



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of May 21, 2013

Commissioners:

Wallace Bruce, Chairman
Robert Brophy
Elisabeth Frye
Ted Marshall

James Richardson
Shirley Singleton*
Samantha Stevens*

Staff:

Deborah Cunningham
Administrative Clerk

*Absent

The Commission opened a public meeting on a Request for Determination of Applicability filed by the Town of Essex Board of Selectmen to demolish a structure in severe disrepair which presents a public health and safety hazard at 5 Beach Circle. Brendhan Zubricki, Town Administrator represented the town. Mr. Zubricki explained that the property in question was now fully under the control of the town and the town's reasons for demolishing the residence. The Commission questioned the town's authority to work on the abutter's property and Mr. Zubricki explained that he had documentation from the abutter approving the removal of the encroaching structure. On a motion made and duly seconded, the Commission voted unanimously to close the public meeting. The Commission discussed the issuance of a Determination and it was agreed that a Negative Determination could be issued. The Commission agreed to the following conditions: 1) an erosion control barrier would be put in place as marked on a copy of the plan which would be attached to the Determination; 2) all areas of soil would be loamed and seeded; and 3) the permit would cover any work done on the abutter's property. On a motion made and duly seconded, the Commission voted unanimously to issue a negative Determination with the conditions as outlined above.

Business:

The Clerk presented an Emergency Certification for an oil clean up at 42 Eastern Avenue. She explained that the Certification had been signed by Samantha Stevens and asked the Commission to ratify the issuing of the document. On a motion made and duly seconded, the Commission voted unanimously to ratify the Emergency Certification.

The Commission reviewed three building permit applications. Two of the applications were outside the Commission's jurisdiction and Mr. Bruce initialed the applications on behalf of the Commission. The

third application was determined to require a Notice of Intent filing. The representative for the applicant was advised and will follow up with the homeowner. Mr. Brophy advised that he had reviewed a project at 141 Eastern Avenue and advised the owner that a Notice of Intent would need to be filed.

The Chairman presented the minutes for the meeting of April 16, 2013 for approval. On a motion made and duly seconded, the Commission voted unanimously to accept the minutes as presented.

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

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk