



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of August 7, 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. The Commission had requested additional information from the applicant which the DEP had recommended. The applicant's representative provided data sheets which had been prepared by the environmental scientist. The Commission determined that this would be sufficient. The Commission agreed to close the hearing and to discuss the issuance of an OOC. On a motion made and duly seconded, the Commission voted unanimously to close the public hearing. The Commission discussed the conditions which would be added to the OOC. The following conditions are to be added to the Commission's standard form:

1. This is a limited project as described. Ref. 310 CMR 10.24(7)(c)(1); 310 CMR 10.53(3)(f).
2. The site plan shall be updated to show change to BVW.
3. No work shall encroach on the BVW as shown on the revised site plan.
4. All BVW is down gradient of the erosion control.
5. The widening of the roadway shall not exceed 14 feet.
6. The culvert shall be replaced with two 8" pipes; separated by a distance approved by the Agent.
7. The Commission received the requested datasheets dated July 30, 2012 at the public hearing held on August 7, 2012.
8. No work shall commence on the project until the revised site plan is received and stamped by the Commission.
9. Snow shall not be plowed, or dumped into wetlands resource areas.
10. No use of salt in the finished roadway.

On a motion made and duly seconded, the Commission voted unanimously to issue the an OOC with the conditions listed above.

Public Hearing on a Notice of Intent filed by John and Julia Burroughs to construct a new 37' x 38' barn a 1 Lufkin Point Road. John Judd of Gateway Consultants represented the applicants and gave an overview of the project. Questions were raised about the location of the barn and the placement of utilities. Mr. Judd advised that this location was chosen because of the ease of access and that the utilities would all be above ground. There being no further questions, on a motion made and duly seconded, the Commission voted unanimously to close the public hearing. The Commission determined that no additional conditions would be needed on this project and on a motion made and duly seconded, the Commission voted unanimously to issue an OOC.

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. The Clerk advised that the applicant's representative had advised that they were still trying to meet DEP standards for the project and had asked for a continuance. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to the next meeting.

Business:

The Commission had sent an Enforcement Order to the owner of 52 Martin Street regarding a potential violation and ordered that the owner attend the Commission's meeting to discuss the work done. The owner had advised the Clerk that he would be on vacation at the time of the meeting and requested an extension to August 21. The Commission agreed that they would continue the matter to the meeting of August 21.

The Agent reported on site inspections, reviews of building permit applications, possible violations and other relevant matters.

The Commission reviewed two Requests for Certificates of Compliance. On a motion made and duly seconded, the Commission voted unanimously to issue the COC for 104 Eastern Avenue. On a motion made and duly seconded, the Commission voted unanimously to issue the COC for 1 Andrews Street.

On a motion made and duly seconded, the Commission voted unanimously to accept the minutes for the meeting of June 19, 2012.

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

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk