



HULL CONSERVATION COMMISSION

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Hull, MA 02045

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December 27, 2005

Members Present: Sheila Connor, Chair, John Meschino,
Judie Hass, Frank Parker

Members Not Present: Sarah Das, Jim Reineck, Joan McAuliffe

Staff Present: Anne Herbst, Conservation Administrator
Ellen Barone, Clerk

Associate Member Present: Paul Paquin

7:35pm Chair Connor called the meeting to order

Agenda Approved: After adding approving invoices, motion J. Hass, 2nd F. Parker,
vote 4/0/0, Agenda Approved

Minutes: Minutes of December 20, 2005 Approved with corrections

Bills: Approved and signed by all

New Violations: None

7:45pm 331 Beach Avenue - Discussion of Enforcement Order pertaining to Dorothy Varney
Present: Mr. Jay Harney

A correction was made to reflect that the Owner's last name is "Harney". Mr. Jay Harney, son of Dorothy attended the meeting as a representative, also her Power of Attorney. Mr. Harney gave a lengthy history of the family ownership and activities at 331 Beach Avenue for many years. Mr. Harney reflected that in years past, the Town would complete an annual beach cleanup prior to the start of the summer. This has not been done for several years. After seeing the that the Town cleaned the beach area in front of a Selectment 's house and stopping at 'U' Street, he thought that the Town would continue along the entire beach. When that didn't happen, after speaking to a neighbor who had also cleaned their beach, he paid cash for a company to clean his beach. All work was done by hand and no rocks were removed from the beach. The rocks were shoveled down to the low tide mark.

Mr. Harney does not feel that they in any way altered wave action or acted in any way that would change the performance of the coastal dune. He feels strongly that he has a right to protect his property and by moving rocks and sediment will only add extra protection for the property.

Mr. Harney was advised that a Notice of Intent must be filed for any intended activites in the resource area. The Commission will follow the effects over the winter and into spring.

8:15pm Hull Shore Drive near Otis St. and Hull Shore Drive near Quincy St., Map 27/Lot 61; Edgewater Rd. at Nantasket Avenue, Map 33/Lot 067; Beach Avenue near #53, Map 25/Lot 84; Beach Avenue near #111, Map 21/Lot47; Beach Avenue near

#247, Map 15/Lot 84; Cadish Avenue at M St. Map 14/Lot 90; Newport Rd. at Packard Ave., Map 22/Lot 15 (NE35-###) Opening of a public hearing on the Notice of Intent filed by the Town of Hull for work described as installation of 3-inch diameter test boring to collect hydrogeologic information for the Town of Hull's desalination study.

Present:

Applicant: Mr. David Irwin, HWRC

Representatives: Mr. Gary Smith, Mr. Paul Weisman

Abutters: Mr. Bob Thorne, Mr. Robert Glinski, Mr. James LaRosa

Mr. Irwin and Mr. Smith presented the project that is the beginning steps of the Town of Hull's desalination study. The project would include drilling eight (8) test borings at the above locations that will be conducted to gather data of what lies beneath the surface. The holes for the borings will be approximately 3 inches in diameter. If the boring produces what they consider a good sample, a new boring will be made approximately two feet away from that spot and a water sample will be taken. After a sample has been taken, a covering will be placed on the spot level with the ground.

The following are answers to questions raised by the Public. The locations selected were general in nature and were selected in areas that would create the least amount of disturbance. Testing will be completed once at each location for this phase of the project. The work will take approximately 1 or 2 days per boring and will take place during the hours of 8 am and 5 pm. The project is in the informational phase at this point. There are no plans at this time for any drilling of the sidewalks. One resident raised concerns about a "dump" area that has been long covered. At this time, there does not appear to be any data to support that the area contains any hazardous materials. All materials removed by the borings will be self-contained.

§ Upon a **motion** by J. Meschino and **2nd** by F. Parker and a **vote** of 4/0/0;

It was voted to:

Close the Public Hearing, **approve** the project and to **discuss** the Draft Order of Conditions. The Order of Conditions was **signed**.

8:45pm Upon a **motion** by J. Meschino and **2nd** by J. Hass and a **vote** of 4/0/0;

It was voted to: take a brief break to attend the Selectmen's meeting for discussion of Associate Member position. Selectmen continued discussion.

8:55pm Upon a **motion** by J. Meschino and **2nd** by J. Hass and a **vote** of 4/0/0;

It was voted to: Reconvene.

8:55pm 28 Lewis Street, Map 19/Lot 55; Opening of a public hearing on the Notice of Intent filed by John and Barbara Cavoore for work described as a deck with footings and a concrete pad.

Present:

Applicant: Barbara and John Cavoore

Representatives: Bob Thompson

Abutters/Others: Charles Perenick, Rick Grady

Mr. Thompson presented photographs of the home along with the plans for the deck with footings and a concrete pad at the base of the stairs that would be level at the current grade.

The Commission is concerned about the deck being built adjacent to the dune. There is a dune with a fence at the edge of the property. The Applicant stated that the fence would

remain. The new deck would be approximately 8 inches higher than the fence. Any water coming over the dune would go under the deck.
A variance and a special permit are needed by the Zoning Board for this work to be completed.

The abutter has no issues with the new deck being built.

§ Upon a **motion** by J. Meschino and **2nd** by F. Parker and a **vote** of 4/0/0;
It was voted to:
Continue the Public Hearing, until after the Zoning Board gives approval.

9:10pm 32 Stoney Beach Road, Map 51/Lot 34 Opening of a public hearing on the Request for Determination filed by Tom and Patricia Macki for work described as the installation of three sonotube footings for a porch.

Present:

Representative: Leo F. Morrissey

A site visit was conducted by the Commission at which time no issues were found. This filing is for work that has already been completed that included installation of three sonotube footings.

§ Upon a **motion** by J. Hass and **2nd** by J. Meschino and a **vote** of 4/0/0;
It was voted to:
Close the Public Hearing, and issue a **negative** Determination of Applicability. The Determination of Applicability was **signed**.

9:15pm 26 Rockview Road, Map 43/Lot 6 Opening of a public hearing on the Request for Determination filed by Michael Luggelle for work described as an addition of a two-story attached garage involving approximately 24 square feet of newly developed area in a buffer zone.

Present:

Applicant: Michael Luggelle

Mr. Luggelle presented his plans for construction of a 2 story attached garage and an addition to the existing entryway. The addition to the entryway would be an area approximately 2 ft x 12 ft that is in the buffer zone. A new foundation wall would be installed then the existing foundation removed. The location is at the front of the house meaning that there is an existing house that is between the coastal bank and the location of the proposed area of work. The proposed garage does not fall within the jurisdiction of the Wetlands Protection Act.

The Commission had conducted a site visit.

§ Upon a **motion** by J. Hass and **2nd** by J. Meschino and a **vote** of 3/1/0; (F. Parker, no)
It was voted to:
Close the Public Hearing, and issue a **negative** Determination of Applicability. The Determination of Applicability was **signed**.

Other Business:

63 Highland Ave – request to begin the peer review process

The applicant has submitted an updated report for review by the Commission. The Commission wishes to review this new information when the hearing is continued on January 10, 2006 prior to forwarding on for peer review. It was stated that materials were again on the coastal bank.

Snow Disposal Sites – A. Herbst looking for sites that would be agreeable to the Commission and the Town. The request to use The HRA (Nantasket Ave or bay side) site is not viewed as favorable by the Commission. The search will continue.

32 Ocean Avenue follow-up – New photographs were presented. The Owner visited the Conservation Office recently inquiring about obtaining a Certificate of Compliance. The Commission is hopeful that during the certification process all outstanding issues will be corrected.

11 Moreland Road - A notice of violation letter will be sent, requesting appearance at January 10, 2006 meeting.

16 Manomet update – Tickets have been issued for violation. Owner has responded and will appear at the January 10, 2006 meeting.

Dune Openings – S. Connor has been preparing a presentation. There is a draft copy in each folder for review and comments.

Grant Possibilities – F. Parker spoke about the Gibbons Fellowship and another organization possibly named the US Land Environmental Society that both offer grants to communities. F. Parker will obtain the information and Commissioners (Hass and Connor) will write the grant request if necessary.

10:30pm Upon a **motion** by J. Hass and **2nd** by F. Parker and a **vote** of 4/0/0;
It was voted to: **Adjourn** the meeting