

SUTTON CONSERVATION COMMISSION

October 5, 2011

MINUTES

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

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

**Project Updates**

**7:00pm 14 Wheelock Road**

Not Present: G. Caya, owner

M. Briggs explained the plans received showed ten 2.5 caliper trees to be replanted, which is fine. However there is a balance owed of \$505.75. He suggests sending Mr. Caya and his lawyer another letter saying that the Commission received a plan and would go out and visit the site. In the letter, remind Mr. Caya of his failure to pay what was outlined to him in the August 9<sup>th</sup> letter, and the September 23, 2011 letter. This is the third reminder. Once this is paid and he informs the Commission that the plantings have been done per the plan received on July 27, 2011, the Commission would be happy to go visit the site and finally resolve this matter.

**7:05pm**

**71 Torrey Road**

Present: Chris Meager or Derik Ferguson, to Amend the Determination.

C. Meager explained that they want to build a small two foot wide by two foot deep trench to get the electrical for lighting installed in the play area.

The plan needs to be amended to reflect the change

**NEW PUBLIC HEARINGS**

**Shaw Farm Cross Country Course/Eagle Scout Project\**

**No DEP# RDA filed**

The Public Hearing was opened at 7:25pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The purpose of this hearing is to review a Request for Determination of Applicability submitted to the Conservation Commission by Jen Hager, and Evan Kent, Town of Sutton, Sutton, MA. The project consists of maintenance of the existing trail system (4 trails) to include minor clearing, clearance trimming, removal or mitigation of rocks, roots and other obstacles in trail bed. Two crossings with puncheon bridges and or flow structures may be needed. Signage will be installed and parking spaces at the farm and along Central Turnpike will be done. They may cut one new trail for advanced trail users, on Map 23 (30), Parcel 24, (59, 61), for Shaw Farm off Shaw Lane, in Sutton.

Present: Jennifer Hager, Town Planner, Evan Kent, Boy Scout

E. Kent explained the site visit that was done on Friday September 30<sup>th</sup>. Using the maps drawn up by J. Hager in Planning, he showed where he was planning to upgrade one of the existing trails. Using puncheon bridges and openings in the walls, he plans to make a challenge trail off this existing trail, but it may not be possible this year.

J. Hager elaborated on the information that Mr. Kent told the Commission, and explained how his project works along with her plans for this site and the existing trail system.

B. Faneuf has a concern with the bridge and would like to see a long span bridge, 30' long and 5' high over the stream, to allow a better flow. Use any natural openings in the walls if possible.

J. Sheehan said the Commission needs to make some kind of action for the Determination. He suggested a narrative should be used for the bridges and material to be used, with a schedule of events to be included. He suggests the Board issue a Negative Determination subject to the applicant providing a narrative and schedule, in addition to the plan for right now. The rest of the work can be picked up again in the spring.

J. Hager will give us plans with more information for the file. She explained the types of bridges that would be used, their locations, and the areas of erosion/washout concern that she had the Consultant review more closely.

M. Briggs said that without the details it's difficult to issue the Determination.

Motion: To continue, with the applicant's permission, to October 19, 2011, by J. Sheehan  
2<sup>nd</sup>: J. Smith  
Vote: 5-0-0

**503 Mendon Road**  
**DEP#303-0729**

The Public Hearing was opened at 7:55pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The purpose of this hearing is to review a Notice of Intent submitted to the Conservation Commission by Randall Swigor, Whitinsville Water Company, Whitinsville, MA. The project consists of installation of water pipe between surface water reservoirs to protect and maintain public water supply, on Map 38 & (44), Parcels 12-15 & (10, & 14) off 503 Mendon Street, Sutton MA.

Present: Paul Knapik, and Mike Weaver from Guerriere & Halnon.

P. Knapik explained the project using the plans, showing how they would utilize the access road with the stream crossing. They would have an open grate with concrete sidewalls and a natural bottom under the crossing. They will cross the channel on the downstream side and return to the roadway. They will control the water flow by shutting the valve. Before excavating they would use sandbags across the upstream end, then have a work area contained by the sandbags. If they need to they would de-water the area and control the stream by the valve. They will not drain the stream, just control its flow during the construction.

B. Faneuf did the site visit for the preliminary peek and summarized his review of the area, and the stream.

See Attachment #1 Ecosystem Solutions.

Another site visit would be set up by the applicant to go with the consultant on a site walk.

Motion: To continue, with the applicant's permission, to October 19, 2011, by J. Sheehan  
2<sup>nd</sup>: J. Smith  
Vote: 5-0-0

**CONTINUATION**

**42 Bond Hollow Road**

**DEP#303-0633**

The Public Hearing was opened at 9:10pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The purpose of this hearing is to review an Amendment to the Order of Conditions submitted to the Conservation Commission by Timothy Fisher, Milford, MA. The project consists of the applicant requesting an Amendment to the current Order of Conditions to reflect the revised plan. The proposal includes development of a single family dwelling, driveway and subsurface sewage disposal system with associated grading in the buffer zone to a bordering vegetated wetland. In addition, a wetland crossing by bridge is proposed to access the building site. The proposed modifications to the current approved plan reduce the impact areas, eliminate a proposed wetland fill and reduce the overall site development footprint on the parcel.

Not Present: Scott Mederios, McFarland Engineering, Timothy Fisher, owner.

This has been continued to October 19, 2011, due to the weather. The stakes were unable to be put up to show the house and septic locations.

Motion: To continue, with the applicant's permission, to October 19, 2011, by J. Sheehan

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

Vote: 5-0-0

**Project Acceptance**

**7:15pm**

**20 Pierce Road AKA: 151 Leland Hill Road**

Present: James Giza

J. Giza explained that this farm land site would be broken up into two lots, one being 5.8 acres and would be known as 151 Leland Hill Road. The lot itself is listed as 20 Pierce Road as a horse farm. The wetlands were flagged by Mike Yerka

J. Sheehan said that he would have to get information about the area that has been hayed up until a few years ago. For anything that has laid valid for five years the agricultural exemption has expired. Any work that is to be done in the buffer zone area is subject to review by the Conservation.

B. Faneuf suggested if he files an RDA, they can get an idea where the wetlands are. Then they can get some clarification on the fallow areas as to whether or not those areas can be continued in the agricultural use.

**Continuations**

**297 Manchaug Road**

**DEP#303-0728** from 08-03-11

The continuation was opened at 9:30pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of construction of a single family dwelling, septic system and associated work.

Present: Tracy Sharkey, Guaranteed Builders, Inc

T. Sharkey passed out the information with revised plans and explained the changes. The Board reviewed the revised plans, and questioned the trees to be taken down and replaced.

B. Faneuf reviewed that native species should be replanted instead of what is listed on the plans. Red maple, green ash, black gum or yellow birch would be a better choice.

M. Briggs stated there should be erosion controls around the stockpiles and no work within 50' of the BVW. A full size stamped plan is needed for the record.

Motion: To continue, with the applicant's permission, to October 19, 2011, by J. Sheehan  
2<sup>nd</sup>: J. Smith  
Vote: 5-0-0

### **101 Leland Hill Estates**

**DEP#303-0701 - #303-0722** from 12-23-10

The continuation was opened at 10:05pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of the Notices of Intent pertaining to the completion of a subdivision roadway and associated infrastructure as well as construction of a sewer pump station and twenty (20) single-family homes on individual lots. The proposed work is within the Buffer Zone adjacent to wetland areas subject to protection under the Massachusetts Wetlands Protection Act and the Town of Sutton Wetlands and Riverfront Administration Bylaw, on Map 12, Parcel 72, at 101 Leland Hill Road, Sutton MA.

Motion: To continue the Public Hearings, with the applicant's permission, on the total subdivision DEP#303-0701 to #303-0722 inclusive to December 7, 2011, due to no proper information to make a decision, by J. Sheehan.  
2<sup>nd</sup>: J. Smith  
Vote: 5-0-0

### **BOARD BUSINESS**

The Minutes from September 7, 2001 and September 21, 2011 have been tabled to next meeting.

The Board didn't endorse the permit for 64 Wilderness Road/S. Dunn. The project is complete and another site visit needs to be done.

The Site Visit for Gilmore Drive was done, however the engineer needs to come in and explain the changes on the "As-Built" plans.

The routing slip wasn't signed for 44 Putnam Hill Road/Marie Ovian. This site has an open OOC, which may need an amendment to the original OOC for the septic. They may need to file another NOI.

Discussions of Correspondence: 169 Eight Lots Road – Chapter land info

Site Visits were done on September 24, 2011 for: **42 Bond Hollow Road**/Timothy Fisher - driveway and hillside for runoff concerns. **297 Manchaug Road**/Tracy Sharkey – driveway runoff issue, paving required for retreat lots.

**Burbank Road/Sibley Pond/DCR issued repair-** A site visit was done . .

Sutton Conservation Commission

October 5, 2011

Page 5

The Correspondence was reviewed.

Site visit would be done for a Certificate of Compliance for 72 Wilderness Road/ Terry & Cynthia King.

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](http://www.suttonma.org).

Motion: To adjourn, by J. Sheehan

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

Vote: 5-0-0

Adjourned at 10:40pm.