

Essex Conservation Commission

February 6, 1996

Present: David Folsom, Chairman, Arthur Hodges, Edith Messersmith, Edwin Perkins, Peter Perrigo, George Stavros.

Meeting called to order at 7:40 p.m.

A Request made by John Killam for the Conservation Commission to Determine the Applicability of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for the repair/upgrade of an existing septic system at 43 Addison Street, was heard at 7:45 p.m.

Clay Morin of Morin Engineering represented Killam. Morin told the Board that there is an existing cesspool where the proposed tank is going. The proposed upgrade will be a raised system and they will, therefore, have to regrade to meet Title V leaching requirements. There is a drainage swale which comes through the yard with a clay pipe in the swale. They are proposing to upgrade this by replacing the old clay pipe with a PVC pipe. Their concern was the drainage swale and whether it was a wetland area. Perkins and Prentiss said they went to view the site and there did not appear to be any wetland vegetation; it appeared to be what it was, just a drainage ditch. The Board reviewed the Request and accompanying plan.

Perkins moved to issue a negative Determination of Applicability to John Killam for the repair and upgrade of an existing septic system at 43 Addison Street, seconded by Messersmith, with the Board voting unanimously in favor.

A public hearing was held at 7:50 p.m. under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Nancy Roberts covering the upgrade/repair of the existing septic system, house reconstruction with driveway construction and waterline installation at 83 Eastern Avenue.

Engineer Clay Morin of Morin Engineering represented Roberts. Morin told the Board that there is an existing house with an existing septic system on the lot. One or two pits were put in in the eighties, but now the system floods out twice a day. The existing house will not be moved at this time as was originally planned because of the costs involved, so a

new structure will be constructed at the rear of the property. The proposed driveway will come to the garage at the rear. The septic system is just outside of the 100 foot buffer zone, but it will require a retaining wall with regrading within the buffer zone. The required siltation barrier, a siltation fence, will be staked out, between the regrading and resource area. The existing building will be at most a shop or storage area, if this is allowed by the Board of Health. The Board then reviewed the Notice of Intent and accompanying plan with the revision.

Perkins moved to close the hearing, seconded by Messersmith, with the Board voting unanimously in favor.

101 Western Avenue - Karen Hatch met with the Board to request a Certificate of Compliance for work performed under Order of Conditions D.E.P. File Number 21-84 issued to Ronald Daley. She is purchasing the property and the Certificate of Compliance is required prior to passing papers. She also noted that the upgrade of the septic system has changed slightly. It will remain in the same location, but will be a dosing system. The Board felt a Request for a Determination of Applicability should be filed because of the change.

A special meeting will be held on Tuesday, February 27, 1996, and the Request will be heard at that meeting at 7:30 p.m.

A public hearing was held at 8:05 under the Wetlands Protection Act, Chapter 131, Section 40, on a Notice of Intent filed by Frank Anzaldi covering a septic system upgrade at 75 Wood Drive.

Engineer Clay Morin represented Anzaldi. Commission member Perrigo is an abutter to the property and removed himself from the Board for this hearing. Morin told the Board, "At present there is a cess pool on the property and that the effluent level fluctuates with the level of Chebacco Lake. The proposal is to bring the septic through an easement to a leach field located at the rear of the property. The cess-pool will then be filled in. A retaining wall will be built around the septic tank/pump chamber as we want to keep the tank as high as possible, pumped through a one and one half inch pressure line to the leach field on Mr. Anzaldi's other lot." Morin was asked what kind of disturbance there would be to fill in the cesspool. He told the Board that they would dig down to the cover and then throw in sand to fill the cess pool. He noted that they could install a siltation barrier when that work takes place. Hodges - "How deep is

the cesspool?" Morin - "One foot of cover and 5/6 feet down." Morin then noted that the invert pipe of the septic system is almost to the level of the Lake, therefore the tank will be pumped out on a routine maintenance every two years. Hodges asked if the tank was damaged how would the homeowner know and where would the effluent go. Morin told him if there was a small enough crack it would be the time frame between the pumpings. He added that they will be required to waterproof the tank. Curtis Jones, an abutter, asked what would happen if he wanted to install a well on his property. He was told that would be a Board of Health issue, but a well must be 100 feet from the leaching and 50 feet from the septic tank. Morin indicated they would consider his concerns. Folsom added that the Commission's concern is the Lake.

Perkins moved to close the public hearing, seconded by Hodges, with Messersmith, Hodges, Perkins, and Stavros voting in favor; Perrigo abstained.

Folsom submitted for review the Commission's report for the Annual Town Report. Hodges moved to approve as read the submitted report for the Annual Town Report, seconded by Perkins, with the Board voting unanimously in favor.

The Board reviewed the corespondence.

A request was made by Ronald Hemeon, 23 Rocky Hill Road, for a Certificate of Compliance for work regulated under Order of Conditions D.E.P. File Number 21-88.

Perkins moved to issue a Certificate of Compliance to Ronald Hemeon, 23 Rocky Hill Road, for work regulated under Order of Conditions D.E.P. File Number 21-88, seconded Perrigo, with the Board voting unanimously in favor.

The Order of Conditions were written for Nancy Roberts for work proposed at 83 Eastern Avenue.

Perkins moved to approve the project at 83 Eastern Avenue, owner Nancy Roberts, subject to conditions as noted in the Order of Conditions, seconded by Messersmith, with the Board voting unanimously in favor.

The Order of Conditions were written for Frank Anzaldi, for work proposed at 75 Wood Drive.

Perkins moved to approve the project for Frank Anzaldi, for

work proposed at 75 Wood Drive, subject to conditions as noted in the Order of Conditions, seconded by Hodges, with Messersmith, Hodges, Perkins, and Stavros voting in favor; Perrigo abstained.

Messersmith moved to adjourn the meeting, seconded by Perkins, with the Board voting unanimously in favor.

Meeting adjourned at 9:00 p.m.

Prepared by:



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Gillian B. Palumbo  
Administrative Clerk

Attest:

Essex Conservation Commission

February 6, 1996

A G E N D A

Appointments:

- 7:30 p.m. ... Ronald Daley, 101 Western Avenue -  
Certificate of Compliance
- ... Ronald Hemeon, 23 Rocky Hill Road -  
Certificate of Compliance
- 7:35 p.m. ... Request for a Determination of  
Applicability - John Killam, 43  
Addison Street
- 7:45 p.m. ... Public hearing - Nancy Roberts, 83  
Eastern Avenue
- 7:55 p.m. ... Public hearing - Frank Anzaldi, 75  
Wood Drive

Business:

Review correspondence

Annual Town Report

Submittal of a Request for a Determination of Applic-  
ability - Ann Oliver, 12 Southern Avenue

Sign Payroll Voucher

Sign Bills Payable Voucher

Next meeting on March 5, 1996