



# TOWN OF WINTHROP

## CONSERVATION COMMISSION

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### MINUTES OF MEETING 7:30 P. M. – September 25, 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 Meeting** to discuss Emergency Certificate issued by the Commonwealth of Massachusetts, Dept. of Environmental Protection, to Atlantis Marina, 550 Pleasant Street for the expansion of the Marina due to the closing of the Shipyard Quarters Marina in Charlestown, MA.

**In attendance:**

Representative for Atlantis Marina – Attorney Jamy Madeja

Representative for The Town of Winthrop & Winthrop Conservation Commission – Attorney John Goldrosen.

Atlantis Marina Condominium owners; abutters to Atlantis Marina; members of the Winthrop Town Council; a staff member of Representative Robert DeLeo's office and the Winthrop Fire Chief.

Attorney Goldrosen submitted draft of a letter to be sent to the Dept. of Environmental Protection for the Winthrop Conservation Commission expressing their concerns and objects. Copies submitted to Attorney Madeja.

Attorney Madeja explained her position and what she know about the Emergency Certification. Attorney Madeja also stated that work not finished, not enough materials for the docks. Winthrop Harbormaster to supply Winthrop boat for pump-out during season. During the off-season, another company will be hired.

The Commission asked many questions about how boats will be secured; will the Army Corp of Engineers application go out. Commission asked that a copy be submitted for their file.

Members of the Town Council had many comments and questions.

Chief Flanagan stated that he has been involved in many meetings regarding this situation gave many details regarding permits, etc.

Commissioner Machcinski asked about preventative maintenance – response from Fire Chief was that Capt. Jack (immediate abutter) was hired to maintain during the winter.

Questions being asked Attorney Madeja who stated she would not answer unless questions went through Chairperson Kelley. Attorney Madeja asked that any further questions from the residents and the Commission, be sent to her ahead of time.

Commission asked who is the primary contractor – Patriot Marine

Residents spoke about their rights as property owners; zoning issues and not being given advanced notice about the Emergency Certification and boats being moored at Atlantis Marina.

Attorney Madeja stated that a Notice of Intent will be submitted in a timely manner; will apply for either a new or an Amended Chapter 91 license and also submit application to the Army Corp. of Engineers with changes to Atlantis Marina license.

A public hearing will be held when NOI has been submitted. This hearing will be held in a timely manner according to the Commissions application submittal date and scheduled hearing dates.

**VOTE** to close public comments at this time. **UNANIMOUS VOTE**

Attorney Goldrosen went over draft letter to DEP and stated letter should come from the Commission. Additions and changes were discussed. No vote taken at this time. A new draft to be submitted with an additions and changes for the next scheduled meeting, October 9, 2013.

**MOTION**: Norman Hyett proposed that letter, with adjustments, come from the Commission; 2<sup>nd</sup> the Motion, David Girard; **UNANIMOUS VOTE**.

Mary Kelley, Chairperson, will speak with the Building Inspector, John Barrett, regarding permits that have already been issued. Discuss variance for parking and ask that Mr. Barrett revoke building permit.

**MOTION** to adjourn, David Girard; 2<sup>nd</sup> the Motion, Wayne George; **UNANIMOUS VOTE**.

**General Business:**

1. Discuss/Vote Minutes of Meeting September 11, 2013 - *Postponed until next scheduled public meeting.*
2. Discuss Current/Old correspondence – *Postponed until next scheduled public meeting.*

THIS MEETING HAD BEEN TAPED BY WINTHROP COMMUNITY ACCESS TELEVISION (W.C.A.T.).

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