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

May 6, 2019

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, Daniel Lee

Marta Nover, Nover-Armstrong/BETA Group Melissa Recos, BETA Group

Members Absent: Ram Charan Khalsa

Others present: Paul Whitty, 22 Birch St. Patricia Whitty, 22 Birch St. Geri Sprague, 36 Ticonderoga St. Robyn Briggs, 8 Pine House Rd. Jason Varney, Simpson Gumpertz & Heger Robert Angelo, Simpson Gumpertz & Heger Wayne Klocko, Permanent Building Comm. Jim McKay, DPW Director Austin Turner, Bohler Engineering Ted Merchant, Toll Bros.

<u>REQUEST FOR DETERMINATION OF APPLICABILITY, PUBLIC HEARING</u> <u>22 BIRCH STREET – TREE REMOVAL</u> PAUL & PATRICIA WHITTY

The public hearing was opened at 7:30 p.m. by Dr. Lederer, Chair.

Mr. Whitty presented the application and plan. He also provided photographs. Mr. Whitty would like to remove five trees from his property due to safety concerns. Due to the proximity of the stream on his property, he is requesting approval from the Commission.

On a motion made by Ms. Rich, seconded by Mr. Chisholm, it was voted unanimously to close the public hearing at 7:36 p.m.

On a motion made by Mr. Chisholm, seconded by Mr. Lee, it was voted unanimously to approve a Negative 3 Determination of Applicability with the following special conditions:

- (1) Trees may be cut flush to the ground; no stump grinding
- (2) No chipping near the stream

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Millis Plastic Reduction Initiative (MPRI) Geri Sprague - Informal Discussion

Ms. Sprague requested a meeting with the Commission to discuss the initiative started to ban plastics/plastic bags in Millis. She and Ms. Briggs provided information on the subject and resources where more information can be obtained. Ms. Sprague stated that they are hoping to place a warrant on the fall Town Meeting to address the ban. The Commission supports and endorses the efforts of the Millis Plastic Reduction Initiative.

Conceptual Plan Presentation/Informal Discussion 7 Water Street – DPW

Wayne Klocko, Permanent Building Comm.

Mr. Klocko presented a "Concept Plan," dated March 25, 2019, for discussion. He stated that the scope of the project for renovation/rebuilding of the DPW facility has changed since the last informal discussion with the Commission. There are two articles for Town Meeting in May, he said, that deal with this 3.9 million dollar project. Mr. Klocko is requesting that the Commission provide an opinion as to whether the project as conceptually proposed within the 100-foot buffer zone is a viable option. The delineation was based on information from Mass GIS and is not flagged yet. They kept all buildings outside the 50-foot buffer zone. Mr. Klocko stated that they will file a Notice of Intent at the appropriate time, however, with Town Meeting coming up; they would like to know if their proposal is viable.

There was discussion regarding other possible sites for the project. Mr. Chisholm stated that the current location is already a disturbed area and they "should stick with the one location."

The Conservation Commission was unanimously in favor of supporting the project as proposed.

"Regency at Glen Ellen" – Glen Ellen/Toll Bros.

DEP File #CE225-0400 - Informal Discussion re:

Minor Field Change Approval & Phase 2D Construction

Mr. Turner from Bohler Engineering, representing the applicant, Toll Brothers, summarized the minor modifications to the Definitive Plans/Site Development Plans. The Commission reviewed the letter, dated January 14, 2019, and the review letter from BETA, dated January 31, 2019. Ms. Recos of BETA summarized their findings regarding the minor revisions. The changes reflected on the plans reflect the ongoing construction activities and are a result of field modifications and consultation with future homeowners. It was Ms. Recos' opinion that the proposed changes are consistent with the original design and do not substantially alter the design.

On a motion made by Mr. Chisholm, seconded by Mr. Lee, it was voted unanimously to approve the minor modification requests as field changes to allow minor modifications to the plans entitled, "Site Development Plans for Regency at Glen Ellen," dated November 18, 2016 revised to December 19, 2018, prepared by Bohler Engineering, Southborough, MA. Sheets revised include sheet numbers: 12, 16, 17, 19, 20, 21, 22, 28, 32, and 73 of 86.

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The Phase 2D erosion control/construction monitoring issues were discussed. Ms. Nover updated the Commission on the latest site visit and conditions. She stated that there have been "epic" rainfall events and it is an ongoing process and there will be "issues that pop up." Ms. Nover stated that BETA would prefer that Bohler Engineering be in charge of recommending measures to take to prevent/rectify issues. They are working together with Bohler to stay on top of it. Ms. Nover stated that Mr. Lamoureux from BETA has been on-site almost daily.

Mr. Chisholm stated that he had noticed upgraded erosion controls except for one area that was lacking. Bohler will look into it. Ms. Recos stated that de-watering practices of the contractor will require solid communication. Mr. Merchant stated that they "have sat down with everyone who de-waters and things have gotten better."

Other Business:

DEP File #CE225-0404 - 160 Dover Road Certificate of Compliance Request

The Commission received a Request for Certificate of Compliance for 160 Dover Road. A site visit was scheduled for Wednesday, May 8, 2019, at 6:30 p.m. (Note: The site visit was conducted and minor revisions to the as-built plan are required prior to issuance of the Certificate of Compliance.)

Frontier Lane – Photos

Photos from the Building Inspector were reviewed. Although no violations were noted, a letter will be sent altering the property owners to the jurisdiction of the Conservation Commission for anything within two hundred feet of the brook.

Review of OSRP 2019 Draft (MAPC)

Mr. Chisholm will review the draft Open Space Recreation Plan prepared by MAPC.

Approval for Wetland Protection Funds for FY19 Salaries

The Commission approved the use of Wetland Protection Funds for the deficit in the FY19 Conservation Salaries Clerical Account.

Minutes

On a motion made by Mr. Lee, seconded by Ms. Gavin, the minutes from April 1, 2019, were unanimously approved as written.

Scheduled Conservation Commission Meetings: June 3, 2019

July 8, 2019

There being no further business, on a motion made by Mr. Lee, seconded by Mr. Chisholm, and voted unanimously, the meeting adjourned at 9:05 p.m.

Respectfully submitted,

Camille Standley, Administrative Assistant