

SUTTON CONSERVATION COMMISSION

May 4, 2016

MINUTES

Approved: 

Present: Joyce Smith Chair, William Wence, Co-Chair, Daniel Moroney, Lauren Rothermich, Robert Tefft
Staff: Wanda M. Bien, Secretary
Brandon Faneuf, Consultant

Public Hearing (Cont.)

7:00pm 295 Manchaug Road

DEP#303-0823

The Public Hearing was opened at 7:00pm. J. Smith read the hearing as it appeared in the Millbury Sutton Chronicle. **This project was withdrawn on April 18, 2016**

The project consists of installation of a definitive subdivision with a private road, two lots and one single family home on each lot.

No one was available.

Motion: To accept the withdrawal for 295 Manchaug Road, by D. Moroney
2nd: L. Rothermich
Vote: 5-0-0

Discussion:

7:05pm 572 & 574 Central Tpke/7 Glen Court

Dumping into a resource area, on a neighbor's property.

Present: Attorney Louis Aloise, 7 Glen Court,

Not present: A letter from Mr. Mark Paolucci at 572 Central Turnpike, an email from Elizabeth Budzinski, Worcester Academy at 574 Central Turnpike.

Mr. Aloise explained the extra lawn area where Casa Builders, Francis Venincasa, put in seed and the extra 6" of loam after building the houses on Glen Court. This loam was to extend the back yards to the 574 property. He has lived there for 33 years and Mr. Venincase told him and others that they could dump their grass clippings there and he would remove them every so many months.

Casa Builders no longer owns the property. Worcester Academy is the owner of the property now.

J. Smith replied the Commission received the report that there was some kind of equipment, a backhoe or excavator, within the wetland area doing work.

R. Tefft told Mr. Aloise there would be no more dumping of clippings onto the Worcester Academy Property. The property owners may need to meet to plan the next action.

7:20pm 55 Mendon Road/Alfred Cozzolino

Dumping grass clippings in a resource area.

Mr. Cozzolino, owner, explained that he had been dumping the grass clippings for years and didn't know that he wasn't supposed to do that, nor did he know that this was a resource area.

Mr Cozzolino was directed not to not dump yard waste in the wetlands.

Public Hearing (Cont.)

7:20pm 68.5 Wilderness Drive

This was continued to May 18, 2016 at 7:05pm

DEP#303-0823

The Public Hearing was opened at pm

Motion: To waive the reading, by D. Moroney
2nd: L. Rothermich
Vote: 5-0-0

The project consists of Construction of retaining walls, laws, patio, shed and landscaping with associated grading.

No one available

Amend an Order of Conditions

7:30pm 44 Marble Road

DEP#303-0741

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 Amending the existing Order of Conditions.

Present: Eco Tec, Dave Marquedant, William & Cynthia Campbell, owners

D. Marquedant explained the amended plans. The trees along the road will remain, as will the house. The driveway is reconfigured and the water line will be relocated. The owner wants to retain the stone found on the property to use elsewhere.

The Board of Health did their review and nothing changed, however they need a variance from them for the septic system that the owners would be parking over. This will reduce the amount of disturbance up to 60%, by moving 41' away from the stream. There would be no added impervious areas. In 2012 there were two areas of mitigation and it was asked if the mitigation could be reduced.

J. Smith replied that the invasive species eradication was part of the mitigation. It was determined that the invasive species mitigation should remain.

B. Faneuf summarized his report for the Amendment. They need to do a pre-construction meeting before beginning construction.

R. Tefft said if any tree 3 - 4" is remaining, work around it, don't remove it.

Motion: To continue, with the applicant's permission, to June 1, 2016 at 7:00pm, by L. Rothermich
2nd: W. Wence
Vote: 5-0-0

Public Hearing (New)**7:45pm** 184 Manchaug Road

No DEP#RDA filed

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 one dangerous tree between both properties at 184 & 186 Manchaug Road, and two trees near the road between 182 and 184 Manchaug Road.

Present: William Cosenza, owner

W. Cosenza explained all 3 trees are on his property and will be removed together using a crane. . For mitigation they will plant trees or shrubs closer to the water.

R. Tefft said to get a plot plan and draw where he proposes to replant the three trees or at least nine shrubs.

J. Smith mentioned if replanting trees, the trees need to be a native species, and 2.5 caliper, to replace the trees coming down.

Motion: To close the Public Hearing, by D. Moroney

2nd: W. Wence

Vote: 5-0-0

Motion: To issue a Negative Determination of Applicability contingent on providing a plan with the location and species of the trees or shrubs as mitigation provided on the plot plan.
by D. Moroney

2nd: W. Wence

Vote: 5-0-0

Public Hearing (New)**8:00pm** 65 Century Farm Road

DEP#303-08

The Public Hearing was opened at 8:15pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of construction of a single family house, appurtenances and septic system.

Present: Mike Yerka, Civil Site Eng., Matthew D'Anello, owner

M. Yerka explained the proposed plan to eliminate the second lot, as the back piece of property was sold to a third party. The proposed house and septic would be outside of the 100' buffer zone, so 10,000sf of the buffer zone is saved. No alterations of the wetlands and less buffer zone disturbance would occur. There would be a small amount of grading in the buffer. All trees are located and a planting schedule is on the plans. The owner would like to go underground with all utilities.

B. Faneuf summarized his report and suggested the mitigation of 10 trees or 20 shrubs to be replanted.

R. Tefft questioned the sump hole with the septic area, and asked if they would put up permanent wetland markers/signs.

Motion: To continue with the applicant's permission to May 18, 2016 at 7:50pm, by D. Moroney

2nd: W. Wence

Vote: 5-0-0

Public Hearing (New)

7:35pm 11 Dudley Drive

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

The project consists of construction of a single family house, appurtenances and septic system.

Present: Paul Hutnak, Andrews Survey, Gianni Romeo, owner

P. Hutnak explained the raised septic and house because of the high ground water making the septic out of the ground 36". They are in the buffer zone with both the septic system and driveway. The limit of work is shown on the plans. No trees would be cut. They will clean up the invasive species and replant high bush blue berries along the woodland area. The house and well are already in.

R. Tefft said to add marker signage to the tree line, but not on the trees, use posts every 50'. He asked where the driveway and downspout runoff was going.

B. Faneuf suggested a swale at the edge of the tree line with a level spreader, then the 10 blueberry bushes at the LOD and signs to mark the wetlands.

Motion: To continue with the applicant's permission to May 18, 2016 at 8:05pm, by D. Moroney

2nd: W. Wence

Vote: 5-0-0

Public Hearing (New)

7:50pm 289 Putnam Hill Road

DEP#303-0828

The Public Hearing was opened at 9:11pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of a common driveway to access three single family dwellings, with grading, wetland crossing and replication area.

Present: Jeff Howland, JH Eng. Group LLC, Scott Morrison, Eco Tec, Gianni Romeo, owner

Both filings were opened to be able to talk about both at the same time, as they relate to each other.

S. Morrison explained the common driveway to access the two single family homes, and that this was actually a five lot subdivision. The other lots were not within the Conservation's jurisdiction. There would be a wetland crossing under the common drive to the two lots. The septic was moved to the rear of the lots. They will file individual NOI's for lots 3, 4, & 5, as they are all in the wetland resource area.

B. Faneuf summarized his report. He had asked to have the septic systems and houses moved outside the 100' buffer zone and cluster the three lots, creating less buffer zone work. They would need a document submitted to Conservation as to who is responsible for the Complete Certificate of Compliance on the Replication area. This area is a wet meadow and would need to be mowed yearly on all three lots to maintain it.

G. Romeo asked if it would be okay to put the markers at 100' instead of the 50'. He said they need to go to Board of Health and Planning Board for other approvals.

R. Tefft suggested that they put two pipes under the crossing instead of only one.

Motion: To continue with the applicant's permission to May 18, 2016 at 8:20pm, by L. Rothermich
2nd: W. Wence
Vote: 5-0-0

Public Hearing (New)

8:45pm 290 Putnam Hill Road
DEP#303-0829

The Public Hearing was opened at 9:12pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of a common driveway to access three single family dwellings, with associated grading.

Present: Jeff Howland, JH Eng. Group LLC, Scott Morrison, Eco Tec, Gianni Romeo, owner

S. Morrison explained this would be a three lot common drive with the associated grading. Lot #4 isn't on the common drive it has its own driveway.

Each lot would have their own Order of Conditions on each filing.

Motion: To continue with the applicant's permission to May 18, 2016 at 8:25pm, by L. Rothermich
2nd: W. Wence
Vote: 5-0-0

BOARD BUSINESS

Minutes

Motion: To not accept the minutes of April 4th and April 20, 2016, to table all to the next meeting,
by W. Wence
2nd: L. Rothermich
Vote: 4-0-1

Project Update:

P & W Rail road ROW – A letter was sent out for the cutting of the trees in a resource area. The reply stated they believe they are exempt from filing with the Commission.

612 Central Turnpike - swale change. They need an updated plan to change the stone swale to a grass swale

Motion: To change the gravel stone swale to a vegetated swale, by D. Moroney
2nd: W. Wence
Vote: 5-0-0

Site Visit for a C of C for: **42 (AKA36) McGuire Road** - The trees have been re-planted according to the original plans of 2012.

Motion: To issue a Certificate of Compliance at 42 McGuire Road, by D. Moroney
2nd: L. Rothermich
Vote: 5-0-0

Routing Slip: None at this time

The Correspondence & Track Sheets were reviewed along with the site visit list

The Board reviewed Letters sent out on the tracking sheet of 2016, and list below.

Letters sent to:

6R Torrey Road/M. Flagg, 08-07-15 - There were differences from what was on the plans when the site was inspected for Certificate of Compliance that need to be explained.

34 Bond Hollow Road/D. Maoris – Conservation needs an As-Built plan to issue the Certificate of Compliance, not the septic As-Built plan. A sign off from DPW on the drain installed in the road is needed.

Unexpected Business

224 Manchaug Road -

Bill Wence stated that no information has been received on the progress of the Conservation Restriction that was given a 90 day period to provide proof that the process was started.

A letter would be sent out stating that the Conservation Restriction process needs to be done ASAP and the Commission needs to receive the paperwork, as April 21st was the 90 day deadline. The Commission needs the proof of the restriction application by the next meeting on May 18, 2016.

On **198 Manchaug Road** - They also need to get their Restriction paperwork in to the Conservation before their OOC expires. A letter would be sent requesting the status of this paperwork.

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 D. Moroney
2nd: W. Wence
Vote: 5-0-0

Adjourned at 10:25pm.

Date: 5-4-16

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