

Marblehead Conservation Commission
Meeting Minutes
December 10, 2020

Meeting was held remotely in accordance with Governor Baker's March 12, 2020 Order Superseding Certain Provisions of the Open Meeting Law, G.L. c.30A, section 18 and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place.

Meeting was called to order at 7:10 PM

Present were: Commission Members David DePew, Jesse Harlan Alderman, David Van Hoven, and William Colehower. Also present was Conservation Administrator and Town Engineer, Charlie Quigley.

The hearings were conducted under the Massachusetts Wetlands Protection Act and the Marblehead Wetlands Protection Bylaw.

Note: The commission currently has six members. Per the MACC Handbook, section 4.1.2, most lawyers agree that a quorum is "...a majority of commissioners currently serving". The quorum for this meeting is therefore four members.

Approval of Minutes:

Motion to approve minutes of meeting held on November 12, 2020 and October 14, 2020, was made and minutes were approved.

DISCUSSION

- **Doak's Lane - Ted Moore- slope stabilization.** No action. Ted Moore will be invited to attend the January 2021 conservation commission hearing.
- **40-472 Order of Conditions-Town of Marblehead- Town wide drainage ditch maintenance.** Certificate of Compliance with surviving conditions was unanimously approved.
- **Hood's Lane - Town of Marblehead- Mosquito Control to clear drainage ditch.** Charlie Quigley discussed plan. This is part of the approval for 40-472 (previously approved).
- **Steer Swamp Parking area at Beacon SL gravel request- Don Morgan** – according to the Water Department will not add the gravel to the parking area unless the Conservation Commission approves this action. Commission members unanimously approved a minor activity permit to the Marblehead Conservancy subject to approval from the Marblehead Department of Public Works.
- **Bike jumps at Lead Mill site and various other locations on town land and in areas protected by MGL 131§40** – Commission did not approve a motion issue a cease and desist order for the bike jump activities at the Lead Mills. The Commission unanimously

approved a motion to undertake additional research to confirm with Town Council if the bicycle activities represent an attractive nuisance; confirm with Town Council if the use of these conservation lands can be restricted to passive recreation; confirm if the areas in question are within the resource area; confirm with Town Council who holds the title for the Led Mills property; engage the School Department in looking at other solutions.

MINOR MODIFICATION REQUESTS:

- **40-950** 11 Neptune Rd - James Kaloutas – landscaping - The Commission voted unanimously to approve.
- **40-1405** 61 Naugus Ave- Alan November - pier, landing - The Commission voted unanimously to approve.
- **40-1449** 2,4 & 6 Foster Street- [Patrowicz]- pier work The Commission voted unanimously to approve.
- **40-1452** 10 Goldthwait - Anton II LLC - [Patrowicz] - building Addition, impervious area reduction - The Commission voted unanimously to approve.
- **40-1273** 5 Sunset Rd- Julius Socol- wall repair The Commission voted unanimously to approve.

CERTIFICATE OF COMPLIANCE REQUESTS:

The below were all approved by the Commission:

- **40-950** 11 Neptune Rd - James Kaloutas – landscaping The Commission voted unanimously to approve.
- **40-1344** 16 Indian Head Circle - demo and reconstruct pier, ramp, and float. The Commission voted unanimously to approve.
- **40-1407** 22 Cliff St - Daniel Sullivan et al - landing, gangway and float The Commission voted unanimously to approve.

Meeting was adjourned 1:31 min (8:31pm.)