

Essex Conservation Commission

November 16, 1993

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

Meeting called to order at 7:55 p.m.

Mark Carbrey, Lufkin Street, met with the Board for a Building Permit Application review. Carbrey is adding a second story on the existing structure. Upon review of the plan it was found the work was more than 100 feet from the wetlands, and therefore, would be not be violation of the Wetlands Protection Act. The Board signed off on the Application.

A public hearing was held at 8:05 p.m. under the Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40, on a Notice of Intent filed by Shaheen Husain covering installation of a 2-inch diameter deep water service from Lufkin Street to the end of LeBaron Road. Engineer Clay Morin represented the applicant. Morin said, "I would like to make a correction to the Notice of Intent. On the plan it indicated a 2" water service and on the Notice of Intent it states a 4" service - it should be 2". We have had discussions with the Department of Public Works Commissioners regarding this project. We have decided a meter will be put in at the beginning of LeBaron Road. A good portion of this project is in the buffer zone. A portion of LeBaron Road crosses wetlands where it goes over to the island. That area is in the ACEC area. Paul Sommer, of Sommer Environmental Technologies, is working on this. He indicated that if we stay within the roadway, it will not affect the ACEC area." A question was raised as to what would happen to the culvert in the roadway. Morin said that whatever culvert is there they would go under it. Hollis Allen, an abutter to the property, said he did not like this project. He had concerns about the narrowness of the road and also the blasting that was necessary. He also told the Board that there was community well in the area which serviced four families. Morin said, "When we come to the culverts we will dig under them. The pipe will have to be supported structurally. We will not interrupt the flow of water. If the pipe is damaged, it will be replaced. All houses will be pre-blast surveyed." Allen said he had no idea where the water comes from for the well, but is afraid that it will run dry after the blasting. Prentiss asked,

"Where will people go who have to drive through if the road has been excavated and is impassable?" Morin said, "We will cut and cover the same day. We will excavate and put the pipe in. We will start at a specific time, for example, 8:30 a.m. We have to deal with emergency vehicles such as the Fire Department and ambulance."

Beth Story, LeBaron Road, said, "In some areas the access is narrowed to 8 feet. There is no way if the road is dug up to find 8 feet for emergency vehicles. Also, if we are not able to tap into the water line because we can't afford it because we don't want to, I'm concerned about the disturbance of the Town water line which we have six months of the year."

August Meyer told the Board, "Our concern is that this project does not widen the road from its 8 feet." Morin - "I can say now that there is no intent to widen the road. We will put it in a letter to you." Beth Story - "We would also like one other thing put in a the letter, that is, the elevation. Our house is lower than the road." Morin - "To

answer your concerns about summer water, this will be done in a non-summer service time." Perkins asked about the small roadway off Lufkin Street and having the water line run from that point. Morin said they had no utility easement for that area. Perkins felt it should be checked on, because it would make a cleaner job, and also enable a hydrant to be placed at the corner. Morin said it would have to be an 8" line to tap into it. Folsom felt the applicant should provide information on how he is going to allow cars by when the road is dug up. Dana Carter said,

"With regard to fire safety, there is only a couple of areas where traffic may be slowed down or impeded. I suggest a fire truck be in the street at that time. Hollis Allen - "My concern is the spring which feeds the well, and you should find out where it comes from so it will not be disturbed." Perkins - "What type of silt retaining and construction retaining apparatus are you providing in this area?" Morin - "As the project progresses, there will be a siltaton fence erected. When excavated, the material will be placed into a truck, the pipe will be laid and the area back filled."

Mrs. Perea - "My concern is the deplorable condition Lufkin Street is in in the winter. Would this make it worse. Will we be able to use Lufkin Street?" Morin - "From a construction point of view, the top of Lufkin Street will be dug and back filled, compacted and a binder coat put on. That's the extent of it. It will not be any worse." Morin then told the Board that 310 CMR Section 10.53 Paragraph (3)(d) - General Provisions covers underground utilities. The Board then told Morin that they needed more information on the control methods of blasting,

control methods for emergency vehicle accessibility, and information on the alternative route of Lufkin Street.

Perkins moved to continue the public hearing of Shaheen Husain to December 7, 1993, at 8:00 p.m. The motion was seconded by Prentiss, with the Board voting unanimously in favor.

Gerard Haywood met with the Board for an informal discussion on Order of Conditions 21-128 issued to for the property of John Lambros, Choate Street. Haywood wanted to know what could or could not be done on the lot as half is wetlands. Haywood said he wanted to construct a garage and would like to know whether it was feasible. Haywood was told to come back with plans showing the siting of the garage.

Eric Wilhelm and Peter Gertsch met with the Board to discuss the possibility of placing some fill in the old railroad bed to make a track for bicycles. Wilhelm said the proposal was made as a community service project for his eagle scout badge. The Board felt a Request for a Determination of Applicability was all that would be needed for the project, but told Wilhelm he should find out all the owners of property through which the railroad bed ran so that he could notify them regarding the project.

Board of Health Chairman Gordon Thompson met with the Board to ask if a member of the Commission would be willing to attend a meeting which the Board of Health and the Board of Selectmen are sponsoring with members of the Eight Towns and a Bay Committee.

The Board reviewed the correspondence.

Hodges then 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  
Administrative Clerk

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A G E N D A

Appointments:

- 7:55 p.m. ... Mark Carbrey - building permit  
application review
- 8:00 p.m. ... Public hearing - Shaheen Husain,  
LeBaron Road
- 8:15 p.m. ... Gerard Haywood - informal discussion  
of Lambros property, Choate Street
- 8:30 p.m. ... Karen Gertsh - "rail-to-trail" track

Business:

- Review correspondence
- Review line item transfer and sign
- Sign payroll voucher