

Meeting Minutes
Essex Conservation Commission
April 15, 2008; 7:30 pm
T.O.H.P. Burnham Public Library

Commissioners

Present: Wallace Bruce, Chairman
Robert Brophy, Elisabeth Frye, Stephan Gersh, James Rynkowski

Absent: Philip Caponigor, Shirley Singleton

Quorum: Yes

Clerk: Deborah Cunningham

The following building permit applications were reviewed:

A permit application was presented for work to be done at **62 Island Road**. The property owner will be demolishing some of the chicken coops. All material will be hauled off site although some cement may be crushed to be used for road base although a portion of one of the buildings is within the 100 ft buffer the work will be done on the upside of the road and none of the demolition will be towards the marsh gravel may be truck in to fill in the foundations once the demolition is complete The building application was signed by W. Bruce.

A permit application was presented for work to be done at **30 Belcher Road**. There are no wetlands issues on this property. The building application was signed by W. Bruce.

A permit application was presented for work to be done at **2 School Street**. There are no wetlands issues on this property. The building application was signed by W. Bruce.

The homeowner of **2 Pineridge Road** presented a permit application to build a horse barn on the property. The project will be out of the buffer zone. The application was signed by W. Bruce.

Appointments:

Judd Lane met with the Commission to discuss dredging a portion of **Lane's Pit**. The question was raised if there was an exemption for the dredging of Lane's Pit for purposes of aquaculture. The Commission advised that the exemption would have to be researched. The Commission advised Mr. Lane that he should also contact the state. It was determined that S. Gersh would research the matter and advise the Commission how the Commission would be involved.

The homeowners of **8 Lufkin Street** came to address concerns which had come up during a site visit. Mr. Gersh advised that one of the concerns was the fill which was being used at the site which contained “chunks” of tar. Also the drainage from the home was currently going into the marsh. It was advised that the use of a dry well outside the buffer zone would solve the drainage problem. The Whitmans explained that the asphalt had come from a driveway which had been on the site and had not been brought in from an outside supplier. The larger pieces of the asphalt were removed and the remainder was within the size limits. The Whitmans also asked about grading out the property. The Commission advised that the grading that had already been done should not be removed. However, if further grading was done this should be covered under a Request for Determination of Applicability. The Whitmans also asked if they should put up hay bales and a silt fence prior to the RDA and were advised that this was not necessary.

The homeowner of **114 Western Avenue** met with the Commission to discuss work to repair the driveway which has been eroding. The homeowners landscaper advised that boulders would be used to retain the bank and the fill would be used to level the drive with the road. The Commission asked that hay bales and a silt fence should be put in place to protect the Brook. Mr. Rynkowski will monitor the project.

The homeowner at **11 Redgate Road** met with the Commission to inquire about having three tree limbs trimmed from trees at the back of the property. The Commission was advised that the work would not require any machinery and would be removed by hand. The Commission advised the homeowner that this work would not require a filing.

Business:

The Clerk advised the Commission on the status of the request for a Certificate of Compliance for **2 Brook Pasture Road** Project. S. Gersh advised that this project was not completed. There is an outstanding enforcement order. The replication plan was never completed. The lawyer will be contacted once a course of action is determined. Mr. Gersh will review the file and advise the Clerk.

NOTE: S. Gersh reviewed the file and determined that this is a different project. The project at 2 Brook Pasture Road is complete and a Certificate of Compliance can be issued.

The Clerk asked the Commission how they would like to proceed on the request for a Certificate of Compliance for **57 Martin Street**. No further determination will be made while the Clerk attempts to locate original file.

J. Rynkowski advised the Commission that the owner of **12 County Road** still has an open trench on the property which is draining into a perennial stream. Clerk will send a registered letter to attend the next meeting.

The Commission discussed how the owner of Fortune Palace at **99 Main Street** should proceed to complete the expired Order of Conditions which included the parking lot. It

was determined that the owner should apply to the Commission for a Certificate of Compliance for the work which was completed. The work on the parking lot should be included in a new notice of intent.

After a complaint received regarding work being done at **45 Lufkin Point Road**, Mr. Gersh had visited the site and advised the Commission that the work begin done is on the same footprint because the previous structure was unsafe. The concern of the Commission was that the Commission had not been informed of the change to the work being done.

Business:

The Commission reviewed and approved the payroll and expense reports as submitted by the Clerk.

Prepared by: _____
Deborah Cunningham
Administrative Clerk

Attest: _____
Wallace Bruce, Chairman