

Essex Conservation Commission

May 10, 1994

Present: David Folsom, Chairman; Canan Hewson; Arthur Hodges; Edith Messersmith; Edwin Perkins; Peter Perrigo.

Meeting called to order at 8:00 p.m.

A letter was received from John Dick of Hancock Survey Associates, representing Charles Filias, 138 Main Street, requesting a continuation of the public hearing until May 24, 1994. Dick stated that the request was made to allow the Planning Board to schedule a meeting pursuant to the Special Permit provision of the Essex By-laws.

Perkins moved to continue the public hearing for Charles Filias, 138 Main Street, to Tuesday, May 24, 1994 at 8:00 p.m. The motion was seconded by Perrigo, with the Board voting unanimously in favor.

The Board reviewed the correspondence.

Perkins moved to accept the Minutes as read for the months of July 1992, August 1992, and September 1992. The motion was seconded by Perrigo, with the Board voting unanimously in favor.

The Conservation Commission was requested by Edward A. Marshall to determine the applicability of the Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40, for a repair of an existing foundation at 21 Pickering Street. Marshall told the Board that he has to repair the foundation to his house but a brook or drainage ditch runs at the rear of the property. The ditch is wet in spring and dries up in summer. The ditch is piped through his yard and opens up in Raymond Maxfield's property. The Board then reviewed the Request for Determination and accompanying plan.

Perkins moved to issue a negative determination to Edward Marshall for the repair of a foundation at 21 Pickering Street. The motion was seconded by Hodges, with the Board voting unanimously in favor.

The Board felt a letter should be sent to Michael Davis requesting that appropriate steps be taken to stabilize the area of his property on Western Avenue, where David Dunn

operated a wood cutting business to prevent any siltation into the brook.

Fang Liaw, Essex Fortune Palace Restaurant, 99 Main Street, met with the Board to discuss some minor changes to the existing plans which accompanied the Notice of Intent, D.E.P. File number 21-243. Fang Liaw stated that they would like to square off two small jogs in the building. The Board reviewed the revision to the plan. Folsom requested that Fang Liaw provide the Commission with a letter explaining the changes.

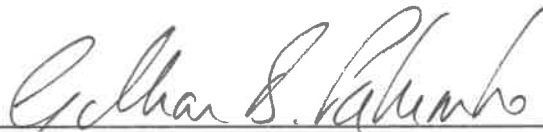
The Board discussed whether they should hold their next meeting on the regularly scheduled night of May 17 or reschedule for May 24. The Board had rescheduled their first meeting of the month from May 3 to this evening because of the Annual Town Meeting.

Hodges moved that the Commission meet on Tuesday, May 24, 1994, commencing at 7:45 p.m. The motion was seconded by Messersmith, with the Board voting unanimously in favor.

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

Meeting adjourned at 9:00 p.m.

Submitted by:



Gillian B. Palumbo
Administrative Clerk

Attest:

Essex Conservation Commission

May 10, 1994

A G E N D A

Appointments:

- 8:15 p.m. ... Request for a Determination of
Applicability - Edward Marshall,
Pickering Street
- 8:30 p.m. ... Leslie Moore, Low's island

Business:

- Review correspondence
- Sign Bill Payable Voucher
- Sign Payroll Voucher
- Set date for hearing for cleaning of Alewife Brook
- Transfer money to expense line item