

Sutton Conservation Commission

Order of Conditions-Special Conditions

Applicant Name: Project Address: DEP #
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Pre Construction

1. Any change of successor or successor in control of this project shall be submitted in writing to the Sutton Conservation Commission. The request shall include all changes, however minor, to the design plans cited in this order. Prior to any work commencing the conservation commission shall determine if proposed changes to the project require the filing of a new Notice of Intent or a Request for Amendment to the Order of Conditions. A pre-construction conference shall be scheduled at the regularly held Commission meetings for the board to review the project with any new parties. i. e. Change of ownership or controlling interest and/or engineer and/or general contractor.
2. Prior to the pre-construction meeting and any work commencing on the site, a sign of minimum size two (2) feet x two (2) feet shall be displayed so as to be clearly visible from the street showing D.E.P. File No. _____.
3. This order shall be recorded on the deed to all individual lots related to the project.
4. Wetlands Flagging spaced at intervals, by a qualified Wetland Scientist, no greater than 25 feet apart shall identify the boundaries of all wetland resource areas. Flagging used to identify the wetland resource area shall be of a color different from any other flags used on the site. These flags are to be clearly marked and numbered with a permanent medium exactly as they are surveyed on the plan cited in this order.
5. Erosion and control measures shall be placed at a minimum distance of five (5) feet from the delineated wetland line cited on the plan in this order. These measures will include the installation of a siltation fence entrenched six (6) inches and placed directly behind the double staked hay bales, on the upland side, five feet from the delineated wetland line on the plan cited in this order. Erosion and sedimentation controls shall be in accordance with the plan cited in this order or as deemed needed and appropriate by the Sutton Conservation Commission to control potential run-off damage. In addition to required haybales and silt fencing, applicant shall stabilize all exposed slopes or disturbed surfaces likely to contribute to erosion runoff. For shallow slopes (3:1 or flatter), and those slopes of fifty (50) feet or less, which may remain exposed for greater than one week, but less than one month, applicant shall apply hydroseeding, hay mulch, or plastic netting to keep mulch and/or straw down, or other such tackifier. For steeper slopes (3:1 or steeper), and those slopes of fifty (50) feet or more, which may remain exposed for one month or more, applicant shall apply straw blanketing tacked with plastic mesh, coir blankets or mats of coconut fiber or other such similar erosion control. These measures shall be applied to the full transverse length of the slope. Prior to the commencement of any work the construction and placement of all erosion and sedimentation control measures are to be certified in writing, to the commission, by a qualified wetland scientist or environmental engineer. A Sutton Conservation Commissioner or the commission's designated professional representative shall confirm the certification.
6. The applicant shall notify the Sutton Conservation Commission in writing of the name, address, and business and home telephone numbers for the project supervisor, or any contractor who shall be responsible for ensuring compliance with this Order. The contractor employed to execute the project shall be provided a copy of this order and thereafter-said contractor may be held jointly responsible for any violations and the penalties under law for said violations. The contractor working on a site must be given a copy of the Order Of Conditions and have it on site at all times, while work is being conducted.
7. The applicant shall submit to the Sutton Conservation Commission a schedule of major events in the project.
8. In accordance with the General Condition 8 on page 2 of the Department of Environmental Protection Order of Condition form WPA Form #5, this Order must be recorded at the Worcester Registry of Deeds prior to commencement of any work. The Sutton Conservation Commission shall be notified that The Order has been so recorded not later than 10 days from the mailing date of this order. No activity shall commence until the Order has been recorded and the 10-day appeal period has passed. Failure to comply with this condition shall be considered cause for revocation of the Order.

During Construction

9. Any and all changes to this plan or deviation in construction from the plans shall be requested in writing to the Sutton Conservation Commission. At the public hearing the Sutton Conservation Commission shall determine if said change is substantial enough to require filing of a new Notice of Intent.
10. The contractor or site engineer in charge of the work on the site shall have a copy of this Order and a copy of the approved drawings and plans available on the site at all times.
11. The Sutton Conservation Commission and its agents shall have the right to enter and inspect the property at any time for compliance with the conditions of this Order, the Act and the Wetlands Regulations, 310 CMR 10.00, and the Sutton Wetlands Riverfront District Administration Bylaw, and shall have the right to request and receive any additional data or documentation that it deems necessary for that evaluation.
12. In case of emergencies, problems, or the need to discuss site conditions with the Sutton Conservation Commission, (508-865-8728), the contact person is:

Francis Gatto	508-865-0485	Mark Briggs	508-865-7839
Jack Sheehan	508-234-3406	Joyce Smith	508-865-5502
Daniel Rice 508-865-9350			
13. Flag lines are to be maintained at all times. A qualified professional designated by the applicant and approved by the Sutton Conservation Commission shall regularly inspect the flags. At the regular inspection flags shall be verified as in place in accordance with the plan cited in this order. Any missing flags shall be replaced.
14. Additional sedimentation and erosion control devices shall be kept on site at all times for repair and maintenance of the existing controls.
15. Failure of any sedimentation or erosion control measure or any construction related event that results in impact to a protected resource area shall be reported to the Sutton Conservation Commission immediately. A qualified wetland specialist approved by the commission shall inspect and assess the impact, recommend mitigation measures and supervise any necessary action. The result of the inspection, assessment, recommendations and actions shall be reported in writing to the Sutton Conservation Commission.
16. During all phases of construction, all disturbed or exposed areas shall be brought to finished grade and either A) permanently stabilized in accordance with the sedimentation and erosion control plan cited in this Order and NRES procedures or, B) Areas that cannot be permanently stabilized within 30 days of disturbance shall be stabilized using accepted best method practices approved by the Sutton Conservation Commission. All exposed soil shall receive a minimum of 6 inches of loam or topsoil prior to seeding and final stabilization. All exposed slopes must be stabilized by plantings, jute, mats, hydroseeding, etc.
17. No construction equipment shall be refueled or parked at any time within the buffer zone. No equipment is to enter the site except by the access route specified on the plans and no equipment is to enter or cross a wetland resource area at any time.
18. All plantings and replication areas must be provided moisture and nutrients, on a regular basis, in order to insure survival success. No trees with a caliper diameter in excess of five (5) inches shall be cut or removed until and unless a replanting plan, indicating at minimum 1:1 replacement, be filed and approved by the Commission.
19. Cement trucks shall not be washed out in any wetland resource of the Buffer Zone area on or into any drainage system. Any deposit of cement or concrete products into a Buffer Zone or wetland resource area shall be immediately removed.
20. All plantings and replication areas must be provided moisture and nutrients, on a regular basis, in order to ensure survival success.

21. All stockpiled materials shall be located outside of the wetland resource area and the 100 foot buffer zone and shall be stabilized to prevent erosion and sedimentation into the wetland resource areas.

22. SPECIAL CONDITIONS FOR MONITORING AND REPLICATION PLANS

- A) The applicant shall hire qualified professional monitor to oversee the crossing construction. Said monitor shall be on site to certify the proper procedures have been applied in the following areas:
1. Installation of erosion control measures
 2. Installation of flume pipe
 3. Installation of Box Culvert
 4. Construction of retaining wall (s)
 5. Final grading of soils
 6. Construction and planting of the replication area

A final report shall be submitted to the Sutton Conservation Commission and Natural Heritage certifying the project is in compliance with the protocol. The environmental monitor shall provide a bio or resume reflecting a proven record in the area of wetland science and be currently and actively working in that field.

- B) For the replication area, the herbaceous layer shall be purchased New England Wetland mix and healthy nursery stock.
- C) NO road salt shall be permitted of used within 50 feet of any streambed.

Post Construction

1. The applicant shall submit to the Sutton Conservation Commission a written request for a Certificate of Compliance. The request must include as- built plans signed and stamped by a licensed professional engineer. The as- built must include in detail all changes to original plans and explanations for changes performed without notifying the Sutton Conservation Commission.
2. Within 30 days of receipt of the request for the certificate of compliance the Sutton Conservation Commission will hold a site visit with a quorum of the commission present. At that visit the commission will determine the project is in compliance with this Order and issue a Certificate of Compliance or identify non-compliant areas. Any determination other than compliance will require immediate remediation by the applicant, resubmission of the request for the Certificate of Compliance including updated information and repeat of the process and time periods stated above.