

SUTTON CONSERVATION COMMISSION

June 1, 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

Discussion:

7:00pm 332 Putnam Hill Road

Present: Audrey Rossow, owner Responding to warning letter for road in jurisdiction.

A. Rossow explained that their water supply was not sufficient to supply all their needs. In order for the well truck to get near the well to frack the well, they created another driveway by cutting down trees and putting down the gravel in a jurisdictional area

B. Faneuf showed pictures from the GIS showing the wetland and jurisdictional buffer area of the created driveway. He explained the restoration involved.

J. Smith stated they should apply for an "after the fact" RDA.

B. Tefft explained that trees need to be replaced, the fill needs to be taken out, and the area re-seeded. He explained the RDA needs to state what will be done to reverse the situation and reestablish the area.

B. Faneuf explained the difference between the Request for Determination of Applicability and the Notice of Intent.

The Commission gave them four weeks to file the RDA.

Public Hearing (Cont.) Amend the Order of Conditions

7:05pm 44 Marble Road

The Public Hearing was opened at 7:15pm

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

D. Marquedant explained the new owners do are not replacing the house and are reducing the impacts from the plan approved by the previous owner. He surveyed the trees to come down for the As-Built plan. He will use the same plan for the Board of Health.

B. Faneuf summarized his report.

W. Campbell said he marked the trees to come down. The area that was previously mowed can continue to be mowed.

R. Tefft explained what would happen if they leave the area to grow up and not mow what was previously lawn.

B. Faneuf explained the area they want to preserve could be continued to be mowed. They could also use the area instead of letting it grow up to brush and woods.

Motion: To close the Public Hearing, by D. Moroney
2nd: L. Rothermich
Vote: 5-0-0

Motion: To Amend the Order of Conditions, by L. Rothermich
2nd: W. Wence
Vote: 5-0-0

Public Hearing (New)

7:15pm 172.5 Manchaug Road

DEP#303-0831

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 replacing a septic system with a tight tank.

Present: Liz Dupre, Clear Waters Env. LLC, Mark Frankian, owner

L. Dupre explained the replacement of the existing septic system with a tight tank. The septic system would be abandoned and back filled with materials. Their Board of Health meeting was on May 25, 2016.

B. Faneuf summarized his report and said the work to be done was ok and the installation is necessary.

Motion: To close the Public Hearing, by D. Moroney
2nd: W. Wence
Vote: 5-0-0

Motion: To issue an Order of Conditions at 175.2 Manchaug Road, by L. Rothermich
2nd: W. Wence
Vote: 5-0-0

Public Hearing (Cont.)

7:30pm 289 Putnam Hill Road

DEP#303-0828

The Public Hearing was opened at 7:35pm.

Motion: To waive the reading of the hearing notice, by W. Wence
2nd: D. Moroney
Vote: 5-0-0

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

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

J. Howland explained each of the two lots with the common drive he would be responsible for this Certificate of Compliance on the common drive.

B. Faneuf stated they need to put more information on the plans.

J. Smith reminded them that they need to get the Chapter 61 paperwork done and a copy to the Commission

that it's been taken out of Chapter 61.

Motion: To continue with the applicant's permission to June 15, 2016 at 7:20pm, by D. Moroney
2nd: W. Wence
Vote: 5-0-0

Public Hearing (Cont.)

7:35pm 290 Putnam Hill Road
DEP#303-0829

The Public Hearing was opened at 7:35pm.

Motion: To waive the reading of the hearing notice, by L. Rothermich
2nd: W. Wence
Vote: 5-0-0

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, potential owner

J. Howland explained each of the three lots with the common drive he would be responsible for this Certificate of Compliance on the common drive.

B. Faneuf stated they need to put more information on the plans.

Motion: To continue with the applicant's permission to June 15, 2016 at 7:25pm, by L. Rothermich
2nd: D. Moroney
Vote: 5-0-0

Public Hearing (Cont.)

8:40pm 28 Hemlock Drive
DEP#303-0832

The Public Hearing was opened at 7:50pm.

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

The project consists of construction of a septic tank, pump chamber and force main.

Present: Paul Hutnak, Andrews Survey, Kelly Salmon, owner

P. Hutnak explained the septic repair, and which trees are to be removed. They would replant new native trees within the area.

R. Tefft commented on the timing and restricted the project to be done this summer.

Motion: To close the Public Hearing, by L. Rothermich
2nd: W. Wence

Vote: 5-0-0

Motion: To issue an Order of Conditions, by L. Rothermich

2nd: D. Moroney

Vote: 5-0-0

Public Hearing (New)

8:05pm 42 McGuire Road

No DEP# RDA filed

The Public Hearing was opened at 8:05pm. J. Smith read the hearing notice as it appeared in the Millbury Sutton Chronicle.

The project consists of whether the area depicted on the plans or map is an area subject to jurisdiction of the Wetlands Protection Act.

Not Present: Neil Rybicki, owner

No one showed to represent Mr. Rybicki.

Motion: To table 42 McGuire Road, by L. Rothermich

2nd: W. Wence

Vote: 5-0-0

Motion: To continue to June 15, 2016 at 7:50pm, by W. Wence

2nd: D. Moroney

Vote: 5-0-0

Unexpected Business, Project Updates & Discussions:

8:15pm 1 Ramshorn Road

DEP#303-0809

Present: James Catusi

A minor filed change for switching signs for a rail fence to show the wetland area, was presented to the Board.

Motion: To approve and show the minor field change on the plans, by D. Moroney

2nd: W. Wence

Vote: 5-0-0

8:50pm 454 Central Turnpike – note on the routing slip - needs to file an RDA

J. Smith explained the process and wrote on the routing slip to file an RDA.

B. Faneuf suggested a wetland scientist to do the investigation for an As-Built.

R. Tefft suggested they start with a plan showing wetlands or not.

68.5 Wilderness Drive- J. Deliso – letter w/warning ticket

J. Smith explained a tree has been cut down without approval and a warning ticket should be sent to the owner.

Motion: To ratify the warning ticket sent on May 31, 2016, by W. Wence
2nd: L. Rothermich
Vote: 5-0-0

Waters Farm Forestry Trails - Issue with trails after logging

J. Smith will meet with Mark Tremblay, and the Waters Farm Directors on June 13th at 6:30pm to do a site visit of the trails used/created by the forestry work.

Discussion:

7:02pm 51 Burbank Road

Present: Glenn Krevosky, Wetland Scientist, Peter Sangermano, owner

G. Krevosky explained what has been done since the last meeting, see attachment #1. The wetlands are flagged within the 25' area, and the signs are up. The restoration plan was brought in to the office. Beals and Thomas Engineering is on board.

B. Faneuf will send his summary with the recommendations to Mr. Krevosky.

J. Smith stated that the daily fines could be suspended if no further infractions occur, but would be reinstated retroactively if there are any more violations.

R. Tefft explained that the Order of Conditions was not followed and was disregarded. He mentioned there were no erosion control measures, and asked how they were going to treat the walls.

P. Sangermano replied they re-stacked the walls up to the back stone pile.

Motion: To ratify the Enforcement Order, by D. Moroney
2nd: L. Rothermich
Vote: 5-0-0

Discussion:

34 Bond Hollow Road

We are waiting for the As-Built plans to sign the Certificate of Compliance.

BOARD BUSINESS

Minutes:

The Board approved the Minutes of May 18, 2016

Motion: To accept the minutes of May 18, 2016, by W. Wence
2nd: L. Rothermich
Vote: 5-0-0

198 (208) Manchaug Road/K. Steeles

The Board is looking for the status for the Conservation Restriction. A letter was received from the lawyer asking the for the board to sign for the interests of the WPA that would be protected.

The Board signed the C of C for: **280 W. Sutton Road/Dam** and for **13 W. Sutton Road/H. Sims**

Motion: To issue a Certificate of Compliance for 289 W. Sutton Road/Dam and 13 W. Sutton Road,
by W. Wence
2nd: L. Rothermich
Vote: 5-0-0

Request for C of C: **12 Southwick Road/DEP#303-283** - the Board still needs the letter from the Wetland Scientist before signing this Certificate.

The Board reviewed the Correspondence & Track Sheet Review, The site visit list, & The Letters sent out to the list below.

First letters sent to. We are still waiting for return items for these Certificates.

6R Torrey Road/M. Flagg, 08-07-15 - Plan changes for Certificate of Compliance

34 Bond Hollow Road/D. Maoris – Conservation needs an As-Built plan to issue the Certificate of Compliance, not the septic As-Built plan.

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 9:25pm.