

**Conservation Commission**  
 One Liberty Lane  
 Norfolk, MA 02056  
**May 8, 2019**  
 7:00 P.M.

Commission Members	Other
David Turi, Chairman ----- Present	Janet DeLonga – Agent ----- Present
Jim Wilson – Clerk ----- Present	Amy Brady–Administrative Assistant ---- Present
Bruce Jacobson – Member ----- Present	
Alexandra Fraher – Member ----- Present	
Alex Weisheit – Member ----- Present	
Fred Laberge – Member ----- Present	

The duly posted meeting of the Norfolk Conservation Commission convened at 7:00 P.M. in Room 124 at the Norfolk Town Hall. Mr. Turi opened the meeting and announced that the meeting was being audio- and videotaped.

**PUBLIC HEARINGS:**

102 Cleveland Street, NOI #240-608, 104 Cleveland Street, NOI #240-605, 15 Fruit Street, NOI #240-606, 17 Fruit Street, NOI #240-607 (cont'd from 4/10/19)

These 4 hearings were continued concurrently. Present were John Glossa, Glossa Engineering; Domenick Rossi, applicant. Plans presented and referred to were prepared by Glossa Engineering, dated 1/24/19, entitled “Cleveland and Fruit Street, Overall Plan of Land in Norfolk, MA;” “#102 Cleveland Street, Proposed Lot #4 (Estate Lot), On-Site Sewage Treatment and Disposal,” 2 pp; “#104 Cleveland Street, Proposed Lot #1 (Pending), On-Site Sewage Treatment and Disposal;” “#15 Fruit Street, Proposed Lot #3, On-Site Sewage Treatment and Disposal;” “#15 Fruit Street, Proposed Lot #2v(Pending), On-Site Sewage Treatment and Disposal.”

Mr. Glossa said that at the last hearing the Commission had requested time for Ms. DeLonga to go out to check the wetland flags, and the area that might contain a vernal pool. The applicant had hired a consultant who did not think it was a vernal pool. Another request of the Commission was to check the location of the proposed house with a long septic pipe that is about 90’ from the wetland; Mr. Glossa did go out with the Board of Health agent, but it does not seem that there is another location for this without causing greater disturbance.

Ms. DeLonga said the flagging was acceptable, but it is too late in the season for her to confirm or deny vernal pools; she is OK with the plan as presented because care has been taken to stay away from all resource areas. Ms. DeLonga also asked that permanent markers be placed on the 50’ Do Not Disturb area, and the applicant is agreeable. Mr. Glossa said that concrete bounds can be placed about 50-70’ apart, or wherever there is a “bend” in the line, and epoxy and screw a plaque to it stating that it is an environmentally sensitive area, no disturbance allowed beyond the point per Norfolk Conservation. He suggested having that wording on the Order of Conditions, and carrying through to the Certificate of Compliance.

Ms. Brady will request that the applicant authorize extension of 21 days to issue an order after close of hearing, and Ms. DeLonga will prepare the Order of Conditions for consideration at next month’s meeting.

*Mr. Jacobson made a motion to close the hearings for 102 Cleveland Street, 104 Cleveland Street, 15 Fruit Street and 17 Fruit Street; Ms. Fraher seconded the motion; the vote on the motion was unanimous.*

273 Dedham Street, NOI #240-601 (cont'd from April 10, 2019) – Present was Jim Susi, United Consultants Incorporated (UCI). Plans referred to were prepared by UCI, dated 11/13/18, rev'd through 5/7/19, entitled “Site Development Plan, 273 Dedham Street, Lots 4&5 Dedham Street

Mr. Susi said the only change made to the plans since the last hearing was they had to add 2 parking spaces; Mr. Turi pointed out that the 2 spaces are within 50' of the wetland; Mr. Susi said they are, but it is a previously disturbed area. Mr. Susi said it is about 360 s.f. of additional paving, and there is no additional runoff from the site. The reviewer, BETA Engineering, just received these plans and has not yet commented. Mr. Wilson said that he visited the site, and it seems that it does appear there is less runoff. Mr. Susi said the TSS (Total Suspended Solids) removal is between 80 & 90%, exceeding DEP standards. Mr. Wilson asked about potential clogging of the system, and Mr. Susi said that is governed by the Planning Board's decision, which make in incumbent upon the owner to maintain the systems, including periodic inspections that must be signed off on. Ms. DeLonga asked about the division and ownership of the lots, and Mr. Susi said that an ANR plan for lots 4 & 5 has been endorsed by the Planning Board; the 2 lots next door are under lease, so the parking for #273 could not be moved onto that property. Ms. DeLonga asked if the sticker bay could be moved to accommodate the 2 new spaces, but Kurt Maloof said that tractor trailers need to get through.

Ms. Brady will request that the applicant authorize extension of 21 days to issue an order after close of hearing, and Ms. DeLonga will prepare the Order of Conditions for consideration at next month's meeting.

***Ms. Fraher made a motion to close the hearing for 273 Dedham Street; Mr. Wilson seconded the motion; the vote on the motion was unanimous.***

The Enclave, NOI #240-610 (cont'd from 4/10/19) – Mr. Turi announced that a request for continuance had been received.

***Mr. Wilson made a motion to continue the hearing for The Enclave to June 12, 2019, at 7:00 P.M.; Ms. Fraher seconded the motion; the vote on the motion was unanimous.***

#### **APPOINTMENT:**

17 Standish – Philip Ibrahim to discuss current OOC status – with no one in attendance for this, it will be carried forward to next month's agenda, as "Old Business."

#### **EXECUTIVE SESSION:**

At 7:46 P.M., Mr. Turi announced that the Conservation Commission would be voting to enter into Executive Session, and asked for a motion from the Vice Chair.

Mr. Wilson made a motion that the Commission enter into Executive Session under M.G.L. c.30A, §21(A), exemption #3 to discuss strategy with respect to litigation regarding 144 Seekonk Street and that the following persons be invited into the executive session: Janet DeLonga and Amy Brady. Further, that at the conclusion of the executive session the Commission will reconvene into open session to continue the business of the meeting.

Mr. Turi declared that Open Session would have a detrimental effect on the litigating position of the Commission, and called for a roll call vote; the vote on the motion was as follows:

*Alex Weisheit – yea  
Alexandra Fraher – yea  
Bruce Jacobson – yea  
Jim Wilson – yea  
Fred Laberge – yea  
David Turi – yea*

The vote was unanimous, and Mr. Turi announced the Commission would now enter Executive Session.

At 8:59 P.M. the Commission returned to Open Session for the purpose of continuing the business of the meeting.

**MINUTES:**

April 10, 2019 – **Mr. Weisheit made a motion** to accept the minutes of April 10, 2019; **Ms. Fraher seconded the motion; the vote on the motion was unanimous.**

April 17, 2019 – **Mr. Weisheit made a motion** to accept the minutes of April 17, 2019; **Ms. Fraher seconded the motion; the vote on the motion was unanimous.**

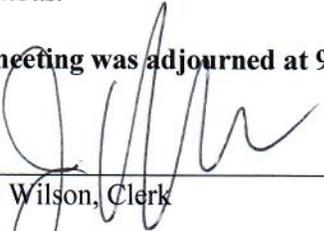
**ACTION ITEMS/ORDERS/EXTENSIONS:**

17 Keeney Pond Rd, OOC #240-454 – **Ms. Fraher made a motion** to issue a full Certificate of Compliance for 17 Keeney Pond Rd; **Mr. Laberge seconded the motion; the vote on the motion was unanimous.**

106/108 Main Street, Boyde's Crossing – Request for Extension of OOC #240-575 – **Mr. Jacobson made a motion** to issue a an Extension to the Order of Conditions for 106/108 Main Street, Boyde's Crossing; **Mr. Weisheit seconded the motion; the vote on the motion was unanimous.**

**Ms. Fraher made a motion** to adjourn the meeting; **Mr. Jacobson seconded the motion; the vote on the motion was unanimous.**

**The meeting was adjourned at 9:04 P.M.**



James Wilson, Clerk

In accordance with the requirements of G.L. 30A § 22 approval of these minutes by the Board constitutes its certification of the date, time and place of the meeting, the members present and absent, the matters discussed, and the action taken by the Board with regard to those matters (if any). Any other information contained in these minutes is included for context only. Notes memorializing deliberation or discussion of any matter are in the summary form and may include inaccuracies or omissions. Where proof of the content of a statement is required, a tape recording or transcript should be consulted, if available.