



## HULL CONSERVATION COMMISSION

253 Atlantic Avenue, 2<sup>nd</sup> floor  
Hull, MA 02045

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**August 26, 2008**

**Members Present:** Sheila Connor, Chair, Judie Hass, Vice Chair, Paul Paquin, Paul Epstein, Max Horn

**Members Not Present:** Jim Reineck, John Meschino

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

**7:35pm** Chair Connor called the meeting to order

**Minutes:** Upon a **motion** by P. Paquin and **2nd** by J. Hass and a vote of 5/0/0;  
It was **voted** to:  
**Approve** the Minutes of August 12, 2008 as amended.

Upon a **motion** by P. Paquin and **2nd** by J. Hass and a vote of 5/0/0;  
It was **voted** to:  
**Approve** the Minutes of July 29, 2008.

Upon a **motion** by S. Connor and **2nd** by P. Paquin and a vote of 5/0/0;  
It was **voted** to:  
**Approve** the Minutes of April 14, 2008.

### **7:40pm Discussion of violation on Duck Lane**

A follow-up discussion was held between the Commission and Ed Petrilak representing the DPW regarding the filling of wetlands with materials remaining after burials. The Commission and Mr. Petrilak discussed possible ways to discourage this activity from happening in the future. Mr. Petrilak suggested that a wall could be constructed at the boundary of the wetlands and the possibility of setting up a specific area for temporary storage of materials prior to final removal from the site.

The Commission wants the material already deposited in the wetlands to be removed before solutions to prevent future problems are pursued on the same site. It was agreed that since Mr. Petrilak is leaving his position with the DPW, the Conservation Administrator will follow up with the Town Manager regarding a plan to remove material and restore the wetlands and report back to the Commission.

### **8:10pm Town right-of-way at Clifton and Osmundsen, (SE35-1066) Opening of a public hearing on the Notice of Intent filed by the Town of Hull for work described as install beach stairs and safety fencing.**

Owner/Applicant: Ed Petrilak, DPW

Abutters/Others: Mary Jean Shultz, Karen Lehane, Debbie \_\_\_\_\_, Liane Bromberg, John Lehane, Margie McClory, William McClory, Cheryl Yasi, Penny Burns, Tom Burns

Mr. Petrilak presented the project that includes the installation of wooden stairs at the Town right of way at Clifton and Osmundsen. The wooden stairs will be removable (and will be removed each winter by the Town) and will be bolted to a new poured concrete platform at the top of the wall and anchored into the stone below.

It is estimated that 4 or 5 steps at the bottom of the stairs will be in water at high tides. If residue builds up on these steps, they will be replaced with a fiberglass material.

A fence will be added at the top of the seawall for safety. The fence will be approximately 21 feet long.

Several abutters spoke in favor of this project, they are happy to once again have access from this location. Other abutters had concerns relating to the fence and the growth of the sea grass.

Special Conditions will be added as follows:

- The seasonal stairs shall be placed not more than five feet from the western edge of the right-of-way.
- The seasonal stairs shall be placed in such a way that they will not cause damage to the vegetation on the beach.
- Upon a **motion** by P. Paquin and **2nd** by J. Hass and a **vote** of 5/0/0;  
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**.

**8:40pm 35 Cadish Ave. Map 16/Lot 13, (SE35-1064)** Opening of a public hearing on the Notice of Intent filed by Louann Boyd for work described as construct 17' by 19 1/2' one story addition.

Representative: John Boyd, Stan Humphries

Abutter/Other: Rob Tivnan

Mr. Boyd presented the project to include construction of a one-story addition on the southeast side of the home. The addition will be constructed on a standard FEMA compliant foundation with flow through vents and gravel at grade below.

Mr. Humphries presented the Commission with a letter outlining his findings after conducting a site evaluation. Mr. Humphries stated that there was no presence of wind or wave deposited materials observed on the site and therefore found that the site was not a functioning coastal dune. Mr. Humphries presented evidence that this location is part of the historic drumlin known as Skull Head, and not barrier beach. This information was provided to allow the Commission to make a determination as to what resource area the site is.

An abutter was concerned about new flooding issues and requested that a topographical survey be completed after the project to verify that the grade did not change during construction.

Special Conditions will be added as follows:

- The Commission finds that the resource area is Land Subject to Coastal Storm Flowage.
- The applicant must provide dry wells to handle runoff from the roof.
- Upon a **motion** by P. Paquin and **2nd** by P. Epstein and a **vote** of 5/0/0;  
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**.

**8:55pm 8 Summit Ave., Map 55/Lot 5, (SE35-1049)** Continuation of a public hearing on the Notice of Intent filed by Tom and Renee Carmody for work described as replace stairway to beach.

Owner/Applicant: Tom Carmody

Mr. Carmody presented the project that is to replace a stairway that was removed by the Town to allow for another project to be completed. The design of the stairway has been changed from the original design. Mr. Carmody stated that he has been in contact with the Engineer (Bryan Jones) working on the Town project regarding the installation. Mr. Jones has advised Mr. Carmody on the location and suggested manner to be

used in the installation process so as to avoid damage to the work done to stabilize the bank as part of the Town project.

Special Conditions will be added as follows:

- No work can begin until the applicant provides the Conservation office with a copy of the Town of Hull license for the stairs.
- No work can begin until the applicant provides the Conservation office with signed approval for the design and specific location of the stairs from a professional engineer chosen by the Town.
- When the project is complete the applicant must provide the Conservation office with a notice, signed by a professional engineer chosen by the Town, that the stairs have been successfully installed without damaging the erosion control work on the bank.
- Upon a **motion** by J. Hass and **2nd** by S. Connor and a **vote** of 5/0/0;  
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**.

**9:05pm 49 Edgewater Road, Map 29/Lot 15 (SE35-1063)** Opening of a public hearing on the Notice of Intent filed by Adam Russo for work described as addition to a single family home.  
The Applicant requested a continuance to September 9, 2008.

- Upon a **motion** by J. Hass and 2nd by P. Epstein and a **vote** of 4/0/1 (P. Paquin abstained);  
It was **voted** to:  
**Continue** the Public Hearing to September 9, 2008 at a time to be determined.

**9:05pm 64 Holbrook Avenue, Map 10/Lot 103 (SE35-1040)** Continuation of a public hearing on the Notice of Intent filed by Mark Ostroff for work described as construct a 100-foot stone revetment.  
The Applicant requested a continuance to September 9, 2008.

- Upon a **motion** by P. Paquin and 2nd by P. Epstein and a **vote** of 5/0/0;  
It was **voted** to:  
**Continue** the Public Hearing to September 9, 2008 at a time to be determined.

**9:06pm North Truro St., Map 47/Lot 22 (SE35-xxxx) Opening** of a public hearing on the Notice of Intent filed by William Horne for work described as single family home and driveway.

Owner/Applicant: William Horne

Representatives: Robert Ingram, Richard Vaisey

Abutters/Others: Joan Horne, Arthur Horne, Judy White, Lloyd Emery, Kate Emery, Kevin Conway, Kevin Bell, Eileen & Andrew Muir

Mr. Ingram began presenting the project and it was determined that the mailing of the Public Hearing Notice was not mailed to the abutters in a timely manner. Additionally, materials requested such as information to support the wetlands delineation have not been received. The filing is therefore considered incomplete.

- Upon a **motion** by P. Paquin and 2nd by M. Horn and a **vote** of 5/0/0;  
It was **voted** to:  
**Continue** the Public Hearing to September 9, 2008 at a time to be determined.

#### **Requests for Certificate of Compliance:**

103 Atlantic Avenue – Not signed

45 F Street – J. Hass motion, P. Paquin 2<sup>nd</sup>, vote 5/0/0 – 2 CoC's signed

32 Ocean Avenue-Not signed - summary of all issues will be compiled by the Conservation Administrator

**10:15pm** P. Paquin **motion**, **2nd** by Max Horn and a **vote** of 5/0/0; **voted** to Adjourn