

SUTTON CONSERVATION COMMISSION
April 18, 2012
MINUTES

Approved: _____

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

Project Update

7:05pm

43 Eight Lots Road

Present: Robert Gravallesse, owner

R. Gravallesse explained he was removing trees damaged from the storm in October. There were diseased trees also. He asked if they would explain the filing.

J. Smith explained that he is within the 200' jurisdictional area, and the Commission would like to do a site visit.

J. Sheehan explained the DEP grace period for the removal of the storm trees and that time period has lapsed. He should have filed to remove the trees. He could do normal maintenance but would have to have had a business to be covered under the agricultural law. J. Sheehan explained the tree replacement.

Mr. Gravallesse explained that he wants to protect this area and did a lot of work there. He said he was the first one to come up with the highway adoption system in Sutton, and it has to be by the DPW. He pulled all kind of debris from the pond. He said he has replanted about 50 trees in the area for the ones removed.

The Board will do a site visit on April 28, 2012 at 9:00am.

NEW PUBLIC HEARINGS

13 West Sutton Road

No DEP# RDA

The Public Hearing was opened at 7:20pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of removal of dangerous trees.

Present: Paul Lavoie, Professional tree, for Mark Briggs, owner

A. Aubin stepped down.

P. Lavoie explained he was asked to look at the dangerous tree. This tree is infected and needs to come down before it falls onto both houses. There is a limited space to take this tree down.

J. Sheehan asked if there was a replanting plan.

The secretary said that Mr. Briggs would replant a blue spruce.

Motion: To close the Public Hearing, by J. Sheehan
2nd: D. Rice
Vote: 3-0-1 A. Aubin stepped down

Motion: To issue a negative Determination of Applicability subject to applicant providing a planting plan for the Conservation Commission's approval, J. Sheehan
2nd: D. Rice
Vote: 3-0-1 A. Aubin

Unexpected Project Update

7:25pm

10 Point Way

Present: Paul Lavoie for John Esler, owner

P. Lavoie explained about the two trees near the dock that should come down. He doesn't know if the owner will take the trees down, but he was asked to look at them.

J. Sheehan said they could request an Amendment to the original Order of Conditions. The owner would also have to submit a replanting plan, if the trees are taken down, but don't touch the roots or stumps because they are holding up the banks.

B. Faneuf said he wasn't asked to check these trees they were referring to, shown on the GIS. He explained that they can use a plan and show the trees by Xing the plans draw in the shrubs and label what kind of shrubs instead of replacing tree for tree. His recommendation is the wider and the more shrubs the better to recreate a natural buffer.

J. Sheehan said they need to get us that plan by the next meeting on May 2nd and give us the request to Amended the OOC and ask for the Commission to amend this order. J. Sheehan told Mr. Lavoie to talk to S. Goddard.

Project Update

7:30pm 42 Bond Hollow Road

Present: Tim Fisher & Shayna Scanlon, owners

J. Smith stepped down.

T. Fisher reviewed the schedule of events with the Commission.

B. Faneuf summarized his on update and site visit done just before this meeting.

J. Sheehan said the schedule of events is good with the changes. If anything needs to change update the Commission, give the information to the secretary and she will forward it to the Commission.

CONTINUATION

6R Torrey Road

DEP#303-0737

The continuation was opened at 8:55pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of removing an existing single-family home and constructing a new single-family home with associated grading and landscaping within the Buffer Zone to Lake Manchaug.

Present: Scott Jordan, Eco Tec, Maro and Doreen Flagg, owners,

J. Smith reviewed the notes, and D. Rice explained that the grass clippings dumped in the cart path behind the septic system area, was killing all the vegetation growing there and the area is crumbling away.

J. Sheehan asked about the ZBA.

S. Savoie replied they have the ZBA approval.

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 plan received by the Conservation Commission dated January 26, 2012, with the last revision on January 23, 2012, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

44 Marble Road

DEP#303-0741 from April 4, 2012

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

The project consists of replacing the house, well and septic system, and adding a geothermal system.

Present: Bryan Slack, Brylee Civil Engineering Co., Peter Leovich, III, owner

This was continued by the owner to May 2, 2012.

Motion: To continue, with the applicant's permission, to May 2, 2012, by J. Sheehan
2nd: D. Rice
Vote: 4-0-0

BOARD BUSINESS

Wetland Updates: 42 Bond Hollow Road – see above time

8:10pm

77 Singletary Ave

Present: Lee Carman, explained she would like to Re-point Stone Wall on lake and needs to know what she needs to file for this. There is only about 15' of section that needs to be fixed, but partially because it wasn't done correctly and the earth is pushing the stones into the water. This wall was built back in 2007. She showed pictures of the wall in disrepair and where the wall is being pushed out by the earth behind it. Mr. Bengston will be doing the wall repair and working from the upside of the wall and not the lake side.

J. Sheehan said it sounds like this is a maintenance issue, and to give the Commission a narrative with a detailed description, including the pictures, of what you are doing, what equipment is being used in doing the repairs of the wall.

Wetland Updates from site visits:

15 Tuttle Road – Violation?

J. Sheehan checked this area and asked about an Enforcement Order for this site.

J. Smith also looked at the area but looked at the wrong part of the road and didn't see anything.

The secretary showed all the pictures received by email and pictures she took the Friday before the meeting.

J. Sheehan said they did clearing in the front to gain access and dug the swale in the back of the vegetated area about one and half foot deep then brought it out the road. The swale comes from the vegetated area. There is also hydric soil that has been pushed around.

A. Aubin asked who did the work.

B.

J. Sheehan said he left a message with the realtor and the secretary has the owner's card information, that has this listed as non-buildable because the perk test failed. He filled out the Enforcement Order and read to the Board what he wrote and that the owner needs to come to the next meeting on May 2nd at 7:00pm.

The secretary will type up and complete the Order and mail it out tomorrow.

The Board approved the Minutes of March 7, 2012 and March 21, 2012.

Motion: To approve the minutes of March 7, 2012 and March 21, 2012, by J. Sheehan

2nd: D. Rice

Vote: 4-0-0

The Board Endorse Permits for **13 West Sutton Road** and **6R Torrey Road**, and signed the Planning Board Review for **100 Worc. Prov. Turnpike** – Citadel Airsoft LLC.

The Discussions were on **530 Central Turnpike/D. Heney** – Scott Mederios, who didn't do the replication area, see attached Planning Board letter.

Replanting letters were sent out to **7 Point Way C. Windle**, he called and said that he was getting the trees today and would call when they are replanted. **14 Wheelock Road/G. Caya**, no reply from Mr. Caya as of yet.

The Board reviewed the Correspondence.

A Complaint came in on **64 Wilderness Drive/S. Dunne** – This site was checked by J. Smith and she explained Mr. Dunne is doing landscaping and has a Determination of Applicability permit to do the work. A tree was hit by lightening, it was taken down and Mr. Dunne will replace the tree.

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: D. Rice

Vote: 5-0-0

Adjourned at 8:50pm.