

Meeting Minutes  
Essex Conservation Commission  
May 22, 2007; 7:30 pm  
T.O.H.P. Burnham Public Library

Commissioners

Present: Wallace Bruce, Chairman  
Robert Brophy, Elisabeth Frye, Shirley Singleton  
Absent: Philip Caponigro, S. Gersh, J. Rynkowski  
Quorum: Yes  
  
Clerk: Deborah Cunningham

The following building applications were reviewed:

D. Cunningham presented a building application for **94 John Wise Avenue** on behalf of homeowner Peter Kellerman for the removal of an existing entry and deck and construction of one new entry, green house, and porch to an existing single family. After review the plan was approved and signed by W. Bruce.

Charles Ronchetti, homeowner, presented a building application for **7 Hardy Lane** for the repair of a deck footing. After review, the plan was approved. Mr. Ronchetti did not have his application form and the Commission agreed that D. Cunningham could initial the form during office hours.

Greg Mahoney, homeowner, of **39 Luftkin Street** for construction of a new single family residence. After review, the plan was approved and signed by W. Bruce.

Appointments:

Sara Jansen of the (name unclear) National Wildlife Refuge, and a member of the Mass Audubon Society presented a plan to control the spread of the invasive plant pepperweed which has been found in a number of areas in Essex on public land. They advised that if the plant was found on private land, they would contact the owners to discuss the removal to help stop the spread. Arrangements have been made for the Boy Scouts and Girl Scouts to do this work which will involve pulling the plant by hand and there will be no cost to the town or the Commission. The Commission advised that this would not be a problem and would not require any filings as the work would be done by hand and not require any invasive equipment. The Commission recommended that Paul Goodwin be contacted to see if the town could burn the plant. The Commission requested that they be contacted when the project was started.

#### Public Hearings:

A public hearing was continued at 8:00 pm for an **Abbreviated Notice of Resource Area Delineation** filed by Essex Marina Corp. for **35 Dodge Street**. Wetlands & Land Management, Inc. presented a plan which was modified after recommendations made by Rimmer Environmental, Inc. Bill Manuell and Mary Rimmer were present. Ms Rimmer pointed out specific changes that were made to the original delineation. The Commission agreed to approve the plan as submitted. A letter will be issued to the applicant. A motion to close the hearing was made by S. Gersh, seconded by S. Singleton and passed by unanimous consent.

A public hearing was opened at 8:45 pm for a **Notice of Intent** filed by Cottage Realty, Inc. by Coneco Engineers & Scientists, Inc. for the installation of five (5) tight tanks for Title V remedial compliance at **Cross Island** and Conomo Point Road. Mr. John Spink represented the applicant and explained that the tight tanks were the only way to meet the Title V requirements. The homes are used only on a seasonal basis and only by the owners. The tanks will be emptied by way of a pump system onto a boat which will then take the waste to a truck on the mainland. A maintenance plan was in place and the Board of Health was reviewing the plans. R. Brophy expressed concerns about the spillage when pumping from the tanks to the dock. Mr. Spink explained that the power would only be on when it was being pumped and it would be equipped with anti-siphoning equipment as well. The tanks will have alarms to alert when they are 2/3 full and then will have a cut off to shut off the water supply if not emptied so they cannot over flow. The Commission agreed that at this time an Order of Conditions could not be issued as there were too many outstanding issues. A motion to continue the hearing until June 5 was made by E. Frye, seconded by S. Gersh and passed by unanimous consent.

#### Business:

A request was submitted for Certificates of Compliance on DEP 021-0465 and 021-0508 **Lot 38 Turtleback Road**. After a review of the as built plan submitted by Myles Cambridge, the Commission determined that a Certificate could be issued for 021-0508 and a partial certificate could be issued for 021-0465 referencing only Lot 38. It was requested that Mr. Cambridge provide a letter from the engineer, as outlined in the Order of Conditions, for the issuance of the certificate of compliance. Mr. Cambridge advised he would have that forwarded to the Clerk. There were two additional Orders of Condition which are outstanding and the Commission determined they could not decide on 021-0164 and 021-0165 at this time. Mr. Cambridge advised that Peter Van Wyck's attorney had told him that he would be stepping in on Mr. Van Wyck's behalf to clear up these outstanding orders. A motion was made by S. Singleton to accept the as built plan and issue the certificates, seconded by S. Gersh and passed by unanimous consent.

A plan was reviewed at the request of the Planning Board for 8 Luftkin Street. An email will be sent to the Planning Board advising that the Commission has no comments on the plan.

W. Bruce requested the Commission review and sign a plan on **132 John Wise Avenue**. The Commission agreed on the plan and a letter will be sent to the homeowners outlining what was agreed to at the site visit.

The Commission approved the payroll and expense reports as presented by D. Cunningham.

A motion to close meeting was made by S. Singleton, seconded by S. Gersh and passed by unanimous consent.

Prepared by: \_\_\_\_\_  
Deborah Cunningham, Administrative Clerk

Attest: \_\_\_\_\_  
Wallace Bruce, Chairman