

SUTTON CONSERVATION COMMISSION

August 3, 2011

MINUTES

Approved: _____

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

Project Updates

7:00pm

84 Mendon Road

Present: Mark Stevenson/NRCS program

M. Stevenson continued this to August 17, 2011. The information from the NRCS program coordinator is not ready for review at this time.

7:15pm

45 Pierce Road

Present: James and Teresa Wood, owners

J. Wood explained why the trees were taken down. More trees were taken down than they intended, including one tree of a triple group that was taken out. Their intention is to replace the trees taken down. The company that did the tree removal was Holton Logging Co. from Sterling.

Mrs. Wood said that some of the trees were unintentionally taken down. They had no idea they were on jurisdictional land. They have been their house 20 years and these trees were smothering the house. The goal was to get more sunlight to the house. They will replant more trees.

J. Smith told the owners to come in with a re-planting plan. Count the trees taken down that were 5" and over, then replace them on one to one ratio, using native species. We need the plan before they plant the trees.

B. Faneuf summarized his site visit of the trees. He suggested replanting oak, maple, or pine trees.

J. Smith told the owners to bring the re-planting plan to the office. The trees have to be 2.5 caliper trees.

NEW PUBLIC HEARINGS

297 Manchaug Road

DEP#303-0728 from 08-03-11

The Public Hearing was opened at 7:30pm. J. Smith 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 explained that after reading the consultant's report, they will have to make quite a few revisions to the plan.

B. Faneuf summarized his report from the site visit. One concern is that the BVW to be filled in is 1200' to 1500'. It needs to be replicated per 310CM 10.55 sub section 4B.
See attachment Ecosystem Report # 1

J. Smith said to go to the Planning Board and get the relief of the underground utilities from the driveway.

Abutter:

William Dunn, 299 Manchaug Road, questioned how effective this driveway would be. His land is below this driveway and he is concerned with run-off.

Motion: To continue, with the applicant's permission, to September 7, 2011, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

124 Manchaug Road

No DEP# RDA from 08-03-11

The Public Hearing was opened at 8:00pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of a sewage disposal system repair.

Present: Byran Andrews, Andrews Survey, Ronald Hadge, owner

B. Andrews explained the plans and what they would be doing to repair the septic system to comply with Title V. They tried to keep the septic system as far away from the pond as possible. They will be using the existing septic tank to minimize the disturbance and pump out to the location of the septic system. This system will be further away from the wetlands and other wells.

Motion: Close the Public Hearing, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

Motion: To issue a Negative Determination of Applicability, subject to the applicant's providing the Commission with a narrative as to how they will access the proposed well site, and a more detailed description of how they will capture any silt and debris from the well.
by J. Sheehan

2nd: D. Rice
Vote: 4-0-0

126 Manchaug Road

No DEP# RDA

To amend the Determination to remove dangerous trees.

Present: Thomas Yaylian, owner

T. Yaylian requested to remove the two pine trees that are a threat to the house. He pointed the trees out on the GIS for all to see. These trees are about 20 feet from the house. He planted blue spruce

trees but would replace these trees. He would like to take them down in September.

J. Sheehan suggested amending the Determination to take the trees down.

A. Aubin will look at the trees and bring the information to the next meeting to possibly amend the Determination.

B. Faneuf suggested red maple trees.

CONTINUATIONS

86 Duval Road

DEP#303-0726 from 05-18-11

The continuation was opened at 8:30 pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of construction of a new single family house with septic system, landscaping and driveway.

Present: Robert Murphy, Murphy Associates, Katherine Hamelin, owner

R. Murphy reviewed information from the last hearing. He checked the stream and reported that it has dried up in the past two weeks. Ground water was noted when it rains.

J. Sheehan said to provide the Commission with the information when it was dry with the dates of the four consecutive days on the pictures.....

B. Faneuf replied that the regulation from 310CMR reads that the documentation shall be by field notes and dated photographs and/or videos.

Motion: To close the Public Hearing, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

Motion: To issue an Order of Conditions, subject to the applicant providing the required documentation as to the stream status, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

78 Torrey Road

No DEP# issued

The continuation was opened at 8:40pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of a driveway crossing.

Not Present: Chad & Jodi Healey, owner

J. Healey withdrew this filing on August 2, 2011, and has asked for any refundable money to be returned. See email in file.

Motion: To close the Public Hearing, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

Note: That the Public Hearing has been closed and the applicant has withdrawn the application.

Project Update

Gilmore Drive/Industrial Park

Present: Byran Andrews, Andrews Survey, William Carkin, Director of Construction,

B. Andrews explained what they have left to do so they can get the road acceptance from the town. They will do an updated "As-Built" for the Certificate for phase I and II. The detention ponds will be taken care of and controlled by the tenants association.

BOARD BUSINESS

Approve Minutes: 07-06-11

Motion: To approved the minutes of July 6, 2011, by J. Sheehan

2nd: A. Aubin

Vote: 4-0-0

There were no permits to endorse or routing slips to sign from the previous meeting.

Discussions:

Shaw Farm Cross Country Course/Eagle Scout Project by Evan Kent

J. Smith explained about the farm and agreed to meet with the scout next week.

The secretary will contact the Town Planner to put her in contact with Mr. Kent, due to this property being under review by the town. She will give Mr. Kent both contact numbers.

Steven's Pond Causeway – The Town Assessor is working on getting more information. This must be tabled until more information has been received.

449 Central Turnpike – This property is for sale. It has not been cleaned up, as observed by a site visit by D. Rice.

A potential buyer is willing to clean up the property and knows that any clean-up work done on this property must be filed with the Conservation Commission.

14 Wheelock Road – Plans were received on 7-27-11. An email was sent to the lawyer for the consult fees still owed, along with two added fees of July 20th and August 3rd for these meetings. No checks have been received yet.

7:05pm 360 Boston Road/David Parker, owner/Marcus DeFlorimonte, son-in-law, buoys/floats in lake without a State permit. A letter was sent to Mr. Parker asking that the floats be removed until the appropriate permit was obtained.

M. DeFlorimonte explained that the buoys/floats he put in the lake were for protection of swimmers from the property. He believes that they do not need to file for Chapter 91 for the bouys because they are not a structure, and they can be up to 150' from the property line out into the water.

J. Smith stated the Commission is under the impression that a license is needed for this and investigation needs to be done.

M. DeFlorimonte stated that he spoke to Mr. Briggs and the Lake Singletary Association to try and figure this out. Someone has taken it upon themselves to pull in his bouys.

J. Smith said that Mr. Briggs was going to talk to the State for more information, and the Commission would get back to him.

A. Aubin explained there was a complaint about the bouys.

B.Faneuf asked Mr. DeFlorimonte if he had a name of the VHB person that can be contacted for the information about boating on lakes. The Chapter 91 information was shown on the screen to be seen by all. This explained about structures in the lake, which shows buoys/floats are structures that require a permit.

95 Armsby Road – we still need an “As-Built”, a letter would be sent to the new owner, Mr. Burns to bring his environmental person to a meeting and present the as-built.

10 Clark Hill Road – D. Messier sent an email asking about the plan approval. Our consultant has no objection to the planting list, and if the shrubs, plants, and trees are watered while they are rooting and he can get them stabilized, it would be great.

14 & 16 Blackstone Street – a site visit was done by J. Smith and J. Sheehan. J. Sheehan explained the past drainage issues and how they were resolved. A letter would be sent to the two house lots involved to come in and explain what they are doing.

410 Putnam Hill Road – update by B. Faneuf: He stated Mass Highway has commissioned a contractor but the work hasn't started yet.

Correspondence:

The National Parks Release information was reviewed.

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.

Motion: To adjourn, by J. Sheehan

2nd: D. Rice

Vote: 4-0-0

Adjourned at 9:30pm