



HULL CONSERVATION COMMISSION

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September 13, 2011

Members Present: Sheila Connor, Chair, Paul Paquin, Paul Epstein, Max Horn, Sean Bannen

Members Not Present: John Meschino

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

7:30pm Chair Connor called the meeting to order

Minutes: Upon a **motion** by P. Paquin and **2nd** by M. Horn and a vote of 5/0/0;
It was **voted** to: **Approve** the Minutes of August 23, 2011 as amended

7:35pm 97 Beach Ave., Map 23/Lot 146 (SE35-1162) Continuation of a Public Hearing on the Notice of Intent filed by Ferdinand J. Kiley for work described as re-construct wall at front of home.
Representative: Barbara Kiley

S. Connor signed a certification stating that she had listened to an audio recording of the previous meeting.

At the previous meeting, a tie vote resulted in no action on the issuance of an Order of Conditions. Ms. Kiley asked for a continuation to allow additional members of the Commission an opportunity to participate in a vote.

Ms. Kiley stated that she understands that the laws would not allow for a new wall to be built however she believes that the wall at this site is a continuation of the wall all along the street and should not be considered a new wall.

The Commission stated that at this time there is no existing wall and that this filing is for a new wall to be built. If constructed, the new wall would divert stormwaters to neighboring properties.

P. Paquin motion to deny Order of Conditions; 2nd by M. Horn

Discussion: The Commission and Ms. Kiley discussed other options to a solid wall that have been permitted in similar locations. Water must be able to flow through any structure or fence that is permitted.

Ms. Kiley stated that she would like to revise her plan and construct a six (6) inch wall with a wrought iron fence.

P. Paquin withdrew his motion to deny.

As there was no plan of the design submitted the Commission stated that they would like Ms. Herbst to review the design for approval.

A Special Condition was added as follows:

- The approved wall can be no higher than 6 inches above the current existing adjacent grade. Prior to installing the wall, the Conservation Administrator must review and approve any plans for flow-through fencing to be attached to the wall.
- Upon a **motion** by P. Paquin and **2nd** by M. Horn 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**.

7:50pm 70 Samoset Avenue, Map 25/Lot 111; Opening of a public hearing on the Request for Determination of Applicability filed by Elaine Weinstein for work described as replace existing paved driveway with new paved driveway.
Owner/Applicant: Elaine Weinstein, Herbert Weinstein

The Commission conducted a site visit on September 6, 2011. There were no issues.

- Upon a **motion** by P. Paquin and **2nd** by M. Horn and a **vote** of 5/0/0;
It was **voted** to:
Close the Public Hearing, and **issue** a negative Determination of Applicability. The Determination of Applicability was **signed**.

Question regarding 17-19 Massasoit – the Commission agreed that, based on previous submissions from nearby locations, the dune in this location does not function for the purposes of storm damage protection and flood control,. It will not require an opinion from a Coastal Geologist for the upcoming filing.

19 Burr – A parking area has been constructed adjacent to the coastal bank. The Commission agreed that the Owner should file an after-the-fact permit request.

15 Marginal – An asphalt driveway has been constructed on the property without a permit. The Commission asked the Conservation Administrator to request the owners come to a meeting to discuss the matter, as it appears to be a violation of the Wetlands Protection Act that would not likely receive a permit.

Nantasket Beach – the Commission received a copy of a notice written by Maxine Winig pertaining to beach grass planting. The Commission took no action.

75 Beach Avenue – the Commission discussed work being done in the area adjacent to the garage that was not indicated on the approved plans. The Applicant provided a statement that when concrete was being removed, it was also found to continue along and under the garage. The concrete was removed, and gravel has been placed over the disturbed area. The Applicant stated that they would be putting the original pavers back in that area. The Commission decided that this change was not significant enough that an Amendment be requested. The changes can be handled on the As-built plan during the Certificate of Compliance phase.

91 Hampton Circle – regarding an upcoming project, the Commission agreed that the Applicant could file a RDA

Conservation land question – the Commission reviewed an inquiry from the Treasurer regarding the conservation potential of a parcel in tax arrears. The Commission requested the Conservation Administrator review the matter with the Treasurer.

8:40pm Upon a **motion** by P. Paquin and **2nd** by M. Horn a vote of 5/0/0;
It was **voted** to: Adjourn