

**MILLIS CONSERVATION COMMISSION
MEETING MINUTES
Room 130, Veterans Memorial Building, 900 Main St., Millis, MA
March 20, 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, Tim Chorey, Christine Gavin, Cara Krinsky, Daniel Lee

Caitlin Nover, Nover-Armstrong Associates, Inc. (wetlands consultant)

Members Absent:

Others present:

Scott Miccile, Toll Brothers, Inc., 134 Flanders Rd., Westboro, MA

Shawn Nuckolls, Toll Bros., Franklin

Mark Manganello, LEC Environmental Consultants, Inc.

John Kuesek, Bohler Engineering, 12 Resnick Rd., Plymouth, MA

Joyce Hastings, GLM Engineering, 19 Exchange St., Holliston, MA

Jim Susi, United Consultants, Wrentham, MA

Paul Guzzi, 5 Pine House Rd.

Frank Postma, United Consultants, Wrentham, MA

Tony Lorusso, Lorusso Building Inc., Norfolk, MA

John Kazis, 969 Main St.

Beau Grassia, King St. Café

**DEP FILE#CE225-0398, NOTICE OF INTENT, PUBLIC HEARING, CONT.
28 EDEN STREET - SINGLE FAMILY HOME CONSTRUCTION
THOMAS ROCHE, ROCHE'S BUILDING**

The public hearing continuation was opened at 7:39 p.m. by Dr. Lederer, Chair.

No one was in attendance to present the application. On a motion made by Ms. Rich, seconded by Mr. Lee, it was voted unanimously at 7:40 p.m. to continue the public hearing to Monday, April 3, 2017, 7:45 p.m.

**REQUEST FOR DETERMINATION OF APPLICABILITY, PUBLIC HEARING
137-141 ACORN STREET
LORUSSO BUILDING, INC.**

The public hearing was opened at 7:40 p.m. with notice being read by Dr. Lederer, Chair.

Mr. Susi, representing the applicant, presented the application and plan. He stated that construction of a single family dwelling outside the 100-foot buffer zone to an intermittent stream on each lot is proposed. The applicant is seeking a determination to confirm that the area shown on the plan is not an area subject to the Wetlands Protection Act or Wetlands Bylaw. The wetlands were delineated and flagged in October by Mr. Postma. Soil samples were done as well, Mr. Susi said. The Commission will conduct a site visit to confirm the delineation before making a determination.

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A site visit was scheduled for Saturday, April 1, 2017, at 9:00 a.m.

On a motion made by Mr. Chisholm, seconded by Mr. Lee, it was voted unanimously at 7:48 p.m. to continue the public hearing to Monday, April 3, 2017, 7:40 p.m.

**DEP FILE#CE225-0402, NOTICE OF INTENT, PUBLIC HEARING, CONT.
1280 MAIN STREET - SOLAR ARRAY
CLEAN ENERGY COLLECTIVE**

The public hearing continuation was opened at 7:50 p.m. by Dr. Lederer, Chair.

The applicant, Mr. Greg Carey, via email dated March 14, 2017, requested a continuance.

On a motion made by Ms. Rich, seconded by Mr. Chisholm, it was voted unanimously at 7:51 p.m. to continue the public hearing to Monday, April 3, 2017, 8:00 p.m.

**DEP File #225-0330 – 72 Pleasant St. Wetland Replication
DEP File #225-0320 –Request for Certificate of Compliance
Centennial Place
John Kazis – JOPA Realty**

Mr. Kazis submitted a Request for Certificate of Compliance for DEP File #225-0320. A site visit was conducted on February 11, 2017. A partial Certificate of Compliance will be issued, with ongoing conditions relating to the wetland replication remaining. A complete Certificate of Compliance may be requested once the replication Order of Conditions is complete and proven viable.

Mr. Kazis stated that he plans on starting the replication work later summer/early fall. The Order of Conditions for this work has been extended, he said. The Commission agreed that the wooden structure, which was approved on the Order of Conditions, is no longer necessary. Mr. Kazis stated that he would follow through with the replication, minus the wooden structure.

**DEP FILE#CE225-0403, NOTICE OF INTENT, PUBLIC HEARING, CONT.
39 MAIN STREET-KING STREET CAFÉ
BEAU GRASSIA**

The public hearing continuation was opened at 8:05 p.m. by Dr. Lederer, Chair.

Ms. Hastings, representing the applicant, presented the cross-section plan as requested by the Commission. She also submitted a letter from the Division of Fisheries and Wildlife, dated February 22, 2017, stating, in part, that the project, as proposed, is exempt from MESA (MA Endangered Species Act) review. A DEP File number was also assigned since the last hearing.

On a motion made by Ms. Rich, seconded by Ms. Krinsky, it was voted unanimously at 8:08 p.m. to close the public hearing.

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On a motion made by Mr. Chisholm, seconded by Ms. Krinsky, it was voted unanimously to approve an Order of Conditions, with Special Conditions, for 39 Main Street, King Street Café, DEP File #CE225-0403.

**DEP FILE#CE225-0400, NOTICE OF INTENT, PUBLIC HEARING, CONT.
84 ORCHARD STREET – GLEN ELLEN SENIOR RESIDENTIAL COMMUNITY
DEVELOPMENT
TOLL BROTHERS, INC.**

The public hearing continuation was opened at 8:15 p.m. by Dr. James Lederer, Chair.

Mr. Mark Manganello of LEC Environmental, representing the applicant, updated the Commission on the status of the project plans. He stated that they are doing additional field work and working on comprehensive revised plans. They are going to be submitting a revised set of plans within the next 3-4 weeks, he said.

The emergency access road and “Emergency Access Culvert Sketch” was discussed. Due to the sensitive hydrology, the applicant proposes leaving the culverts in place and looking at “culvert improvement.” They want to avoid any adverse effects to the vernal pool. Mr. Manganello stated that they propose embedding the culvert and removing the headwalls for a “smoother transition.” The use of a concrete weir will “maintain the hydrology” and “will last for years,” he said. Mr. Manganello stated that DEP does have standards/guidelines for work near a vernal pool and they are restricted on what they can do on either side.

Mr. Chisholm requested that the applicant put in writing the reason they “are doing what they are doing – the pros and cons with a detailed reason.” Mr. Manganello said they will provide “solid, written reasons, pros and cons, and conclusions.” They will also provide a construction sequence and how everything will be protected. Mr. Miccile stated that they will provide construction sequencing with the revised set of plans. He said that they are “working on a Developer’s Agreement” for town sewer with Mr. McKay in the DPW.

Stormwater management at the northwest corner of the project was discussed. A proposed roof leader infiltration system was discussed and a sketch presented. If the Commission believes this type of system would be beneficial for that area, they will incorporate it into the design plans, Mr. Manganello stated. Mr. Chorey stated that dewatering the vernal pools is his “biggest concern.” He would like to see details on the plans.

To allow time for the plans to be finalized, the public hearing will be continued.

On a motion made by Mr. Chisholm, seconded by Ms. Krinsky, it was voted unanimously at 8:43 p.m. to continue the public hearing to Monday, May 1, 2017, 7:30 p.m.

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Administrative Assistant