

MINUTES

Millbury Conservation Commission

Date: October 5, 2011

Time: 7:00 PM

Present: Donald Flynn, Ron Stead, Jim Boucher

Absent: Dave Palleiko, Dave Boudreau

7:15 P.M. Patrick Perkins
PERKINS Notice of Intent Continuance
CONTINUANCE 23 Singletary Road

Document used: Miscellaneous Non-titled Plans

Chairman Donald Flynn opened the hearing and explained the hearing was continued until this evening pending receipt of additional information. Applicant was present. Mr. Perkins said the pool contractor submitted plans to Con Com prior to tonight, that should address the board's issues. Pool is targeted to be installed Oct. 17. Mr. Perkins said he is no longer proposing pavers but instead proposing poured concrete with a perimeter of crushed stone. The board reviewed several drawings submitted, with portions of required information indicated on various plans. The board explained to the proponent that there should be one working plan, with all the necessary information on it, which becomes part of the record & to which the Con Com can refer whenever conducting future site visits. Discussion ensued. Applicant was asked about dewatering during installation and said the pool contractor said he would pump water into the street. Chairman Flynn told the applicant any (pumped) water should be infiltrated on the property. Mr. Giampa, the property owner, said the water will be pumped on the side of his house, on his property, not into the street. Chairman Flynn pointed out, the ground is saturated right now, so depending on location of dewatering, he explained proponent's responsibility to not allow adverse effects (flooding) to other properties. Mr. Perkins said the front yard would be the best option for a dewatering area. Board also asked for information about procedures for seasonal closing of the pool including required discharge of water. Property owner didn't have any specifics at this time. Ron Stead suggested the hearing be closed. Chairman Flynn & Jim Boucher explained they would like to see a single site plan for this proposal which includes all the information. Chair went on to explain that the Con Com is charged with issuing an Order of Conditions (OOC) according to the plan submitted and associated with the NOI filing, and this filing lacks such a (concise) plan.

Ron Stead motioned to close the hearing; discussion: Jim Boucher voiced his concern about the various drawings submitted & issuing an OOC because of previous lake projects that have become problematic due to lack of a comprehensive site plan. Applicant agreed to submit revised plan; motion seconded by Donald Flynn; voted unanimously to close. Chairman Donald Flynn advised an OOC will be issued pending the receipt of the revised plan which is to include details on dewatering & annual seasonal closing/drawdown procedures.

7:30 P.M.
INFORMAL
MEETING

Briscoe Lang of Pare Corp. was present on behalf of Providence & Worcester Railroad along with Hank Charles & Kevin Viveiros, engineers of the Railroad to discuss bridge replacement over the Blackstone River prior to formal application submittal. Mr. Lang explained Providence & Worcester Railroad main line bridge replacements are proposed in Milbury as well as Sutton, Uxbridge, Blackstone & Millville. He explained the 102' long bridge in Millbury is located at Rt. 146 near the cemetery and was built in 1889. He said bridge is not currently rated for today's industry standards. Proposed bridge replacements to be funded through Federal Grant opportunities. He explained this is only the first step in

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planning process and the purpose of tonight's meeting is to give the Con. Com. a brief overview and find out if there are any questions at this early stage. Mr. Lang said it's a Buffer Zone and Riverfront project. No work is anticipated in the River. Bridge footprint will remain the same. Proposed work may be exempt from Riverfront Amendment Act as considered maintenance. Chairman Flynn asked that Mr. Lang consider possibility of habitat improvement, with regards to the Rivers Act.

BRIERLY POND The Con. Com. received a letter from Terry Bernard, Chairman Ponds & Lake Committee, requesting a modification of the existing Order of Conditions for Brierly Pond, to address seasonal lake drawdown. The board determined Mr. Bernard should Request an Amendment to the Existing Order of Conditions and a public hearing be scheduled accordingly.

**MILLER
CEASE & DESIST** The board ratified the Enforcement Order issued October 6, 2011 to Joseph Miller for work in a wetland resource area at 333 Southwest Cutoff.

**INFORMATIONAL
ITEMS** The Conservation Commission received the following publications:
- MassWildlife News – 8/31/11 issue #9

The Conservation Commission received a monitoring update from GZA GeoEnvironmental, Inc., on behalf of Aquarion with regards to the decommissioning of Howe Reservoir Dam & Howe Pond Dam.

The Conservation Commission received notification from National Grid of emergency work done as necessitated by damage caused by Hurricane Irene in August.

Ron Stead motioned to adjourn the meeting at 9:45 p.m.; seconded by Jim Boucher; voted unanimously.

Respectfully submitted,

Andrea Paquette
Secretary

Donald Flynn

Jim Boucher

Ron Stead