

Essex Conservation Commission

October 6, 1998 - Minutes

Present: Edwin Perkins, Chairman, R. Jeffrey Lyman, Edith Messersmith, Peter Perrigo.

Meeting called to order at 7:35 p.m.

The Commission was requested by H. Raymond Goodman to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for deep hole and percolation testing at 34 John Wise Avenue.

Raymond Goodman told the Board that he has had the wetlands flagged and would like to go in and do soil and percolation testing. The testing will be done in an upland area near the abutting property belonging to Joseph Ginn. Perkins questioned why he was not testing on the upland area further to the rear of the property. Goodman said it would be crossing the wetland all the way, so he did not think it was feasible. It was noted that Seekamp did the flagging.

Messersmith moved to issue a negative Determination to H. Raymond Goodman for soil testing at 34 John Wise Avenue, seconded by Perrigo, with the Board voting unanimously in favor.

A public hearing was held at 7:43 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Bell Atlantic covering the construction of a 4'x7' concrete pad at 5 Spring Street.

William Gurczak represented Bell Atlantic. He told the Board they would like to construct a 4'x7' concrete pad to hold an air conditioning condenser. It was noted that the stream that is located to the rear of the building is an intermittent stream. Lyman asked why the air conditioning unit was not put on the roof or away from the wetlands. Gurczak said the pad was put to the rear of the building to prevent any complaints from the neighbors.

With no further questions from the Board or the public, Lyman moved to close the public hearing for Bell Atlantic, seconded by Perrigo, with the Board voting unanimously in favor.

Perrigo moved to approve the Minutes of meetings of June 2, 1998, June 16, 1998, July 7, 1998, and August 4, 1998, seconded by Messersmith, with the Board voting unanimously in favor.

Page Two  
October 6, 1998

A public hearing was held at 8:15 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Robert King covering the construction of a holding tank within 100 feet of a coastal marsh at 25 Robbins Island Road.

Engineer Clay Morin, Morin Engineering, represented King. Morin told the Board there is a cess pool located where they wish to put the holding tank. The area is within 19 feet of the saltmarsh. The manhole for the holding tank will be two to three inches above grade, therefore King would like to put timbers around the area to create a garden. The tank buoyancy calculation is as follows: downward force = 39,786 lbs., upward force = 45,165 lbs., with a safety factor of 1.2, which is a requirement of the Board of Health. Morin indicated that when they commence excavation, they will have someone inspect it. Perkins told Morin that they will probably require tie-downs in the Order of Conditions.

Perrigo moved to close the public hearing for Robert King, seconded by Messersmith, with the Board voting unanimously in favor.

A public hearing was held at 8:25 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Cape Ann Golf Course covering the expansion of an existing pond and replacement of an existing pump house at 99 John Wise Avenue.

George Stavros, owner of Cape Ann Golf Course, told the Board they would like to expand their present irrigation pond and construct a new cement-block pump house 10-15 feet from the water line. Perkins asked what they would be doing with the spoil. Stavros said they would like to use some of it, but some they will try to sell. It was noted that the spoil would have to be stockpiled outside of the buffer zone. The expansion of the pond will take place during the dry season. Stavros also asked if they could include maintenance of the pond and pump house in the Order of Conditions.

With no further questions from the Board and the public, Lyman moved to close the public hearing for Cape Ann Golf Course, seconded Messersmith, with the Board voting unanimously in favor.

Page Three  
October 6, 1998

The Order of Conditions was written for Cape Ann Golf Course, 99 John Wise Avvnue.

Lyman moved to approve the proposed project for Cape Ann Golf Course, 99 John Wise Avenue, as submitted in the Notice of Intent, seconded by Messersmith, with the Board voting unanimously in favor. Lyman will be the Commission's representative for the project.

The Order of Conditions was written for Robert King, 25 Robbins Island Road.

Perrigo moved to approve the proposed project for Robert King, 25 Robbins Island Road, as submitted in the Notice of Intent, seconded by Messersmith, with the Board voting unanimously in favor. Perrigo will be the Commission's representative for the project.

The Order of Conditions was written for Bell Atlantic, 5 Spring Street.

Perrigo moved to approve the proposed project for Bell Atlantic, 5 spring Street, as submitted in the Notice of Intent, seconded by Lyman, with the Board voting unanimously in favor.

A public hearing was held at 8:45 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Glenn Muise covering the upgrade of a septic system and the relocation of 30 feet of driveway at 77 Wood Drive.

As there was no representation for this hearing, Lyman moved to continued the public hearing to Tuesday, October 20, 1998, at 7:35 p.m., seconded by Edith, with Lyman, Messersmith, and Perkins voting in favor; Perrigo voted present.

Messersmith moved to adjourn the meeting ay 8:55 p.m., seconded by Perrigo, with the Board voting unanimously in favor.

Prepared by:



Gillian B. Palumbo  
Administrative Clerk

Attest: