



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of October 30, 2012

Commissioners:

Wallace Bruce, Chairman
Robert Brophy
Elisabeth Frye

James Rynkowski*
Shirley Singleton

Staff:

James Hankin, Agent

Deborah Cunningham
Administrative Clerk

*Absent

The Commission continued a public hearing on a request for an Amended Order of Conditions filed by John McNiff, Jr. of J&L Land Company, LLC to amend the site plan to move the siting of the two residences previously approved and remove the approved pool from the plan at Lot 7 Low Land Farm Road. The applicant advised that he had been given approval by the BOH Agent and that the Commission was to have received an email from her verifying this. The Clerk advised that she had received no email from BOH. The Commission determined that they would close the hearing and sign the Amended OOC with the condition that the Clerk received confirmation from BOH that the plan had been approved. 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 Amended OOC on the condition that the Clerk received confirmation of the BOH approval.

The Commission opened a public hearing on a Notice of Intent filed by Kimberly Isabell to install an elevated boardwalk and a 10' x 6' deck at 11 Patriots Ln. Mike DeRosa of DeRosa Environmental represented the applicant and gave a brief description of the project. The Commission asked that the specifications for the lower end of the walkway be provided. Mr. DeRosa will bring those to the next meeting. The Clerk advised that no DEP number had been issued yet due to an issue regarding the fees. It was agreed that the hearing would be continued. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to the next meeting of the Commission.

The Commission continued a public hearing on a Notice of Intent filed by Stephen Kelley of P.T. Kelley, Inc. to raise the grade of an existing backyard to mitigate flood risk to the home during extreme high tides at 97 Conomo Point Road. The Commission had visited the the project site and some changes to the plan had been requested. Mr. Kelley advised that the plans had been overnighted to the Clerk however, due to the hurricane, they would not arrive until the next day. Mr. Hankin explained

that he had reviewed the changes and they met the Commission's requests and that they were waiting for "stamped" plans. It was agreed that the Commission would close the public hearing but would wait to issue the OOC until the meeting of November 20. Mr. Kelley agreed to the extension to issue the OOC beyond the required 21 day. 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.

Business:

Mr. Hankin made the Agent's Report including, but not limited to, site inspections, review of building permit applications, possible violations, DPW projects and other relevant matter. He advised that he had had numerous discussion with Mr. Joyce regarding 97 Conomo Point and had attended the site visit. He had also spoken with Rebecca Davis of Low Land Farm and written a letter explaining that her lot is in compliance. He also advised that Ms. Davis is not interested in a position on board. He updated the Commission on the paving at 109 and 112 Main Stree and advised that the larger lot would not be paved at this time.

The Clerk advised that the owner for 234 John Wise Avenue had misplaced the COCs which had been signed at the last meeting and requested that duplicates be signed and issued. The Commission agreed and duplicate documents were executed.

The Chairman presented the minutes of September 18, 2012 for approval. On a motion made and duly seconded, the Commission voted unanimously to accept the minutes of September 18, 2012 as presented.

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

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk