps 37 / 38, Parcels 2468 / 1788)**
Applicant: Kevin Cox, Milford MA
Representative: Stephen Chmiel, Carver, MA
Project Description: The ANRAD is being filed to obtain approval of the wetland boundaries. *Public hearing opened 2/7/22*

Revised plans have been submitted to the Commission and Ecotec and we are awaiting final peer review report.

Motion: Mr. Holden made a motion to continue the public hearing for ANRAD Dep #312-1132 to the April 19, 2022 meeting of the Conservation Commission. Mr. Balutis seconded, and the motion passed unanimously by vote of 4-0-0.

2. **AMEND Notice of Intent (NOI) DEP #312-1064 Tea Party Drive (Map 30 Parcels 3053, 3099, 3987, 3084, 3866, 3895, 4745)**
Applicant: Uxbridge Multi Family Realty, LLC, Milford MA
Representative: Guerriere and Halnon, Inc., Milford, MA
Project Description: The request is to amend the NOI for #312-1164 with proposed improvements to Water Quality Basin #3. The proposed work includes grading of the access and perimeter road, adding two sediment forebays, extension of existing drain pipe riprap pads inside the basin, removal of the existing vegetation growing in the slopes below the basin outlets, revised regrading and chinking of the riprap, improvements to the riprap weir overflow outlet and to the entrance inlet from the riprap swale at the top of the armored slope. The applicant has also requested an extension of their permit. *Public hearing opened 2/7/22*

Elizabeth Mainini, Guerriere and Halnon attended the meeting and requested to continue the public hearings for the basins to the next meeting.

Motion: Mr. Holden made a motion to continue the Amendment to DEP #312-1064 to the April 19, 2022 meeting of the Conservation Commission. Mr. Balutis seconded, and the motion passed unanimously by vote of 4-0-0.

3. **Notice of Intent (NOI) DEP #312-1135 Hyde Park Circle (Map 29, Parcels 3162, 3956, 4013, 4045)**
Applicant: Uxbridge Multi Family Realty, LLC, Milford MA
Representative: Guerriere and Halnon, Inc., Milford, MA
Project Description: The project description is for the regrading of Detention Basin #2, which includes cutting and filling of land within the 100' buffer to a bordering vegetated wetland. *Public hearing opened 2/7/22*

Elizabeth Mainini, Guerriere and Halnon attended the meeting and requested to continue the public hearings for the basins to the next meeting.

Motion: Mr. Holden made a motion to continue the Amendment to DEP #312-1064 to the April 19, 2022 meeting of the Conservation Commission. Mr. Balutis seconded, and the motion passed unanimously by vote of 4-0-0.

4. **Request for Determination of Applicability, Lackey Dam Road**
Applicant: Douglas Water & Sewer Department, Douglas, MA
Representative: Stantec Consulting Services, Inc., Burlington, MA
Project Description: The project description is for proposed improvements to the water and sewer main in Lackey Dam Road.

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Presentation: Lisa Brinton, Stantec Engineering, attended the hearing on behalf of the applicant. She described the work that will be occurring in Uxbridge to improve the Douglas water and sewer main pipes (cut and cover technique, 4' width of the trench, trenches covered at night, utilizing project specifications and best management practices). Erosion control measures to be used in Uxbridge comprise of geotextile fabric placed in the catch basins. Ms. Brinton explained the project is exempt under the WPA.

Members inquired whether SWPPP reports will be required and requested copies that relate to any work in Uxbridge. Ms. Brinton responded that SWPPP reports will be completed every 7 days and after every ¼" rain event – she agreed to provide the reports to the Commission.

Motion: Mr. Holden made a motion to issue a Negative Determination of Applicability for the proposed work on Lackey Dam Road with the condition that the applicant provide the SWPPP reports to the Uxbridge Conservation Commission for the portion of the project occurring in Uxbridge. Ms. Steele seconded, and the motion passes unanimously by vote of 4-0-0.

REPORTED/ONGOING VIOLATIONS

1. DEP# 312-1086 — Tea Party Drive
 - Elizabeth Mainini, Guerriere and Halnon, attended the meeting. She provided a review of the grading plan for the Tea Party Lots. They have tried to increase the slope towards the swale to a 4% grade where possible – it is currently around a 1 ½ % to 2% in most areas. They have also proposed re-grading in between the houses to so water flows away from the houses and towards the swale or street. Ms. Mainini indicated they would like to start at lot I and work their way down. There was further discussion with members about oversight and the timing of the construction.
 - Abutters Mike Bresciani, 49 Tea Party Drive and Bob Swanson 59 Tea Party Drive provided input. Mr. Bresciani made the following suggestions: require a certain type of mixed grass seed vs rye grass seed be planted to encourage long term growth, test the soil in the field to ensure it contains the nutrients required for vegetation growth, increased supervision of the grading and seeding.
 - Members agreed to amend the Enforcement Order to incorporate the earthwork associated with the grading: a construction sequence for the re-grading of Tea Party lots including dates shall be provided, a minimum of 6" of tested loam, grass seed mix shall be 3-part and spread at a rate of 5-7 lbs. per 1000 sq. ft., as-built plans for each section shall be provided
2. DEP# 312-1013 — 255 Chocolog Road, Cobblers Knoll Subdivision
 - No new updates
3. Commerce Drive Well Site – request to close EO
 - Ms. Petro spoke with Jay Lemire, Unilock. They have secured an environmental firm and agreed try to certify the vernal pools on site.
4. 206 Hazel Street
 - The BOH has completed an inspection and issued a lengthy report with their findings. To bring the property into compliance will be a big undertaking. The property has a failed cesspool and possibly no running water. The hope is to have the cesspool replaced with an engineered septic system but the homeowner is not cooperative. The Agent is coordinating w/ the BOH to ensure the resource areas on the property are considered. Members agreed to hold off on further enforcement with the understanding no more trees shall be removed or work conducted in resource areas without and RDA or NOI.
5. 85 South Main Street
 - Mr. Perkins visited the Agent to discuss his ideas for repairing the retaining wall. He mentioned the possibility of placing forms and pouring concrete and requested she provide administrative approval. She suggested & members agreed that type of undertaking should be permitted under an NOI with engineered drawings – as opposed to temporarily replacing some of the existing rock. Ms. Petro will follow up w/ Mr. Perkins.

WETLAND UPDATES AND ISSUES

1. Discussion of site compliance regarding active & expired Orders of Conditions

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

**the following items did not appear on the agenda as they were not anticipated within 48hours of the meeting.*

1. 340 North Main Street

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- The Agent received a report of tree cutting on the Mumford River Bank at the property next to the Valley Bean. Ms. Petro confirmed approximately 3 trees had been cut. Members suggested the Agent request the homeowner attend the next meeting to discuss.
2. 27 Pudding Street
 - A building permit was requested to construct an addition on the barn. Due to recent and prior complaints of fill being placed near a wetland, Ms. Petro visited the site before releasing the building permit. She reported while the addition is outside any buffer zones, a riding area has been established directly next to or possibly on a portion of a wetland. Additionally, horse manure and hay are being deposited into the wetland. Ms. Petro spoke with the homeowner after her site visit to report her findings and recommendations. She advised her of the importance of having the wetland boundaries established by a professional and requested the site be delineated so the appropriate permitting can occur. The building permit was placed on hold until the owner agreed. During the meeting, members requested a 90-day deadline be established to complete the delineation. Ms. Petro agreed to coordinate w/ the homeowner.
 - Background info: In 2020, DEP forwarded a complaint of fill brought onto on the property to Holly Jones the Uxbridge Conservation Agent at that time. Ms. Jones performed a site inspection and utilized a Septic Plan from 2005 to provide guidance to the homeowner. Her determination at that time was the fill was outside the buffer zone.
 3. Pout Pond
 - A fishing derby will be held May 5th. The Agent has begun coordinating with the PPRC and offered to invite a representative to an upcoming meeting. Mr. Holden mentioned the unsupported bike paths and suggested discussing further at a future meeting.
 4. 100 South Street
 - Follow up to complaint forwarded of unpermitted motocross event. Ms. Petro visited the site with the homeowner and did not see any egregious violations such as vehicles driven through streams or wetlands. Because the ground was wet during the event some mud and silt entered the stream but has since washed away. A silt fence had already been installed per the request of the environmental police and Ms. Petro informed the owners that silt fencing must be installed prior to any future events.
 5. Conservation Restrictions related with the Amazon Project – off High Street and a portion on 515 Douglas Street
 - Mr. Holden suggested coordinating a site visit to the recently accepted properties.
 6. 231 Pond Street
 - Michael Gallerani, Uxbridge Economic Development Community Planner, approached Ms. Petro about the Conservation Commission "taking control" of the Town owned property 231 Pond Street – a 112-acre parcel that abuts the SNETT (Southern New England Trunk Line Trail). Mr. Gallerani was contacted by a board member of NEMBA (New England Mountain Bike Association) to develop bike and equestrian trails on the property due to its proximity to the SNETT.
 - Members discussed the formalities – the town would have to vote to have the property turned over to the Conservation Commission or have the Conservation Commission be the stewards of it. Everyone agreed the ultimate idea would be have it protected as Open Space with a Conservation Restriction.
 7. Tax Title Properties
 - The town has published a list of parcels for which taxes are owed and if not paid by April 29 will go up for auction & sold as a block. Mr. Holden identified the following parcels on the list that have some conservation value (0 High Street, 0 Pond Street, 0 Eber Taft Road) and members agreed to review for any additional.

PROCESSING

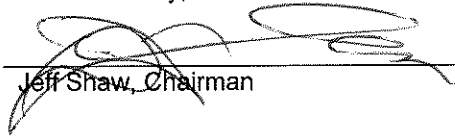
1. Meeting Minutes Review 3/21/22
 - **Motion:** Ms. Steele made a motion to approve the 3/21/22 Conservation Commission meeting minutes as written. Mr. Balutis seconded, and the motion passed unanimously by vote of 4-0-0.

ADJOURNMENT-NEXT MEETING SCHEDULED FOR Tuesday, April 19, 2022

Motion: Mr. Holden moved to adjourn the March 21, 2022 meeting of the Conservation Commission. Mr. Steele seconded, and the motion passed unanimously by vote of 4-0-0.

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Respectfully Submitted,
Melissa Shelley, Land Use Administrative Assistant



Jeff Shaw, Chairman