

# MINUTES

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## Millbury Conservation Commission

Date: August 21, 2019

Time: 7:00 PM

Present: Donald Flynn, Ronald Stead, Paul DiCicco, Sarah Hoecker

Absent: Anthony Cameron

Chairman Flynn opened the meeting at 7:00 PM [times of public hearings are advertised times]

Chairman Flynn read mail received from National Grid regarding scheduled public utility maintenance.

Chairman Flynn read mail received from Wickstrom Morse, LLP regarding a Notice of Intent to sell Chapter 61A land on Stowe Road.

The members signed minutes from the June 19, 2019 meeting.

7:05 P.M.

Keith Caruso – Town of Millbury

Notice of Intent - Continued

West Main Street, Round Pond – Wall repairs

Mel Higgins from Weston and Sampson was present for the applicant. Chairman Flynn read comments from DEP. Mel said parts of the wall have fallen into the pond and other parts are pulling away affecting the water quality. Silt curtains will be put around the pond to limit any sediment into the pond. The new wall will be stone masonry, 5 feet below mud level. 10 feet of the outfall pipe will be repaired. Traffic will continue with a partial lane closure for approximately 6 weeks. Two resources will be impacted, the bank to the pond and land under water. 270 cubic yards will have to be removed. Some contaminated materials will be removed and trucked out of state. Catch basin silt sacks will be used. Don asked what the dredge method will be. Mel said dewatering and an excavator. Don asked where the water will go. Mel said the water will go into a truck and taken away. Ron asked how long the wall is. Mel said 169 linear feet. Don asked where the concrete is being mixed. Mel said he wasn't sure. He explained that a plug will be put into the pipe, cut the pipe and dewater. Don asked how long the project will be. Mel said 6 weeks. Ron made a motion to close the hearing; Sarah seconded; voted unanimously.

7:10 P.M.

Joan Fitzhenry

Determination of Applicability

11 Singletary Road – Removal of trees

Joan Fitzhenry of 11 Singletary Road was present. Joan said there are 2 oak trees that are getting old. A lot of acorns are falling in the neighbor's yard. The trees are about 12 feet from the water. The trees still get leaves. Don said the commission doesn't get too involved with tree removal unless it affects the lake. Don asked if the stumps will be removed. Joan said probably not. Don suggested that if the stumps are to stay there will not be an issue. If the stumps are to be ground straw wattles should be put down. Joan said the stumps will stay. Ron made a motion for a negative determination with a condition if the stumps are ground; Paul seconded; voted unanimously.

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7:15 P.M.

Benjamin Pearson

Notice of Intent

57 Martin Street – Construction of a duplex with associated utilities, driveway and landscaping

Bob Murphy from Robert G. Murphy & Associates, Inc. was present for the applicant. Bob explained that the applicant would like to build a duplex within the buffer zone. An intermittent stream flows through the property. The house will be outside of the 50 foot buffer zone. A special permit from the Planning Board has been given approval. No stormwater report was needed. Don asked when the utilities were put in. Bob said they have been there for quite some time. The owner split the lot and put the utilities in. Ben Pearson explained that a utility easement and the utilities were put in in 2007. Don asked if the work zone will be limited. Bob said yes. He pointed out where the erosion controls will be. The Planning Board requested the spot where the parking will be. Don asked where the material is going that will be removed. Bob said it will be used to grade the property. Don asked if there will be foundation drains. Bob said yes, to the rear. Don asked if any alterations to landscaping will be made. Bob said yes, the Planning Board requested it to improve site visibility. Paul made a motion to close the hearing; Ron seconded; Sarah said she had an issue around wetland flag 5. Bob said any erosion will be slowed down by the brush. Wetland signs were suggested at wetland flags 3 and 5. The motion to close the hearing carried unanimously.

7:20 P.M.

Douglas Backman

Determination of Applicability

Multiple Addresses – Mapping of properties

John Farnsworth of Farnsworth Engineering Associates was present for the applicant. John explained that the owner has hired him to do some mapping of 3 Burbank Street, 4 Burbank Street and 115 West Main Street. John said he felt it necessary to file due to some riverfront issues. 3 Burbank Street is very overgrown with poison ivy. A stockade fence was found at the edge of the property. Don asked if there will be any disturbance other than surveying. John said no. Paul asked if there is an intent for the property. John said once the mapping is done a Notice of Intent will be filed. Ron asked if 4 Burbank Street and 115 West Main Street were the same property. John said they were 2 different properties. Ron made a motion for a negative determination; Paul seconded; voted unanimously.

7:25 P.M.

Patrick Perkins

Informal

2 Birch Street – Removal of trees and foundation repair

Patrick Perkins was present. Patrick explained that some work needs to be done and wants to get the commission's suggestion on what paperwork he will need to file. The property has a lot of overgrowth. The house is lived in part-time right now but needs renovations. A corner of the foundation is crumbling. The owner would like to add a deck. Paul asked if the retaining wall at the water will be fixed. Patrick said they would like to. Ron asked if there was sewerage. Patrick said yes. Don said a little vegetation will need to be opened up to see what extent the project will be, during the annual draw down would be a desirable time. Don

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suggested that any stump removal should be done during the draw down. Patrick asked if the tree can come down before the draw down. Don said he did not have a problem with that. Ron said he noticed on a site visit that the trees were over powering the house and needed to come down. Don said to be cautious with removing vegetation to maintain stability of the pond bank.

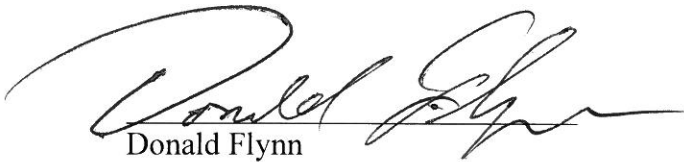
The members signed a Certificate of Compliance for 47 Manor Road DEP file #224-780

Paul made a motion to adjourn the meeting at 8:36pm; seconded by Ron; voted unanimously.

Respectfully submitted,



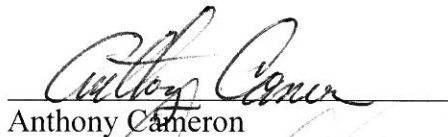
Ann M Swanson  
Secretary



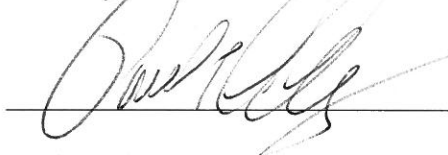
Donald Flynn



Ronald Stead



Anthony Cameron



Paul DiCicco

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Sarah Hoecker