

Clayton Hutchinson, Chair  
Linsie Dillon, Vice Chair  
Patricia Wash, Secretary



Clifford Bassett  
Deborah Cato  
Jillian Miller  
Steven Farquharson

Shannon Palmer, Conservation Administrator

Town of North Attleborough  
**CONSERVATION COMMISSION**

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**MINUTES**  
**VIRTUAL PUBLIC MEETING**  
**Via GoTo Meeting**  
**February 8, 2022 6:30 PM**

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**A. ROLL CALL**

**Members Present:** Clayton Hutchinson  
Linsie Dillon  
Deb Cato  
Patricia Wash  
Jillian Miller  
Steven Farquharson

**Members Absent:** Clifford Bassett

**Staff Present:** Shannon Palmer, Conservation Administrator  
Sandra McCrory, Office Assistant

The meeting was convened by telephone and video conference via GoTo Meeting as posted on the Town's website identifying how the public could join.

Conservation Administrator, Shannon Palmer, acts as hosts and states this meeting is being conducted remotely, consistent with Governor Baker's Executive Order of June 16, 2021, Order Extending Certain COVID-19 Measures adopted during the State of Emergency. In accordance with the Order, reasonable public access will be afforded so that the public can follow along with the deliberations of the meeting.

The Chair, Clayton Hutchinson, calls the meeting to order at 6:30PM and confirms all members are present via roll call.

**B. HEARING AND MEETING ITEMS (6:30PM)**

1. CONT. Notice of Intent (NOI), Old Post Road, Melanie Bonin, SE 243-0961:

Russell Waldon, PWS, Applied Ecological Sciences representing the applicant added the requested roof infiltration unit will be shown on the plans, the project engineer will revise the plans and will submit the revised plans to the Conservation office. DEP file number has been received.

Motion to close public hearing for Old Post Road, Melanie Bonin, SE 243-0961 made by Linsie Dillion and seconded by Steven Farquharson. Motion carried 6-0 (roll call vote).

2. CONT. Notice of Intent (NOI), 53 Donald Tennant Circle, Paul Martin Jr. SE 243-0960

Shannon Palmer stated the requested revised plan was submitted and the erosion control line was modified around the 12" sassafras tree.

Ted Lyzenga, Tilton and Associates, DEP did have a comment on the filing which a response was submitted to DEP and a copy to the Commission.

Shannon Palmer stated the original Performance Standards Analysis had documented compliance with 310 CMR 10:58 (4) for a new project as this is not a redevelopment which would need to comply with the 10.58 (5) standards. The commission did appear to agree the project needs to comply with the new project provisions of the riverfront regulations.

Motion to close public hearing for 53 Donald Tenant, SE 243-0960 made by Patricia Wash and seconded by Steven Farquharson. Motion carried 6-0 (roll call vote).

3. Notice of Intent (NOI), 0 Cushman Road, Robert Thomas, SE 243-09--.

The proposal is for construction of a single-family residence, associated grading, and sewage disposal system within the 100-foot buffer zone to Bordering Vegetated Wetlands. The Chair, Clay Hutchinson, read the legal notice into the record. Certificates of mailing were presented to the Commission via email.

*Member Patricia Wash recused herself from this hearing item.*

Ryan Rosen, Wetland Scientist, Goddard Consulting on behalf of the applicant, explained the resource areas on site- pond on the southern portion of the site with a BVW south and north of it. The Commission had previously determined that the stream is intermittent, therefore, it doesn't have any riverfront area. The proposed house is within the 100-foot buffer, with a small area within the 25-foot No Disturb Zone. Due to the resource areas and constraints on site there was no other possible location for the house, and there will be some sort of disturbance within the 25 foot no disturb zone. However, there will be no work at all within the BVW, and the erosion control line will protect any sedimentation from going into the wetlands.

Shannon Palmer stated the work is in very close proximity to the BVW boundary and obviously it is not feasible to provide the 25ft offset with the septic system in the front. The lot is severely constrained, and the limit of work is up to the boundary behind the house, but this is an improvement from the original filing which had wetland fill. Shannon questions the siltation control detail on the plan.

Ryan Rosen responded entrenched silt fence and possibly a straw waddle or some sort of compost sock will be used.

Shannon Palmer remarks the test pit data has been included on the plans and asks about groundwater elevations and required fill for the lot. She also asks about the proposed slope in the rear and if it will be loamed and seeded.

Robert Rodericks, applicant, explained there is going to be limited grass area underneath the deck in the immediate back of the house. The buyer wants minimal yardwork and a small yard.

Shannon Palmer recommends a heavy-duty silt sock instead of an entrenched silt fence so close to the BVW boundary and asks if it is feasible to pull back the deck and limit of work even a few feet from the wetland line.

Robert Rodericks when building the decks, the footings can be 9 to 10 feet off the foundation, rather than the whole 12 feet moving the line at least three more feet away from the wetland line.

Shannon Palmer states any off set would be a benefit and for the other areas where there is upland on the side of the property would the applicant be amenable to leaving that area as a no disturbance zone.

Robert Rodericks replies yes that is typical and would be amenable.

Clay Hutchinson ask if there have been any trees identified as potentially needing pruning or removing within the BVW to facilitate the construction.

Robert Rodericks responded the only trees that need to be removed would be outside of the wetlands, within the limits of disturbance and any hanging trees within the wetland are not close enough to the house to need pruning.

Clayton Hutchinson recommends markers and invasive species management, during construction phase and including a year following stabilization of the site to ensure no new invasives within the disturbed areas.

Linsie Dillon asks for clarification on the invasive species management.

Clayton Hutchinson clarifies the recommendation due to proximity of work.

Shannon Palmer states the applicant would need to hire a wetlands professional to identify invasive species for removal.

Jillian Miller agrees with those two recommendations; the permanent markers and one-year review after site disturbance.

Larry Tilton, 394 Cumberland Road, remarks the plan does not show drainage on Cushman Road. Mr., Tilton explains the town drainage book shows three catch basins on Cushman Road that are inter-connected on the northern side of the road and discharge across the property where it flows to the pond. Mr. Tilton wants to make sure the flow is not interrupted to the pond as it drains the lower pasture on his property. He requests the plan reflect the three catch basins and the location of the discharge pipe is that goes into the pond.

Shannon Palmer states she received an email from Joe Nihill, DPW project manager, indicating this project does not interfere with the drain line.

The Commission requested the applicant address the drain line issue with DPW and show on plan.

Motion to continue public hearing for 0 Cushman Rd, Robert Thomas, with consent of applicant, to March 1, 2022, at 6:30PM made by Linsie Dillion and seconded by Steven Farquharson. Motion carried 5-0 (roll call vote).

## **C. COMMISSION BUSINESS**

### **1. Vote to issue Order of Conditions for Old Post Road, Melanie Bonin, SE 243-0961**

Motion to issue Order of Conditions for Old Post Road, Melanie Bonin, SE 243-0961 with special conditions for the 25 foot No Disturbance Zone, markers as located by PLS, the revised plan showing subsurface infiltration unit and calculations , and Final As-Built Plan made by Linsie Dillion and seconded by Steven Farquharson. Motion carried 6-0.

2. Vote to issue Order of Conditions for 53 Donald Tennant Circle, Paul Martin Jr. SE 243-0960

Motion to issue Order of Conditions for 53 Donald Tennant Circle, Paul Martin Jr., SE 243-0960 with special conditions for roof infiltration conducted as per the approved plan and a Final As-built Plan made by Linsie Dillion and seconded by Jillian Miller. Motion carried 6-0.

**D. APPROVAL OF MINUTES**

1. Approval of Minutes December 14, 2021

Motion to approve minutes for December 14, 2021, made by Patricia Wash and seconded by Linsie Dillion. Motion carried 6-0

2. Commission updates

Shannon Palmer briefed the Commission on the following items: the Annual Report for fiscal year 2021 was completed; the Open Space and Recreation Plan has received conditional approval from the state and with the approval, the town is now eligible for grants; the Falls Pond Dam CIP project is still in the design and contract phase with Pare Corporation; the town applied for a Dam and Seawall Construction Grant from the state; the first administrative approval of a stormwater application was completed and permit issued.

**E. ADJOURNMENT**

Motion to adjourn public meeting at 7:30PM, made by Linsie Dillion and seconded by Steven Farquharson. Motion carried 6-0 (roll call vote).

Respectfully Submitted,

Patricia Wash, Secretary