

SUTTON CONSERVATION COMMISSION
June 20, 2012
MINUTES

Approved: _____

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

Project Updates

7:00pm

227 Putnam Hill Road/Blackstone National Golf Club

Present: Donald Provencher, Provencher Engineering, Michael Gordan, owner

D. Provencher reviewed the permitting on the irrigation on the wells a few years ago, and to explain the surface water withdrawn from the back of the golf course.

M. Briggs asked what he wanted to do.

M. Gordan replied that they would like to withdraw what the state allows, withdrawing less than 100,000 gallons a day. He explained they have been managing their water monitoring through the help of DEP, using meters on the wells that are on the property now.

M. Briggs explained that the Commission is concerned that this is a protected area. He can't just put a pump into the pond to withdraw water. He will have to file a Notice of Intent to notify the public as to what he is doing, and go through the process of qualifying his activity under the law.

M. Gordon said that the pond is overcharged and it runs to the lower areas. He said the pond behind green 16 runs down green 5 and goes where ever it can.

J. Sheehan replied that anything he is doing, outside of withdrawing water from the ground, is subject to a Notice of Intent. Anything that he does that alters the resource area, which includes some of the flooding activity, requires at least an RDA. He should file an RDA or an NOI. He might want to engage a wetlands professional to determine the proper filing.

D. Provencher explained the information that he has for a filing.

M. Briggs said that the Commission was contacted by the EPA and the Commission has to answer to them. Then DEP got involved and that is the reason for the site visit. Mr. Briggs told Mr. Gordon he needs to go through the formal process of filing a Notice of Intent. He needs to explain what he is doing and how he will monitor the water. Then the Commission can go back to EPA and say a Notice of Intent has been filed. He then read the letter received by the Conservation from the DEP outlining what they need to do. They should file the NOI and come back in two weeks for the hearing.

See Attachment #1 letter from EPA.

There was a lapse between public hearing times. The Board reviewed the Forestry Cutting plans for **Dean Farm Road** and the BOH routing slips received for **3 Woodbury Lane**, and **10 Point Way**.

7:15pm

15 Tuttle Road

Present Paul Hutnak, Andrews Survey for Jeff Perry, owner

This project update was continued to July 11, 2012 meeting.

NEW PUBLIC HEARINGS

None at this time

CONTINUATION

Route 146/Boston Road Improvements/Mass DOT

DEP#303-0744 from May 16, 2012

The continuation was opened at 7:35pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of improvements at the intersection of Route 146 and Boston Road including additional lanes and improved signalization.

Present: John Witch, Design Consultant, WSP SELLS, Susan McArthur, and Joe Frawley, Mass DOT, Victoria Parsons Mass DOT wetland unit.

J. Witch explained the revised drainage at the intersection with the specific changes to the plans, which include the increase of the trunk line. They will eliminate the outlet and put in another pipe, increasing the size from 12" to 18". The catch basins will have new sumps and will be replaced with all new basins. They will also be using the silt socks for erosion controls.

S. McArthur explained the formal applications for this project.

M. Briggs told the secretary to make a note to the Highway Department to make the best call and recommendation about the reduced salt in this particular area.

B. Faneuf summarized his site visit of the area, shown on the video.

J. Hebert, Sutton Board of Selectmen, who represents the Central Mass Regional Planning Commission, spoke about this project that will take place in the spring of 2013. He is very conscious of the Conservation Commission's questions and stated that it has been a good dialog. He wants to report on two things. There has been some conversation about the left hand turn, as it stands now. They will eliminate that left hand turn lane going up to Sutton center. The water flow on the west side of Pleasant Valley Road in the spring. The water goes through a pipe and into the field. This pipe is in poor condition. He would like to see this project to go forward. He spoke of the cost of this project and also said that the over pass talked about in the past would not happen until 2035.

Motion: To continue, with the applicant's permission, to July 11, 2012, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

18 Eight Lots Road

DEP#303-0746 from June 6, 2012

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

The project consists of a septic system repair.

Present: Alpha Omega Eng. & Robert Murphy, Murphy Associates, Diane Mingolla, owner

R. Murphy reviewed the information from the BOH that J. Malley has approved the septic plan. They looked at the trees again and decided to leave the trees, however they will replant two additional trees, in case any do die from the construction. He explained the new corrugated PVC piping and the location, which will not change from the old pipe that is already there.

B. Faneuf summarized his site visit using pictures and a video of the property.
See Attachment #3

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 Special Conditions, by J. Sheehan
2nd: J. Smith
Vote: 5-0-0

44 Marble Road

DEP#303-0741 from April 4, 2012

The continuation was opened at 8:40pm. M. Briggs 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: Scott Jordan, Eco Tec, for Bryan Slack, Brylee C.E. Co, Peter Leovich, III, owner

S. Jordan submitted new information a few weeks before the meeting, but also gave new copies to the Board to review during this meeting. He was asked to address three issues raised at the first meeting. Because he flagged the wetlands, he did the mitigation plan along the river and spoke of the native species on the property. They decided to do a two year management plan because many of the invasive species will go away once the site work starts. He brought in a plan tonight that was more clear and addressed the mitigation planting area. This new plan has the topo information that was asked for.

B. Faneuf summarized his site visit using pictures and a video of the property.
See Attachment Ecosystem's report #4

M. Briggs said they would like to see a grading plan for the record, the ZBA letter, and a final copy of the BOH plan.

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 no work permitted by this Order to begin until the applicant receives a subsurface sewage disposal permit from the Sutton Board of Health which complies with both the requirements of Title V and any more stringent local standards. In addition to our standard conditions, the applicant must submit to the Conservation Commission the approval from the Town of Sutton ZBA and a re-submittal of sheets 1, 2, and 3 of 3. The submittals made by Scott Jordan dated 4-30-12 are to be used as plans for planting in the riverfront mitigation, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

65 Century Farm Road

DEP#303-0743 from May 16, 2012

The continuation was opened at 9:15pm. M. Briggs read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of crossing a wetland, installing a residential driveway with associated grading and utility work, within a buffer zone.

Present: Mark Allen, Allen Engineering, James A. Gilbert, owner

M. Allen explained that they revised the plans according to the last meeting as well as the changes from the site visit last Friday. The small plan shows the entire 21.5 acres of land and the common driveway and how it will service the two houses, septic systems and wells. If they can keep the driveway and well out of the buffer zone, they won't have to file a separate NOI for Lot 1. The driveway on lot #2 is in the buffer zone. The trees to be removed range from 5" to 36" and upon flagging there are 69 trees to be removed.

B. Faneuf read the list of trees to be removed on the Century Farm Road side of the stream, and on the house side of the stream totaling about 6 trees. His concern is getting the plans the night of the meeting. He can't review them before the meeting, and needs the plans the week before to do a proper review.

M. Allen is asking for the pre-construction hearings as part of the Order of Conditions, pre-construction, during construction, and post-construction conditions.

B. Faneuf said once the trees arrived there needs to be a pre-installation inspection of the trees, and approval by him before they go in. He reviewed his site visit information and video.

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 applicant's engineer submitting revised plan with notations acceptable to the Commission, the replication area shall be bonded, and the standard conditions will apply, by J. Sheehan

2nd: J. Smith

Vote: 5-0-0

BOARD BUSINESS

Wetland Project Updates: 42 Bond Hollow Road

B. Faneuf summarized his site visit shown on the video.

The Board approved the Minutes of April 4th, 18th, and May 2nd meetings.

Motion: To accept the minutes of April 4th, 18th, and May 2nd 2012, by J. Sheehan
2nd: A. Aubin
Vote: 5-0-0

The Board endorsed the permit for **Leland Hill Estates DEP#303-0563** (2005) to close out the lien for the new subdivision. They signed a Certificate of Compliance for **33 & 44 Putnam Hill Road**, and a duplicate Order of Conditions for **65 Gilmore Drive** as the original was misplaced. **36 Eight Lots Road** was withdrawn, the Certificate of Compliance was issued for the work not completed.

The Board signed Routing Slips for **3 Woodbury Lane**, and **10 Point Way**.

Discussions: **National Grid Structure #9** was reviewed by Mr. Faneuf from his Site visits.
Old Tavern Lane – There was a question of silt runoff into the catch basin at the end of Tavern Lane & Hutchinson Road.

Site Visits were done at **33 Putnam Hill Road & 44 Putnam Hill Road** for Certificates of Compliance and **10 Clark Hill Road** for tree replacement, **20 Tuttle Road** for a complaint of an excavator pulling rocks near lake, and **72 Wilderness Drive** to see if the roadway work has been completed.

The Board reviewed the Correspondence.

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 11:00pm.