

**MILLIS CONSERVATION COMMISSION  
MEETING MINUTES  
Room 104, Veterans Memorial Building, 900 Main St., Millis, MA  
December 4, 2017**

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

Anne Rich, Vice Chair

Ed Chisholm, Christine Gavin, Cara Krinsky, Daniel Lee, Charles Tangerini

Members Absent:

Others present:

Dennis Fermano, 76 Ridge St.

David Haines, 141 Old Enfield Rd., Belchertown, MA

Drew Timmis, Goddard Consulting, 8114 Arbor Dr., Shrewsbury, MA

Tim Farrar, 7 Rolling Meadow Dr.

Jim Lederer, 10 Paddock Lane

Marcia McMahon, 11 Rolling Meadow Dr.

Amy Fawkes, 18 Ridge St.

**REQUEST FOR CERTIFICATE OF COMPLIANCE - DEP FILE #225-206  
84 ORCHARD STREET – GLEN ELLEN COUNTRY CLUB  
DAVID HAINES, HAINES HYDROGEOLOGIC CONSULTING**

A Request for Certificate of Compliance was filed by Glen Ellen Co., LLC, for an outdated Order of Conditions. Mr. Haines provided background on the application and an as-built plan. An Order of Conditions was issued in 2001 for reconstruction of portions of the golf course. The Order has since expired, he said, and most of the proposed work was begun and completed as designed, however, some of the work was not initiated. Compensatory storage has been provided for all filled areas. Mr. Haines stated that some proposed golf course features were not constructed (tees, cart paths) and remain in their original condition. A new Order of Conditions for the property was recently issued to Toll Brothers for redevelopment of the property.

On a motion made by Ms. Rich, seconded by Ms. Krinsky, it was voted unanimously to issue a complete Certificate of Compliance for DEP File #225-0206, 84 Orchard Street, Glen Ellen Co., Inc.

**DEP FILE# CE225-0407, ABBREVIATED NOTICE OF RESOURCE AREA  
DELINEATION, PUBLIC HEARING, CONT.  
RIDGE STREET (MAP 20, LOT 025)  
PAUL HOLIAN, JR.**

(Note: As an abutter to the application, Dr. Lederer recused himself from the public hearing.)

The public hearing continuation was opened at 7:44 p.m. with notice being read by Ms. Anne Rich, Vice-Chair.

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Mr. Timmis of Goddard Consulting, representing the applicant, discussed the status of the application. He stated that adjustments and re-flagging had been done on-site in response to Nover-Armstrong's latest review letter. Goddard Consulting is in the process of revising the plans. Mr. Timmis stated that he performed site visits for identification of a stream in question. According to Mr. Timmis, he visited nine sites and "performed stream monitoring" on the property on October 4, 2017 through October 7, 2017, and feels there is "evidence to prove" that the stream is "intermittent rather than perennial." He stated he has "nine different videos" showing what was observed.

Ms. Nover of Nover-Armstrong, the Commission's peer reviewer, stated that she reviewed the video and based on what she saw, it "looks like the stream was dry four days out of the year." She said that the Town of Millis Bylaw has types of streams and there is also a 100-foot Riverfront associated with the stream. Ms. Nover stated that she had requested that she be included in the monitoring, however, she was never notified of the site visits by Goddard Consulting. "The USGS maps show the stream as a perennial stream and the burden is upon the applicant to prove otherwise," Ms. Nover said.

There were abutters in attendance with concerns over the wetland lines being changed due to the reclassification of a stream which was labeled as perennial. Concerns were also raised over only a four-day consecutive period of monitoring being done. There were covenants filed with the abutting homeowner's deeds requiring maintaining a buffer in their backyards and limitations as to what can and cannot be done due to the wetlands. Dr. Lederer raised questions over how the collection/monitoring points were selected and concerns over bias. Mr. Timmis stated that Ms. Hayes from Goddard Consulting could discuss the selected locations; however, she was not able to attend the hearing. Dr. Lederer stated that there should be information provided as to why the selected locations were chosen and that the Commission's consultant should be able to select areas as well. The Commission will discuss this issue further with Ms. Hayes at the next hearing.

On a motion made by Ms. Krinsky, seconded by Ms. Gavin, it was voted unanimously at 8:20 p.m. to continue the public hearing to Monday, January 8, 2018, 7:45 p.m.

**Other Business:**

**DEP File #225-140**

**Request for Certificate of Compliance – 217 Farm Street.**

The Commission received a Request for Certificate of Compliance from Armany Partners, LLC, on behalf of the estate of Richard Maxfield. There was a town sewer project back in 1995 that involved Mr. Maxfield's property. The project has long since been completed but a Certificate of Compliance was never requested/issued.

