

Town of Millbury
Minutes of
Sewer Commission Meeting
August 23, 2016

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TOWN CLERK
16 SEP 13 PM 6:01
MILLBURY, MASS

ITEM ONE – CALL TO ORDER

Chairman Nelson called the meeting to order at 5:00 p.m. Those in attendance are noted below:

Board Members

Gary Nelson
Lisa Allain

Staff/Other

Rob McNeil	Lindsay Shamoian	Steven Gallo	
Andrea Paquette	Ron Bordeau	George Kiritsy	Angela Cormier

ITEM TWO – DISCUSSION/ PUBLIC ATTENDEES

Rob McNeil addressed attendees present regarding Sewer Betterment charges recently billed. He began by explaining the three sewer fees generated by the Commission: 1) Sewer Betterment fee – a one-time *privilege* fee assessed to residences where sewer is accessible; 2) Sewer Connection fee – charged to Town approved licensed drainlayers for purpose of connection to sewer system; 3) Sewer Usage fee – currently billed every 6 mos. for amount of water that is sent into the sewer line from each residence. He explained there's another fee, I&I (Inflow & Infiltration), set forth by DEP, which is based on the number of bedrooms in each house and is the responsibility of the contractor at time of construction. Discussion ensued. Lindsay Shamoian of 11 Autumn Gate Circle questioned why she was never told about a Betterment Fee when she purchased her home four years ago – her attorney never included it in her Purchase & Sales Agreement. Rob explained that the Sewer Comm. voted to enact a policy this past January to bill assessments regularly every 6 months, so as to have a regular stream of revenue to help fund sewer services. Prior to this there was no set policy schedule to bill betterments. Atty. George Kiritsy spoke on behalf of his client, Steve Gallo/Gallo Builders. He said he researched issues regarding the betterment fees for Mr. Gallo and became aware of past legislation relative to Special Provisions Act for Sewer Privilege Fee. Upon review of the legislation, he contends that the subdivision exemption applies to Mr. Gallo's project and therefore, the betterment fees for the lots in Autumn Gates Subdivision should be \$2,500.00 instead of \$5,000.00. Atty. Kiritsy asked that the Sewer Comm. consider his findings. Rob McNeil asked the attorney to provide his information with the Comm. so it can be reviewed by Town Council and said the matter will be addressed further at the next meeting. Steve Gallo offered to pay for all those (Autumn Gate residents) who were assessed, should the Town determine that the amount of each betterment is \$2,500.00.

ITEM THREE – APPROVAL OF MINUTES

Lisa Allain motioned to approve the minutes of the August 9, 2016 meeting as submitted; Gary Nelson seconded; a unanimous vote of approval was obtained.

ITEM FOUR – FINANCE

The Warrant was approved and vouchers were signed accordingly.

ITEM FIVE – OPERATIONS

The Commission signed the Warrant Betterment Lien in the amount of \$255,000.00 dated August 16, 2016.

ITEM SIX – ABATEMENTS

Rob McNeil explained the following requests for abatement are for residents who were billed the recent \$5,000.00 betterment charge in error: 4 Autumn Gate Circle; 8 Autumn Gate Circle; 20 Irene Court, 21 Irene Court; 18 Overlook Ave.. He recommended the Sewer Commission approve to abate all. The Commission unanimously voted to approve abatements accordingly.

The Commission reviewed Pool Deduction Abatement Requests from the following: Joseph Lobas - 154 Main St. and Brian Smith - 84 So. Main St., and determined that they need more information from the applicants before considering requests. The applicants will be contacted and asked to supply additional information.

ITEM SEVEN – SEWER CONNECTIONS

Rob McNeil recommended the Sewer Commission approve the sewer connection permit before the Commission this evening, per his review.

8A Washington St.

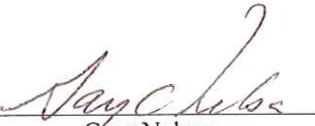
- Lisa Allain motioned to approve permit for Mid-State Sewerage for new sewer connection 8A Washington St.; seconded by Gary Nelson; a unanimous vote of approval was obtained.

ITEM EIGHT – FUTURE MEETING DATES

9/13/16, 9/27/16, 10/11/16

ITEM NINE – ADJOURNMENT

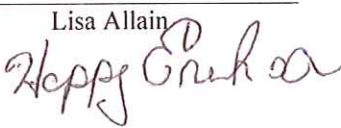
At 6:02 p.m. Lisa Allain motioned to adjourn the meeting, Gary Nelson seconded. Meeting adjourned.



Gary Nelson

Respectfully submitted,


Andrea Paquette
Head Clerk

Lisa Allain


TOWN OF MILLBURY
MEETING NOTICE/ AGENDA TOPICS



Sewer Commission

Date of Meeting:
Time of Meeting:
Meeting Location:

August 23, 2016
5:00 PM
Small Conference Room
Regular Meeting
AGENDA

1. Public Attendees:
A contingency of residents are to be present to discuss the recently issued Sewer Dept. bills for betterments.
2. Minutes:
August 9, 2016 Meeting
3. Invoices:
Voucher Warrant Summary
4. Operations :
5. Abatement Requests:
6. Betterments:
Warrant Betterment Lien – for Commission’s signatures
7. Sewer Extensions/Connections:
Applications: 8A Washington Street – Mid State Sewerage
8. Upcoming Meeting Dates:
9/13/16, 9/27/16
9. Adjournment

Any and all business not reasonably anticipated to be discussed

Signature of Chair Person or Clerk: _____

This notice is in accordance with the Open Meeting Law effective July 1, 2010.

August 23, 2016

Sewer Meeting Sign-In Sheet

Lindsay Shamaian

(774) 271-0502

Ron Boardman

774-276-1428

STEVEN A. SALLO

508-829-0676

Angela Cormier, Esq

508 886 2800

GEORGE KRITSKY, ESQ

508 886 2800

CERTIFICATION OF
BETTERMENT OR SPECIAL ASSESSMENTS
TO THE BOARD OF ASSESSORS

THE COMMONWEALTH OF MASSACHUSETTS

TOWN OF MILLBURY

OFFICE OF THE BOARD OF SEWER COMMISSIONERS

Denise Marlborough, Treasurer/Collector of Millbury in the County of Worcester.
August 16, 2016

GREETING:

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby required to levy on and collect, with interest as provided by law, from each person named in the list or lists herewith committed to you the amount therein set forth as a BETTERMENT OR SPECIAL ASSESSMENT constituting a lien on his land, the sum total of such list or lists being as follows: see attached sheets

BETTERMENT AND SPECIAL ASSESSMENTS

In accordance with orders or statements duly recorded under the provisions of Chapter 800; 1963, Chapter 307; 1973, Chapter 156; 1978, Chapter 491 ;1990, and Chapter 389 ;2002

As Certified to the Board of Assessors

Betterment Charges	



COPY

**MILLBURY DEPARTMENT OF PUBLIC WORKS
SEWER COMMISSION
127 ELM STREET
MILLBURY, MA 01527
(508) 865-9143
FAX (508) 865-0853**

APPLICATION FOR ABATEMENT

Sewer Use Charge

Any application for abatement must be filed in writing with the Board of Sewer Commissioners within six months of the date of the Statement of Utility Charges

To the Board of Sewer Commissioners,

NAME OF APPLICANT Robert & Sandra Manzano

MAILING ADDRESS 4 Autumn Gate Circle
(Only if different from Service Address)

REASON FOR ABATEMENT Betterment already paid on
7/30/14.

SUBSCRIBED THIS 23rd day of August UNDER THE 2016
PENALTIES OF PERJURY.

Signatures of Applicant

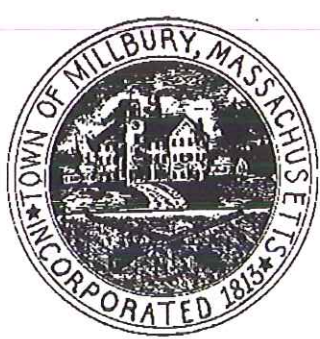
Account Number (s) 6243966
Service Address (es) 4 Autumn Gate Cir
Amount of Bill \$5,000.00
Amount of Abatement \$5,000.00
Abated to 0

APPROVED BY:

[Signature]
[Signature]

SEWER COMMISSIONERS

COPY



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To the Board of Sewer Commissioners,
NAME OF APPLICANT Wascal & Carey Santiago
MAILING ADDRESS 8 Autumn Gate Circle
(Only if different from Service Address)

REASON FOR ABATEMENT Betterment already
paid on 7/30/14.

SUBSCRIBED THIS 23rd day of August UNDER THE 2014
PENALTIES OF PERJURY.

Signatures of Applicant

Account Number (s) 6243967
Service Address (es) 8 Autumn Gate Circle
Amount of Bill \$5,000.00
Amount of Abatement \$5,000.00

Abated to 0
APPROVED BY: [Signature]
[Signature]
SEWER COMMISSIONERS



MILLBURY DEPARTMENT OF PUBLIC WORKS
SEWER COMMISSION
127 ELM STREET
MILLBURY, MA 01527
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APPLICATION FOR ABATEMENT

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To the Board of Sewer Commissioners,
NAME OF APPLICANT Spencer T. & Melanie L. Hauer
MAILING ADDRESS 20 Irene Ct.
(Only if different from Service Address)

REASON FOR ABATEMENT Assessment + paid on 7/30/14

SUBSCRIBED THIS 23rd day of August UNDER THE 2016 PENALTIES OF PERJURY.

Signatures of Applicant

Account Number (s) 6243847
Service Address (es) 20 Irene Ct
Amount of Bill \$5,000.00
Amount of Abatement \$5,000.00
Abated to 0

APPROVED BY:

[Signature]
[Signature]

SEWER COMMISSIONERS



MILLBURY DEPARTMENT OF PUBLIC WORKS
SEWER COMMISSION
127 ELM STREET
MILLBURY, MA 01527
(508) 865-9143
FAX (508) 865-0853

APPLICATION FOR ABATEMENT
Sewer Use Charge

Any application for abatement must be filed in writing with the Board of Sewer Commissioners within six months of the date of the Statement of Utility Charges

To the Board of Sewer Commissioners,
NAME OF APPLICANT Steven Maloney
MAILING ADDRESS 21 Irene Ct
(Only if different from Service Address)

REASON FOR ABATEMENT Assessment paid
7/30/14

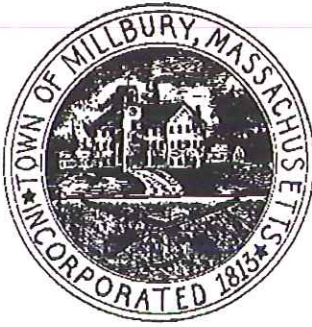
SUBSCRIBED THIS 23rd day of August UNDER THE 2016 PENALTIES OF PERJURY.

Signatures of Applicant

Account Number (s) 6244665
Service Address (es) 21 Irene Ct
Amount of Bill \$5,000.00
Amount of Abatement \$5,000.00
Abated to Ø

APPROVED BY: [Signature]
[Signature]
SEWER COMMISSIONERS

COPIES



MILLBURY DEPARTMENT OF PUBLIC WORKS
SEWER COMMISSION
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MILLBURY, MA 01527
(508) 865-9143
FAX (508) 865-0853

APPLICATION FOR ABATEMENT

Sewer Use Charge

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To the Board of Sewer Commissioners,

NAME OF APPLICANT John T. Ross & Jacqueline K. Crawford

MAILING ADDRESS 18 Overlook Ave

(Only if different from Service Address)

REASON FOR ABATEMENT Assessment already
paid 7/23/14.

SUBSCRIBED THIS 23rd day of August UNDER THE 2016
PENALTIES OF PERJURY.

Signatures of Applicant

Account Number (s) 999675

Service Address (es) 18 Overlook Ave

Amount of Bill \$ 5,000.00

Amount of Abatement \$ 5,000.00

Abated to 0

APPROVED BY:

[Handwritten Signature]
[Handwritten Signature]

SEWER COMMISSIONERS