

Essex Conservation Commission

August 29, 2000 - Minutes

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

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

A Request made by Anthony Taliadoros for the Commission to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for the construction of a 35'x60' barn at 35 John Wise Avenue was heard at 7:40 p.m.

A. Taliadoros told the Board he has a big trailer box and truck body on the property, which he would like to clear out of the area, and construct a 35'x60' barn for storage of tractors and trailers. He noted that the Building Inspector did not feel there was a wetland problem. On the next property, a neighbor has been using a tractor and moving rocks around for a wall. He then had Joe Ginn look at the area, who also did not see a problem. E. Perkins said he looked at the property and observed a pond over 100 feet away, with some vegetation from the pond, and one concentrated area, which he pointed out to A. Taliadoros. Perkins said rather than have any problems, he suggested Mr. Taliadoros file a Request for a Determination of Applicability for the damp meadow on the other side of the wall. Richard Tomaiolo, 42 Spring Street, an abutter to the property, told the Board five years ago the area was flagged. He submitted a letter sent to the Planning Board in 1995 by Arlene Taliadoros regarding the development of R. Tomaiolo's property into two house lots adjacent to the Taliadoros property, and the drainage problems encountered there. R. Tomaiolo said he feels there are extensive wetlands along the wall. He also noted there is an ancient way along the wall, which he feels should be kept open instead of a barn being placed there.

P. Perrigo moved to postpone any action on the Request for Determination of Applicability for Anthony Taliadoros, 35 John Wise Avenue, until a majority of the Board has made a site visit to the property, seconded by W. Bruce. W. Bruce indicated he would like to have a plan showing the delineation of the area. W. Bruce, S. Gersh, E. Perkins, P. Perrigo voted in favor of the motion; R. Brophy opposed. A site visit will be made to the property on August 30, 2000, at 5:30 p.m.

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 James and Karen Ansara covering the construction of a wildlife pond/fire pond on a single family house lot at 3 Andrews Street, Assessors Map 6, Lot 19. Michael DeRosa, of DeRosa Environmental Consulting, Inc., represented the Ansaras. M. DeRosa told the Board the proposed project is to create approximately a 10,125 square feet wildlife/fire pond. A portion of the pond is within a wildlife habitat and a letter was received from the Division of Fisheries and Wildlife Natural Heritage and Endangered Species Program that this project may occur within the actual habitat of the spotted turtle, which is a state-protected species. They requested more information to make their determination. M. DeRosa said the pond required the alteration of approximately 2,700 square feet of bordering vegetated wetland associated with an existing intermittent stream, and they, therefore, will create approximately 3,600 square feet of new planting shelves around the pond, with a net increase of 900 square feet of new bordering vegetated wetland from the upland area. They will alter approximately 120 linear feet of inland bank, and will create approximately 350 linear feet, or a net increase of approximately 230 linear feet of inland bank. For erosion/sedimentation control, during construction pumped water filtration bags will be used to attenuate any sedimentation from the dewatering operation. A floating electric sump pump will be used to dewater the excavated area during construction, thereby removing the cleanest water from the excavation. Sedimentation barriers consisting of biofence will be installed along the downgradient side of the pond. The spillway will consist of a stone spillway set at Elevation 84.0. The spillway will also have a 12 inch PVC outlet pipe entering on one side with an outlet at Elevation 84.0. Water from the bottom of the pond will flow through the 12 inch pipe into the spillway at approximately Elevation 84. Low oxygen water from the bottom of the pond will be removed and oxygenated water will remain in the pond. A fire plug will be there, although it was not shown on the plan. M. DeRosa also noted that they are working on a conservation restriction for the property.

With no further questions from the Board or the public, S. Gersh moved to close the public hearing for James and Karen Ansara, seconded by P. Perrigo, with the Board voting unanimously in favor.

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 Donald Wolfe covering a septic system upgrade at

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86 Pond Street.

William Perkins represented Donald Wolfe. W. Perkins told the Board the proposed project is a repair of a septic system, with the new system being installed in approximately the same place as the prior one. The leaching field is 63 feet away from the resource area. An impervious barrier, 60 feet long, will be installed to cover the code in case of breakout. The existing septic system will be pumped and abandoned in accordance with Title V. The plan has been approved by the Board of Health.

With no further questions from the Board or the public, P. Perrigo moved to close the public hearing for Donald Wolfe, seconded by S. Gersh, with the Board voting unanimously in favor.

The Order of Conditions was written for James and Karen Ansara, 3 Andrews Street.

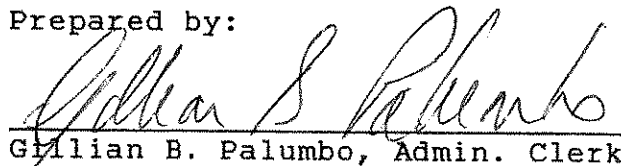
S. Gersh moved to approve the proposed project of James and Karen Ansara, 3 Andrews Street, for the construction of a wildlife/fire pond, seconded by W. Bruce, with the Board voting unanimously in favor. Special conditions to be added to the boilerplate are 1) Approval is given pending approval of the Division of Fisheries and Wildlife, and 2) All work must be performed as stated in the proposal accompanying the Abbreviated Notice of Intent.

The Order of Conditions was written for Donald Wolfe, 86 Pond Street.

P. Perrigo moved to approve the upgrade of a septic system for Donald Wolfe, 86 Pond Street, seconded by R. Brophy, with the Board voting unanimously in favor. Special conditions to be added to the boilerplate are 1) a siltation barrier, a biofence or locally grown haybales, must be installed on the northwest and west side of construction.

S. Gersh moved to adjourn the meeting, seconded by P. Perrigo, with the Board voting unanimously in favor. Meeting adjourned at 8:40 p.m.

Prepared by:

  
Gillian B. Palumbo, Admin. Clerk

Attest: