

**CITY OF GLOUCESTER  
CONSERVATION COMMISSION MINUTES  
WEDNESDAY, July 21, 2010 - 7:00 PM  
CATA CONFERENCE ROOM - 3 POND ROAD  
ROBERT GULLA, CHAIRMAN**

**MEMBERS PRESENT:**

**Robert Gulla, Chair**  
**Charlie Anderson, Commissioner**  
**Steve Phillips, Commissioner**  
**John Feener, Commissioner**  
**Arthur Socolow, Commissioner**  
**Barry Gradwohl- ~~Absent~~**  
**Ann Jo Jackson-~~Absent~~**  
**Lisa Press, Agent**  
**Pauline Doody, Recording Clerk**

**Items on this agenda will not be heard before the time specified.**

**I.** 1-5 minutes maximum, review of amended, updated or final information, status reviews, modifications, signing decisions etc.

28-2070 15 Totten Lane continued to August 4

**Motion: Robert Gulla made a motion to continue 15 Totten Lane to August 4**

**1<sup>st</sup>: Arthur Socolow**

**2<sup>nd</sup>: Charlie Anderson**

**Vote: All approved 5-0**

**II. PUBLIC COMMENT - None**

**IV PUBLIC HEARING 7:15 PM**

**A. New-28-2075 104RR Hesperus Ave., Notice of Intent submitted by Thomas Brady & Robert Moriarty, to construct an addition to an existing dwelling and exterior stone stairway in buffer to coastal and riverfront resource areas. (Map 192 lot 28).**

**Presenter: Brian Butler, Oxbow Associates,**

**Mr. Butler** gave a brief description of the project to the board. There is an existing house on site and the area is mostly landscaped. Access to the site is by private drive, crosses a stream and is along a coastal bank. The stream is a perennial stream and drains from Ravenswood Park. The resource area is projected by the perennial stream. The whole site is within riverfront area. The project is minor in resource impact. There will not be compromise of the coastal bank.

The interior of house is currently under renovation. The area of workspace is 3700 square feet. The big change will be the bump out stairway. The net disturbance is 200'. The square footage of disturbance will be 40 square feet.

**Commission Comments:**

**Mr. Feener** questioned why the Privet was being removed and why wouldn't the applicant attempt to save well-rooted established Privet. Mr. Gulla concurred and stated to leave the Privet in tact until the end of the project and then take it out. It will help the site.

**Mr. Feener** questioned why the stockpile was located close to the resource. Mr. Butler stated it would be handy to the construction and there was still a buffer. Mr. Feener requested that a snow fence be installed at least 5" away from the coastal bank to delineate where the dumping will be.

**Mr. Gulla** questioned whether it was viable for a project to use "not to do the project" as a alternative analysis. Ms. Press stated that it would only work against the applicant, because that would always be the least environmentally impactful.

**Mr. Socolow** asked what type of sewer hook up the site had. Mr. Butler stated city.

**Ms. Press** questioned how the roof runoff was handled.

Mr. Butler stated by gutters that are connected to drywells.

**Mr. Gulla** requested for the applicant to check into where the runoff is going and where it runs toward the coastal bank. He stated rain barrels may be a solution and to make sure the direction of the gutters are pointed in the appropriate direction.

**Public comment: None**

**Conditions:**

- **Liters and downspouts to be wrapped in snow fence or hay field**
- **Privets roots to be in tact until completion.**
- **Snow fence on coastal side of stockpile and edge of dump zone**

**Motion: Mr. Gulla made a motion to approve 104RR Hesperus Ave., Notice of Intent submitted by Thomas Brady & Robert Moriarty, to construct an addition to an existing dwelling and exterior stone stairway in buffer to coastal and riverfront resource areas. (Map 192 lot 28).**

**1<sup>st</sup>: John Feener**

**2<sup>nd</sup>: Arthur Socolow**

**Vote: All approved 5-0**

**B. New- 152 Atlantic St.** Request for Determination submitted by Jonathan & Jennifer Lovelace, to construct a stone wall, fence and to add fill in buffer to inland and riverfront resource areas. (Map 254, Lot 14).

**Presenter: Chuck Johnson, CG Johnson Engineering**

**Mr. Johnson** stated that an NOI was filed last fall for a septic upgrade and that work has been completed. This evening request is for work being done in the buffer. Mr. Johnson referenced the plan for the commission. The applicants would like to construct a stonewall, a stockade fence and raise the area approximately two feet. The closest point of the retaining wall is 160' to the riverfront. 1100 square feet of area will be disturbed. The wetland is on the other side of Atlantic St.(referenced map) 645 square feet will be affected in the buffer, 48 cubic yards of fill will be disturbed in the buffer. We will be adding two feet of soil. (referenced plan)

**Commission Comments**

**Mr. Gulla** confirmed that work will be done only behind the wall and there was no change in the driveway. **Mr. Socolow** confirmed that no trees would be removed. **Mr. Feener** stated that it would behoove you to do some planting in front of the wall, closer to resource

**Mr. Gulla** stated that the impervious nature of the top of wall needs to be mitigated for **Mr. Feener** stated to determine mitigation is to measure the thickness of the wall and double it for mitigation. Plant along the front of the wall the number calculated and you will fulfill the requirement for 2-1 mitigation. Also plant 4 trees in woodland area to create a habitat for wildlife. The tree stumps should stay.

**Mr. Gulla** stated a planting plan needs to be submitted.

**Public comment: None**

**Conditions:**

- **Mitigation 2 -1 one along the length of the stone wall**
- **4 trees to be planted to the right of the shed or in front of wall.**
- **Planting plan to be submitted**

**Motion: Robert Gulla made a motion for a Negative Determination for 152 Atlantic St. submitted by Jonathan & Jennifer Lovelace, to construct a stone wall, fence and to add fill in buffer to inland and riverfront resource areas. (Map 254, Lot 14).**

**1<sup>st</sup>:John Feener**

**2<sup>nd</sup>:Charles Anderson**

**Vote: All approved**

**C. Continuation - 30 Sleepy Hollow** Notice of Intent submitted by George Surabian, to demolish and re-build dwelling, add decks and stairs in a coastal dune resource area. Map 257, lot 36.

**Motion: Robert Gulla made a motion to continue 30 Sleepy Hollow Notice of Intent submitted by George Surabian, to demolish and re-build dwelling, add decks and stairs in a coastal dune resource area. Map 257, lot 36 to August 18<sup>th</sup> at 9:15.**

**1<sup>st</sup>:John Feener**

**2<sup>nd</sup>:Charles Anderson**

**Vote: All approved 5-0**

**D. Continuation- 28-2066- 4 Stanwood Point** -Notice of Intent submitted by Bernard Sova, Little River Campground, to re-locate house on a foundation, construction of walls, multiple building sewer connections and other site work in riverfront resource area. (Map 230 lot 69).

**Presenter: Alicia Robinson, Seekamp Consulting, Route129, 125 Kingston NH**

**Ms. Robinson** stated that redoing the alternative analysis didn't result in new information, however it did clarify points of the project for her. Ms. Robinson showed the Commission with a cut out of Sandy an alternative placement of Sandy.

**Mr. Phillips** stated that the applicant is presenting what is desired. He questioned if there were any other possibilities as to where Sandy could be moved..

**Ms. Robinson** stated the Alternative Analysis meet regulations and DEP doesn't have a problem with it. She also stated that mitigation would be implemented where Sandy is now. Ms. Robinson continued to address Dave Sargent's comments referenced in his letter)

- Board of Health to witness move of Sandy
- Installing a Dump station

**Ms. Robinson** also addressed the Abutters comments;

-Building on a slope and the issue of storm water going into resource

- Now it will be going into a drywell

House is not at top of river bank:

- It is top of coastal bank- the top of the bank is shown on the plan

#### **Commission Comments:**

**Mr. Phillips** remained concerned with the Alternative Analysis. He stated, "As I have read it, the statute has not been complied with. In my mind it is unambiguous".

**Ms. Press** concurred with Mr. Phillips, and also stated as a whole the project is three steps forward and better for the environment and would like to see it happen, it is a plus for the environment. If people suggest sites then the applicant has to look into those alternatives and the applicant will need to give a reason why it can't be done

**Ms. Robinson** stated that an Alternative Analysis has to be within the scope of the project and feels what has been submitted is reasonable. The Alternative Analysis that we have presented is in keeping within scope of the project.

**Mr. Feener** referenced Heinze letter where trees are mentioned. He stated that the trees are going to be affected

**Ms. Robinson** asked if it could be put in the conditions that any trees removed for the relocation of Sandy will be mitigated for with new trees planted.

#### **Public comment:**

**Andrew Heinze 38 Stanwood Ave, Gloucester**

**Mr. Heinze** questioned moving the house onto the slope, vegetated area and old growth trees. It is also habitat area. What effect will it have on them?

**Ms. Robinson** stated that in a preconstruction meeting it will be determined what trees will be removed and what can be done.

**Mr. Gulla** concurred with Ms. Press regarding the benefit to the environment. He also stated that standards couldn't be mowed over. He questioned if there was anyway to move Sandy backwards more.

**Ms. Robinson** referenced plan for the commission.

**Kathy Heinze, 38 Stanwood Ave, Gloucester**

**Ms. Hines** stated her concern regarding the laws that have to be abided by. She stated that the house should not be moved to the waterfront. There are many oak trees, marshland, tidal river etc. The land was not degraded prior to this owner, but now it is. She asked the commission to please think about it.

**Mark Resnick 57 West Gate Rd, Newton**

**Mr. Resnick** stated that his family owns property at end of the way. He asked the commission to approve project. He stated that the area in question is level and grassy, perhaps at the edge there are some trees but there are more trees in the bank that are

mature trees. There would be no significant amount of trees to be removed, so moving the building to the new location will not have a significant impact. The intensive use will not be changed.

**Helen Farr, 6 Pirates Lane, Gloucester**

Ms. Farr stated that she writes environmental impact statements for a living. She stated that the plans should include the full move of Sandy including any tearing down of trees and all the Alternative Analysis plans should reflect that.

**Mr. Gulla closed Public Comment**

**Mr. Gulla** stated that the process of moving Sandy will do some damage within our jurisdiction and outside of it. He asked the commission if moving Sandy could be tabled until we come to an agreement, but move forward with other aspects of the project.

**Ms. Press** suggested a site walk.

**Ms. Robinson** answered an earlier question of the board regarding sliding Sandy forward. She stated it could be slid forward slightly (showed commission), but only a bit, so the house is in alignment with the retaining wall.

**Ms. Press** stated to the Commission that the Manchester Commission denied a project because they thought the applicant had not explored all alternatives and DEP overturned the decision and issued a Superceding Order. That left the Commission with no control of the project.

**Ms. Robinson** stated that she is there for her client Mr. Sova. She stated that she was instructed to accommodate the Commission up to a point. We meet the regulations and believe DEP would approve it.

**Mr. Gulla** stated that the Commission would let Ms. Robinson decide if she would like a vote this evening.

**Ms. Robinson** stated yes she would like a vote this evening.

**Ms. Press** stated that the project could be closed; we could then do a site visit and write up the conditions before the next meeting. We have 21 days for the order of conditions to be set.

**Mr. Phillips** stated that his reservations here is the Alternative Analysis does not meet standard and the applicant has not done due diligence.

**Mr. Socolow** stated he had questions regarding the trees; how many are there and where are they located.

**Ms. Robinson** stated that she did not know the answer to those questions. She stated that she still wanted to go forward with the vote. We have proposed some mitigation plantings. We are so close and this is an important project.

**Ms. Press** stated that if this is denied this evening, and DEP overturns it, we lose control of the project.

**Mr. Socolow** asked for clarification of the phases of the project. Ms. Robinson refreshed the board's memory. She stated that it's submitted as a package and do not want it to be split.

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**Motion: Robert Gulla made a motion to approve 4 Stanwood Point -Notice of Intent submitted by Bernard Sova, Little River Campground, to re-locate house on**

a foundation, construction of walls, multiple building sewer connections and other site work in riverfront resource area. (Map 230 lot 69).

**The motion was not moved**

**Motion: Robert Gulla made a motion to deny 4 Stanwood Point -Notice of Intent submitted by Bernard Sova, Little River Campground, to re-locate house on a foundation, construction of walls, multiple building sewer connections and other site work in riverfront resource area. (Map 230 lot 69).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: Charles Anderson**

**Vote: Denied 3-0 John Feener and Arthur Socolow abstained**

**V. PUBLIC HEARINGS 8:15 PM**

- A. New- 270 Concord Street**, Notice of Intent submitted by Joseph Cellucci, to demolish and re-build a dwelling with associated grading, driveway and landscaping in buffer to coastal and ACEC resource areas. (Map 248 lot 8).

Robert Gulla recused himself for this hearing appointing John Feener to continue as chair.

**Presenter: John Judd, Gateway Consultants**

**Mr. Judd** stated this is a two- acre site that has an existing structure. There is a deck associated with it and a hard-packed driveway. There is an existing failed septic system on site. Mr. Judd referenced the plan showing location of trees, resources area and buffer. The marsh across the street have a 100 upland edge zone and a 200 ft buffer to upland edge. The entire site is in the buffer. The applicants would like to remove the existing structure and rebuild it to include an in-law apartment replace the septic, and remove the existing driveway to be replaced with crushed stone. The Board of Health has approved it. Erosion control will be a silt sock and the patio proposed will be pervious. The increase in footprint is 2700 square feet. Mr. Judd showed 2-1 remediation and there is credit from the semi- hard packed driveway being replaced with crushed stone.

**Commission Comments:**

Ms. Press stated her concern regarding the construction sequence and how the roof runoff will be handled. The information will be needed prior to work started. Ms. Press referenced pictures showing an area of disturbed riverfront. It is dry now but believes it changes with the seasons. She showed an area was cut by the previous owner that could be re-vegetated. It is located up to the stream bank. She also stated that parts of the driveway don't count as impervious.

Mr. Judd stated that he was not looking for 100% credit, just 50% credit.

Ms. Press stated that ACEC is across the street. The house is out of the upland edge.

Most is 2<sup>nd</sup> 100 feet of buffer of upland edge. They are avoiding trees completely.

John: Work on canopies. There going to be a rise in elevation grade in septic field.

Showed on plan.

**Mr. Judd** stated the roof runoff: will be handled by drip edge and no properties would be affected.

**Mr. Feener** stated that for 2-1 mitigation, please fill in corner with mass planting and make the corners go away. It will make it better for habitat.

**Ms. Press** suggested walking the site and deciding where the best areas to be planted would be. It doesn't make sense to do a uniform area, but instead fill in the thin areas.

**Mr. Feener** referenced pictures for Mr. Judd regarding a down slope and for it to be more heavily vegetated.

**Public comment: None**

**Conditions:**

- **Site visit to determine a better area for habitat**
- **Tree within 200-300 local ordinance of ACEC be mitigated for by a 2 ½" caliper tree zone**
- **Existing oak will not be impacted by more than 20 % of canopy**
- **Need comments from storm water from Melissa**

**Motion: John Feener made a motion to approve project at 270 Concord Street, submitted by Joseph Cellucci, to demolish and re-build a dwelling with associated grading, driveway and landscaping in buffer to coastal and ACEC resource areas. (Map 248 lot 8).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: Charles Anderson**

**Vote: All approved 4-0**

**B. New- 85 Wingsheek Road**, Notice of Intent submitted by Matthew Magee to construct an addition on pilings and a deck in buffer to coastal dune, barrier beach and ACEC resource areas. (Map 261 lot 17).

**Presenter: John Judd, Gateway Consultants**

**Lisa what is 10 foot elevation. Where is the ACEC?**

**Across the street ( showed on plan)**

**jj: it is along the elevation 10 contour. Do show buffer zone and 300 foot offsets.**

**Across the street is elevation 10.**

**Other side top of scarp and the entire site is buffer site**

**Lisa: is first 100 of upland edge.**

**Mr. Judd** stated that this is an existing structure with a deck. The applicant would like to put on an addition and extend 13 feet out and reconstruct porch. Everything is on pilings. It will be 13x20. Some mitigation will be taken care of by planting of American Dune grass. There is no impervious area added except for the addition. The roofline will have a dripedge.

**Mr. Feener** asked for clarification for dumpster placement. Mr. Judd referenced the plan stating it is not a big addition. Mr. Feener also stating that during the deck removal and the area where the mitigation will be may get trampled. He stated he would like it delineated so it will not get disturbed.

**Ms. Press** stated snow fence is the best choice for the area.

**Mr. Feener** stated pictures are to be taken before construction begins. Ms. Press concurred and added weekly reports are to be submitted to Agent as well as photographs from all sides of the project. She explained that the commission starts with

pictures being sent to the Agent and commission, and if something goes awry that is when the commission has the right to request an environmental monitor.

**Mr. Feener** stated this is all done to protect the applicant. The site needs to be monitored tightly.

**Ms. Press** asked for the math for plantings 2-1 mitigation and Mr. Feener asked for measurements for placement of the snow fence. Mr. Judd stated that from the deck to the snow fence would be 9' from edge of existing deck. The far side is 10'

**Public Comment:**

**Helen Farr. 6 Pirates Lane**

Ms. Farr pointed out from the pictures that a path was trampled down. Her point was that once the boardwalk is removed the foot traffic would move onto the vegetation. Mr. Judd stated there was another rolling boardwalk and it will be used more.

**Commission Comments:**

**Mr. Feener** requested to plant on the westerly side of the house in the corner to inhibit people walking into the vegetation.

**Conditions:**

- **Snow fence for migration of sand behind the house**
- **Mitigation of dune grass will be 900 feet**
- **Plantings of westerly side to thwart people walking on vegetation**
- **Latticework must be 1' off the ground and 50% open**
- **Pilings will be helical or driven in.**

**Motion: John Feener made motion to approve 85 Wingsheek Road, submitted by Matthew Magee to construct an addition on pilings and a deck in buffer to coastal dune, barrier beach and ACEC resource areas. (Map 261 lot 17).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: Charles Anderson**

**Vote: All approved 4-0**

**B. New- 65 Atlantic Road**, Request for Determination after the fact submitted by Alfred Pennino, to maintain newly landscaped area in buffer to coastal bank resource area. (Map 70, Lot 15).

Robert Gulla rejoined the commission

**Presenter: Fred Panino 65 Atlantic Rd, Gloucester**

**Mr. Pennino** stated that he did work along his property line. There were loose laid boulders in that area which have been moved and used in the back yard. He stated that bushes were cut down last fall. We have since set 4 or 5 large boulders there and have planted some new sweet pepper bushes

**Ms. Press** understood that was normal landscaping, but stated to Mr. Pennino that the work requires that you file.

**Commission Comments:**

**Mr. Gulla** stated to Mr. Pennino “ now that you know there is coastal bank, 100' feet up from that is our jurisdiction and I recommend that you call the commission before you do any work.”

**Mr. Feener** stated that a silt fence should be in place for the disturbed area. Mr. Gulla concurred and stated, "In downpour seasons that loose soil will run down to the resource area

**Ms. Press** stated that she was not convinced that Sweet Pepper is the best plant for that area.

**Public Comment: None**

**Conditions:**

- 1 year mortality of Sweet Pepper Bushes planted
- Top dress graded area in fall
- Hay bales to put into place until area stabilizes

**Motion: Robert Gulla made a motion for a Negative Determination for 65 Atlantic Road, after the fact submitted by Alfred Pennino, to maintain newly landscaped area in buffer to coastal bank resource area. (Map 70, Lot 15).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: Charles Anderson**

**Vote: All approved 5-0**

**D. New-** Ken & Judy Revis, 6 Island Rock Lane, requests the Conservation Commission to determine the applicability of the Wetlands Protection Act and the local Wetlands Ordinance after the fact to maintain previously installed Jacuzzi in buffer to coastal bank resource area. (Map 133, Lot 12).

**Presenter: Judy Revis & Jen Revis Synder**

Ms. Revis stated that she thought she had already filed for the Jacuzzi with the patio, however it must have been an oversight. 2-1 mitigation has already been done.

**Public comment: None**

**Commission Comments:**

Ms Press stated that the plan represents what is going to be done. Prior mitigation exceeded what is needed for the project. Mitigation makes up for the impervious surface.

**Motion: Robert Gulla made a motion for a Negative Determination with the after the fact file for 6 Island Rock Lane, after the fact to maintain previously installed Jacuzzi in buffer to coastal bank resource area. (Map 133, Lot 12).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: Charles Anderson**

**Vote: All approved 5-0.**

## **VI. PUBLIC HEARINGS 9:15 PM**

- A. New- 102 Magnolia Avenue,** Request for Determination submitted by Dean Mould, to replace septic system in buffer to inland resource area. (Map 194, Lot 24).

**Presenter: Richard Cooper, Cooper Associates, 20 South St Rockport**

**Mr. Cooper** stated this is to do an emergency repair to a failed septic

**Ms. Press** stated the septic upgrade would help the wetland.

**Mr. Cooper** stated the Board of Health has approved it. He stated the wetlands are to the left and the vehicles will be off the wetland. The equipment will come through the front. (Referenced pictures) There will be no tree removal, only the lilacs will be moved and replanted.

### **Commission Comments**

**Mr. Gulla** stated that a silt sock be on the plan and stay there until the land stabilizes.

### **Public Comment: None**

**Mr. Feener** stated that before the lilacs are removed, fully soak the root system for a least a day and when digging them up, go bigger around the root system. Transplanting in summer months is not ideal

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### **Conditions:**

- **1 year mortality on lilac**
- **Silt sock to remain on site until the land stabilizes**

**Motion: Robert Gulla made a motion for a Negative Determination 102 Magnolia Avenue, submitted by Dean Mould, to replace septic system in buffer to inland resource area. (Map 194, Lot 24).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: John Feener**

**Vote: All approved 4-0**

**C. Continuation- 28-2073 114 Eastern Point Blvd.,** Notice of Intent submitted by Robert Crandall, to raze and rebuild structure, install septic system, relocate driveway and remove 3 trees in buffer to an inland resource area. (Map 137 lot 16).

**John Feener recused himself from this hearing.**

**Presenter: Randy Burley, Mill River Consulting, 6 Sargent St, Gloucester**

**Mr. Burley** passed out new pictures to the commission. He stated that John Feener had been retained to advise on tree quality. One of the pictures is of the tree in the driveway and Mr. Feener stated that the tree is a hazard. The other tree showed in the picture does not benefit the environment.

**Mr. Socolow** stated that the root structure serves a purpose.

**Mr. Burley** stated that 3 trees are being taken down and we are planting 3-1 mitigation.

### **Commission Comments:**

Mr. Gulla stated that the commission could vote to keep one tree.

**Mr. Burley** stated that the tree in question by the deck has some value, but because of the age it could become an issue. I have also submitted why we couldn't rotate the house. The house is restricted with wetlands, buffer, septic. There are many site constraints. It is just 3 trees in the buffer. One is a hazard and one is deemed low value.

**Ms. Press** stated her approval of the mitigation proposed.

**Mr. Gulla** stated that the canopy of the tree near the deck extends over existing house. One side is growing.

**Public Comment: None**

Ms. Press questioned Mr. Burley of the roof runoff and engineering Randy: have met with engineering getting them info on drywell have not submitted to them yet.

**Mr. Burley** stated that regarding safety guards for the Geo Thermal. The Crandalls are willing to have a fail-safe system and alarm system on it for protection.

**Mr. Gulla** stated that the ability to read the sheet is important if the alarm goes off.

**Mr. Socolow** stated that he would like to save that one tree by the porch if it savable.

**Mr. Burley** stated there are many trees on the property. We hope that the remediation would propel the project forward.

**Conditions:**

- **Need to get letter from engineering before any work commence**
- **Agent to approve planting plan**

**Motion: Robert Gulla made a motion to approve 114 Eastern Point Blvd., submitted by Robert Crandall, to raze and rebuild structure, install septic system, relocate driveway and remove 3 trees in buffer to an inland resource area. (Map 137 lot 16).**

**1<sup>st</sup>: Steve Phillips**

**2<sup>nd</sup>: Charles Anderson**

**Mr. Socolow stated that one of the points specified will be 3" caliper trees and 3-1 ratio**

**Vote: All approved 4-0**

**D. Continuation- 28-2074 9 Kirk Road, Notice of Intent submitted by Dennis Silva, to construct a pier, ramp and float in a riverfront resource area. (Map 101 lot 52). Applicant requests continuation to August 4, 2010.**

John Feener rejoined the commission.

**Motion: Robert Gulla made a motion to continue 9 Kirk Road, Notice of Intent submitted by Dennis Silva, to construct a pier, ramp and float in a riverfront resource area. (Map 101 lot 52) to August 4<sup>th</sup> @ 7:15**

**1<sup>st</sup>: Arthur Socolow**

**2<sup>nd</sup>: Steven Phillips**

**Vote: All approved 5-0**

**VII. AGENT'S REPORT ON VIOLATIONS**

Ms. Press informed the board of a site walk with Mike Hale at the Gloucester High School where a large number of shrubs have been out. Mr. Hale is willing to do mitigation.

Mr. Gulla stated that it was not intentional.

Ms. Press stated that Mr. Hale would come up with list of management activities that he foresees and help him write up a NOI. Ms. Press also stated that an enforcement order would be issued.

John: It will release any similar project like to lanes cove. The enforcement should be in place. It is very similar

### **VIII. AS TIME PERMITS: COMMISSION BUSINESS**

Commission discussed extension procedures and parameters

Ms. Press stated that there is a new extension form instituted to help applicant and the commission. We will not be telling people not to come. At times we do have questions and need applicants to be there.

**B. Requests for Certificates of Compliance**

28-1995 21 Horton St  
28-1611 5 Aileen Terr  
28-1703 5 Aileen Terr  
28-1796 28R Stanwood  
28- 1725 377 Magnolia

**Motion: Robert Gulla made a motion to approve the above Certificates of Compliance.**

**1<sup>st</sup>: Arthur Socolow**

**2<sup>nd</sup>: Steve Phillips**

**Vote: All approved 5-0**

**C. Requests for Extension Permits**

28-1889 458 Washington st

The request for an extension is due to economics.

**Motion: Robert Gulla made a motion to approve the Extension Permit for 458 Washington St for a 1year**

**1<sup>st</sup>: Charles Anderson**

**2<sup>nd</sup>: Steve Phillips**

**Vote: All approved.**

Ms. Press discussed mitigation for 450 Washington St

People had built a deck in front and back. It is on the Annisquam River. They expanded an existing deck in back and built a small platform. Ms. Press suggested they mitigation and pay after the fact filing fee. Ms. Press reference pictures of an eroding slope and informed the board that planting and boulders would be placed on the slope to stop the erosion.

Do after the fact filing or NOI and enforcement order

John: mitigation is more than we would ask for.

Motion: Robert Gulla made a motion to adjourn the meeting

**1<sup>st</sup>: Arthur Socolow**

**2<sup>nd</sup>: Steve Phillips**

**Vote: All approved 5-0**

If you would like additional information regarding the review status of a particular item, please contact the Community Development Conservation Department via e-mail at [mdemick@gloucester-ma.gov](mailto:mdemick@gloucester-ma.gov) or via phone at 978-281-9781.

Additional information can also be obtained on the Conservation Web Page at [www.gloucester-ma.gov](http://www.gloucester-ma.gov) Click Community Development for a link to Conservation.

**Commission Members: If you are unable to attend the meeting, please contact the Community Development office at 978-281-9781 or send Lisa or Marie an e-mail**

DRAFT