



ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of July 15, 2014

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 the meeting and due to the continuation of the first two hearings, began by discussing the Enforcement Order issued for 35 Dodge Street. On a motion made and duly seconded, the Commission voted unanimously to ratify the Enforcement Order. The property owner then explained the work which had been done on site. It had been his understanding that Mr. Decie had approved the work and would be continuing to oversee the project on a weekly basis. Due to Mr. Decie's resignation, there had been no follow up on additional work which had been needed to stabilize the area. The Commission explained that they did not necessarily have issues with the work which had been done but with the fact that Mr. Bergeron had not contacted the Commission when additional work was needed beyond the scope of the Determination issued. Mr. Bergeron admitted that work had been done which had not been submitted to the Commission for review. It was determined that Mr. Bergeron should file an NOI for all work done outside the scope of the Determination and for any additional work that would be done. Mr. Bergeron agreed to this. S. Singleton agreed to be the liaison for the Commission.

The Commission then moved on to the Enforcement Order issued for 32 Belcher Street. This had been in response to a complaint that unclean fill was being used on the project site. On a motion made and duly seconded, the Commission voted unanimously to ratify the Enforcement Order. Mr. Georgelakos explained that he used his own disposal trucks to haul the fill to the site and provided pictures of the area with an email explaining where the fill had been obtained. Mr. Bruce advised that due to the lack of an agent, the Enforcement Order was the Commission's best way of stopping work which could be in violation until the matter could be investigated. He thanked Mr. Georgelakos for providing the documentation and advised that work could continue on the project.

The Commission continued a public hearing on a Notice of Intent filed by the Town of Essex to demolish a single family home and attached garage and construction of a gravel area at 138 Conomo Point Road. At the request of the applicant, the Commission, on a motion made and duly seconded, voted unanimously to continue the public hearing.

The Commission continued a public hearing on a Notice of Intent filed by Charles Cataldo to replace the existing SAS with new Title V septic system and a house addition at 125 Rocky Hill Road. At the request of the applicant, the Commission, on a motion made and duly seconded, voted unanimously to continue the public hearing.

The Commission opened a public hearing on a Notice of Intent filed by Carlton Coose to permit after the fact removal of trees, the construction of a vegetable garden, construction of a drainage ditch, the maintenance of an existing stone wall, the construction of a new stone wall and to propose the enclosure of an existing deck, re-gravel driveway, install boulders along driveway, install fence, and construct a gravel driveway extension within 100 ft of Chebacco Lake at 75 Wood Drive. Mr. Greg Hochmuth represented Carlton Coose and advised that Mr. Coose would not be in attendance. He acknowledged that work had been done on site which should have been permitted through the Commission but it was his belief that none of the work done was not permissible. He also explained that the work on the stonewall and the vegetable garden were both considered minor activities/disturbances and were exempt from the WPA. He also briefly covered the additional work which Mr. Coose wished to do on his lot. Mr. Hochmuth explained that the catch basin and the drainage ditch were not included in the application at this time but could be added if the Commission and the abutters were in agreement. The Chairman opened the meeting up to comments from the public. Mr. and Mrs. Enos were in attendance and expressed some concerns about the work which Mr. Coose had proposed. Mr. Hochmuth explained that none of the work should affect the abutters and that Mr. Coose's main concern was the flow of water onto his property. The Commission agreed with Mr. Hochmuth's assessment that there were still a number of issues which needed to be finalized and that it would be best to continue the hearing. On a motion made and duly seconded, the Commission voted unanimously to continue the public hearing.

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

Approved: Essex Conservation Commission

Prepared by: Deborah Cunningham, Administrative Clerk