

Essex Conservation Commission

December 21, 1999

Present: Edwin Perkins, Chairman, Robert Brophy, Wallace
Bruce (7:45 p.m.), Stephen Gersh, Peter Perrigo.

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

A public hearing was held at 7:36 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Robert Landry for the construction of a 30'x24' storage barn at 164 Main Street.

Landry told the Board he would like to construct the barn for storage of antiques. The exterior of the barn will look the same as the shop and will have a pitched roof. The distance from the barn to the edge of the marsh is 20 feet. The foundation for the barn will be sono tubes, and the height will be one and one half stories. The upland area where the barn is to be placed is flat. The driveway to the shop is paved, and Landry said he will continue the driveway to the barn.

With no further questions from the Board or the public, Perrigo moved to close the hearing for Robert Landry, 164 Main Street, seconded Gersh, with Perkins, Gersh, Brophy and Perrigo voting in favor.

The Commission was requested by Stanley Collinson to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for the construction of a 10'x11' addition and a 12'x17' deck at 89 Choate Street.

Peter Meyer represented Collinson. Meyer told the Board the addition is to one corner of the house with an attached deck. The grade is level and then slopes down to the pond in front of the house. The corner of the deck is about 90 feet from the water's edge. The addition will have a two-sided post wall and the deck will have three sono tubes and ledges on the building. Meyer said he would consider hand-digging the post holes but the Board felt it was not necessary.

With no further questions, Perrigo moved to issue a negative Determination to Stanley Collinson, 89 Choate Street, seconded by Gersh, with the Board voting unanimously in favor.

The Order of Conditions was written for Robert Landry, 164 Main Street.

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Gersh moved to approve the construction of a storage barn for Robert Landry, 164 Main Street, seconded Perrigo, with the Board voting unanimously in favor.

Additions to the Special Conditions boilerplate are as follows:

1) Correctly installed bio fence. 2) Inspection of the fence installatiojn shall be made prior to commencement of work. 3) The driveway to the barn must be paved. 4) Machinery must be placed upward from the marsh.

A public hearing was held at 8:00 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Nelson Emmons for a septic upgrade at 172 Southern Avenue.

William Perkins represented Emmons. Perkins told the Board that the Notice of Intent was filed for a septic upgrade for the present system, which is a cesspool. The proposal is for the installation of a temporary tight tank, which will be within 100 feet of the edge of the flagged wetlands. Soil tests were dug on a neighbor's property, which did perk. Perkins added that they will be talking with the neighbors to see about purchasing the site if an acceptable price can be agreed to. If a leaching field can be installed, then the tight tank will become part of the septic installation. Perrigo asked if there would be any grading around the tank. Perkins said they will have to raise the ground elevation. Brophy asked if flotation of the tank is possible. Perkins said no.

With no further questions from the Board and the public, Brophy moved to close the public hearing for Nelson Emmons, seconded by Perrigo, with the Board voting unanimously in favor.

The Order of Conditions was written for Nelson Emmons, for property at 172 Southern Avenue.

Brophy moved to approve the installation of a tight tank for Nelson Emmons for property at 172 Southern Avenue, seconded by Bruce, with the Board voting unanimously in favor.

Additions to the Special Conditions boilerplate are as follows:

1) The Bio fence must be installed correctly and inspected by the Commission's representative prior to the commencement of work. 2) The Commission's representative should observe the installation of the tight tank to be sure the soil is suitable to support the tank.

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The Board felt a letter should be sent to Richard O'Donnell, 48 Belcher Street, regarding the installation of the driveway into the property, regulated by Order of Conditions D.E.P. File Number 21-359. A site visit was made to the property and it was found that the retention area was not working properly, due to the amount of silt run-off on to Belcher Street. The Board requested in their letter that the area be corrected by O'Donnell and his engineer as soon as possible, in order that one hundred percent of the run-off down the driveway enters the retention pond and does not flow into Belcher Street. The correction must be made, even if it means the regrading of the driveway and the installation of a grated culvert across the driveway where it enters Belcher Street.

Gersh moved to approve the Minutes of the meetings of September 21, 1999, October 5, 1999, October 19, 1999, and November 16, 1999, as read, seconded by Perrigo, with the Board voting unanimously in favor.

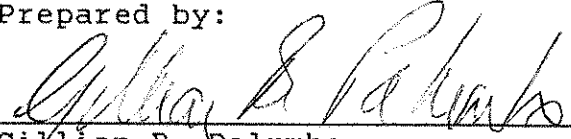
A building permit application was submitted for review for Mark and Ann Buckley, 3 Orchard Road. As no wetlands issues were involved, Perrigo moved that Chairman Perkins sign the application, seconded by Bruce, with the Board voting unanimously in favor.

The Board approved the issuance of a Cease and Desist Order to Douglas and Kristy Camp, 138 Western Avenue, for stockpiling of material within the buffer zone on the south side of the garage and continuing to fill in on the north side of the garage.

Brophy moved to adjourn the meeting, seconded by Perrigo, with the Board voting unanimously in favor.

Meeting adjourned at 9:05 p.m.

Prepared by:



Gillian B. Palumbo
Administrative Clerk

Attest: