

SUTTON CONSERVATION COMMISSION
September 20, 2017
MINUTES

Approved: _____

Present: Daniel Moroney, Chair, Joyce Smith, Co-Chair, Andrew DeWolf, Robert Tefft, and William Wence

Staff: Wanda M. Bien, Secretary
Brandon Faneuf, Consultant

Discussion/Project Update

7:00 pm 26 Tuttle Road

Present: Paul Larson, owner

P. Larson explained that he has a stone retaining wall that needs repair. He showed the Board pictures where the stones have come loose. The wall is three quarters of the way down the property. Mr. Faneuf showed his video of the site where the wall is about 114 feet from the water.

B. Faneuf explained that the jurisdiction is 200' and there is an exemption for in kind replacement.

D. Moroney stated that the Board has no problems with him repairing his wall in kind.

P. Larson replied there would be a silt fence installed as a precaution.

Public Hearing (Continuation)

7:05 pm 15 W. Sutton Road

DEP#303-0796

The Public Hearing was opened at 7:05 pm.

Motion: To waive the reading of the hearing notice, by W. Wence

2nd: J. Smith

Vote: 4-0-0

This was continued, with the applicant's permission, to November 20, 2017 at 7:05pm

The project consists of demolition of an existing house and construction of a new single-family house, driveway, septic system, grading and utilities.

Present: Paul Hutnak, Andrews, Paul & Lynn Dahlin, owner

Motion: To continue to with the applicant's permission, to November 20, 2017 at 7:05 pm, by W. Wence

2nd: J. Smith

Vote: 5-0-0

Ratify Enforcement Order**7:06 pm 28 R Central Turnpike/Dam/C. Robie, owner**

No one available.

B. Faneuf reviewed the Enforcement Order that was sent out. He listed the Public Interests that are a concern. A memo also went out to the Board of Health as a follow up. Beaver issues require coordination with the Board of Health as a public safety issue. He read the Enforcement Order under findings. See Attachment #1 This Order requires a restoration plan by November 15th of this year for the following: Lowering the water level to the historic bank full elevations, the Conservation Commission recommends a long term solution to the beaver problem, such as the installation of a beaver deceiver. Failure to comply may result in fines under Article 12 Sutton Wetlands Bylaw section 12-12, sub-section G.

Motion: To ratify the Enforcement Order, by J. Smith
2nd: W. Wence
Vote: 5-0-0

Public Hearing (New)**7:20 pm 24 Mallard Way**

No DEP# RDA filed

The Public Hearing was opened at 7:20 pm.

The project consists of removal of one hemlock tree and one spruce tree.

Present: Rosemary Salem, owner

R. Salem explained the trees that are between the houses that are dangerous with decayed areas. They are close to the walkway of both houses.

B. Faneuf stated there is a letter from Full Circle tree care landscaper from Douglas. He asked if the Commission will accept this letter from the landscaper instead of an Arborist. He read the letter into the record. What does the Commission want to do as a replacement?

He then explained the policy for replacing trees and the buffer strip to provide shade for the water.

R. Salem said the landscaper's father is an arborist and she would like to put shrubs along the 100' fence line.

D. Moroney replied they would accept the letter, and would like the trees replaced with other trees or shrubs.

R. Salem would like 6 blueberry bushes.

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

Motion: To issue a negative Determination of Applicability subject to planting six three gallon blueberry bushes along the fence line, by J. Smith
2nd: W. Wence
Vote: 5-0-0

Unexpected Board Business

7:30 pm 360 R Boston Road/Virginia Parker, owner
Amendment to the Order of Conditions

B. Faneuf reviewed the septic relocation closer to the house. This appears to be a minor field change. The shed was removed without a permit. If the shed was an in kind repair, erosion controls should have been put down for the protection of the lake.

B. Faneuf suggested they request an amendment to the open OOC, re-notify the abutters, do a second legal ad, then repair the wall in the lake.

Public Hearing (Continuation)

7:40 pm 263 Purgatory Road

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

Project withdrawn

Motion: To close the public hearing, by W. Wence
2nd: J. Smith
Vote: 4-0-0

Motion: To withdraw without prejudice, by J. Smith
2nd: W. Wence
Vote: 4-0-0

Public Hearing (Continuation)

7:50 pm 28 Wheelock Road

DEP#303-0839

The Public Hearing was opened at 7:50 pm.

Motion: To waive the reading of the hearing notice, by W. Wence
2nd: J. Smith
Vote: 4-0-0

The project consist of construction of a single-family house, septic and well within 100' buffer zone of a BVW.

Present: Mike Yerka, Civil Site Eng. Timothy Morse, owner

D. Moroney read the letter from Mr. Morse seeking an explanation of the bylaw.

M. Yerka reviewed and explained the foundation, with the new information from the building inspector. They turned the house 346 degrees. They can be closer to the lot line with the ZBA setbacks. When the lot was created, there was no zoning then. This is a pre-existing non-conforming lot, per the building inspector.

They would like to continue to the next meeting as they are waiting for the septic system information.

B. Faneuf stated this meets the minimum area, and the stone wall is a natural stone wall.

Motion: To continue to October 18, 2017 at 7:05 pm, by W. Wence
2nd: J. Smith
Vote: 4-0-0

Public Hearing (Continuation)

8:05 pm 489 Central Turnpike

The Public Hearing was opened at 8:10 pm.

Andy DeWolfe stepped down.

Motion: To waive the reading of the hearing notice, by W. Wence
2nd: J. Smith
Vote: 4-0-0

The project consist of new construction of the Sutton Police Station, parking lot, sidewalks, berm & curbing, drainage structures, install mechanical equipment, oil/water separator, holding tank, guardrail, fence fire cistern, water lines and associated grading & landscaping.

Present: Jeff Howland, JH Engineering Group, Art Allen, Eco Tech,
Town of Sutton/Police Station property

J. Howland summarized the revised plans, reviewing the information received by the Consultant. The plans still need Planning Board approval.

Motion: To close the Public Hearing, by J. Smith
2nd: W. Wence
Vote: 4-0-0

Motion: To issue an Order of Conditions, subject of the revisions of the plans specifying the Special Conditions #30 through #33, by J. Smith
2nd: W. Wence
Vote: 4-0-0

Public Hearing (New)

8:20 pm 47 Carrier Lane

DEP#303- NOI filed

The Public Hearing was opened at pm.

The project consist of raising existing single-family dwelling, construction of single-family dwelling with associated grading, utilities and site work.

Present: Jack Coutoure for Pat Burke at, H. S. & T. Group LLC, Timothy Britt, owner

J. Coutoure reviewed the existing building that was to be demolished with the three sheds remaining. This area is on Stevens Pond and close to the BVW. He wanted to get the dialog rolling for the revised plans that may need to be changed. In 2010, they were in front of the Board, but now the footprint has changed. That OOC has expired so they need to request a Certificate for that Order to go forward. They need to continue because they haven't been issued the DEP number yet.

B. Faneuf reviewed the list of what they would need on the revised plans for the next meeting.

Motion: To continue, with the Applicant's permission, to October 18, 2016 at 7:20 pm, by W. Wence
2nd: J. Smith
Vote: 5-0-0

BOARD BUSINESS

Minutes:

7:10 pm The Board voted on the Minutes of September 6, 2017

Motion: To accept the minutes of September 6, 2017, by W. Wence
2nd: J. Smith
Vote: 5-0-0

Project Update for **115 Leland Hill Road**, Daniel Snyder. B. Faneuf did a site visit and replied that it looks like Mr. Snyder did not do anything as stated in the last meeting. He reviewed the pictures taken and what was supposed to be completed within two weeks.

A..DeWolfe stated Mr. Snyder had health issues.
D. Moroney said to send a letter asking what his intentions were.
R. Tefft said he should come in to explain.

The Board re-signed a C of C for **11 Ramshorn Road**, Robert Morton, owner. There was an error in the book and page number on the first certificate that was registered.

The Board re-signed the OOC for **160 Dodge Hill Road**, due to the original OOC from years ago being lost. This needs to be registered for a COC to be issued. The OOC for **159 Dodge Hill Road** was signed.

A new letter was re-sent out to **198 Manchaug Road**/Kevin Steele, owner, that there is still some erosion. B. Faneuf contacted them about fixing the erosion controls. Nothing has been received.

Unexpected Business

9:55 pm 42 Bond Hollow Road/T. Fisher, owner,

A site visit found issues with the erosion controls. The pictures were reviewed and a letter to have them repair the erosion controls and to explain the work that was done.

14 Old Tavern Lane – on his site visit the pictures show that the work done is over 100' away.

Guideline changes: Sub-committee review: The Sub-committee is working on the guidelines.

The Board reviewed the Correspondence & Track Sheet Review

The Site Visits list: Everyone has the list to start to review.

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 W. Wence
2nd: J. Smith
Vote: 5-0-0

Adjourned at 10:00 pm