

Essex Conservation Commission

July 15, 2003 - Minutes

Present: Wallace Bruce, Chairman, Robert Brophy, Stephen Gersh, Samuel Hoar, Philip Lake, Shirley Singleton.

Meeting called to order at 7:39 p.m.

A request made by Holden Essex, LLC., for the Commission to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for the installation of a two-pier foundation for a propane gas tank at 3 Scot's Way was heard at 7:40 p.m.

Charles Holden of Holden Essex LLC told the Board the proposed project consists of the installation of a two-pier foundation for the placement of a propane gas tank. The excavation will be limited to two holes, approximately 10x14x5 foot, to pour footings. The resulting foundation will be 1'6"x10' on each end directly next to the existing foundations. The Board reviewed the Request and plan.

Stephen Gersh moved to issue a negative Determination to Holden Essex, LLC., 3 Scot's Way, for the installation of a foundation, seconded by Samuel Hoar, with the Board voting unanimously in favor.

Thomas Weinberg met with the Board for a building permit application review for the construction of a 28'x38' addition at 156R Eastern Avenue. The existing dwelling is approximately 166-feet from the brook, which was determined to be an intermittent stream. The new construction will move closer to the resource area by 40-feet. The building permit application was signed.

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 Peter Van Wyck for construction of portions of leaching facilities and associated grading (Lot 35), construction of a single family dwelling, utilities, and grading (Lot 38), construction of a single family dwelling, septic tank, driveway, utilities and grading (Lot 39), at Turtleback Road.

Mr. Van Wyck told the Board the Department of Environmental Construction has issued a File Number, but they have issues with work on Lots 38 and 39. The Department of Environmental Protection noted on their File Number Notification Form that the work on Lot 38 is too close to the wetland (4-feet) away, and on

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Lot 39, the work is too close to the wetland (5-feet away). In both cases the Department of Environmental Protection requested Mr. Van Wyck to reconfigure to provide a wider, undisturbed buffer. Mr. Van Wyck said that presently the plan is before the Board of Health, and he indicated he may have to request a variance for the septic systems. He added that the Board of Health is not happy with having a septic system situated on a lot line.

Robert Brophy moved to continue the public hearing for Peter Van Wyck for Lots 35, 38, and 39, Turtleback Road to Tuesday, September 9, 2003, at 7:45 p.m., seconded by Samuel Hoar, with the Board voting unanimously in favor.

Mark and Joanne Jordan, 164 Western Avenue, submitted a building permit application for review for the demolition of an existing house and the reconstruction of a single family dwelling on the existing footprint with a small addition added. Chairman Wallace Bruce said he looked at the site and found no wetlands issued. The building permit application was signed.

A building permit application was submitted for review by Lana Phillips, 23 John Wise Avenue, for the construction of a handicap ramp from the house to the driveway. Chairman Wallace Bruce made a site visit and found no wetlands issues. The building permit application was signed.

The Order of Conditions was written for Jonathan and Claire Spofford. Stephen Gersh moved to approve the proposed project of Jonathan and Claire Spofford for the construction of a single family dwelling at 1 Tara Road, seconded by Robert Brophy, with the Board voting unanimously in favor.

A building permit application was submitted for review by Ken and Holly Riehl, 129 John Wise Avenue, for the construction of an addition. As there were no wetlands issues the building permit application was signed.

Building permit applications were submitted for review by Innovative Properties, Inc., for the construction of single family dwellings on Lots 10A and 10B, Shea Court. As an Order of Conditions had been issued for construction on Lot 10B, the building permit application was signed. The Board felt they could not sign off on Lot 10A until a site visit was made.

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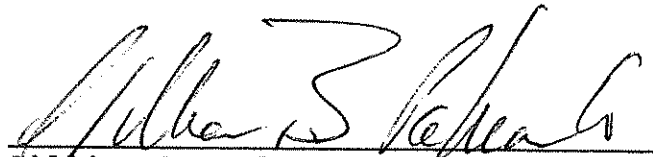
A building permit application was submitted for review by Sandy and Diane Patrican for the installation of a 24'x38' in-ground pool at 107 Belcher Street. As there were no wetlands issues, the building permit application was signed.

A building permit application was submitted for review by Josh and Sarah Adams for the installation of a shed at 61 Story Street. The Board will make a site visit prior to signing the building permit application.

Samuel Hoar moved to adjourn the meeting, seconded by Philip Lake, with the Board voting unanimously in favor.

Meeting adjourned at 9:00 p.m.

Prepared by:


Gillian B. Palumbo
Administrative Clerk

Attest: