

Essex Conservation Commission

August 7, 2001 - Minutes

Present: Edwin Perkins, Chairman, Robert Brophy, Wallace Bruce, Stephen Gersh, Philip Lake.

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

A continuation of 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 Eric Mears covering the construction of a single family dwelling, driveway, and septic system at 2 Brook Pasture Lane.

Cynthia Cameron, executrix for the estate of Blanche Nelson, and owner of the property, met with the Board to request a continuation of the hearing to the September 4, 2001, meeting.

S. Gersh moved to continue the hearing of Eric Mears, 2 Brook Pasture Lane, to September 4, 2001, at 7:35 p.m., seconded by R. Brophy, with the Board voting unanimously in favor.

A Request made by Donald and Ann McPhail for the Commission to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for the construction of a screened porch to the rear of the existing dwelling at 151 Main Street, was heard at 7:45 p.m.

Susan McPhail represented the applicant. The construction consists of a 16'x16' screened porch attached to the rear of the dwelling. The contractor, J. Mason Construction, will hand dig 8"x12" diameter holes for footings. The closest point of the porch to the edge of the marsh is approximately 92 feet. It was noted that the property is on a fairly high elevation.

S. Gersh moved to issue a negative Determination to Donald and Ann McPhail, 151 Main Street, for the construction of a screened porch to the rear of the existing dwelling, seconded by W. Bruce, with the Board voting unanimously in favor.

A request for a Certificate of Compliance was made by David Beauchamp, 4 Eastern Avenue, for Order of Conditions D.E.P. File Numbr 21-312.

R. Brophy moved to issue a Certificate of Compliance to David Beauchamp, 4 Eastern Avenue, pending a site visit by Edwin Perkins, to certify that the work regulated by Order of

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Conditions D.E.P. File Number 21-312, was satisfactorily completed, seconded by S. Gersh, with the Board voting unanimously in favor.

A request was made by Cape Ann Golf Course, 99 John Wise Avenue, for a three year extension to their Order of Conditions D.E.P. File Number 21-358.

R. Brophy moved to issue a three-year extension to the Order of Conditions D.E.P. File Number 21-358, issued to Cape Ann Golf Course, 99 John Wise Avenue, seconded by W. Bruce, with the Board voting unanimously in favor.

A continuation of a public hearing was held at 8:00 p.m. under the Wetland Protection Act, M.G.L. Chapter 131, Section, on a Notice of Intent filed by Suzanne Perlman for the construction of a barn and horse paddock at 8 Deer Hill Farm Road.

Kelly Martel of DeRosa Environmental Consulting, Inc., represented the applicant. K. Martel told the Board the continuation was for the purpose of answering some of the unresolved questions asked by the Board at their last meeting. The first question was in regard to the intermittent stream being drawn on the plan. This was done, and a revised plan was submitted showing the center line of the stream. The second question was in regard to a maintenance plan for the vegetated swale, which was proposed for the runoff from the paddock and pasture areas. A descriptive maintenance plan was submitted. The third question concerned the construction of the two-stall barn. K. Martel said she had spoken with Ms. Perlman, who told her the barn will be of wood construction. There will be no foundation, and the floor will be clay with sono tubes installed for support. The Board reviewed the revised plan. S. Gersh asked if Ms. Perlman was aware of her maintenance issue. K. Martel indicated they had sat down with the applicant and explained it.

With no further questions from the public or the Board, S. Gersh moved to close the public hearing for Suzanne Perlman, 8 Deer Hill Farms Road, seconded by W. Bruce, with the Board voting unanimously in favor.

Arthur Clarke, 84 Choate Street, met with the Board to discuss a problem with beavers that have created a dam preventing water from running through the road culvert down to the fire pond on Stanley Collinson's property across the street. A. Clarke noted

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that Mallory Loewe's septic system is being affected by the dam. He would like to hire Beaver Solutions to work on the problem. He was told to file a Notice of Intent.

Brian McCormick met with the Board to discuss the location of his well at 105 Choate Street. The well was placed, in error, fifteen feet within the 200 foot area for the Rivers Act. An Order of Conditions was already issued for the septic system. B. McCormick was advised to file a Request for a Determination of Applicability.

Amendment to Order of Conditions D.E.P. File Number 21-415 issued to Kevin Flaherty, 61 Harlow Street, for an addition to the existing dwelling.

S. Gersh moved to amend the Order of Conditions D.E.P. File Number 21-415 issued to Kevin Flaherty at 61 Harlow Street, to now include an addition to an existing dwelling, as specified on the site plan submitted with the Notice of Intent, seconded by W. Bruce, with E. Perkins, R. Brophy, S. Gersh, and W. Bruce voting in favor; P. Lake voted present.

A public hearing was held at 8:30 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by William Mahoney for a septic system upgrade at 20 Coral Hill.

As no representative for William Mahoney or the applicant appeared for the public hearing, the Board felt they should continue the hearing to the next meeting.

R. Brophy moved to continue the public hearing for William Mahoney, 20 Coral Hill, to September 4, 2001, at 7:45 p.m., seconded by S. Gersh, with the Board voting unanimously in favor.

The Order of Conditions was written for Suzanne Perlman, 8 Deer Hill Farm Road.

S. Gersh moved to approve the project at 8 Deer Hill Farm Road, as submitted in the Notice of Intent and revised plan, seconded by W. Bruce, with the Board voting unanimously in favor.

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

Meeting adjourned at 8:50 p.m.

Prepared by:

A handwritten signature in cursive script, appearing to read "Gillian B. Palumbo", written over a horizontal line.

Gillian B. Palumbo
Administrative Clerk

Attest: