



## ESSEX CONSERVATION COMMISSION

Minutes for the Meeting of November 4, 2014

Commissioners:

Wallace Bruce, Chairman  
Robert Brophy  
Elisabeth Frye  
Ted Marshall

James Richardson  
Shirley Singleton\*

Staff:

Deborah Cunningham  
Administrative Clerk

\*Absent

---

The Commission opened a public hearing on a Notice of Intent filed by James Stavros to construct a new dwelling, driveway, well, sewage disposal system with associated grading and retaining wall at 80 Pond Street. W. Bruce recused himself from this hearing due to a personal relationship with the applicant. R. Brophy acted as chairman. John Judd of Gateway Consulting represented the applicant and presented the plan. The Commission was presented with an email from an abutter expressing concerns regarding the project. Mr. Judd responded to the concerns to the satisfaction of the Commission. The Clerk advised that the DEP had issued a number but had not yet posted any comments. The Commission asked the applicant if they would consent to continuing the meeting until DEP comments had been received. The applicant agreed to the continuation. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to the next scheduled meeting.

The Commission continued a public hearing on a Notice of Intent filed by Curt Bergeron of 35 Dodge Street LLC to install a grease trap, pump station and fire pits with associated grading as well as a 12' x 12' gazebo and document current site conditions including seasonal storage for trailers at 35 Dodge Street. Mr. Bergeron was not in attendance since he had been advised by the Commission at the last meeting that it would not be necessary. The Commission reviewed the detailed information received from the applicant regarding the items which had been presented at the last meeting. The Commission made a few modifications and asked the Clerk to contact the applicant to ask for the changes. They also asked to be provided with a full size copy of the plan. It was decided to continue the hearing until the requested information had been received. On a motion made and duly seconded, the Commission voted unanimously to continue the hearing to the next scheduled meeting.

The Commission continued 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 Dr. Greg Hochmuth was in attendance on behalf of the applicant and presented a planting plan for review to replace the trees which had been removed without permitting. After a thorough discussion which included input from the abutters, it was determined that only two trees would be planted and their approximate location was agreed on. Mr. Hochmuth agreed to prepare a final plan with the location of the trees. The Commission also discussed the use of Annabelle Ave to access a parking area on the

lot. Both the Commission and the abutters were not comfortable with the use of Annabelle on a regular basis. Mr. Hochmuth explained that it was agreed that Annabelle should only be used under certain conditions due to erosion concerns. He agreed to assist the Commission with language for a perpetual condition which would restrict the use of Annabelle Ave for access to the parking area. The Commission also discussed the stabilization of ditch and catch basin on Annabelle Avenue. It was determined that the abutters could fill the ditch and the catch basin and then reseed under a modified Enforcement Order. On a motion made and duly seconded, the Commission voted unanimously to modify the Enforcement Order to allow the abutters to stabilize the area.

Business:

The Commission met with abutters to the property at 138 Conomo Point Road. Information was presented regarding possible lead contamination on the site from the demolition of the residence. The Commission advised that this was not a matter for them at this time but should be brought to the attention of the Board of Health. It was explained that this had already been done. The Commission explained that they would get involved if it was necessary to do any work to decontaminate the area.

The Commission tabled the appointment of a new liaison to the Community Preservation Commission until a new Commissioner had been appointed and a full Commission was in attendance.

The Commission reviewed the Requests for Certificate of Compliance for 138 Conomo Point Road and 234 John Wise Avenue. It was determined that the Certificate of Compliance for 138 Conomo Point Road could be issued. The Commission determined that a site visit to 234 John Wise Avenue should be conducted prior to the issuance of the Certificate of Compliance.

The Chairman presented the minutes for the meeting of October 7, 2014 for approval. On a motion made and duly seconded, the Commission voted unanimously to approve 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