

**MILLIS CONSERVATION COMMISSION
MEETING MINUTES
VIRTUAL/REMOTE MEETING VIA ZOOM PLATFORM**

November 2, 2020

The remote ZOOM meeting was brought to order at 7:00 p.m. by Dr. James Lederer, Chair.

The following members were present:

Dr. James Lederer, Chair

Carol Hayes, Vice Chair

Ed Chisholm, Christine Gavin, Daniel Lee, John Steadman

Julia Stearns, BETA Group, Inc.

Laura Krause, BETA Group, Inc.

Camille Standley, Administrative Assistant

Members Absent:

Others present: Daniel Merrikin, Legacy Engineering
 Scott Goddard, Goddard Consulting
 Thomas Roche, Roche's Building Co.
 Ted Merchant, Toll Bros., Inc.
 Scott McPhee, 8 Walnut Hill Rd.

**DEP FILE#CE225-0429, ABBREV. NOTICE OF RESOURCE AREA DELINEATION
PUBLIC HEARING, CONT.**

12 EVERGREEN TERRACE – SOUTHEND FARM LLC

The public hearing continuation was opened at 7:00 p.m. with notice being read by Dr. Lederer, Chair.

Mr. Merrikin, representing the applicant, requested a continuance, without discussion, to the next available meeting.

On a motion made by Mr. Lee, seconded by Mr. Chisholm, it was voted at 7:02 p.m. to continue the public hearing to Monday, December 7, 2020, 7:00 p.m. By Roll Call Vote: Lederer – aye; Chisholm – aye; Gavin – aye; Hayes – aye; Lee – aye; Steadman – aye. The motion passed unanimously.

**DEP FILE#CE225-0398, AMENDED ORDER OF CONDITIONS REQUEST, PUBLIC
HEARING**

28 EDEN STREET - THOMAS ROCHE

Mr. Merrikin, representing the applicant, presented the revised site plan and modification request. An Order of Conditions was issued in 2019 for a house with a driveway and filling of wetlands with two replication areas. The revised site plan proposes approval for a detached garage to be added. The combined wetland replication area from two to one was approved at the last meeting.

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The Amended Order of Conditions was filed with respect to Special Conditions numbers 32 and 33, due to the modified wetland boundary and change to impervious area in the buffer zone.

Mr. Roche stated that the replication area is done and all plantings were in accordance with the Order of Conditions. The siltation barriers were also in place, he said. Mr. Steadman will conduct a site visit to review the erosion controls.

On a motion made by Mr. Chisholm, seconded by Mr. Steadman, it was voted at 7:15 p.m. to close the public hearing. By Roll Call Vote: Lederer – aye; Chisholm – aye; Gavin – aye; Hayes – aye; Lee – aye; Steadman – aye. The motion passed unanimously.

On a motion made by Mr. Steadman, seconded by Ms. Hayes, it was voted to approve an Amended Order of Conditions for DEP File #CE225-0398, 28 Eden Street. By Roll Call Vote: Lederer – aye; Chisholm – aye; Gavin – aye; Hayes; aye; Lee – aye; Steadman - aye. The motion passed unanimously.

**DEP FILE#CE225-0400 – ORCHARD STREET – REGENCY AT GLEN ELLEN
PARTIAL CERTIFICATE OF COMPLIANCE REQUEST – TOLL BROS.**

Mr. Merchant of Toll Brothers presented the request. He stated that BETA reviewed the application and as-built plan and revisions need to be made.

Ms. Laura Krause of BETA Group, the Commission's peer reviewer, summarized her review letter, dated November 2, 2020. There are some "technical items" missing from the plan, she said. There are some missing elevations, boundaries and drainage structures, Ms. Krause stated. Mr. Merchant stated that they will revise the plan prior to the December 7, 2020, meeting. Discussion will be continued to that date.

UNFORESEEN:

114 UNION STREET - 40B ZBA FILING

Mr. Chisholm reviewed the application that was filed with the Zoning Board of Appeals. He raised concerns over streams and piping adjacent to the site.

The Commission will send a memo to the ZBA, Select Board and Mr. McKay of the DPW with a recommendation that the 114 Union Street developer have his/her engineer determine if there will be flooding impacts to the property when subject to a 100-year storm; especially if there will be new drain connection(s) to the existing pipe. Another potential issue is if the pipe was built approximately 80 years ago and a new connection is made, the contractor must be very careful and ensure that the existing pipe is not weakened by the connection. If the pipe loses some effective size due to soil seeping into the pipe, a 100-year storm could increase the flood elevation upstream in addition to the subject property which could be problematic.

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OTHER BUSINESS:

TREE DAMAGE/DOWNED TREES ON CONCOM PROPERTIES

The Commission was notified of tree damage on some of the ConCom properties from the last wind storm. The scout shelter at 72 Pleasant Street (Verderber Farm) was crushed by a fallen tree. A site visit was scheduled for Saturday, November 7, 2020, at 9:00am for this and other ConCom properties.

**REGENCY AT GLEN ELLEN – TOLL BROS.
POSTING OF RULES/SIGNAGE**

The Commission discussed the posting of rules by Toll Brothers for the walking trails. Mr. Merchant will be asked to discuss this at the meeting on December 7, 2020.

CONSERVATION COMMISSION MEMBERSHIP

Mr. Scott McPhee attended the meeting to learn more about the Commission as he is considering joining as a member. He will attend the December 7, 2020, meeting.

MINUTES

A motion was made by Dr. Lederer, seconded by Ms. Gavin, to approve the ZOOM regular session minutes from October 5, 2020 as written. By Roll Call Vote: Lederer – aye; Chisholm – aye; Gavin – aye; Hayes – aye; Lee – aye; Steadman - aye. The motion passed unanimously.

Scheduled Conservation Commission Meetings: December 7, 2020

There being no further business, a motion was made by Mr. Chisholm, seconded by Mr. Lee, to adjourn the remote meeting at 8:08 p.m. By Roll Call Vote: Lederer – aye; Chisholm – aye; Gavin – aye; Hayes – aye; Lee – aye; Steadman – aye. The motion passed unanimously.

Respectfully submitted,

*Camille Standley,
Administrative Assistant*