



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of February 4, 2014

Commissioners:

Wallace Bruce, Chairman
Robert Brophy
Elisabeth Frye
Ted Marshall

James Richardson
Shirley Singleton*
Samantha Stevens*

Staff:

Deborah Cunningham
Administrative Clerk

Bill Decie, Agent

*Absent

The Commission opened a public meeting on Request for Determination of Applicability filed by Alden S. and Dale S. Blodget to construct two open landings, screened porch, resurface drive, replace rain water pipe, gutters and remove six pine trees at 10 Orchard Road. Alden and Dale Blodget represented themselves. Commission asked about the driveway material and drainage from the gutters. Mr. Blodget explained that they were very open to any suggestions from the Commission. There being no further discussion, the Chairman opened the meeting to the public. There being no comments from the public, the Chairman requested a motion to close the public meeting. On a motion made and duly seconded, the Commission voted unanimously to close the public meeting.

The Commission continued a Public hearing on a Notice of Intent filed by John Coughlin of PMC Realty Trust to construct a new commercial storage facility at 65 Eastern Avenue. Mike DeRosa of DeRosa Environmental represented the applicant. He explained that, after a site visit with the Agent, it was determined that some minor changes needed to be made to the delineation line and advised that the plan was being revised to reflect these changes and the additional plantings which had been requested by the abutters for screening and the remediation area. He also advised that the DEP had not made comments on the project yet. He asked that the Commission consider closing the hearing with the conditions that the revised plan be delivered to the Administrative Clerk and that any comments made by the DEP would be addressed. The Commission felt the issues had been addressed. The Chairman opened the meeting to the public. There be no further comments, the Chairman requested a motion to close the hearing. On a motion made and duly seconded, the Commission voted unanimously to close the public hearing.

The Clerk presented the Enforcement Order which had been issued at the request of the Agent for ratification. On a motion made and duly seconded, the Commission voted unanimously to ratify the

Enforcement Order.

The Commission opened the meeting for a discussion on a violation at 75 Wood Drive. Mr. Carlton Coose explained the reason for the trench which had been the reason for the issuing of the Enforcement Order. He advised that changes had been made to the abutting properties which had caused flooding to his property. The trench had been a measure to alleviate this flooding. He also advised the Commission that the trench had not been dug on his property but on a right of way running along the border of his property. Abutters to the right of way explained that this was the access to the lake for those properties not on the lake front. They also advised that the water which was purportedly flooding the Coose lot was coming from a manhole and drainage hose also located on the right of way. Both the abutters and Mr. Coose presented pictures of the area. The Chairman closed the discussion with the public. The Commission continued to discuss the matter and what should be done with the Enforcement Order if the violation was not on 75 Wood Drive. It was decided that the Clerk would research the location of the right of way and who would be responsible for the manhole and drainage hose. It was also discussed that the Commission could hire it's own expert to determine how the area should be handled. The matter was tabled to the next meeting to give the Commission time to determine it's course of action.

The Chairman presented the minutes from the meeting of December 3, 2013 for approval. On a motion made and duly seconded, the Commission voted unanimously to accept the minutes of December 3, 2013 as presented.

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

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk