

**MILLIS CONSERVATION COMMISSION
MEETING MINUTES
Room 104, Veterans Memorial Building, 900 Main St., Millis, MA
October 1, 2018**

The meeting was brought to order at 7:30 p.m. by Dr. James Lederer, Chair.

The following members were present:

Dr. James Lederer, Chair

Anne Rich, Vice Chair

Christine Gavin, Ed Chisholm, Daniel Lee, Charles Tangerini

Members Absent: Ram Charan Khalsa

Others present: Austin Turner, Bohler Eng., 352 Turnpike Rd., Southborough
Robert Fox, 38 Benjamins Gate, Plymouth
Marc Bergeron, Epsilon Associates, Maynard, MA
Ryan O'Rourke, Toll Brothers, Inc.
Dan Merrikin, Merrikin Engineering
Beau Grassia, 39 Main St.

**DEP FILE#CE225-0398, NOTICE OF INTENT, PUBLIC HEARING, CONT.
28 EDEN STREET - THOMAS ROCHE**

The public hearing continuation was opened at 7:30 p.m. by Dr. Lederer, Chair.

Mr. Roche, via email dated September 27, 2018, requested a continuance to the December meeting.

On a motion made by Dr. Lederer, seconded by Ms. Rich, it was voted unanimously at 7:30 p.m. to continue the public hearing to Monday, December 10, 2018, 7:30 p.m.

**Regency at Glen Ellen Senior Residential Community Development
Installation of Model Unit Patios/Decks
Informal Discussion - Toll Brothers/Bohler Engineering**

Mr. Turner discussed the installation of outdoor living spaces at the Regency at Glen Ellen Senior Residential Community Development; specifically units #4 through #7 and units #8 through #10. The installation of the outdoor patios/decks will remain inside the permitted work area and will be constructed of permeable materials; no roofs will be constructed, he said.

On a motion made by Mr. Charles Tangerini, seconded by Mr. Daniel Lee, it was unanimously voted to allow the installation of patios and/or decks as shown on the graphic presented for units 4 through 7 and 8 through 10.

**FILE #TOM-002, NOTICE OF INTENT, WETLANDS PROTECTION BYLAW, CONT.
PUBLIC HEARING - "ACORN PLACE"-ACORN OF MILLIS RESIDENTIAL, LLC**

The public hearing continuation was opened at 7:40 p.m. by Dr. Lederer, Chair.

Mr. Merrikin of Merrikin Engineering, representing the applicant, presented the revised site plan for Acorn Place. As discussed at the last hearing, the driveway connecting the front and

**MILLIS CONSERVATION COMMISSION
MEETING MINUTES
Room 104, Veterans Memorial Building, 900 Main St., Millis, MA
October 1, 2018**

rear village areas was re-aligned. Mr. Merrikin stated that this maximizes separation to the adjacent isolated vegetated wetlands. He said that minor changes were made to the plans and stormwater report at the request of other Boards.

There were no further questions or discussion.

On a motion made by Mr. Lee, seconded by Ms. Gavin, it was voted unanimously at 7:44 p.m. to close the public hearing.

On a motion made by Ms. Rich, seconded by Mr. Lee, it was voted unanimously to approve an Order of Conditions for file #TOM-002 under the Town of Millis Wetlands Protection Bylaw (Article XIX).

**REQUEST FOR DETERMINATION OF APPLICABILITY, PUBLIC HEARING
EXISTING EVERSOURCE RIGHT-OF-WAY (ROW)
EVERSOURCE**

The public hearing was opened at 7:51 p.m. by Dr. Lederer, Chair.

Mr. Mark Bergeron of Epsilon Associates, representing the applicant, presented the application and plans. The application is for a subsurface geotechnical boring program located in Eversource's existing right-of-way ("ROW"), (#325-#344), in Millis. There are five locations in Millis, he said. Mr. Bergeron stated that the proposed borings are needed to gather necessary subsurface data for the planning and design of future transmission towers to be constructed on the ROW. The work is temporary and will be conducted in a manner to limit Bordering Vegetated Wetland alteration. A Notice of Intent will be filed at a later date for future work/construction of the towers.

On a motion made by Ms. Rich, seconded by Ms. Gavin, it was voted unanimously at 8:09 p.m. to close the public hearing.

On a motion made by Ms. Rich, seconded by Mr. Tangerini, it was voted unanimously to approve a Negative 3 Determination of Applicability, with Special Conditions as listed in the letter dated, September 17, 2018, for the Eversource Geotechnical Boring Program.

**DEP FILE#CE225-0403, AMENDMENT TO ORDER OF CONDITIONS, PUBLIC
HEARING – 39 MAIN STREET
BEAU GRASSIA**

The public hearing was opened at 8:11 p.m. by Dr. Lederer, Chair.

The Commission reviewed the Request for Amendment letter, dated September 17, 2018, prepared by Joyce Hastings of GLM Engineering. Mr. Grassia was instructed to file for an amendment when unauthorized work was done which was not authorized/permitted in his Order of Conditions. The Commission reviewed the approved plan and as-built plan submitted.

**MILLIS CONSERVATION COMMISSION
MEETING MINUTES
Room 104, Veterans Memorial Building, 900 Main St., Millis, MA
October 1, 2018**

According to Mr. Grassia, he “took truckloads of fill out and did not bring any in.” He apologized to the Commission and stated that he “thought” he “was doing something right.” Ms. Rich stated, in her opinion, Mr. Grassia “did something entirely different,” which was not permitted and she finds it “astounding.” Mr. Grassia was told that he should have come to the Commission beforehand.

The Commission requested that Mr. Grassia contact his engineer to provide prior elevations before the work was done and fill removed. The Commission also wants the plan revised to show elevations.

As part of the amendment request, Mr. Grassia proposed the construction of a 13’ x 15’ shed in the rear yard, which will be supported by sonotubes. Mr. Lee stated that Mr. Grassia would have to prove “extreme hardship” to allow a structure within the fifty foot buffer zone.

On a motion made by Ms. Rich, seconded by Mr. Lee, it was voted unanimously at 8:30 p.m. to continue the public hearing to Monday, October 29, 2018, 7:30pm.

Other Business:

DEP File# CE225-0350 219 Orchard Street, Request for Certificate of Compliance

A site visit was scheduled for Wednesday, October 10, 2018, at 5:00 p.m.

DEP File# CE225-0393 221 Orchard Street, Request for Certificate of Compliance

A site visit was scheduled for Wednesday, October 10, 2018, at 5:00 p.m.

DEP File #CE225-0402 – 1280 Main Street Solar Project

A site visit was conducted on Monday, September 24, 2018, with Mr. Mark Anderson. Observations noted insufficient ground cover and erosion controls in areas of the detention basins and other areas.

Mr. Anderson had requested that another site visit be scheduled as he intended to resolve all issues right away. A site visit was scheduled for Monday, October 22, 2018, at 5:00 p.m.

1275 Main Street - Possible Violations of Wetlands Protections Act/Article XIX

It was observed that unauthorized clearing/storage was taking place on the site near the wetlands. A Cease & Desist letter will be sent and the owner will be requested to attend the meeting on October 29, 2018.

Correspondence from Nover Armstrong re: Orchard Street Culvert

The Commission received an email from Marta Nover of Nover-Armstrong, dated October 1, 2018. It was recommended that a “pre-enforcement” letter be sent by the Commission to Toll Brothers regarding the remedial work and emergency stabilization measures at the Orchard Street culvert.

