

MINUTES

Millbury Conservation Commission

RECEIVED  
TOWN CLERK

Date: November 20, 2013

14 JAN 16 AM 10:27  
Time: 7:00 PM  
WY MASS

Present: Donald Flynn, Ron Stead, Mathew Ashmankas, Anthony Cameron, Paul DiCicco  
Absent: None

MINUTES Mathew Ashmankas motioned to accept the minutes of the November 6, 2013 meeting; seconded by Paul DiCicco; voted unanimously.

7:15 P.M. Walter Koza  
KOZA Notice of Intent Continuance  
CONTINUANCE Stowe Road

*Document used:*

*- Sewage Disposal System, Lot 1 Stowe Road*

Chairman Don Flynn opened the hearing. Seth Lajoie was present on behalf of the applicant. Mr. Lajoie submitted a revised plan and the additional information required for this evening's continuance. Chairman Flynn read aloud a letter from the DPW Director stating that no pipe is necessary under the driveway but proponent is not to allow drainage out into the Town's right-of-way and advised him to add a spot grade to plan. Mr. Lajoie explained he didn't receive a copy of that letter or would've indicated a spot grade on plan. He explained revised plan addresses matters the CC requested including: project sequencing; location of footing drain and rip rap at outlet; tire scrubber at end of driveway; a note on plan referring to roof drains. He described proposed pitch of driveway, explaining runoff will be kept on site. Board reviewed and discussed plan and determined the plan as revised addresses their concerns and that of the DPW Director. Regarding fill, Ron Stead asked if Mr. Lajoie knows amount proposed to be brought in, but Mr. Lajoie said he does not have that figure. Mr. Stead asked that the amount of fill be submitted for our records. Tony Cameron asked if a drain is proposed in garage, and was told no. Abutter, Mike Luby of 19 Stowe Rd. commented that his concerns have been addressed.

Paul DiCicco motioned to close the hearing; seconded by Ron Stead; voted unanimously to close.

Board voted unanimously to approve proposal.

An Order of Conditions will be issued.

7:30 P.M. Michael Catino  
CATINO Notice of Intent Continuance  
CONTINUANCE 35 Singletary Road

*Document used:*

*- Notice of Intent Plan for 35 Singletary Road Millbury, MA*

Chairman Don Flynn opened hearing. Tim Callahan of Hawk Consulting, Inc. was present on behalf of the applicant and submitted a revised plan. Chairman informed the proponent that it's come to the board's attention that they do not have proof that all abutters were notified. Mr. Callahan reviewed the list and realized one abutter was overlooked in error. Chairman explained this issue must be resolved before the public hearing can be closed, however, allowed proponent to proceed with presentation. Mr. Callahan explained the

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revised plan now addresses the following as requested including location of sewer pipe; location of existing cesspool to be abandoned; proposed driveway; proposed concrete walkway to dock; note regarding amount of fill proposed. He said the proposed 10' high retaining wall was designed by an engineer but not yet approved by Building Inspector. He explained the plan does not show new contour line because there is only a 1 foot drop. Board reviewed proposal. Board advised proponent that the outdoor oil tank must be drained & professionally removed. Regarding well protection during construction, Tony Cameron suggested additional straw wattles be used on pond side to contain any well drillings. Proponent agreed and was allowed to draw-in additional mitigation and initial the plan this evening before the Commission. The board reiterated the hearing must be continued pending proof of abutter notification of the abutter previously not notified.

Ron Stead motioned for continuance of the Notice of Intent to 7:15 P.M., December 4, 2013; seconded by Mathew Ashmankas; voted unanimously.

8:00 P.M.

MASS. ELECTRIC  
PUBLIC MEETING

Mass. Electric Co. d/b/a National Grid  
Request for a Determination of Applicability  
Grafton Street  
Chairman Donald Flynn read legal ad.

Chris Fox of BSC Group was present on behalf of applicant to explain proposal for construction of gravel road, within 100' buffer zone to Bordering Vegetated Wetland (BVW), in order to improve access to a utility pole that supports 'Smart Grid' equipment. He explained project. Activities include minor grading and installation of crushed stone to create safe & stable access for equipment. Mitigation proposed along resource area, up to pole. He said area will be seeded & erosion controls removed upon stabilization. Board discussed proposal. Mr. Fox explained work proposed is associated with National Grid's distribution line system, not transmission line, and thus is not included with their (Interstate Reliability) project presently ongoing in Town. He explained access way to be constructed will be 8' wide, 200 long. Work will be within 50' BZ, 30' from resource area at closest point. Work should take few days. Ron Stead asked what equipment will use access road & was told utility & pick-up style trucks and possibly bucket will use road. Tony Cameron asked about the removal of topsoil prior to installation of crushed stone. Mr. Fox said any removed soil will be taken off site. Chairman raised concern about long-term runoff & erosion impacting wetland. Mr. Fox assured appropriate best management practices will be used & sedimentation controls won't be removed until disturbed areas are stabilized. The board discussed conditioning the Determination to assure topsoil is removed from site and trap rock is used near paved road and pitched so there's no washout to BVW.

The board agreed a filing of a Notice of Intent is not required.  
A Negative Determination will be issued with conditions.

8:15 P.M.  
INFORMAL  
MEETING

Ed Santon had requested an Informal Meeting with the Commission but did not appear.

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OLD BUSINESS:


YURSHA/  
106 WHEELLOCK AVE.

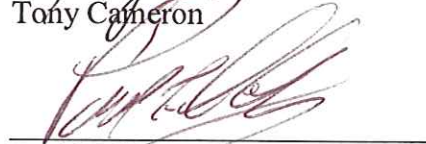
Chairman Flynn advised the board that he spoke to Joseph Bellino at Mass. DEP who agreed, on the state's behalf, to become involved to get the Yurshas to comply with WPA regulations, as they have not responded to any of the Commission's orders. Paul DiCicco reported he recently visited the site and spoke to Mr. Yursha's son-in-law whom he asked to have Mr. Yursha contact the Cons Comm.

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

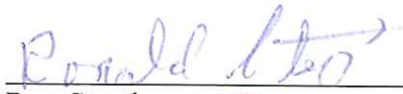
Respectfully submitted,

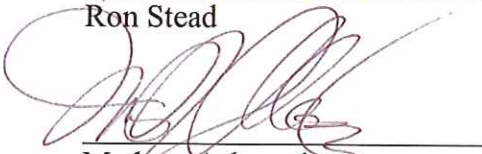
  
Andrea Paquette  
Secretary

  
Tony Cameron

  
Paul DiCicco

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Donald Flynn

  
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Ron Stead

  
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Mathew Ashmankas