

MINUTES

Millbury Conservation Commission

Date: April 6, 2011

Time: 7:00 PM

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

Absent: Dave Boudreau

MINUTES Ron Stead motioned to accept the minutes of the February 2, 2011 meeting; seconded by Dave Palleiko; voted unanimously.

Ron Stead motioned to accept the minutes of the March 2, 2011 meeting; seconded by Dave Palleiko; voted unanimously.

VOUCHERS Expense vouchers were approved and signed

7:05 P.M.
INFORMAL
MEETING Michael Kolifrath of 17 Lt. Haynes Dr. was present in response to an Enforcement Order he received. Guy Paquette & Tia Lapierre were also present on behalf of their parents, Loring & Rosalie Paquette of 140 Wheelock Ave., abutters to Mr. Kolifrath, who were issued an Enforcement Order as well. Discussion ensued. Chairman Flynn explained to all board members his observations of wetland disturbance at the property, initiating the Enforcement Orders. He advised both parties that the filing of a Notice of Intent will be required for wetland restoration and discussed with them the restoration process. Both parties agreed to work together to accomplish what's required.

7:15 P.M.
MASSDOT
PUBLIC MEETING MassDOT
Request for a Determination of Applicability
Route 146
Chairman Donald Flynn read legal ad.

Documents used:

- YOP Map, Millbury – Route 146

Tara Mitchell of MassDOT was present to discuss MassDOT Highway Division's proposed herbicide application along Route 146 in Millbury. She described the herbicides to be applied and the areas to be treated. She said it will be a one day job. She referred to the plan submitted and explained she's present this evening to ask Con. Com. if they concur with wetland boundary as indicated on plan so that spraying can commence. The board reviewed plan and questioned the area off No. Main St. where there exists Jacques Well (public water supply owned by Aquarion Water Co.), noting it is not indicated on the plan submitted, concerned this area should be no-spray area. Ms. Mitchell said she would send the Comm. a revised map indicating no spray/limited spray a significant distance from the water supply. Vice-Chair Ron Stead suggested issuance of a Negative Determination with condition stipulating the no-spray limit area near Jacques Well. Board was in agreement.

The board discussed and agreed a filing of a Notice of Intent (NOI) is not required. A Negative Determination will be issued with condition.

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7:30 P.M. Cheryl Kehoe
KEHOE Notice of Intent
PUBLIC 252 Riverlin Street
HEARING Chairman Donald Flynn read legal ad.

Documents used:

- Plot Plan prepared for Cheryl J. Kehoe, 252 Riverlin Street

Cheryl & Daniel Kehoe were present to propose work within buffer zone (BZ) to intermittent stream, including removal of small section of existing house & detached garage and construction of an attached garage with room above. A row of hay bales & silt fence proposed for mitigation. Proposal will actually result in BZ restoration because of the new location of structure vs. existing garage to be removed – pulling everything forward to the street, away from the stream. Project will result in net decrease in impervious area. Proposing digging for poured foundation – will use excavated material to back fill garage to existing grade. Proponent has no plan to bring in fill.

The board reviewed and accepted proposal.

Ron Stead motioned to close the hearing; seconded by Jim Boucher; voted unanimously to close.

An Order of Conditions will be issued.

KOLIFRATH The board ratified Enforcement Orders issued March 22, 2011 to Michael Kolifrath &
& PAQUETTE Loring Paquette for alteration/filling of wetland at 17 Lt. Wm. Haynes III Memorial Dr.
CEASE & DESIST

KOLIFRATH The Conservation Commission was notified by Michael Kolifrath that work at
CERTIFICATE 17 Lt. Wm. Haynes III Memorial Dr. is done per OOC# 224-535, and requested a
OF COMPLIANCE Certificate of Compliance.
A Certificate of Compliance was approved and issued.

WEST ST. The Conservation Commission was notified by Andrew Laurence that
CERTIFICATE OF work at 22 West St. is done per OOC# 224-421, and requested a
COMPLIANCE Certificate of Compliance.
A Certificate of Compliance was approved and issued.

WEST ST. The Conservation Commission was notified by Andrew Laurence that
CERTIFICATE OF work at 22 West St. is done per OOC# 224-580, and requested a
COMPLIANCE Certificate of Compliance.
A Certificate of Compliance was approved and issued.

SINGLETARY RD. The Conservation Commission was notified by Patrick Perkins that
CERTIFICATE OF work at 23 Singletary Road is done per OOC# 224-663, and requested a
COMPLIANCE Certificate of Compliance.
A Certificate of Compliance was approved and issued.

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INFORMATIONAL ITEMS In a letter dated March 28, 2011, National Grid informed the Conservation Commission of their proposed Shieldwire Removal Project, maintenance work in the area of Millbury #2 Substation, off Grafton Street.

The Conservation Commission received a 2011 Yearly Operational Plan for Providence & Worcester Railroad Company, from their representative, TEC Associates.

Ron Stead motioned to adjourn the meeting at 9:30 p.m.; seconded by Dave Palleiko; voted unanimously.

Respectfully submitted,

Andrea Paquette
Secretary

Donald Flynn

Jim Boucher

Ron Stead

Dave Palleiko