

SUTTON CONSERVATION COMMISSION

April 20, 2011

MINUTES

Approved: _____

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

NEW PUBLIC HEARINGS

78 Torrey Road

DEP#303- from 4-20-11

The Public Hearing was opened at 7:00pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of a driveway crossing.

Present: Seth Lajoie, & Associates, for Jodi Healey, owner

M. Briggs read the letter received from the Assessor's office stating that the property at 78 Torrey Road is classified as Forestry Land from 2009 good through 2018. The Town has the right of first refusal, and that the land is classified under Forestry.

The Secretary told the Board that the owner had a Forestry Cutting Plan, which is filed in the Conservation office. This new information came in today from the Assessor's office. A copy of the information was given to Mr. Lajoie.

M. Briggs stated that in 2010 this property was in the first year of ten, under Chapter 61 Forestry. There is a process to go through for pulling the land out. They also need to be aware that it needs to be demonstrated that this land meets the 60/40 requirements of upland vs. wetland. There was a review of the file by the Commission's consultant. Mr. Faneuf had a number of comments on the conditions expressed in the plans and thought that they were inadequate in a number of areas.

The Secretary stated that she sent the information by email to Mr. Lajoie.

Mr. Lajoie replied that he received the comments and would address them.

M. Briggs asked Mr. Lajoie if he is clear as to what is to be done next.

S. Lajoie replied that he was clear as to what he needs to do.

M. Briggs told Mr. Lajoie the plans need to be stamped by a registered engineer. Then the Commission could proceed to look at the plans and review the filing.

Motion: To continue, with the applicant's permission, to May 18, 2011, by J. Smith
2nd: A. Aubin
Vote: 5-0-0

Emergency Certificate

81 Singletary Ave

To ratify an Emergency Certificate

M. Briggs explained the work to be done on this emergency certificate. The owner called and said they had a burning permit and they wanted to remove the bittersweet and clean up the lot, which is a potential fire hazard. They want to get the debris out before the growing season.

Motion: To ratify the Emergency Certificate for 81 Singletary Ave, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

CONTINUED PUBLIC HEARINGS

188 Manchaug Road

DEP#303-0724 from: 3-2-11

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

The project consists of construction of a single-family house, well and associated landscaping within the buffer zone of Lake Manchaug.

Present: Robert Murphy, Murphy Associates, Inc. for Andrew Mosher, owner

R. Murphy explained that the owners would like to place the house in the center of the lot. He explained what was added to the plans from the last meeting. The owner is concerned with the heavy trees and wind knocking the trees on the house to be built.

M. Briggs pointed out a specific tree he would like to see stay on the property.

R. Murphy replied that the tree would not be taken down and would stay as is shown on the plans. He stated the lot conforms to the 60/40 requirements. He said the lot has been combined so the house could be put in the middle of the lot. It would not be in the flood plain area and is as far up as possible from the lake. They needed to get a variance for the coverage of the lot, which has been approved and recorded. The existing house is on both lots, and now this lot complies with the bylaw.

M. Briggs reviewed the plans, and said there needs to be a note on the plans about the tree to be saved. There is no language that the cesspool is going to be abandoned according to Title V.

R. Murphy replied that the cesspool would be taken out because it will be in the location of the cellar hole. It won't be abandoned, but removed entirely.

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 the standard conditions, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

Leland Hill Estates 40B Subdivision

DEP#303-0701 to #303-0722

The continuation was opened at 7:30pm. 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 to May 4, 2011, due to no proper information to make a decision, by J. Sheehan.

2nd: J. Smith

Vote: 5-0-0

BOARD BUSINESS

Approve Minutes tabled to the next meeting.

No permits were endorsed.

The Board signed routing slips for 104 Dudley Road, 86 Duval Road, and 35 Carrier Lane.

Discussions:

458 Boston Road/K. Harris- Replication area – for a Certificate of Compliance

Motion: To issue a Partial Certificate of Compliance on 458 Boston Road to include the replication areas 3, 4, and 5, but to exclude areas 1 and 2 that need replanting, by J.

Sheehan

2nd: J. Smith

Vote: 5-0-0

64 Wilderness Drive/S. Dunn – to review a change in the plans, and a building permit is needed for the record.

34 Bond Hollow Road/D. Marois - there was a question if the 60/40 requirements met the Planning Department's requirements. It was confirmed that this 60/40 meets the requirements.

530 Central Turnpike/D. Heney – Driveway repair – need site visit

The Correspondence was reviewed.

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 8:20pm.