



TOWN OF WINTHROP

CONSERVATION COMMISSION

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MINUTES OF MEETING 7:30 P. M. – OCTOBER 9, 2013 Joseph Harvey Hearing Room Winthrop Town Hall

Members in Attendance: Mary Kelley, Chairperson, Stephen Machcinski, Norman Hyett, David Girard, Karen Winn, Brian Corbett, Wayne George, Michael Rinaldi.

PUBLIC HEARING – Sebastian Birriterri - Notice of Intent to extend existing deck, slightly enlarge existing driveway and construct a fence along easterly property line. PROJECT LOCATION: 43 Court Road.

The Commission asked questions regarding this project. Applicant responded by explaining how he would extend the driveway. Will pave over asphalt already in place but continue onto the grass area to extend the driveway a few more feet to accommodate family vehicles. Deck extension will not go toward resource area but toward side of house with new footings to support. Stairs will go toward resource area. Fence will replace the old fence currently there. No other changes. Debris will be placed in dumpster currently being used for inside projects.

No questions received from audience.

MOTION to Close Hearing, Wayne George; 2nd the Motion, Norman Hyett; Unanimous Vote. Order of Conditions (decision) signed by the Commission. Special conditions for this Order will be discussed & voted on at the October 23, 2013 meeting.

DISCUSSION – Letter from the Commission to the Dept. of Environmental Protection stating their concerns & comments regarding issuance of an Emergency Certificate to Atlantis Marina, 550 Pleasant St. to expand their Marina.

Chairperson, Mary Kelley, read letter into the minutes and for the members of the audience, including, Atlantis Marina Condo owners, several marina abutters and Town Council Members.

Audience asked many questions with regards to why a Cease & Desist was not issued; pump outs, Bed & Breakfasts boats, etc. Fire Chief, Paul Flanagan responded to many of the questions. (Cassette tape of meeting on file).

Commission & Council Member, Craig Mael, explained that the owners themselves must handle many of their own issues. The Commission can only make decisions on what is before them and must wait for the application to come in for a public hearing.

Comments were made by the audience regarding submittal of an application when the work is already done. The Commission stated that not all work has been completed and there are still the Chapter 91 & Army Corp of Engineers approvals needed.

MINUTES OF MEETING – **VOTE** to approve September 11, 2013 & September 25, 2013 Minutes with changes; Stephen Machcinski, **MOTION** to approve; Karen Winn, 2nd the Motion, **UNANIMOUS VOTE.**

General Business:

1. Discuss/Vote/Sign - Certificate of Compliance for the following:
 - a. **Marilyn Johnson, 895 Shirley Street, DEP File #082-0396** – **MOTION** to accept, Mary Kelley; 2nd the Motion, David Girard; **UNANIMOUS VOTE.** Certificate signed by the Commission.
 - b. **Dept. of Conservation & Recreation (DCR), DEP File #082-0379** – Winthrop Beach rehabilitation Project Partial Certificate of Compliance – **MOTION** to accept partial Certificate of Compliance, Norman Hyett; David Girard, 2nd the Motion. **UNANIMOUS VOTE.** Certificate signed by the Commission.

Commissioner Winn would like a site visit regarding the Tewksbury Street floodgate to see it work. Commissioner Hyett will arrange for the site visit. Also advise DCR they must submit all reports as previously requested many times.

2. Request for a Certificate of Compliance - Schedule site visit for the following:
Shirley Winthrop, LLC(Crystal Cove Marina), 497-593 Shirley Street, DEP File #082-0397. Contact owner to schedule October 12, 2013 at 12 Noon.
3. Request for a Certificate of Compliance - Schedule a site visit for the following:
Seymon Dukach property at 154 Tafts Ave. (Pt. Shirley area), DEP File #082-0363 and 082-0293. Contact Boston Conservation Commission, Attorney & Real Estate Agent for Mr. Dukach to schedule October 23, 2013 at 9:30 A.M.
4. Discuss Current/Old correspondence - None

MEETING ADJOURNED 9:00 P.M.