

MINUTES

Millbury Conservation Commission

Date: January 19, 2011

Time: 7:00 PM

Present: Donald Flynn, Ron Stead, Jim Boucher, Dave Palleiko, Dave Boudreau

Absent: None

MINUTES

Ron Stead motioned to accept the minutes of the December 15, 2010 meeting; seconded by Jim Boucher; voted unanimously.

7:00 P.M. INFORMAL MEETING

Town Planner, Laurie Connors was present regarding the donation of land at Hastings Ave. from Peter & Robert Harcovitz (aka Harkey) to the Conservation Commission. In 2009, Peter Harcovitz approached the Cons. Com. and offered to donate approximately 30 acres of land, including a parcel off Grafton Road (4 ac.) & a parcel abutting railroad bed at Hastings Ave. (27± ac.). Ms. Connors was here tonight to proceed with the acquisition. She explained she is looking for a motion to accept the land and she submitted the Quitclaim Deed (Exhibit A) for the properties, for the boards' signatures.

Ron Stead made a motion to accept the gift of land described in Exhibit A, which is part of the foregoing deed, for conservation purposes pursuant to MA General Laws, Chapter 40, Section 8C, granted from Peter A. Harkey and Robert A. Harkey. The land is acquired for conservation and passive recreation purposes, and shall be subject to Article 97 of the Amendments to the Massachusetts Constitution; seconded by Jim Boucher; voted unanimously. The board signed the agreement.

7:15 P.M. BATEMAN CONTINUANCE

Stephen Bateman
Notice of Intent Continuance
389 West Main Street

Documents used:

- Local Upgrade Site Development & Facilities Plan, 289 West Main St.- dated 7/9/2010; revised 12/16/2010

Chairman Donald Flynn opened the hearing. Mike Weaver of Guerriere & Halnon, Inc. was present with revised plan for site redevelopment including the construction of a new building & septic system upgrade. He submitted this evening a revised plan addressing several concerns raised by the Cons. Com. at their earlier public hearing. He explained the revised plan now includes: a note stating the on-site septic system will be abandoned per state regulations; a designated stock pile area surrounded by erosion controls; an area for tire scrubbers at the end of the of the existing gravel driveway & end of proposed new driveway; a rain garden to receive and infiltrate/mitigate roof and driveway runoff. Mr. Weaver advised that the Board of Health has approved the septic plan. Applicant will still need to apply for a building permit. The Cons. Com. reviewed revised plan. Jim Boucher noted that if the Building Inspector requires any changes to the plan proposed, the applicant is responsible to inform the Cons. Com. of those changes.

The board approved proposal.

Dave Palleiko motioned to close the hearing; seconded by Jim Boucher; voted unanimously.

An Order of Conditions will be issued.

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7:30 P.M. John Callahan
CALLAHAN Notice of Intent
PUBLIC HEARING 1 Davis Road
Chairman Donald Flynn read legal ad

Documents used:

- *Building Permit Plan of 1 Davis Road, Millbury, MA dated 12/3/10*

Applicant was present to propose construction of a 28' x 32' two-car garage in buffer zone (BZ), 60' from wetland. Regarding existing conditions, he explained site is flat. He said digging will be required for a 4' footing and excavated material will be used on site for landscaping. The board reviewed plan. Applicant was asked about mitigation. Mr. Callahan said hay bales & silt fence will be used, however, Dave Palleiko noted mitigation is not indicated on plan. The board allowed applicant to draw-in the proposed mitigation on the plan & initial & date said revision.

The board accepted plan.
Dave Boudreau motioned to close the hearing; seconded by Ron Stead;
voted unanimously to close.
An Order of Conditions will be issued.

INFORMATIONAL The Conservation Commission received a copy of a letter from FEMA to the Board of
ITEMS Selectmen regarding the final flood elevation determination for the Town of Millbury.

Ron Stead motioned to adjourn the meeting at 9:00 p.m.; seconded by Jim Boucher;
voted unanimously.

Respectfully submitted,

Andrea Paquette
Secretary

Donald Flynn

Jim Boucher

Ron Stead

Dave Boudreau

Dave Palleiko