



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of April 29, 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 hearing on a Notice of Intent filed by Laura and Lincoln Collins to raze and reconstruct existing house on existing footprint and construct a one story addition at 6 Robbins Island Road. Robert Gulla of Gulla Architecture represented the applicants. Larissa Collins was also in attendance to represent the applicants. Mr. Gulla explained that the project was to rebuild a cottage on Robbins Island Road. This is one of the first projects in the town's new zoning district for the Conomo Point area. Due to the location, a number of variances had been sought and approved. The Chairman advised Mr. Gulla that a DEP number had not been issued because there was an additional fee required. In addition, upon reviewing the filing, the construction sequence had not been included in the package. Mr. Gulla agreed that the hearing should be continued and he would take care of the missing items. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to the next scheduled meeting.

Samantha Stevens arrived at 7:50 pm.

The Chairman then turned the meeting over to Robert Brophy as acting Chairman to open the matter on Wood Drive. Brendhan Zubricki briefly explained what had taken place so far and the information he had received from the Board of Health Agent. He then turned the meeting over to Attorney Gregg Corbo. The acting Chairman asked if the meeting could be opened for brief public comments. Mr. Corbo advised that that portion of the hearing had been closed but the Chairman could entertain comments if he wished. The Chairman opened the meeting for public comments. Robert Repucci advised the Commission that he had observed Carlton Coose violating the restrictions placed on work done in the area by the Enforcement Order and by word of mouth both at the last meeting and the site visit. Mr. Repucci provided pictures. The Chairman then closed the public comments portion of the hearing. He advised Mr. Corbo that he had some questions for Mr. Coose. The Chairman then

proceeded to question Mr. Coose about the work done on his property known as 75 Wood Drive. Mr. Brophy asked if Mr. Coose had removed trees from his property. Mr. Coose responded in the affirmative. Mr. Brophy asked how the trees had been removed. Mr. Coose advised that they had been removed by a contractor. Mr. Brophy asked if the stumps had been dug out or ground down. Mr. Coose responded that they had not been dug out or ground down. Mr. Brophy asked why the stumps could not be seen when the Commission had been on the property for a site visit. Mr. Coose replied that over time with the shifting of the soil from the water flow, the stumps had been covered or had grown over. Mr. Brophy then asked about the rocks taken from the lake for the wall repair. Mr. Coose advised that the rocks had been moved by hand. Mr. Corbo then asked Mr. Coose about the pictures which had been presented by Mr. Repucci. Mr. Coose responded that the work had been done after the site visit and was simply general clean up work. Mr. Corbo asked that the evidentiary portion of the hearing be closed. On a motion made and duly seconded, the Commission voted unanimously to close the evidentiary portion of the hearing.

Mr. Corbo then proceeded to review the proposed Enforcement Order with the Commission. The Commission reviewed each paragraph and suggested changes were made. Mr. Corbo advised that he would revise the document and forward to the Commission to review and vote on at it's next scheduled meeting. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing until the next scheduled meeting.

The meeting was then turn over to Mr. Bruce as Chairman. The Chairman presented the minutes of the meetings of March 11 and March 18 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