

Essex Conservation Commission

August 8, 2000 - Minutes

Present: Edwin Perkins, Chairman, Robert Brophy, Wallace Bruce, Stephen Gersh, Peter Perrigo, Thomas Prentiss, George Stavros.

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

A Request made by the Open Space Committee for the Commission to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for a pathway along Conomo Point Road was heard at 7:36 p.m.

S. Gersh removed himself from any discussion as he is a member of the Open Space Committee. Daphne Borden, representing the Open Space Committee, told the Board the Committee would like to construct a pathway on the left hand side of Conomo Point Road. The area is fairly open because of the Town, in the past, doing percolation testing, so they will not be taking down any trees, and will stay outside of the cranberry bog as far as they possibly can. The road will continue along Conomo Point Road until it reaches the Warren Family Trust property, where they will be getting an agreement between the Open Space Committee and the Warren Family Trust. D. Borden was asked if this agreement would be attached to the deed, but at this time she was not sure. D. Borden added that the pathway would then go over the little creek and continue to Sumac Drive.

After further review of the Request and plan, P. Perrigo then moved to issue a negative Determination to the Open Space Committee for the construction of a 'path to the Point', seconded by B. Brophy, with B. Brophy, W. Bruce, P. Perrigo, T. Prentiss, and G. Stavros voting in favor; S. Gersh abstained from voting.

George Fuller House, 148 Main Street - S. Gersh noted the former owners, Cynthia and Robert Cameron, had written a letter in 1997 stating that the garage would be converted to one handicapped accessible room, with workshop, and with no exterior work to be done. They indicated the wetlands were 128 feet away. Work has commenced under the new owner, Kathleen Ann Tilden, and it was found the current construction was 97 feet away from the wetlands and was also going up two stories.

A continuation of a public hearing was held at 7:50 p.m. 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

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covering the reconstruction of an existing single family residence at 18 Coral Hill.

A letter from Griffin Engineering Group was submitted to the Board on behalf of Nancy DeVille and John Davis requesting an extension of the public hearing until August 29, 2000, or the first meeting in September. It was noted that this time extension was necessary to allow for review and approval of the proposed project by the Planning Board.

P. Perrigo moved to continue the public hearing for Nancy DeVille and John Davis, 18 Coral Hill, to September 12, 2000, at 7:35 p.m., seconded by G. Stavros, with the Board voting unanimously in favor.

A request for a Certificate of Compliance was submitted to the Board by Philip and Paula O'Connell, 63 Pond Street. A site visit was made by E. Perkins. He noted that the area has been seeded, and reseeded again, and the galvanized posts specified in the Order of Conditions were in place.

T. Prentiss moved to issue Philip and Paula O'Connell, 63 Pond Street, a Certificate of Compliance certifying that the work regulated by Order of Conditions D.E.P. File Number 21-384 has been satisfactorily completed, seconded by S. Gersh, with the Board voting unanimously in favor.

Requests for Certificates of Compliance were submitted by James and Jill Periton for properties at 59 Wood Drive and 3 Moses Lane, and Jonathan and Ellen Hull, 105 Conomo Point Road.

P. Perrigo moved to issue Certificates of Compliance to James and Jill Periton, certifying that the work regulated by Orders of Conditions D.E.P. File Number 21-348 and 21-380 has been satisfactorily completed, and to Jonathan and Ellen Hull, certifying that the work regulated by Order of Conditions D.E.P. File Number 21-356 has been satisfactorily completed, seconded by W. Bruce, with R. Brophy, W. Bruce, S. Gersh, P. Perrigo and G. Stavros voting in favor; T. Prentiss voted present.

George Fuller House, 148 Main Street - Engineer Clay Morin, together with Architect Jeff Allsop and property owner Kathleen Tilden, met with the Board for a discussion on the proposed project. Morin told the Board he checked the panel on the Town Hall steps and submitted a plan showing the 100 foot buffer zone

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from the edge of the marsh, with the structure under construction labelled. Perkins said the project definitely requires the filing of a Notice of Intent. The building permit for the original project, issued in 1997/1998, had expired, and was signed off by the Commission on September 10, 1996 with the understanding that the reconstruction of the garage was for one handicapped unit, plus a workshop, and that all work was strictly interior work. It was also noted that on the plan submitted by the prior owners, the marsh was shown to be 128 feet away from the project site. Perkins added that he felt the building permit application should go back to the Planning Board for review. Building Inspector Robert Nelson said the present owners had called him for an extension of the building permit, which he granted. Perkins said the project has now changed, because the building is larger and therefore, foundation work needs to be done. It is no longer just interior work. A Notice of Intent will be filed for the project.

A request for a Certificate of Compliance was submitted by Philip Caponigro, 93 Choate Street.

G. Stavros moved to issue a Certificate of Compliance to Philip Caponigro, 93 Choate Street, certifying that the work regulated by Order of Conditions D.E.P. File Number 21-336 has been satisfactorily completed, seconded by T. Prentiss, with the Board voting unanimously in favor.

A request for a Certificate of Compliance was submitted by Anthony Rainone, 12 Patriot's Lane.

As a site visit had not been made at this time, G. Stavros moved to issue a Certificate of Compliance to Anthony Rainone, 12 Patriot's Lane, contingent upon all work being completed, seconded by S. Gerish, with the Board voting unanimously in favor.

R. Brophy moved to accept the Minutes of April 25, 2000 and May 16, 2000, as read, seconded by W. Bruce, with the Board voting unanimously in favor.

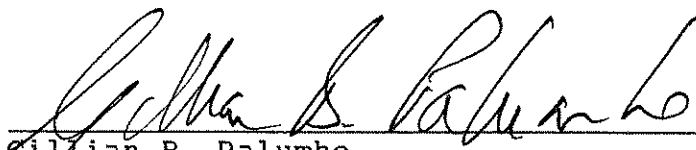
The Board said they would like to see plans of the paddock Suzanne Perlman, Deer Hill Farms, wishes to construct, to be sure it is outside of the wetland area near to the property. There should be no drainage into the wetland from manure storage.

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

Meeting adjourned at 9:05 p.m.

Prepared by:



Gillian B. Palumbo  
Gillian B. Palumbo  
Administrative Clerk

Attest: