

MINUTES

Millbury Conservation Commission

Date: April 25, 2012

Time: 7:00 PM

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

Absent: None

MINUTES Ron Stead motioned to accept the minutes of the March 21, 2012 meeting; seconded by Dave Palleiko; voted unanimously.

7:15 P.M. Robert McNeil/ Millbury DPW
DPW Continuation of Abbreviated Notice of Resource Area Delineation
CONTINUANCE McCracken Rd. from Main St. to Greenwood St.

Chairman Donald Flynn opened the hearing. Chairman Flynn explained that he and Vice-Chairman Ron Stead walked the site and observed the delineation and reported they had no significant or negative comments regarding delineation as proposed.

Ron Stead motioned to close the hearing; seconded by Jim Boucher; voted unanimously to close.
Board voted unanimously to approve Abbreviated Notice of Resource Area Delineation. An Order of Resource Area Delineation will be issued.

7:30 P.M. John Burns/ Brierly Pond Realty, LLC
BRIERLY POND Notice of Intent
VILLAGE II Brierly Circle
PUBLIC HEARING Chairman Donald Flynn read legal ad.

Document used:

- *Brierly Pond Village II*

- *Drainage Report & Brierly Circle Layout Plan*

Cheryl Peterson of Heritage Design Group was present on behalf of applicant. Applicant, John Burns, was also present. Ms. Peterson explained NOI currently being submitted is for work at Brierly Circle. She explained the previous Order of Conditions was for all the work at Brierly Pond Village II but the Order expired. Thus the new application is for the work that remains to be done within the buffer zone (BZ) in order to complete the project. She explained the work remaining includes the construction of 2 condominium buildings within the BZ of a vegetated wetland for the Brierly Circle phase of the development. She noted that the deck to one of the units has been moved out of the BZ – this being the only change since original filing for this phase of the development. Ms. Peterson said all mitigation has been refreshed and hay bales have been continually inspected by applicant's engineers. Mr. Burns said the Town's engineers (Tighe & Bond) have monitored the work also, as the project has progressed. He proposes to complete project in two years.

Ron Stead motioned to close the hearing; seconded by Dave Boudreau; voted unanimously to close.
Board voted unanimously to approve proposal.
An Order of Conditions will be issued.

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8:00 P.M. Robert Samara
SAMARA Abbreviated Notice of Intent
PUBLIC HEARING 14 Sunset Drive
Chairman Donald Flynn read legal ad.

Document used:

- *Subsurface Sewage Disposal System Proposed Repair Plan Prepared for Robert Samara*
Julie VanArsdalen of Purcell Associates was present on behalf of applicant to propose construction of a septic system to replace failed system. She explained the previous system, also designed by Purcell Associates in 2008, is in premature failure due to installer error, and applicant needs repair as soon as possible. Proposing to remove existing system and replace with larger tank. Previous tank will be taken out and taken away. Excavated materials will be taken off site; no stockpiling of material proposed on site. Erosion control measures will be installed prior to commencement of work. Plan is currently pending Board of Health approval.

Jim Boucher motioned to close the hearing; seconded by Dave Palleiko; voted unanimously to close.
Board voted unanimously to approve proposal.
An Order of Conditions will be issued.

DISCUSSION The board discussed getting members that could make up a committee to act as stewards for the Brierly Pond Conservation Area. Ron Stead suggested the Commission find a group of people that may be interested and form and name a committee accordingly. To this end, Dave Boudreau suggested an advertisement on the Cable Access channel.

MACKAY The Conservation Commission was notified by Gina Wilson, Esquire, on behalf of
CERTIFICATE OF Bruce MacKay, that work at McCracken Road (Assessor's Map 37, Lot 7) is no longer
COMPLIANCE proposed per OOC# 224-659 and requested a Certificate of Compliance.
A Certificate of Compliance was approved and issued.

CITIZEN SPEAKS Stephen Shaw of 37 Sullivan Place spoke to the Conservation Commission about his concerns with the Forest Cutting Plan proposed at Herricks Lane (known as Millbury Youth Camp) and adverse affects that may result.

INFORMATIONAL The Conservation Commission received the following :
ITEMS - MACC Quarterly Newsletter – Spring 2012

The Conservation Commission received a Forest Cutting Plan prepared by Kimball Moore for tree harvesting at Herricks Lane (known as Millbury Youth Camp.)

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The Conservation Commission received notification from TEC Associates regarding the 2012 Yearly Operation Plan for right-of-way vegetation control program for Providence & Worcester Railroad Company.

The Conservation Commission received notification regarding the 2012 Yearly Operation Plan for right-of-way vegetation control program for MassDOT.

The Conservation Commission received notification regarding the 2012 Yearly Operation Plan for right-of-way vegetation control program for National Grid.

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

Respectfully submitted,

Andrea Paquette
Secretary

Donald Flynn

Dave Boudreau

Ron Stead

Jim Boucher

Dave Palleiko