

**MILLIS CONSERVATION COMMISSION
MEETING MINUTES
Room 206, Veterans Memorial Building, 900 Main St., Millis, MA
October 15, 2012**

The meeting was brought to order at 7:30 p.m. by Dr. James Lederer, Chair.

The following members were present:

Dr. James Lederer, Chair
Ed Chisholm, Tim Chorey, Christine Gavin, Cara Krinsky

Members Absent: Daniel Lee
Anne Rich

Others present: Stephen MacInnes, 78 Island Rd.
Wayne Carlson, Carlson Survey Co., 261 Union St.

Request for Determination of Applicability, Public Hearing, Cont., 725 Main St.

The public hearing continuation was opened at 7:30 p.m.

Mr. Carlson, representing the Town of Millis, presented the revised plan, as requested by the Commission. Mr. Chisholm stated that any development would have to consider groundwater issues. He said that, in his opinion, any developer must be careful of unintended consequences in the region of the high-yield aquifer and wells near/around the property. The Commission was in agreement that the manmade ditches (outlined in blue on the plan) and previously disturbed brook (outlined in red) are under their jurisdiction and would require the filing of a Notice of Intent for any work. The 200-foot setback for riverfront, however, does not apply.

On a motion made by Ms. Gavin, seconded by Mr. Chisholm, it was voted unanimously to close the public hearing at 7:49 p.m.

On a motion made Mr. Chisholm, seconded by Ms. Krinsky, it was voted unanimously to issue a Positive #1 Determination of Applicability. The filing of a Notice of Intent is required for work in the marked areas on the plan. The areas depicted in red on the plan are determined to be a pre-1996 relocated, partially piped brook through the property. The minimum two hundred foot setback for riverfront areas does not apply per 310CMR 10.58(5)(c).

**#CE225-0372 – 21 Spencer Street
Req. for Certificate of Compliance (Septic Repair)
Beverly Fagerheim/Fagerheim Irrevocable Trust**

Mr. Carlson submitted the application and as-built plan for the completed septic repair at 21 Spencer Street. Mr. Chisholm had conducted a site visit with Mr. Carlson on September 20, 2012. Mr. Chisholm stated that, based on his inspection, everything was in compliance with the Order of Conditions. Mr. Carlson stated that the septic system is actually 8 ½ feet further away from the brook. The Commission requested that Mr. Carlson revise the as-built plan to show the contours and adjust the scale on the reduced septic as-built plan.

On a motion made by Mr. Chisholm, seconded by Mr. Chorey, it was unanimously voted to approve a Certificate of Compliance, pending the submittal of the revised plan by Mr. Carlson.

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Req. for Determination of Applicability, Public Hearing, 410 Exchange St., Oak Grove

The public hearing was opened at 8:01 p.m. with notice being read by Dr. Lederer, Chair.

Mr. Stephen MacInnes, on behalf of the Oak Grove Farm Commission, presented the application and plan. The proposed project is to replace a crushed drainage pipe beneath a dirt cart path on the Oak Grove Farm property. Mr. MacInnes stated this is needed to remedy an existing failed drainage system. The Commission had previously conducted a site visit with Mr. MacInnes on September 20, 2012, to expedite the process. Mr. MacInnes stated the crushed pipe will be replaced with one of the same size, and silt fence will be used for demarcation of limit of work and erosion control.

In his cover letter, dated September 30, 2012, Mr. MacInnes had requested a waiver from the advertising fee. Once he learned that the fee was \$75.00, he withdrew his waiver request and stated that the Oak Grove Farm Commission would pay the advertising fee. He requested that he receive the original invoice.

After discussion, the Commission was of the opinion that maintenance for an existing drainage system is an exempt activity.

On a motion made by Mr. Chorey, seconded by Ms. Krinsky, it was voted unanimously to close the public hearing at 8:33 p.m.

On a motion made by Mr. Chorey, seconded by Ms. Krinsky, it was voted unanimously to issue a Negative #5 Determination of Applicability as the proposed work meets the requirements for an exempt activity (10.53(3)(k)).

Other Business:

Causeway Street Well

Conservation Restriction

The Commission reviewed the email from Scott Moles of the Board of Health. The well installation is allowed, so no action is required by the Commission.

Minutes

On a motion made by Ms. Krinsky, seconded by Ms. Gavin, the minutes from September 10, 2012, were unanimously approved as amended.

Scheduled Conservation Commission Meetings: November 19, 2012

There being no further business, on a motion made by Mr. Chorey, seconded by Ms. Krinsky, and voted unanimously, the meeting adjourned at 8:45 p.m.

Respectfully submitted,

*Camille Standley
Department Assistant*