

**CONSERVATION COMMISSION
MINUTES OF JANUARY 8, 2009**

Meeting was held in the lower conference room at the Mary A. Alley Building, 7 Widger Road

Meeting was called to order at 7:00 PM

Present were: Commission Members Walt Haug, Fred Sullivan, Deb Payson, Craig Smith, Ken Fisher and Don Tritschler. Also present were Jan Smith, Associate Member and Doug Saal, Conservation Administrator.

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

Note: The commission currently has seven 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.

Approve Minutes: The minutes of 12/11/08 were approved without change by all members.

Sign Documents: All documents per the agenda were signed.

Request to Amend OOC 40-872: This OOC expires 04/13/09. Ms. Chalifour of 12 Nonantum Road explained she still has some minor items to complete. All members voted to extend this OOC for one year to 04/13/10.

Emergency Order: Ms. Chalifour of 12 Nonantum Road received an E.O. to repair the sewer line on her property. The full extent of the repair to be performed will be determined after the line is exposed. Since the line is located landward of the house and the length of line is minimal, the commission voted to review this matter as an amendment to 40-872. The hearing date was set for January 22, 2009.

40-966 FORT SEWALL TERRACE KNICKREHM

Resource Area: Coastal Bank

Interests of the WPA and Bylaw: Prevention of Pollution, Flood Control and Storm Damage Prevention

Appeared: No one.

Control Drawing: Plan of Land, 7 Fort Sewall Terrace, dated November 4, 2008, prepared by Hayes Engineering

A letter from Hayes Engineering, Inc. dated January 8, 2009 requested a continuation of this NOI. All members voted to continue this hearing to January 22, 2009. In addition, a site visit was scheduled for Saturday, 01/17/09 at 9:30 AM to coincide with a low tide.

Old/New Business:

Approve Minutes: see above.

Requests for Extension:

63 Beach Street, Schluter: Saal and Haug visited this site and were satisfied that work is continuing (foundation footings have been poured) and that the erosion control fence is in satisfactory condition. All members voted to extend this OOC for one year to 01/26/10.

Glover Landing: A letter from Glover Landing Condominium Trust dated December 5, 2008 requested an extension of the OOC originally issued 08/10/06. All members voted to extend the OOC to 08/10/10.

Site Visit: 40-933 452 Ocean Avenue Falk: A site visit is scheduled for Monday, 01/12/09 at 3:00 PM.

The meeting was adjourned at 7:30 PM.