

Essex Conservation Commission

January 21, 1992

Present : Edwin Perkins, Acting Chairman; David Folsom;
Arthur Hodges; Thomas Prentiss.

Meeting called to order at 8:25 p.m.

A public hearing was held at 8:25 p.m. under the Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Gerald Pelonzi covering repair, reconstruction, and expansion of existing subsurface sewage disposal system at 109 Eastern Avenue (Dexter's Hearthside).

There was no representation for the applicant at the hearing. Folsom moved to continue the hearing to February 4, 1992, at 8:35 p.m., seconded Prentiss, with the Board voting unanimously in favor.

A public hearing was held at 8:35 p.m. under the Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Rebecca Richardson covering construction of a driveway within bordering vegetated wetland and shrub swamp and over a waterbody at Lot #1, Conomo Drive.

Attorney Hildy Feuerbach and engineer Clay Morin represented Richardson. Commission member Arthur Hodges abstained from any discussion and voting because of a conflict. Feuerbach said "The project is for a single family dwelling, with a driveway to the dwelling to be constructed within bordering vegetated wetland and a shrub swamp and over a waterbody. This project was approved by the Commission in 1988, but the Order of Conditions expired, making it necessary to refile again with the Commission." Morin told the Board that this is a limited project and falls under Section 10.53(3)(e) which states that the issuing authority may issue an Order of Conditions for the construction and maintenance of a new roadway or driveway of minimum legal and practical width acceptable to the planning board, where reasonable alternative means of access from a public way to an upland area of the same owner is unavailable. Such roadway or driveway shall be constructed in a manner which does not restrict the flow of water. Morin also said that Mrs. Richardson has been trying to obtain an access through Ronald Ober's property but has not been successful at the moment.

Morin said there are two flows of water - one turns into a stream as it reaches Peter Van Wyck's property, the other is through the culvert. The capacity of the defined channels will not be impaired. Culvert pipes will be provided to carry the established flows. Through the shrub swamp area they have allowed for two culverts. Siltation barriers will be placed on both sides of the project. The proposed road surface is pea stone or paving. In the last Order of Conditions the Conservation Commission asked for hot top. The actual road surface is 16 feet; with the added rip rap for shoulders it will be 20 feet. Sanford Ecological Services flagged the wetlands. The Board reviewed the Notice of Intent and accompanying plans.

Prentiss moved to close the public hearing, seconded by Folsom, with Folsom, Perkins and Prentiss voting in favor; Hodges voted present. Abutters Joseph DiGennaro, Susan Dillon and Tina Madsen requested a copy of the Order of Conditions.

Engineer Clay Morin submitted a Notice of Intent for Arthur Simonds, for construction of an addition at 7 John Wise Avenue. The Board reviewed the Notice of Intent and accompanying plans. A public hearing is scheduled for Tuesday, February 4, 1992, at 8:00 p.m.

Engineer Clay Morin submitted a Notice of Intent for Kevin Street, for construction of a gravel driveway, with a portion of the proposed driveway and regrading within the buffer zone. The Board reviewed the Notice of Intent and accompanying plans. A public hearing is scheduled for Tuesday, February 4, 1992, at 8:15 p.m.

Essex Shipbuilding Museum/Essex Historical Society - Engineer Clay Morin met with the Board, representing the Essex Historical Society, to update the Board on the status of the Chapter 91 license being obtained for the Evalina Goulart. Morin said they have brought out new specifications for the plan. He has also been asked to contact the Army Corps of Engineers. In the process of finishing the paperwork they have received a letter from the Department of Environmental Protection extending the permit for another 45 days. Morin indicated they should soon be ready to submit a Notice of Intent for the construction of the temporary railway, which is part of the filing process for the Chapter 91 license.

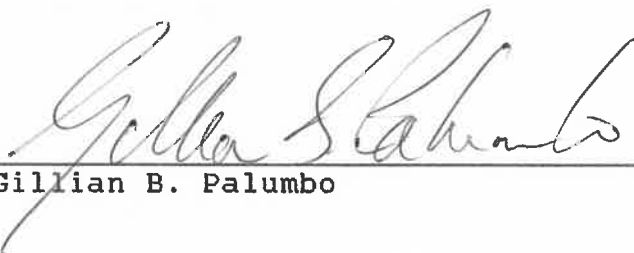
Perkins said he went to a meeting regarding the dock for

Michael McGraw at Lufkin Point Road. He felt McGraw would not have a problem with it. The only concern that was raised was the height of the dock. The dock was approximately 5 feet and it was felt it should be 7 feet to allow people to walk under it. It was noted, though, that in that particular area there was only winter clam digging and, therefore, the dock would be out of the water.

Hodges moved to adjourn the meeting, seconded by Prentiss, with the Board voting unanimously in favor.

Meeting adjourned at 10:00 p.m.

Prepared by:



Gillian B. Palumbo

Attest:

Essex Conservation Commission

January 21, 1992

A G E N D A

- 8:00 p.m. ... Public Hearing - Dexter's Hearthside
Restaurant (Gerald Pelonzi)
- 8:15 p.m. ... Meet with Board of Selectmen re: sale of
Town land
- 8:30 p.m. ... Public Hearing - Rebecca Richardson, Conomo
Drive
- 9:00 p.m. ... Submittal of Notice of Intent - Arthur Simonds,
John Wise Avenue
- 9:15 p.m. ... Submittal of Notice of Intent - Kevin Street,
Wood Drive
- 9:25 p.m. ... Essex Shipbuilders Museum - Evalina Goulart

Business:

Sign bills payable voucher