

# MINUTES

## Millbury Conservation Commission

Date: December 17, 2014

15 FEB -9 AM 10: 21  
Time: 7:00 PM

Present: Donald Flynn, Ron Stead, Anthony Cameron, Paul DiCicco

Absent: Mathew Ashmankas

Chairman Donald Flynn called the meeting to order at 7:00 p.m. [times of public hearings are advertised times]

**MINUTES:** Anthony Cameron made a motion to accept the minutes of the November 19, 2014 meeting; seconded by Paul DiCicco; voted unanimously. Anthony Cameron made a motion to accept the minutes of the December 3, 2014 meeting; seconded by Ron Stead; voted unanimously.

### INFORMAL REQUEST :

Terry Burke-Dotson of 35 Beach Street made an informal request to be heard by the Commission. Terry is going to speak with the neighbors in the vicinity of 35 Beach Street to work together to fix areas of the intermittent stream that may have been buried in the past. If she meets resistance, she would like the Commission's assistance. Chairman Flynn said he needs to follow up on this, however noted that homeowners should not be doing anything at the resource area. There is no buffer zone on an intermittent stream.

### MAIL:

Chairman Flynn read an email from Nicole Trakadas, an undergraduate student at Framingham State University enrolled in the Environmental Science program. She is investigating the distribution of Phragmites australis, a common invasive plant species, in freshwater wetlands. She will be visiting the Stowe Meadows Conservation Area as well as the Coldbrook Conservation Area. Research will be done between December and February. The Commissioners support this work and have requested that Nicole provide a summary of her results to the Commission.

Chairman Flynn read an email from Judy Schmitz, CERO Wetland Circuit Rider with MA Dept. of Environmental Protection (DEP) Judy will be conducting a workshop at the January 7, 2015 Conservation Commission meeting. The workshop includes regulatory revisions to the Wetlands Protection Act that took effect October 24, 2014. Members of the Worcester Conservation Commission may be in attendance. The Clerk will provide information to the DPW, Planning and Building Departments in the event anyone is interested in attending. The regulatory revisions are also available on the MA DEP website.

The Commission received notice from DEP Waterways Regulation Program with regard to dredging of Dorothy Pond. Written comments on the project will be accepted until December 26, 2014. For additional information contact Waterways Regulation Program at 617-292-5500. Plans and documents for the application are available for viewing by appointment at Waterways Regulation Program on 1 Winter Street, Boston, MA.

# MINUTES

## Millbury Conservation Commission

Date: December 17, 2014

Ron Stead initiated discussion about MA Recreational Trails Program. Interested parties can submit grant applications to the Department of Conservation and Recreation by February 2, 2015. Grants can include maintaining existing conservation area trails. Town Planner Laurie Connors has offered to assist the Conservation Clerk with the grant application process. Chairman Flynn and Commissioners support any efforts such as this and commend Laurie for her leadership and development role within the Town.

7:15 P.M.  
LANDSCAPING  
ETC, INC.  
CONTINUANCE

Landscaping Etc, Inc.  
Notice of Intent Continuance  
145 Providence Street

Chairman Donald Flynn opened hearing. Don read an email from Scott Morrison from Eco Tec, Inc. on behalf of Steve Christy of LEI requesting a continuance from the November 5<sup>th</sup> hearing to Wednesday, January 21, 2015. Scott would like to postpone the hearing until after he meets with the Planning Board in January.

Chairman Flynn initiated discussion as to only holding one meeting in January, therefore canceling the January 21<sup>st</sup> meeting. If agreeable with the proponent, the hearing would be postponed to February 4, 2015. Ron Stead made a motion to cancel the January 21, 2015 meeting; Paul DiCicco seconded; voted unanimously.

Ron Stead made a motion to continue the Notice of Intent to February 4, 2015 at 7:15 P.M.; seconded by Anthony Cameron; voted unanimously.

7:30 P.M.  
CHARMCHI  
CONTINUANCE

Ucef Charmchi  
Notice of Intent Continuance  
8 Bayberry Lane

Chairman Flynn opened hearing. Patrick Burke of HS&T Group represented the applicant, Ucef Charmchi. Don reviewed emails from Phil Nyberg and David Mickelson previously submitted to the Commission on November 3<sup>rd</sup> and November 4<sup>th</sup> expressing various concerns of the project. Patrick Burke indicated that changes to the plan have been made addressing many of the concerns identified in the correspondence. Chairman Flynn briefly touched upon each item and asked for Patrick's input for any changes made to the plan.

It was noted that the technology for the stormceptor is an accepted form of sedimentation. They have re-graded the area with a new swale running from the high point near the driveway approximately one foot deep. The drains leading to the stormceptor are connected with 6" PVC pipe. Runoff coming off the hill in the southwest region will flow to the dropped inlet. The septic design has been modified and relocated. Mr. Burke noted that the drainage is no longer coming to the original ditch area but rather going to the west of the property. The leachfield is moving down to the lower area across the street and below the garage due to better soils in that area. In addition, the stormceptor will be piped around the leachfield area.

## MINUTES

### Millbury Conservation Commission

Date: December 17, 2014

Ron Stead asked if the septic is permitted. Mr. Burke indicated that it is not permitted yet, but he is working with Jim Malley/Millbury Sewer Department. Perc tests were completed. It will be a smaller system than originally proposed and will be gravity fed. It meets the setbacks from the neighbors and meets Ramshorn setbacks from the pond. It will be a Title V system for a three bedroom home with a holding tank approximately 25' from the wetlands in front of the building.

The drainage swale on Bayberry Lane identified in Mr. Nyberg's letter has been redesigned. Don Flynn questioned an impermeable area near the house and driveway if excessive runoff from the wetland that may exist now. Patrick said the swale is designed to trap everything from the hill. Don asked if accepted methodology taking into account soils, slopes, rainfall amounts, etc. was used. Mr. Burke said yes. It has a very conservative design which exceeds requirements.

Don Flynn inquired about the edge of wetland along Bayberry Lane. When this area is very wet or frozen, will water run across the road and create a nuisance? Patrick did not expect an issue but will move a stormceptor toward the area to address the concern.

Chairman Flynn inquired as to any excess capacity with a 450 gallon stormceptor. Patrick stated that with regular operation and maintenance, the system is sufficient to handle the usage and was designed with 25 year storm conditions in mind. Don questioned if the 25 year storm standards were exceeded, would the system lose its efficiency in taking out suspended solids. Mr. Burke indicated that the stormceptor would lose efficiency with increased flow, but that the "first flush" from a storm event has the most harmful volume of sediment and wastes, and these would be captured by the system.

Ron Stead pointed out that the drainage off Bayberry Lane is an improvement from the previous design minimizing sedimentation. The Commission requests a copy of the new set of plans showing the swale. Ron stated that the hearing will need to be continued.

Don Flynn opened the hearing to members of the audience who have followed this project for questions and feedback. John Loehman of Auburn Road asked if the final plans could be available for viewing prior to the near hearing date. Patrick Burke will have the plans to the Conservation Commission by January 5<sup>th</sup> the latest. Don restated that the previous runoff concern is being addressed by relocation of the drop inlet catch basin. The storm water runoff is being addressed by the new stormceptor and swale. The dropped inlet will accommodate excessive runoff from the wetland. Storm and sewer water is being piped under the street.

Ron Stead motioned for continuance of the Notice of Intent to January 7, 2015 at 8:00 P.M.; seconded by Anthony Cameron; voted unanimously.

MINUTES

Millbury Conservation Commission

Date: December 17, 2014

7:45 P.M. Richard Rudman  
RICHARD Notice of Intent  
PUBLIC HEARING 49 Singletary Road

Chairman Donald Flynn opened the hearing on the Notice of Intent to repair stone wall and ramp. Richard Rudman, the applicant and Jim Bengtson, the contractor spoke on behalf of the project. Jim will dig a 12" deep by 16' long footing for proposed new wall. He will reuse existing stone footings and stone to make wall repair and utilize cement for strengthening.

There will be a cap placed on the new section of the wall. General discussion followed on the design and installation of the footing and wall in order to best handle any scouring in the area. Jim also mentioned that he will dig the area by hand and mix cement by hand. Straw wattles and silt fencing will be used for erosion control.

Ron Stead motioned to close the hearing; seconded by Anthony Cameron; voted unanimously.  
An Order of Conditions will be issued and conditioned accordingly.

Ron Stead motioned to adjourn the meeting at 8:35 p.m.; seconded by Paul DiCicco; voted unanimously.

Respectfully submitted,

Michelle Desorcey  
Secretary

\_\_\_\_\_  
Donald Flynn

*Ronald A. Stead*  
\_\_\_\_\_  
Ron Stead

*Anthony Cameron*  
\_\_\_\_\_  
Anthony Cameron

*Paul DiCicco*  
\_\_\_\_\_  
Paul DiCicco



CONSERVATION COMMISSION



*A Better World  
Through Conservation*

December 17, 2014

**Agenda**

- 7:00 P.M. Mail, Minutes, Vouchers
- 7:15 P.M. Landscaping Etc, Inc.  
Notice of Intent - Continuance  
145 Providence Street
- 7:30 P.M. Ucef Charmchi  
Notice of Intent – Continuance  
8 Bayberry Lane
- 7:45 P.M. Richard Rudman  
Notice of Intent - Continuance  
49 Singletary Road

RECEIVED  
TOWN CLERK  
14 DEC 12 AM 9:04  
MILBURY, MASS

All business not reasonably anticipated to be discussed  
Note: Agenda subject to change without notice