

Essex Conservation Commission

October 8, 2002 - Minutes

Present: Wallace Bruce, Chairman, Robert Brophy, Philip Caponigro, Stephen Gersh, Samuel Hoar, Philip Lake

Chairman Wallace Bruce called the meeting to order at 7:35 p.m.

A request made by Brian Bernier for the Conservation Commission to Determine the Applicability of the Wetlands Protection Act, N.G.L. Chapter 131, Section 40, for the construction of a 20'x36' garage, driveway configuration and removal of asphalt at 1 Riverview Hill was heard at 7:36 p.m.

Architect Joseph Walker represented Mr. Bernier. Mr. Walker told the Board there is an existing house and porch connecting to an existing garage. The Berniers would like to build a new garage and use the existing garage as an exercise room. They would also like to remove the asphalt currently in front of the house. The garage will have a frost wall with a slab floor. The Board reviewed the plan accompanying the Notice of Intent. It was noted that there is a retaining wall and a roadway between the proposed project and the resource area.

With no further questions from the public or the Board, Stephen Gersh moved to issue a negative Determination to Brian Bernier, 1 Riverview Hill, for the construction of a garage, driveway configuration and removal of asphalt, seconded by Samuel Hoar, with the Board voting unanimously in favor.

A public hearing was held at 7:45 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Rod Fowkes for a septic system upgrade at 11E Gregory Island Road.

Tim Muldoon, of Apple Associates, represented Mr. Fowkes. Tim Muldoon told the Board the Notice of Intent was filed for the upgrade of the septic system - for the installation of the tank and pump chamber - to replace the existing failing system. The Board reviewed the plans. Mr. Muldoon was asked about the topography of the area. He said the area is quite flat, and goes from elevation 98 to 96 to the back of the house and running down to the lake. When questioned as to where material would be stockpiled, he felt the driveway could be utilized for that application.

Stephen Gersh moved to close the public hearing for Rod Fowkes,

Page Two
October 8, 2002 - Minutes

11E Gregory Island Road, for a septic system upgrade, seconded by Robert Brophy, with the Board voting unanimously in favor.

A continuation of a public hearing was held at 7:57 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Peter Van Wyck for removal of trees and grading on the west side of the pond at 9 Turtleback Road.

Chairman Wallace Bruce asked Commission Member Stephen Gersh to give a brief synopsis of the project to this point. Stephen Gersh then asked Peter Van Wyck for a site plan showing the delineation of the wetlands. Peter Van Wyck told him that a botanist was coming to the site on Thursday, so he will be prepared for the Commission to make their site visit. S. Gersh said the botanist needs to use the vegetation to determine where he will put the flags. It was noted that the distance from the pond to the wall was approximately 33' to 35'. S. Gersh also requested some core samplings. He said, "There is water coming off B.J. Frye's property and we have to determine where that is, so we need to have a drawing."

Samuel Hoar moved to continue the public hearing for Peter Van Wyck, 9 Turtleback Road, to October 22, 2002, at 7:45 p.m., seconded by Stephen Gersh, with the Board voting unanimously in favor.

A building permit application was submitted for review for James and Christine Georgoulakos for the construction of a single family dwelling at 34 Belcher Street. The Board reviewed the site plan and found no wetland issues. The application was signed.

A building permit application was submitted for review for Brian Setzer for the construction of a 27'x100' greenhouse at 69 Choate Street. The Board reviewed the plan and found no wetland issues. The application was signed.

A building permit application was submitted for review for Terminal Garage, Inc., for the construction of a steel storage building at 16 County Road. Wallace Bruce said he went to the site and found no wetland issues. The application was signed.

A building permit application was submitted for review for Mark and Judy Carbrey, for the construction of an in-ground swimming pool at 79 Choate Street. Philip Caponigro made a site visit and found no wetland issues. The application was signed.

Page Three
October 8, 2002 - Minutes

A building permit application was submitted by David and Kimberly Jermain for the Board's review for the construction of a 1.5 story barn at 15 Apple Street. Philip Lake said he made a site visit, but found the wetlands were over 100 feet away from the project site. The new barn will be constructed where the existing building is. The application was signed.

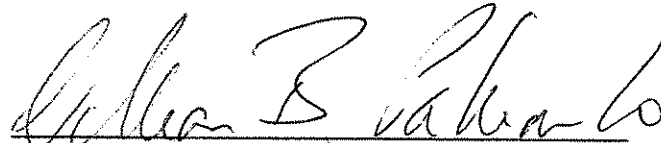
James Ansara, 3 Andrews Street, met with the Board to discuss construction of a barn. The Board said he should file a Request for a Determination of Applicability for the work.

The Board signed a Bills Payable Voucher and Payroll Voucher.

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

Meeting adjourned at 9:15 p.m.

Prepared by:



Gillian B. Palumbo
Administrative Clerk

Attest: