

MINUTES

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Millbury Conservation Commission

13 JUN -7 PM 12:49

Date: April 17, 2013

Time: 7:00 PM

Present: Donald Flynn, Mathew Ashmankas, Anthony Cameron, Paul DiCicco  
Absent: Ron Stead

7:15 P.M. TEC Associates/Massachusetts Bay Commuter Railroad  
MBCR Request for a Determination of Applicability  
PUBLIC MEETING Rights-of-Way  
Chairman Donald Flynn read legal ad.

*Document used:*

- USGS Town of Millbury

Brendon Amy of TEC Associates, representing Massachusetts Bay Commuter Railroad (MBCR) was present to discuss delineation of the resource area boundaries along the railroad's rights-of-way (ROW) in Millbury, for scheduled upcoming vegetation management activities. He referred to plan, explaining various limited spray zones within buffer zone (BZ) areas and referred to the key which indicates which zones are treated at 1 and 2 year intervals. He explained activities will conform to guidelines set in the Mass. Rights-of-Way Management Regulations (333 CMR 11). He said no herbicide application is proposed immediately adjacent to a resources area. He said he is requesting the board's approval of the delineation of the resource area boundaries and a negative determination.

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

7:30 P.M.  
INFORMAL  
MEETING/  
16 SO. MAIN ST.  
MODIFICATION

Al Collins of Habitat Advisory Group was present on behalf of Fidelity Bank project at 16 South Main St. to explain a change in scope of work previously proposed and conditioned in OOC# 224-689 and to request if the work can be allowed under the existing Order. He explained that the approved plan proposed to manage site storm water by passing it through a water quality unit & then draining it into an existing catch basin. DPW Director, Rob McNeil, however, has determined that the existing catch basin (S side of So. Main St.) infrastructure is in poor condition and requested applicant remove this catch basin and tie into a catch basin on Northerly side of So. Main St. At this location, a 30" pipe passes under an active electrical transformer. Thus, Mr. Collins explained, the existing pipe is to be replaced with a 48" pipe and moved from under the transformer. He submitted revised plan detailing anticipated replacement of pipe and catch basin outflow. Board discussed and commented that the changes will improve the site and are not significant. The Commission determined the change will not result in the addition of any further special conditions and modification work can be done in accordance to the existing Order of Conditions.

MINUTES

Millbury Conservation Commission

Date: April 17, 2013  
8:00 P.M.  
DPW  
PUBLIC HEARING

Town of Millbury – Department of Public Works  
Notice of Intent  
15 Stowe Road  
Chairman Donald Flynn read legal ad.

Document used:

- Town of Millbury, MA DPW Stowe Road Drainage Improvement Project

Rob McNeil, DPW Director was present to discuss work to improve drainage on Stowe Road. He explained the Town has negotiated with Amy Peterson for an easement at her property at 15 Stowe Rd. so as to correct the long existing poor drainage situation. Work proposed to construct 4 manholes & 2 catch basins. Wetlands have been flagged. He said some worked is proposed in BZ; no resource area disturbance proposed. Mr. McNeil explained no work proposed in inner Riparian Area; limited work (less than 2600 sq. ft.) proposed in outer RA – well under the 10% threshold of RA disturbance allowed under the ACT. Hay bales & silt fence proposed for mitigation. Temporary stockpiling will be placed far from wetlands. Work will be done during dry season, July or August. The board reviewed the proposal and had no further comments. Chairman Flynn advised applicant, however, due to lack of a DEP file number, the Commission cannot close the hearing this evening so suggested a continuance. The applicant agreed to a continuance.

Tony Cameron motioned for continuance of the Notice of Intent to 7:30 P.M., May 1, 2013; seconded by Mat Ashmankas; voted unanimously.

INFORMATIONAL ITEMS The Conservation Commission received information regarding the 2013 Yearly Operational Plan for right-of-way management for National Grid.

The Conservation Commission received information from MassDOT regarding the 2013 Yearly Operational Plan for the state’s highway right-of-way management.

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

Respectfully submitted,

Andrea Paquette  
Secretary

Mathew Ashmankas

Donald Flynn

Tony Cameron

Paul DiCicco