



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of July 17, 2012

Commissioners:

Wallace Bruce, Chairman
Joseph Ahearn
Robert Brophy
Philip Caponigro*

Elisabeth Frye
James Rynkowski*
Shirley Singleton

Staff:

James Hankin, Agent

Deborah Cunningham
Administrative Clerk

*Absent

Public Hearing on a Notice of Intent filed by the Town of Essex, Board of Selectmen to propose widening the gravel surface of Cogswell Road and to construct a turn-around area for safer passage of vehicles. The plan also includes work to be done on Sumac Drive which is not within the 100' buffer zone and is not before the Commission. Dave Ouellette of Horsley-Witten reviewed the project for the Commission. The Agent advised the Commission that the DEP had suggested that the Commission have certain data included with the application. This information was not filed with the application and the applicant did not have it available at the meeting. The Commission determined that it would like to see this data prior to issuing an OOC. The applicant was asked if they would agree to a continuance. Mr. Ouellette agreed to the continuance in order to give more time to compile the requested information. On a motion made and duly seconded, the Commission continued the hearing to August 7, 2012.

Public Hearing on an Abbreviated Notice of Intent filed by Elizabeth J. Story to add an addition to the existing residence and enlarge and enclose existing deck at 28 Lebaron Road. Elizabeth Story summarized project for the Commission. It was determined that there were no issues which would prohibit the project moving forward. Due to the time frame for the next meeting, the Clerk advised that the Commission may want to consider issuing the OOC before the next meeting. The Commission agreed that the project did not require any special conditions other than those typically included. On a motion made and duly seconded, the Commission voted unanimously to close the public hearing. On a motion made and duly seconded, the Commission voted unanimously to issue the OOC as drafted.

Public Hearing on a Notice of Intent filed by Bing Gao to pave the three existing gravel parking areas (2 small areas at 112 Main and 1 larger at 109) at 109 and 112 Main Street. Randy Burley of Mill River gave a summary of the project. The DEP had issued comments on the project which required further calculations to be provided. Mr. Burley explained that they were trying to persuade the DEP that the

project was a maintenance project and the additional calculations were not needed. Given that these issues had not been resolved with the DEP the applicant requested a continuance. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to August 7, 2012.

Business:

The Commission met with the owner and a representative for the property at 109 Eastern Avenue. Frank Kaminski, the owner, explained that the work done on site had been done under the belief that it was maintenance and did not need a filing. The Commission explained that even though work may meet maintenance standards, it may still require a filing. It was determined that an RDA should be filed for the work which had been done in the area within the Commission's jurisdiction.

The Agent reported that he had met with Robert Coviello regarding the clearing of phragmites at the boat landing and the possibility of a trail from the cemetery to the Paglia Park with interpretive signs. He had also met with residents regarding building permit applications and questions on WPA issues.

The Commission reviewed requests submitted for Certificates of Compliance for 1 Pine Ridge Road and 1 and 4 Ralston Drive. It was determined that the Certificates would be issued. On a motion made and duly seconded, the Commission voted unanimously to issue the requested Certificates of Compliance.

The Chairman presented the Minutes of June 5, 2012 for approval. On a motion made and duly seconded, the Commission voted unanimously to approve the minutes as presented.

The Chairman advised the Commission that he had been advised of a possible violation at 52 Martin Street. He and R. Brophy had checked the site and determined that work had been done within the Commission's jurisdiction without a permit. The Commission authorized the Agent to send an Enforcement Order requiring the owner of the property to attend the next meeting to discuss the work which had been done. The Agent will also go by the site to check on the work.

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

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk