

# ESSEX CONSERVATION COMMISSION

## MINUTES

JUNE 7, 2011

Members: Wallace Bruce, Chairman – present  
Joseph Ahearn - absent  
Robert Brophy - present  
Philip Caponigro – absent  
Elisabeth Frye - present  
James Rynkowski – absent  
Shirley Singleton - present

The Commission met with Bill Bradford to discuss the moving of the Lion's Club monument. The Commission asked if any other sites had been considered. Mr. Bradford advised that it was felt that the monument should be near the river. The Commission advised that a filing would be needed and consideration needed to be given to the material used under the monument. Mr. Bradford advised that a site visit was planned with J. Hankin and Ed Perkins, who owned the land, on Thursday. He thanked the Commission for taking the time to talk with him.

### Public Hearings:

The Commission continued a Public Hearing on a Notice of Intent filed by Apple Street Nominee Trust to construct a 20' wide road for a single family development with associated drainage structures, utilities and wetland replication area at Land of Essex Park Road. The Commission met with John Morin of The Neve-Morin Group to discuss the status of the this project and determine a continuation date. Mr. Morin explained that the project had been given to his firm by Apple Street Nominee Trust. Neve-Morin was currently reviewing all of the documents and trying to obtain all documentation from Apple Associates. The Planning Board had agreed to continue the matter until their first meeting in October. At this time, the applicant wished to have the Commission hearing continued to early October as well. Mr. Morin advised that a new legal posting and abutter notification would be filed for the next hearing. Should it be determined that this filing needed to be withdrawn prior to that date, the Commission would be notified. At that point, a new NOI would be filed. The Commission agreed to the continuance. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to October 4, 2011.

### Business:

Sharon DeMeo of Water Street met with the met with the Commission to discuss the erosion of the banks of the Essex River. She expressed the concern that the boaters on the river were not following the rules and that this was one cause of the erosion. She asked if the Commission could contact the Harbor Master regarding this issue. In addition, the phragmites in this area seemed to be damaged and the had been some trees that had been removed which could also be contributing to the problem. She

asked if the Commission could point her in the direction of any by-laws or regulations which would limit the cutting of the phragmites or trees in the area of the river. The Commission advised that no cutting should be done within 200 ft. of the river and any cutting should be brought to the Commission for review. Ms. DeMeo advised that saplings had also been cut. The Commission asked if the cutting had been done on just her property or on other properties as well. Ms. DeMeo said that as far as she knew the cutting had been done on the adjacent property. Mr. Brophy advised that he also believed that the wake from the outboards was a big issue. W. Bruce asked if Ms. DeMeo would be willing to allow J. Hankin to access her property to observe the work which had been done on the abutting property. She agreed to this and J. Hankin advised that he would call to set up a time.

The Agent reported on a site visit to 21 Lufkin Point Road (Boone) regarding a complaint regarding the removal of trees on the lot. He advised that he had been in touch with the contractor and would be walking the site again to determine if the cutting had been in compliance with the plan submitted and approved by the Commission. He would keep the Commission updated on the project.

The Agent also updated the Commission on the work which was being done at 11 Patriot's Lane. He advised that the gravel had been removed. The representative for the homeowner had advised that some of the planting might be modified due to the condition of the area now that the gravel has been removed and the area is wetter than previously had been thought.

The Commission reviewed a Request for a Certificate of Compliance for 3 Andrews Street (Ansara). On a motion made and duly seconded, the Commission voted unanimously to issue the Certificate of Compliance for 3 Andrews Street.

On a motion made and duly seconded, the Commission voted unanimously to approve the Minutes of April 19, 2011.

On a motion made and duly seconded, the meeting was adjourned.

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk