



# TOWN OF WINTHROP

## CONSERVATION COMMISSION

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### MINUTES OF MEETING 7:30 P. M. – November 13, 2013 Joseph Harvey Hearing Room Winthrop Town Hall

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

**PUBLIC HEARING** – Edmund Barry, 86 Johnson Ave., DEP File #082-0403 – Notice of Intent – Rebuild Existing Timber Seawall – Representative, Michael Carney, Seacoast Contractors, Winthrop, MA

Commission asked Mr. Carney questions regarding Comments issued by the Dept. of Environmental Protection for the stairs mentioned in the Notice of Intent Application. If applicant wishes to install the stairs, he must apply for a Chapter 91 license. Mr. Carney stated that the stairs are no longer part of this project.

No questions received from the audience.

**VOTE:** MOTION to close this hearing, Wayne George; 2<sup>nd</sup> the Motion, Norman Hyett, UNANIMOUS VOTE. Order of Conditions (decision) signed by the Commission.

**MINUTES OF MEETING** – VOTE to approve October 23, 2013 Minutes of Meeting; Norman Hyett, Motion to approve; Wayne George, 2<sup>nd</sup> the Motion; UNANIMOUS VOTE.

**CERTIFICATE OF COMPLIANCE** – Signed by the Commission

1 – Town of Winthrop DPW, Town of Winthrop, DPW DEP File #082-0368, Chapter 90 Roadway Improvement Project located at Somerset Ave. Extension & 170 Nahant Ave. to Sewall Ave.

1 – Paul Martinez, 1, 2, 3 Washington Terrace, DEP File #082-0334

**PUBLIC HEARING** – Fred Gutierrez & Stephanie Brown, 358 Revere St., DEP File #082-0401 – Notice of Intent to construct addition to rear of house with foundation and a deck with sonotube footings.

Commission asked several questions regarding project. Also, applicant must respond to the Dept. of Environmental Protection comments.

Gail Miller, Friends of Belle Isle Marsh, expressed concerns regarding project construction within the area of the Belle Isle Marsh. No further questions from the audience.

Hearing to be closed upon receipt and approval of material in response to DEP Comments.

**PUBLIC HEARING** – Seal Harbor III Condominium Association, 3 Seal Harbor Road- DEP File #082-0402-Notice of Intent for repair of existing mortared stone revetment. Representative, Peter Williams, GZA GeoEnvironmental, Inc., Hingham, MA.

Many questions asked by the Commission regarding this project:

(Q) How long will project take? (A) 1-2 weeks; (Q) How will equipment be brought into work area? (A) Concrete sidewalks along side of building; (Q) When will project start? (A) Spring

**VOTE:** MOTION to Close Hearing, Norman Hyett; 2<sup>nd</sup> the Motion, Wayne George; UNANIMOUS VOTE. Order of Conditions signed by the Commission.

**PUBLIC HEARING** – Atlantis Marina Docks, LLC, 550 Pleasant Street – Notice of Intent for the proposed Marina Expansion. Representative, Jany Buchanan Madeja, Buchanan & Associates, Boston, MA.

THIS HEARING WAS TAPED BY THE WINTHROP COMMUNITY ACCESS TELEVISION (WCAT) and also recorded on a cassette tape by the Conservation Commission.

The Commission and abutters asked many questions. Discussion on the Chapter 91 public hearing to be held by the Dept. of Environmental Protection in December 2013. Abutters asked to be notified of this hearing.

Fire Chief, Paul Flanagan, discussed his conversation with Boston Tow & Transportation, Scott Haggerty, who is now the current contractor for this project. Discussion was made that previous contractor, in a rush to complete project before expiration of the Emergency Certificate issued by DEP, pilings may not have been secured properly with inadequate materials. Marina suffered much damage to new work due to the recent coastal storm.

Attorney Buchanan-Madeja discussed why a new DEP Emergency Certificate was issued by DEP after the most recent coastal storm and why she had not requested an extension of the previous Emergency Certificate. The current Emergency Certificate, issued by DEP, with an expiration date of December 7, 2013, may be extended.

Discussion was made in regards to an Evacuation Plan for all these new boats, houseboats, etc. Pumpouts are a concern. Are the more boats coming.

Commissioner George asked for new plans showing wood & steel pilings and that everything are marked for identification. Commissioner Rinaldi stated there should be better documentation regarding the houseboats.

Army Corp. of Engineers – no comment at this time. No comments made by DEP.

Many more questions were asked by the Commission and members of the audience. On WCAT tape and Conservation Commission cassette.

Hearing not closed - Continuation has been set for December 11, 2013. All new information requested, must be submitted by December 1, 2013.

#### **GENERAL BUSINESS**

1. Discuss Current/Old correspondence - None

**MEETING ADJOURNED 10:00 P.M.**