

SUTTON CONSERVATION COMMISSION

August 4, 2010

MINUTES

Approved: _____

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

Wetland update & concerns

None at this time

New Public Hearings

75 Singletary Ave

No DEP#RDA

The Public Hearing was opened at 7:15pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of installing a 200 s.f. aluminum removable dock, the removal of 4 trees in the same location, and replacing the trees with a row of blueberry bushes.

Present: Paul Laverdiere, owner

P. Laverdiere requested to put a dock in at the beach that was created. There are a few dead trees that he would like to remove.

B. Faneuf suggested cutting two branched on the tree to the right to keep the tree, but take down the two dead trees.

See Attached #1 revised plan.

The Board reviewed the area in question according to the plan.

M. Briggs suggested putting blueberry bushes in, make the changes to the plan, and return the revised plan to Conservation.

P. Laverdiere explained what he did with the riprap, stones, and rain gardens.

Motion: To close the Public Hearing, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

Motion: To issue a Negative Determination of Applicability, subject to the applicant providing an updated plan relating to the plantings and restored washout, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

The Board will sign the plans at the next meeting on August 18, 2010.

62 Eight Lots Road

DEP#303-0695

The Public Hearing was opened at 7:40pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of a single-family home construction.

Present: Paul Grasewicz, Graz Eng., Matt Smith, M.S. Construction, owner

M. Smith explained he was at the May 5th meeting. He wrote a letter asking to amend the Order of Conditions and he received a note that the Order expired in 2009. He already had Graz Engineering start and put in all the monuments, which consist of 3/8 rod with a 4" ball on the top.

B. Faneuf verified the erosion controls and summarized his site visit report.

J. Sheehan questioned if the deed restriction is actually in place.

M. Briggs questioned what the monuments were made of.

Motion: To close the Public Hearing, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

Motion: To issue an Order of Conditions, subject to recording of the deed restriction and placement of the three surveyed permanent monuments per the plans submitted by the applicant, and subject to a construction schedule, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

CONTINUED PUBLIC HEARINGS

7 Point Way

DEP#303-0687

The continuation was opened at 8:10pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of construction of a new patio and dock at the shores of Singletary Lake. The entire will be surrounded with erosion control measures to limit the impact to the nearby wetland resource.

Present: Mark Allen, Allen Engineering, Christopher Windle, owner, Attorney Henry Lane, Dominic Triola, abutter

M. Briggs explained the series of events on this project and that the Board decided to use Graves Engineering to qualify the previous issues associated with the Enforcement Order and a definitive plan as to what it is exactly that the owner wants to do. Perhaps including some of the discussions with the neighbors, and stating that this information is 100% true.

M. Allen replied everything that was mentioned by Mr. Briggs was 100% true. The reason they were here tonight to identify all the points of the Enforcement Order issues for parcel one. Mr. Windle has given checks to the secretary to start the consulting process. Using a digital caliper they were able to accurately map each tree on site. Yellow ribbons were placed on trees to be kept and orange ribbon s were put on trees over 5 inches to be removed. The path is going to be six feet wide and grass. It will

be an access path down to where they have replaced the patio and wall and the plans with a smaller grassed sitting area. The rocky steep slope area would be built up with natural stump stairs just below the sitting area. They propose to upgrade the outlet pipe to an 18" sump into a riprap channel.

M. Briggs agrees that this is a much better plan than the first one.

Abutters:

Dominic Triola, 9 Point Way, explained about the basins from the past and that the water has increased since 1984. The original swale was put installed in 1984 and was 17 feet off of the center of the 16 foot stone road. The water has found a different point from the elevation and the water is going underneath the road and floods Mr. Esler's property. He asked on behalf of his lawyer and others involved, that he would like a copy of the plans tonight for their review before the next meeting.

M. Briggs replied that nothing would be cast in stone this evening. He would have time to review the plans. There is now a plan on file. The Commission will now have Graves Engineer and Mr. Faneuf take a look at the site and plans, then come back to the Commission.

Motion: To continue, with the applicant's permission, to August 18, 2010, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

BOARD BUSINESS

8:30pm

The Board reviewed 16 Sunrise Drive/Mulhane for a refund of unused Consult fees and signed the plans. The 11.5 Marsh Road right-of-way would be reviewed again after the spring thaw.

The Consultant would do the site visit for the signing of the Certificate of Compliance at the next meeting for 66 Wilderness Drive, Michael Dunne's project.

The Board reviewed the 34 Hough Road, Ronald Nedroscik's Attorney's letter and the past issues.

Motion: To issue an Enforcement Order, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

The site visit was tabled to the next meeting for the Certificate of Compliance for 28 Peach Tree Drive until the "As-Built" is received.

Minutes

The Board approved the minutes of July 7, 2010 and July 21, 2010

Motion: To accept the minutes of July 7, 2010, and July 21, 2010, corrected by J. Smith,
by J. Sheehan
2nd: A. Aubin
Vote: 5-0-0

Unexpected Business:

The Board issued an extension on the Order of Conditions for Lackey Dam Estates DEP#303-0608.

Motion: To issue an extended Order of Conditions for Lackey Dam Estates, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

61 Stone School Road – no extension needed until September of 2011.

A call came in about the Manchaug Pond water level being down 2.5 feet since July 1st, this will be checked by the Commissioners according to the rule curve.

Leland Hill Estates has a Public Hearing with the ZBA on August 5, 2010 at 7:40 pm Commission members have been asked to attend.

Anyone interested in purchasing the DVD for any public hearing at this meeting, please contact Pam Nichol's in the Cable office or you can view the minutes and video at www.suttonma.org.

Motion: To adjourn, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

Adjourned at 9:50pm.