



**TOWN OF NORTHBRIDGE  
CONSERVATION COMMISSION**

**7 MAIN STREET  
WHITINSVILLE, MASSACHUSETTS 01588  
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NORTHBRIDGE TOWN CLERK  
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**Meeting Minutes  
October 4, 2017**

Barbara McNamee, Joy Anderson, Cindy Campbell, Gerry Ouillette, Justin Arbuckle, and Rich Chiras were present. Barbara Kinney, Administrative Assistant was also present. David Pickart, Conservation Agent, was absent.

Ms. Anderson opened the meeting at 7:00PM.

**Citizen's Forum**  
None

**(248-650) 2356 Providence Road (Ashton Place) (Map 25, Parcel 113)**

Proposed construction of an addition to an existing apartment building with 32 new paved parking spaces. The applicant is Ashton Place, LLC represented by Guerriere & Halnon, Inc. (G & H), 1029 Providence Road, Whitinsville, MA 01588.

The applicant has requested a continuance of the Public Hearing to the next available meeting.

Motion made by Mr. Ouillette and seconded by Mr. Arbuckle. The Conservation Commission (NCC) voted 6-0 to continue the Public Hearing to October 18, 2017 at 7:05PM.

**(248- 649) 496 Purgatory Road Northbridge (263 Purgatory Road Sutton) (Map 8, Parcel 26)**

Proposed 1.98MW ground mounted solar photovoltaic energy generating system in Sutton with access from Northbridge. The applicant is Borrego Solar Systems, Inc., 55 Technology Drive, Lowell, MA 01851 and the owner is Duane VandenAkker, 496 Purgatory Road, Whitinsville, MA 01588.

The applicant has requested a withdrawal without prejudice.

Motion made by Mr. Arbuckle and seconded by Mr. Chiras. The NCC voted 6-0 to accept the withdrawal without prejudice.

**(04-RDA-2017) 500 Benson Road (Map 23, Parcel 58)**

Proposed construction of a single-family dwelling within the buffer zone of a pond. The applicant is Heather McKeon Mawn, 292 South Street, Douglas, MA 01516.

Paul McKeon and Heather McKeon Mawn were present. Ms. Mawn gave a summary of the project and the concern(s) from the site visit. The NCC reviewed and discussed Mr. Pickart's report and Email. The outstanding issue is whether the swale is an intermittent stream which would entail work in a resource area. There is a pipe under Mr. McKeon's driveway and his neighbor has a pipe only under his driveway as well. There is no pipe on the neighbor's property that is uphill of this property. Ms. Mawn is looking for a building permit once this determination has been voted upon. Updated plans are needed showing the 35 foot no disturb zone. These plans will be submitted to the NCC Office tomorrow per Ms. Mawn. Ms. Mawn mentioned and submitted an email she received from Andrews Survey & Engineering (ASE). They did an informal test but it cannot be considered conclusive. Several NCC members will visit the site on their own to look at the swale themselves. The swale is not located along the roadway to it just may be a stream. The discussion started to get heated.

Motion made by Mr. Arbuckle and seconded by Mr. Chiras.

Mr. McKeon stated he was the Chairman of the Board of Health (BOH) and he hopes that any of the members don't come before the BOH for anything. Mr. Arbuckle then interjected that Mr. McKeon should not threaten the NCC. He went on to say that he was trying to educate the newer members to the NCC. Then Mr. Arbuckle recused himself from the meeting for a few minutes.

The NCC voted 5-0-1 (Mr. Arbuckle abstained) to continue the Public Meeting to October 18, 2017 at 7:15PM.

Ms. Mawn let the NCC know that this project is time sensitive as the foundation needs to be in by November 15, 2017.

**(248-651) 796 Providence Road (Map 14, Parcel 210)**

Proposed repair of an existing sewage disposal system with associated earthwork and landscaping within the buffer zone. The applicant is Elizabeth Torrey represented by ASE, 104 Mendon St, PO Box 312, Uxbridge, MA 01569.

The NCC has received the Department of Environmental Protection (DEP) file # and the green cards. All legal requirements have been satisfied including notification to abutters and posting of legal ad.

Paul Hutnak of ASE explained that there is a surface wetland and a box culvert that goes under the roadway. There is an existing dwelling and a garage on the property. The leaching pit that is there now has failed and the new system will be done according to Title V. The new system will only be 14 feet from the wetland, however, space is limited on the property and the new system will be an improvement over the existing system. The work will take place in a previously disturbed area (lawn).

*Mr. Arbuckle returned to the meeting.*

There will be a 4 foot long poly-barrier on the corner closest to the wetland as shown on the plan to be installed at the edge of the dig out. There is an abandoned sewer line in the street that was found. The NCC reviewed any questions / concerns that they had with the submittal.

Motion was made Mr. Ouillette and seconded by Ms. Campbell. The NCC voted 6-0 to close the Public Hearing.

Motion made by Mr. Ouillette and seconded by Ms. Campbell. The NCC voted 6-0 to accept the plan entitled "Sewage Disposal System Repair 796 Providence Road" dated September 18, 2017 with the condition that this approval to issue the Order of Conditions (OOC) is contingent on the BOH's approval of the sewage disposal system.

### **Old / New Business**

#### **Vacancy – Interviews**

Of the three people interested in filling the vacancy, only Justine Carroll appeared at this meeting. She gave the NCC a brief summary of herself, interests, etc. The NCC also gave her a brief summary of what they do and answered any questions she had. Ms. Kinney will contact the Board of Selectmen's (BOS) office to get her on their next available agenda so she can be appointed to the NCC.

#### **(248-176) 159 Mendon Rd – Request for Certificate of Compliance (COC)**

*Mr. Ouillette stepped out of the office at the beginning of this agenda item and returned a short time later at the end of this agenda item.*

The NCC discussed the request for a COC. The issue is that it was done in 1993 and there is no letter from an engineer stating that the work was done in compliance with the approved plans and what, if any, deviations exist. The Conservation Agent reviewed the site and the request for a COC and did not see any issues.

Motion made by Mr. Arbuckle and seconded by Mr. Chiras. The NCC voted 5-0-1 (Mr. Ouillette abstained) to issue the COC.

#### **Christmas Tree Recycling – Choose date in January**

The NCC discussed the possible Saturdays in January 2018 and chose January 13, 2018 for the Christmas Tree Recycling date.

### **Enforcement Actions**

None

### **Minutes**

#### **August 23, 2017**

Motion made by Mr. Arbuckle and seconded by Mr. Chiras. The NCC voted 5-0-1 (Mr. Ouillette abstained) to accept the minutes of August 23, 2017 as written.

#### **August 24, 2016**

Motion made by Ms. Campbell and seconded by Mr. Ouillette. The NCC voted 5-0-1 (Ms. McNamee abstained) to accept the minutes of August 24, 2016 with changes.

### **Executive Session**

None

### **Other**

*Riverdale Street* – Plans have been submitted for the NCC's review. If approved, the replication area will be reseeded / planted by October 15, 2017. Paul Hutnak of ASE explained what the plan for this replication is and what it entails is equal to 1,400 square feet +/- of replication. The berm will be removed to complete this replication area.

Motion made by Ms. Campbell and seconded by Ms. McNamee. The NCC voted 6-0 to accept the plans for replication at 130 Riverdale St dated September 19, 2017.

The NCC members present performed *administrative tasks* (signed Orders, etc.) that were needed.

Motion made by Mr. Arbuckle and seconded by Mr. Ouillette. The NCC voted 6-0 to adjourn the meeting about 8:46PM.

Respectfully submitted,

DATE APPROVED:



Barbara A. Kinney  
Conservation Administrative Assistant

November 1, 2017

October 4, 2017

## CONSERVATION MAIL LIST

[illegible]

### ADDITIONAL DOCUMENTS USED AT MEETING

Email from Andrews Engineering to Heather Mawn dated September 20, 2017 regarding the swale.