

Essex Conservation Commission

June 6, 2000 - Minutes

Present: Edwin Perkins, Chairman, Robert Brophy, Wallace Bruce, Stephen Gersh, Peter Perrigo. *

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

A public hearing was held at 7:35 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Walter M. Rich for the removal and reconstruction of a 20'x34' two-story barn/garage at 16 Water Street.

Rich told the Board that he has an existing barn/garage, 20'x34' in size, which, due to its condition, is not feasible to build on, so he would like to demolish it and reconstruct the barn within the same footprint, more or less. He would like to move the new construction away from the neighbor's boundary line, as it presently sits on the line. The new barn will be 1.5 stories high, where the existing one is 2.5 stories. The foundation will be below the frost line, and the excavation for this can be done from the existing driveway. Joyce Wood, an abutter, told the Board her property is presently being surveyed, and therefore, the barn will either be on the property line or away from it. It was noted that the plan Rich presented showed a buffer line of 150 feet, but which should have been 100 feet. Rich noted that he could rebuild the barn on the existing foundation, but would like to move it to avoid the present situation with the neighbor's property.

With no further questions from the Board or public, P. Perrigo moved to close the public hearing for Walter Rich, 16 Water Street, seconded by Gersh, with the Board voting unanimously in favor.

A Request made by Sarah Henderson for the Commission to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for the addition of a 12'x30' deck to the existing dwelling at 6 County Road was heard at 7:50 p.m.

The Board was told the deck, 12'x30' in size, is an addition to the existing dwelling. It is 35 feet from an intermittent stream. The deck will be built on sonotubes with a post hole digger being used for the footings. It was noted that a drainage ditch starts at Turf Meadow and flows down to County Road.

Gersh moved to issue a negative Determination to Sarah Henderson,

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6 County Road, seconded by W. Bruce, with the Board voting unanimously in favor.

A continuation of a public hearing was held under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Nancy E. Deville and John A. Davis covering the reconstruction of an existing single family residence at 18 Coral Hill.

A letter was received from Robert Griffin, Griffin Engineering Group, LLC, requesting a four week continuation of the hearing as they are working with the Planning Board and neighbors regarding the proposed improvements.

P. Perrigo moved to continue the public hearing for Nancy DeVille and John Davis to July 11, 2000, at 7:35 p.m., seconded by W. Bruce, with the Board voting unanimously in favor.

John Henderson met with the Board to request an extension to his Order of Conditions for the driveway on his property on Southern Avenue.

S. Gersh moved to extend the Order of Conditions for John Henderson for the driveway to his property on Southern Avenue, seconded by W. Bruce, with the Board voting unanimously in favor.

A request for a Certificate of Compliance was made by Jonathan and Laura Matson, 63 Harlow Street, for Order of Conditions D.E.P. File Number 21-373.

P. Perrigo moved to issue a Certificate of Compliance to Jonathan and Laura Matson, 63 Harlow Street, certifying that the work regulated by Order of Conditions D.E.P. File Number 21-373 has been satisfactorily completed, seconded by R. Brophy, with the Board voting unanimously in favor.

A request for a Certificate of Compliance was made by Cheryl Amicone, 27 Harry Homan's Drive, for Order of Conditions D.E.P. File Number 21-213.

P. Perrigo moved to issue a Certificate of Compliance for Cheryl Amicone, 27 Harry Homan's Drive, certifying that the work regulated by Order of Conditions D.E.P. File Number 21-213 has been satisfactorily completed, seconded by R. Brophy, with the Board voting unanimously in favor.

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Requests for Certificates of Compliance were made by Sandpiper GJM, Inc., 91 Main Street, for Orders of Conditions D.E.P. File Numbers 21-25, 21-117, and 21-315.

S. Gersh moved to issue Certificates of Compliance to Sandpiper GJM, Inc., certifying that the work regulated by Order of Conditions D.E.P. File Number 21-25 never commenced, and that the work regulated by Orders of Conditions D.E.P. File Numbers 21-117 and 21-315 has been satisfactorily completed, seconded by W. Bruce, with the Board voting unanimously in favor.

A building permit application submitted by Kevin Place, 42 Story Street, for the construction of a pool and deck was reviewed by the Board. As there would be no wetland violations, the application was signed by Chairman Perkins.

A building permit application was submitted by John Papps, 39 Wood Drive, to enclose a screened porch. Papps had discussed with the Board at a previous meeting the replacement of a lally column beneath the porch. The Board had indicated to him that a Request for a Determination of Applicability would be required. Papps changed his mind regarding the installation of a new lally column, and so the Board felt a letter should be sent to the Building Inspector stating that any work, other than the enclosure of the screened porch, will require a filing with the Commission. Chairman Perkins signed the application.

A subdivision plan for property of Joan Bucklin, 36 Story Street, was submitted by the Planning Board for the Commission's review and comments. The Board reviewed the plan and noted that the plan, as it stands, is outside of the jurisdiction of the Commission.

W. Bruce moved to approve the Minutes of the meetings of February 1, 2000, March 7, 2000, March 21, 2000, and April 4, 2000, seconded by P. Perrigo, with the Board voting unanimously in favor.

The Order of Conditions was written for Walter Rich, 16 Water Street.

R. Brophy moved to approve the reconstruction of a barn for Walter Rich, 16 Water Street, seconded by P. Perrigo, with the Board voting unanimously in favor. The Board added to the special conditions boilerplate that the property line should be

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established prior to the reconstruction.


The next meeting of the Commission will be July 11, 2000.

The Board wanted a letter sent to the Board of Selectmen recommending the shack on Hardy Lane be demolished due to its hazardous condition.

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

Meeting adjourned at 9:04 p.m.

Prepared by:



Gillian B. Palumbo
Administrative Clerk

Attest: