

SUTTON CONSERVATION COMMISSION  
July 1, 2009  
MINUTES

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

Present: Mark Briggs, Chair, Joyce Smith, Co-Chair, Daniel Rice, Jack Sheehan  
Staff: Wanda M. Bien, Secretary  
Brandon Faneuf, Consultant

***Wetland Concern***

**7:00pm 449 Central Turnpike**

Present: Rodney Maranda, owner

The Board did a second site visit on June 20, 2009 at 10:00am.

Jack Sheehan arrived at 7:15pm

M. Briggs stated the DEP will take action on the illegal fill. Mr. Briggs reviewed the information from the site visit on June 20<sup>th</sup>. He suggests putting a swale at the 100' line to catch anything coming off the hill and placing a row of trees to define and delineate where the jurisdiction. It is 100' by the State and 200' by the Commission, which takes the resource area up to the house. Mr. Briggs feels the Commission should wait until the State makes their determination on the hazardous waste before further consideration.

B. Faneuf summarized the site visit done on June 20, 2009 by showing the pictures that correspond to his report. He said there appears to be no impact at the banks of the pond from 90' to the edge of the clearing. However, the dumping is between the 100' and 200' resource area.

J. Sheehan suggested stopping the activity and cleaning up the top resource area.

M. Briggs suggested they write a letter to the owner stating that future action by the Commission would be taken once DEP makes their decision on their actions.

**NEW BUSINESS**

**196 Central Turnpike**

**No DEP#RDA filed**

This continued Public Hearing, from June 17, 2009, was opened at 7:25pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of replacing the existing failing cesspool with a new Title V compliant septic system.

Present: Mark Allen, Allen Engineering/Wayne & Deborah Kuczinski, owners

M. Allen explained they have a failing cesspool and they will be fixing the plumbing and connecting it in the building to comply with Title V. They will be fixing the plumbing in the basement and put a new septic tank in place of the cesspool, which would be relocated. The existing well will be

replaced and they have approval from the Board of health to install the new well. No trees need to come down to do this work. The wetlands on the property were flagged by Judy Smythe.

B. Faneuf summarized his site visit on June 17, 2009 and viewed the pictures of the property in 1997 and 2007 showing the wetland area.

See attachment Ecosystem Report #1

Motion: To close the Public Hearing by J. Sheehan  
2<sup>nd</sup>: J. Smith  
Vote: 4-0-0

Motion: To issue a Negative Determination of Applicability, subject to marking the plans to show the limit of work, by J. Sheehan  
2<sup>nd</sup>: J. Smith  
Vote: 4-0-0

### **7:40pm 66 Wilderness Drive/update**

The Commission reviewed this project with Mark Allen, stating that this site has been denuded.

M. Briggs asked what their progress was on this project and what the scheduling will be. They have replaced the entire wall on the lake.

M. Allen replied the wall didn't exist but they built another full wall along the lake.

## **CONTINUATIONS**

### **23 Tucker Lane**

#### **No DEP#RDA**

The continuation was opened at 7:45 pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of an existing 12' x 12' concrete pad to be increased to 15' x 20' size for a gazebo, two dead trees to be removed to increase the pad size and a third tree (also not healthy) has falling branches. There are many trees on this half acre consisting of two lots.

Present: Alan Gasco, owner

M. Briggs reviewed the site visit information on the two trees that the applicant is proposing to take down on this property. One is near the pond and one is near the roadway.

Mr. Gasco replied he would re-plant a 3' pine tree and a 4' birch tree.

B. Faneuf explained about the native species that should replace the two trees.

The Board reviewed the site visit done on June 20, 2009, at both 23 & 23.5 Tucker Lane.

Motion: To close the Public Hearing, by J. Sheehan  
2<sup>nd</sup>: J. Smith  
Vote: 4-0-0

Motion: To issue a Negative Determination of Applicability, subject to the applicant planting two

2<sup>nd</sup>. trees that would survive at least two growing seasons, by J. Sheehan  
Vote: J. Smith  
4-0-0

**8:05pm 75 Singletary Ave  
DEP#303-0638**

Present: Paul Laverdiere, owner

P. Laverdiere came in front of the Board to ask to Amend the Order of Conditions to add a pool (with no back wash or chemicals) to the lower level of his site. He will only excavate 3.5 to 6 feet to sink the pool. There would be no grade changes at the pool location. He would use the excavated materials to finish the site work on the project.

M. Briggs read Mr. Laverdiere's letter and said the best way was to file a request for Determination for the pool and beach.

Mr. Laverdiere said he would get the letter to the Commission for the records, and file for the pool and beach.

The Board did a site visit on June 20, 2009, to review the pool site.

**BOARD BUSINESS**

**8:15pm 3.5 Sunrise Drive/Norman Hill, Land Planning**

Present: Norman Hill, Designer from Land Planning to update the plans from the last meeting, Steve Cammoli, excavator person for the site.

N. Hill explained there was work being done at the 100' and 200' buffer zone that was not authorized or recognized by the Board. A stop work order was issued. Mr. Hill surveyed the location of the work that has been done and the topography and there were a few additional retaining walls that the owners would like to do.

A site visit was done by Mr. Briggs and Mr. Hill to see what was happening at this site. Mr. Briggs explained what has been seen and not approved by the Commission and is not on the plans. Any changes that are not on the original plans would have to be re-submitted on a revised plan for the Conservation records. No work can continue with out the proper plans showing the details. Mr. Briggs gave Mr. Hill a list of items to be done for the next meeting.

B. Faneuf summarized his site visit.

This has been continued to the next meeting on August 5, 2009.

**8:30pm National Grid Transmission Lines**

Present: Matthew Kelley, Jessica Ferrel, Lee Curtis, and Ingbord Hegemann, from BSC Group, Amy McKenner, National Grid and Jason Ellis.

The purpose of this project is to eliminate substandard clearances and replace select deteriorated assets on the lines listed on attachment #2.

Each person presented their part in this project. A Notice of Intent would be filed with the Conservation Commission within the next few weeks.

Ms. McKinnon updated the Commission from the last information received on June 17<sup>th</sup>, and said the start date for this project was June 26, 2009.

Brandon Faneuf would be monitoring the project during construction.

Board Business cont.

A site visit would be done for a Certificate of Compliance for 121 Worc. Prov. Tpke/Worms Way.

### **Minutes**

The Board voted on the minutes of April 29, 2009 and June 3, 2009.

Motion: To accept the minutes of April 29, 2009 and June 3, 2009, corrected by J. Smith,  
by J. Sheehan

2<sup>nd</sup>: D. Rice

Vote: 4-0-0

Motion: To adjourn, by J. Sheehan

2<sup>nd</sup>: J. Smith

Vote: 4-0-0

Adjourned at 10:15pm.