

SUTTON CONSERVATION COMMISSION  
December 21, 2016  
MINUTES

Approved: \_\_\_\_\_

Present: William Wence Chair, Lauren Rothermich, Co-Chair, Daniel Moroney, Joyce Smith,  
and Robert Tefft

Staff: Wanda M. Bien, Secretary  
Brandon Faneuf, Consultant

**Discussion**

**7:00pm 33 & 36 W Sutton Road/Jim & Jen Hull, owners**

J. Hull told the Commission that they would like to replace the old dock, using the existing bank for attachment of the new dock. See attachment #1 for the new dock information. This dock won't extend out past 32'. In the future they would like to remove the railroad ties and fix the wall and raise it up to level off the dock area.

A copy of the Dock regulations was given to Mr. Hull.

It was suggested that they file and include repair of the wall.

**Public Hearing (New)**

**7:05pm 360 Boston Road**

**No DEP# RDA filed**

The Public Hearing was opened at 7:10pm W. Wence read the public hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of the construction of a 60' x 40' barn with associated earthwork, paving and utilities within a wetland buffer zone.

Present: J.P. Connelly, Sr. Project Engineer, Andrews Survey for Robert LeClaire, owner

J. Connelly explained that they changed the location of the barn, taking it out of the 100' buffer zone and moved it to the other field in the back. The barn will be used to store hay.

B. Faneuf stated it meets exemptions for agricultural land but not for a habitable building.

R. Tefft questioned the drip line around the barn.

Motion: To close the Public Hearing, by D. Moroney  
2nd: L. Rothermich  
Vote: 5-0-0

Motion: To issue a negative Determination of Applicability by, L. Rothermich  
2<sup>nd</sup>: D. Moroney  
Vote: 5-0-0

**Emergency Certificate:**

**7:20pm 47 Buttonwood Ave**

Present: Rick Trotto Worcester Sand and Gravel and F & D Construction Chuck Scott - to demolish this house

R. Trotto explained they needed the certificate to take down the house. There was information provided on erosion controls or the process of taking down the house.

J. Smith explained how close the house is to Cold Spring Brook and that they need to file and RDA showing erosion controls and explain the process of taking down the house. There isn't enough information to warrant the emergency certificate to take the house down. An emergency certificate could be issued when the appropriate information is received.

Motion: To deny the Emergency Certificate at 47 Buttonwood Ave, and request they file a Request for Determination of Applicability, by D. Moroney

2<sup>nd</sup>: L. Rothermich

Vote: 5-0-0

Motion: To come in on January 18, 2016 with this request, D. Moroney

2<sup>nd</sup>: L. Rothermich

Vote: 5-0-0

**Public Hearing (New)**

**7:25pm 10 Point Way**

**No DEP# RDA filed**

The Public Hearing was opened at 7:35pm W. Wence read the public hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of removing one oak that overhangs the dock area.

Present: James Riddle, representative for John Esler, owner

J. Riddle explain the request of the owners to remove a tree they consider hazardous that is hanging over the dock.

B. Faneuf showed the tree in question from pictures.

W. Wence stated they would condition the approval with a letter from an Arborist that the tree needs to come down. Come back in two weeks with the Arborist letter.

J. Riddle would confirm the info with the owner and come back in two weeks.

Motion: To continue to January 4, 2017 at 7:35pm, by D. Moroney

2<sup>nd</sup>: L. Rothermich

Vote: 5-0-0

**Public Hearing (New)**

**7:40pm 56 Griggs Road**

**No DEP# RDA filed**

The Public Hearing was opened at 8:45pm W. Wence read the public hearing notice as it appeared in the

Millbury Sutton Chronicle.

The project consists of repairing the wall at pond's edge.

Present: John Giarusso, owner

J. Giarusso explained that the wall needs major repairs and building up.

R. Tefft told the owner to talk to a contractor and to get a narrative as to what will be disturbed, when the work would be done, and how will they restore the area.

B. Faneuf said the RDA could be conditioned with a construction narrative. The narrative is required five days before the next meeting on January 4, 2017.

Motion: To continue to January 4, 2017 at 7:50pm, by D. Moroney

2nd: L. Rothermich

Vote: 5-0-0

### **Discussion**

**355 W. Sutton Road**/Anthony Romeo

Unavailable: Anthony Romeo

Send the next agenda for this discussion.

### **BOARD BUSINESS**

#### **Emergency Certificate:**

**47 Buttonwood Ave** - J & D Construction Chuck Scott - to demolish this house - See 7:20pm above

#### **Minutes:**

The Board approved the Minutes of November 2nd & November 16th, 2016 & December 7, 2016

Motion: To accept the minutes of November 2nd & November 16th, 2016 & December 7, 2016,  
By L. Rothermich

2nd: D. Moroney

Vote: 5-0-0

Site visit for C of C, on hold for: **National Grid** –DEP#303-0666 Main Street/Northbridge/Route 146

Complete Certificate of Compliance for:

**26 Partridge Hill Road**/John Burns, owner

Motion: To issue a Complete Certificate of Compliance, by D. Moroney

2<sup>nd</sup>: L. Rothermich

Vote: 5-0-0

**70 Stone School Road**/request from Attorney P. Macisaac

B. Faneuf explained that he found no replication area has been done, and reviewed the Special Conditions from the original Order of Conditions. The house was sold several times without the Certificate of Compliance being issued and it wasn't noticed. The replication area needs to be completed before a COC can be issued. A bond should be posted for \$20,000 to complete the work. The wetland flags need to be reestablished.

**Guideline changes:** A decision will be made for a date, for a special Meeting after the first of the year.

The Board reviewed the Correspondence & Track Sheet Review

**Executive Session** - Motion to exit and return to adjourn.

Anyone interested in purchasing the DVD for any public hearing at this meeting, please contact Pam Nichols in the Cable office or you can view the minutes and video at [www.suttonma.org](http://www.suttonma.org).

Motion: To adjourn, by J. Smith

2<sup>nd</sup>: L. Rothermich

Vote: 5-0-0

Adjourned at 9:15pm