

**Marblehead Conservation Commission
Minutes December 13, 2012**

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, Don Tritschler, Brian Leclair and David VanHoven. Also present was Willy Lanphear, Conservation Administrator and Jan Smith.

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.

Executive Session: The commission voted to go into executive session to discuss ongoing litigation with Town Counsel, Lisa Mead. After said discussions, the commission voted to exit executive session and commence with the hearings. Separate minutes are available for the executive session.

40-1094 5 WOODFIN TERRACE TOWN LANDFILL/TRANSFER STATION

Resource Area: Stream Bank, BVW, IVW and LUW

Interests of the WPA and Bylaw: Flood Control, Protection of Wildlife Habitat, Protection of Ground Water Supply and Prevention of Pollution

Control Drawing: Landfill Closure and New Transfer Station Construction Project, dated September 2012, prepared by Kleinfelder and as revised per revised Attachment F, dated December 12, 2012.

Reference: Memo from Amy Green Environmental Consulting dated October 29, 2012
Letter from Eggleston Environmental dated October 30, 2012
Letters from Kleinfelder dated November 8, 2012, November 29, 2012, December 11, 2012 and December 12, 2012.

Appeared: A. Petty of M'hd Board of Health, L. Mead, ass't Town Counsel and S. Wright and R. Kennealy of Kleinfelder

Also in attendance were: Amy Green of Amy Green Environmental Consulting and Lisa Eggleston of Eggleston Environmental

Note: The Order of Conditions permit issued under the state Wetlands Protection Act and the local Wetlands Protection Bylaw is also the Land Disturbance Permit issued under the Stormwater Management and Erosion Control Bylaw.

The two previous hearings, 10/11/2012 and 11/08/2012, for this application were deemed invalid since the same members, representing a quorum, were not present at both hearings. The 12/13/2012 hearing represents the beginning of the hearings for this application. Wright and Kennealy gave an overview of the wetland and drainage issues on the site. The chair pointed out that there are two permits under consideration. 1. The Wetlands Protection Permit. 2. The Land Disturbance Permit. These will be reviewed separately. Amy Green consulted regarding the wetland issues. Lisa Eggleston consulted regarding the land disturbance issues.

Under the Wetlands Protection Act and the Wetlands Protection Bylaw, the following special conditions were proposed.

Special Conditions:

20. In accordance with General Condition No. 9 contained in this Order of Conditions, the applicant shall record this original Order of Conditions and any subsequent amendments thereto at the Registry of Deeds in Salem and shall submit the recording information to the Conservation Commission on the form for said information found at the end of the Order of Conditions prior to the commencement of any work authorized by this Order of Conditions or any amendments thereto. Failure to submit said recording information prior to the commencement of work may result in a fine issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment "C" for "Schedule of Fines"**.

21. Prior to any work authorized by this Order, a sign (1'x 2') shall be displayed in a conspicuous place at the site with the words "DEP File 40-1094"

22. **Prior to any demolition, construction or earth moving activities on the site, the applicant shall make an appointment for a site inspection by the Conservation Administrator to review the proposed work and the conditions contained in this Order.**

23. A copy of the Order of Conditions as well as the final approved plan/s shall be available for inspection on site while activities regulated by the Order are underway.

24. This Order of Conditions is issued under the Wetlands Protection Act and its Regulations (MGL Chapter 131, Section 40 and 310 CMR 10.00 et. seq.), and under the Town of Marblehead Wetlands Protection Bylaw (Marblehead Bylaws Chapter 194) and its Regulations (Wetlands Protection Bylaw Regulations for Administering Marblehead Bylaws Chapter 194, Sections 194-1 through 194-14). As such this Order constitutes a wetlands permit both under the Act and under the Bylaw.

25. The project shall be performed in accordance with the final approved plans and other documents referenced in Attachment A to this Order of Conditions, except as the project may be altered or amended by these Special Conditions. Any deviation from this Order of Conditions and the approved construction plan/s and documents requires authorization from the Conservation Commission prior to implementation. Any deviation from the approved construction plans and documents commenced prior to authorization is subject to a fine of up to \$300 per day, issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment "C" for "Schedule of Fines"**.

26. The project shall be performed in accordance with the representations made by the applicant and his/her representative(s) and in accordance with the requirements of the Marblehead Conservation Commission, all as reflected in the public hearing record as documented in the minutes of the Marblehead Conservation Commission referenced in Attachment A to this Order of Conditions, except as the project may be specifically altered or amended by these Special Conditions.

27. These Special Conditions relate equally to both the Wetlands Protection Act and the Marblehead Wetlands Protection Bylaw unless herein indicated otherwise.

The Marblehead Board of Health (BoH) will engage a properly qualified person/company to oversee the entire project. This person/company will report on all wetland and drainage issues (including un-allowed storm discharges) pertinent to the Marblehead Conservation Commission, and said reports will be copied to the commission by the BoH.

Pre-construction:

28a. This project involves the disturbance of 40,000 square feet or more of land and as such requires a Land Disturbance Permit under the Town of Marblehead Stormwater Management and Erosion Control Bylaw, Chapter 195 of the Marblehead Code. This OOC, therefore, constitutes said Land Disturbance Permit as well as the necessary permit under the Massachusetts Wetlands Protection Act and the Marblehead Wetlands Protection Bylaw.

29. All special conditions are to be included in the construction contracts between the applicant and his/her contractor.

30. A drawing of the erosion control techniques to be used on site shall be included in the construction contracts between the applicant and his/her contractor.

31. Prior to commencement of construction activities, the Applicant shall obtain all federal, state and local permits (in addition to this OOC) that may be required for the proposed project.

During construction:

For the enhancement of wetland areas, a sub-surface barrier will be installed around the perimeter of these areas to inhibit the re-invasion of plant species which will be removed. This barrier will be of such a material and design to allow water flow across the barrier but prevent the invasion of root/rhizoms from without the enhanced wetlands.

The specification for Top Soil and Seeding is #02930.

Wildlife habitat features will include five (5) tree falls in the mitigation areas.

32. This project shall not cause an increase in run-off onto adjacent properties or streets, either during construction or after completion. Appropriate measures shall be taken to prevent the movement of silt or debris onto adjacent properties or streets.

33. There shall be no cleaning or rinsing of cement concrete ready-mix trucks, or cement concrete mixing equipment, such that the byproduct of the cleaning or rinsing operation finds its way to any resource area by any means, especially, but not limited to, by means of a storm drainage system (catch basins, pipes, drainage ditches, etc.).

35. All demolition debris shall be removed from the site as soon as possible and not stored within a resource area or a buffer zone. The debris shall be properly disposed of in accordance with applicable federal, state and local regulations.

36. All construction material shall be stored outside the resource area and its buffer zone or as far back from the resource areas as possible.

Post-construction/in perpetuity:

After the entire project has been completed and all ground surfaces have been stabilized, all siltation and erosion control devices will be removed. In those locations where hay bales had been used, when these bales are removed, the ground surface under them will be seeded.

Monitoring of the wetland replication and enhancement/restoration areas will be as follows.

- Provide the name and qualifications of the qualified wetland scientist retained by the proponent to the MCC for approval prior to any restoration work.
- Notify MCC at least 48 hours prior to the start of any dredging or excavation work but after erosion controls are in place.
- Part of the duties of the qualified wetland professional should include approval of the hydric soils to be used in the wetland creation areas.
- Milestone reports should be submitted to the MCC upon achieving subgrades for the replication areas, installation of trees and shrubs, and seeding
- Seeding should be limited to between April 1st and October 15th, unless specifically approved by the qualified wetland professional.
- Post-construction monitoring should occur for three years given the presence of invasive species and possible hydrologic issues. It is not expected that invasive species can be totally excluded from the replication and restoration areas; however, establishing good vegetative cover with native species as well as removing invasives for three years may limit invasive species encroachment.
- Monitoring reports should be provided annually for each of the Three growing seasons after installation of the mitigation areas. Reports shall be submitted no later than October 31st of each year, and shall include plant species lists and percent dominance, observed evidence of wetland hydrology, description of invasive species (if any), photographs from established points, and proposed or completed remediation efforts (including replacement of plant material or control of invasives as necessary). The final monitoring report should include an as-built plan of the mitigation areas. Should it appear that at least 75% growth of native wetland plant species have become established in a given mitigation area, the MCC can consider requiring no further reporting.

47. Invasive plants shall not be used nor maintained in the landscape of the project site. This applies to the existing landscape as well as to any proposed landscape. A list of invasive plants in Massachusetts can be found in the latest update of The Evaluation of Non-Native Plant Species for Invasiveness in Massachusetts (with annotated list) produced by the Massachusetts Invasive Plant Advisory Group. For most recent update, visit www.mnla.com or www.newfs.org. **This condition shall survive this order.**

50. The control drawing/s for this project were prepared by a licensed Professional Engineer. The construction of this project shall be regularly inspected by said licensed professional to insure that the project complies with the control drawing/s. Upon completion of the work authorized by this OOC, said licensed professional shall submit a written statement to the Conservation Commission certifying that the completed work is in substantial compliance with the control drawing and setting forth any deviations that may exist between the completed work and the plan approved by the Conservation Commission.

51. Upon completion of the work allowed under this Order of Conditions the applicant shall apply for a Certificate of Compliance (COC) (a) within 30 days after completion of the work or (b) thirty (30) days prior to the expiration date of the original or extended OOC, whichever time comes sooner. If no work was started under the OOC or if some of the work will not be performed, the applicant must still apply for a Certificate of Compliance at least 30 days prior to the expiration of the OOC. The Conservation Commission may require the submission of an "as built" drawing (signed and stamped by a licensed Professional Engineer or licensed Professional Land Surveyor) with the application for the COC. Failure to submit an application for a COC shall result in a fine issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment "C" for "Schedule of Fines".**

Under the Land Disturbance Permit (LDP) per the Stormwater Management and Erosion Control Bylaw, L. Eggleston confirmed that the following documents were presented as complete and satisfactory for the purposes of the LDP: The Erosion & Sediment Control Plan, The Stormwater Management Plan and the Operation & Maintenance Plan.

All members voted to close this hearing and to review and vote on the special conditions at the January 10, 2013 meeting.

RDA 10 CLIFF STREET McCARTHY

Resource Area: Coastal Bank

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

Control Drawing: Site Plan, 10 Cliff Street, McCarthy, dated November 24, 2012, prepared by North Shore Survey Corporation.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering and Ms. McCarthy.

All members voted to close this hearing. All members voted to issue a negative determination with no special conditions.

40-1104 10 CLIFF STREET McCARTHY

Resource Area: Coastal Bank

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

Control Drawing: Site Plan, 10 Cliff Street, McCarthy, dated November 24, 2012, prepared by North Shore Survey Corporation.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering and Ms. McCarthy.

Patrowicz withdrew this application. All members voted to close this hearing.

40-1101 9 WILSON ROAD TORSTENSSON

Resource Area: Coastal Bank

Interests of the WPA and Bylaw: Flood Control, Protection of Wildlife Habitat and Prevention of Pollution

Control Drawing: Site Plan, 9 Wilson Road, Torstensson, dated November 26, 2012, prepared by North Shore Survey Corporation.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering.

All members voted to close this hearing. All members voted to issue an OOC with the following special conditions.

Special Conditions:

20. In accordance with General Condition No. 9 contained in this Order of Conditions, the applicant shall record this original Order of Conditions and any subsequent amendments thereto at the Registry of Deeds in Salem and shall submit the recording information to the Conservation Commission on the form for said information found at the end of the Order of Conditions prior to the commencement of any work authorized by this Order of Conditions or any amendments thereto. Failure to submit said recording information prior to the commencement of work may result in a fine issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment "C" for "Schedule of Fines".**

21. Prior to any work authorized by this Order, a sign (1'x 2') shall be displayed in a conspicuous place at the site with the words "DEP File 40-1101"

22. **Prior to any demolition, construction or earth moving activities on the site, the applicant shall make an appointment for a site inspection by the Conservation Administrator to review the proposed work and the conditions contained in this Order.**

23. A copy of the Order of Conditions as well as the final approved plan/s shall be available for inspection on site while activities regulated by the Order are underway.

24. This Order of Conditions is issued under the Wetlands Protection Act and its Regulations (MGL Chapter 131, Section 40 and 310 CMR 10.00 et. seq.), and under the Town of Marblehead Wetlands Protection Bylaw (Marblehead Bylaws Chapter 194) and its Regulations (Wetlands Protection Bylaw Regulations for Administering Marblehead Bylaws Chapter 194, Sections 194-1 through 194-14). As such this Order constitutes a wetlands permit both under the Act and under the Bylaw.

25. The project shall be performed in accordance with the final approved plans and other documents referenced in Attachment A to this Order of Conditions, except as the project may be altered or amended by these Special Conditions. Any deviation from this Order of Conditions and the approved construction plan/s and documents requires authorization from the Conservation Commission prior to implementation. Any deviation from the approved construction plans and documents commenced prior to authorization is subject to a fine of up to \$300 per day, issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment "C" for "Schedule of Fines"**.

26. The project shall be performed in accordance with the representations made by the applicant and his/her representative(s) and in accordance with the requirements of the Marblehead Conservation Commission, all as reflected in the public hearing record as documented in the minutes of the Marblehead Conservation Commission referenced in Attachment A to this Order of Conditions, except as the project may be specifically altered or amended by these Special Conditions.

27. These Special Conditions relate equally to both the Wetlands Protection Act and the Marblehead Wetlands Protection Bylaw unless herein indicated otherwise.

Pre-construction:

28. Any land disturbance of an area less than 40,000 square feet requires that Section II.C of the regulations pertaining to the Stormwater Management and Erosion Control Bylaw, Chapter 195 of the Marblehead Code must be followed and implemented.

29. All special conditions are to be included in the construction contracts between the applicant and his/her contractor.

30. A drawing of the erosion control techniques to be used on site shall be included in the construction contracts between the applicant and his/her contractor.

31. Prior to commencement of construction activities, the Applicant shall obtain all federal, state and local permits (in addition to this OOC) that may be required for the proposed project.

During construction:

32. This project shall not cause an increase in run-off onto adjacent properties or streets, either during construction or after completion. Appropriate measures shall be taken to prevent the movement of silt or debris onto adjacent properties or streets.

33. There shall be no cleaning or rinsing of cement concrete ready-mix trucks, or cement concrete mixing equipment, such that the byproduct of the cleaning or rinsing operation finds its way to any resource area by any means, especially, but not limited to, by means of a storm drainage system (catch basins, pipes, drainage ditches, etc.).

35. All demolition debris shall be removed from the site as soon as possible and not stored within a resource area or a buffer zone. If a dumpster is used to contain debris, the dumpster shall be covered after each work day. The debris shall be properly disposed of in accordance with applicable federal, state and local regulations.

36. All construction material shall be stored outside the resource area and its buffer zone or as far back from the resource areas as possible.

Post-construction/in perpetuity:

40. By voluntary agreement with the applicant, only organic fertilizers are to be used on the property landward of the resource areas. Fertilizers should not contain pesticides or herbicides; should contain slow release nitrogen and should not contain more than 3% phosphorous. To mitigate chemical runoff, do not fertilize directly before a rainstorm and do not over fertilize. Apply fertilizer in late April and in September (refer to: A Homeowner's Guide to Environmentally Sound Lawn care published by the Massachusetts Department of Food and Agriculture and the booklet, Don't Trash Grass, published by the Massachusetts Department of Environmental Protection). **This condition shall survive this order.**

47. Invasive plants shall not be used nor maintained in the landscape of the project site. This applies to the existing landscape as well as to any proposed landscape. A list of invasive plants in Massachusetts can be found in the latest update of The Evaluation of Non-Native Plant Species for Invasiveness in Massachusetts (with annotated list) produced by the Massachusetts Invasive Plant Advisory Group. For most recent update, visit www.mnla.com or www.newfs.org. **This condition shall survive this order.**

50. The control drawing/s for this project were prepared by a licensed Professional Engineer. The construction of this project shall be regularly inspected by said licensed professional to insure that the project complies with the control drawing/s. Upon completion of the work authorized by this OOC, said licensed professional shall submit a written statement to the Conservation Commission certifying that the completed work is in substantial compliance with the control drawing and setting forth any deviations that may exist between the completed work and the plan approved by the Conservation Commission.

51. Upon completion of the work allowed under this Order of Conditions the applicant shall apply for a Certificate of Compliance (COC) (a) within 30 days after completion of the work or (b) thirty (30) days prior to the expiration date of the original or extended OOC, whichever time comes sooner. If no work was started under the OOC or if some of the work will not be performed, the applicant must still apply for a Certificate of Compliance at least 30 days prior to the expiration of the OOC. The Conservation Commission may require the submission of an "as built" drawing (signed and stamped by a licensed Professional Engineer or licensed Professional Land Surveyor) with the application for the COC. Failure to submit an application for a COC

shall result in a fine issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment “C” for “Schedule of Fines”.**

40-1102 354 ATLANTIC AVENUE 354 ATLANTIC AVENUE REALTY TRUST

Resource Area: Coastal Bank

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

Control Drawing: Site Plan, 354 Atlantic Avenue, Realty Trust, dated November 28, 2012, prepared by North Shore Survey Corporation.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering

All members voted to close this hearing. All members voted to issue an OOC with the following special conditions.

Special Conditions:

20. In accordance with General Condition No. 9 contained in this Order of Conditions, the applicant shall record this original Order of Conditions and any subsequent amendments thereto at the Registry of Deeds in Salem and shall submit the recording information to the Conservation Commission on the form for said information found at the end of the Order of Conditions prior to the commencement of any work authorized by this Order of Conditions or any amendments thereto. Failure to submit said recording information prior to the commencement of work may result in a fine issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment “C” for “Schedule of Fines”.**

21. Prior to any work authorized by this Order, a sign (1’x 2’) shall be displayed in a conspicuous place at the site with the words “DEP File 40-1102”

22. Prior to any demolition, construction or earth moving activities on the site, the applicant shall make an appointment for a site inspection by the Conservation Administrator to review the proposed work and the conditions contained in this Order.

23. A copy of the Order of Conditions as well as the final approved plan/s shall be available for inspection on site while activities regulated by the Order are underway.

24. This Order of Conditions is issued under the Wetlands Protection Act and its Regulations (MGL Chapter 131, Section 40 and 310 CMR 10.00 et. seq.), and under the Town of Marblehead Wetlands Protection Bylaw (Marblehead Bylaws Chapter 194) and its Regulations (Wetlands Protection Bylaw Regulations for Administering Marblehead Bylaws Chapter 194, Sections 194-1 through 194-14). As such this Order constitutes a wetlands permit both under the Act and under the Bylaw.

25. The project shall be performed in accordance with the final approved plans and other documents referenced in Attachment A to this Order of Conditions, except as the project may be altered or amended by these Special Conditions. Any deviation from this Order of Conditions

and the approved construction plan/s and documents requires authorization from the Conservation Commission prior to implementation. Any deviation from the approved construction plans and documents commenced prior to authorization is subject to a fine of up to \$300 per day, issued against the applicant in accordance with Marblehead Bylaws Chapter 194, Section 11E. **See Attachment “C” for “Schedule of Fines”.**

26. The project shall be performed in accordance with the representations made by the applicant and his/her representative(s) and in accordance with the requirements of the Marblehead Conservation Commission, all as reflected in the public hearing record as documented in the minutes of the Marblehead Conservation Commission referenced in Attachment A to this Order of Conditions, except as the project may be specifically altered or amended by these Special Conditions.

27. These Special Conditions relate equally to both the Wetlands Protection Act and the Marblehead Wetlands Protection Bylaw unless herein indicated otherwise.

Pre-construction:

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40-1105 99 PITMAN ROAD THOMPSON

Resource Area: Coastal Bank

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

Control Drawing: Site Plan, 99 Pitman Road, Thompson, dated November 25, 2012, prepared by North Shore Survey Corporation.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering and G. Salzberg, architect

Because of the difficulty of approaching the site and the possible use of a barge, with the concurrence of the applicant a site visit was scheduled for Saturday, 22 December at 12:00 noon.

All members voted to continue this hearing to 10 January 2013.

40-1106 425 OCEAN AVENUE 425 OCEAN AVENUE REALTY TRUST

Resource Area: Coastal Bank

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

Control Drawing: Site Plan, 99 Pitman Road, Thompson, dated November 25, 2012, prepared by North Shore Survey Corporation.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering

At the request of the applicant, all members voted to continue this hearing to 10 January 2013.

40-1103 3 SARGENT ROAD ROBBINS/TAMIS

Resource Area: Coastal Bank

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

Control Drawing: Site Plan, 3 Sargent Road, Robbins/Tamis, dated November 24, 2012, prepared by Patrowicz Land Development Engineering.

Appeared: S. Patrowicz of Patrowicz Land Development Engineering

A previous NOI for this property was 40-1087. All work will be done from the land with equipment able to transport and lay large boulders in locations on the existing rip rap where voids currently exist. No rain garden has yet been built and it is anticipated that the equipment will rip up the lawn. An erosion control barrier will be erected after the work on the rip rap has been finished. This barrier will be left in place and maintained until the land has been stabilized. All members voted to close this hearing. All members voted to issue an OOC with the following special condition.

An erosion control barrier will be erected after the work on the rip rap has been finished. This barrier will be left in place and maintained until the land has been stabilized and until the work under 40-1087 has been completed.

Old/New Business:

Approve Minutes: All members voted to approve the minutes of 8 November 2012. The minutes from the Executive Session of 8 November 2012 will be reviewed at the 10 January 2013 meeting.

Violations:

9 Ramsdell Street, Michalowski: The documents and correspondence relating to this matter are on file. All members voted to levy a fine of \$100.00 against Mr. Michalowski for dumping yard waste on conservation land in violation of Chapter 209, section 209-7. This decision will be relayed to Town Counsel.

31 Arthur Road, Baker: The documents and correspondence relating to this matter are on file. All members voted to levy a fine of \$100.00 against Mr. Baker for driving a powered vehicle on conservation land in violation of Chapter 209, section 209-3E and a fine of \$100.00 for dumping yard waste on conservation land in violation of Chapter 209, section 209-7. There was also a violation per 209-B for removal of vegetation. However, due to a possible miscommunication or misinterpretation, the commission agreed not to pursue this violation. This decision will be relayed to Town Counsel.

The commission will provide a letter to Mr. Baker for his signature wherein he will promise not to perform any activities on conservation lands and will submit payment of the fines levied against him.

Donation of land: Gift of May Street Property. Reference the letter from Blatman, Bobrowski & Mead, LLC, dated November 29, 2012: All members voted to accept this gift of land from Herbert Kolodny and Louise Maletz per the following motion made by Walter Haug and seconded by Brian Leclair:

Pursuant to the Conservation Commission's authority as set forth in G.L. c. 40, § 8C, I hereby move to accept the gift of real property located off May Street, Marblehead, as described and set forth in the deed from Herbert Kolodny and Louis Maletz, dated November 2, 2012, for its stated purpose as conservation land.

Request for changes in project scope re 40-1022 at 98 Beacon Street: Jeff Whitmore asked if he could raise the top of foundation elevation from 54.8 feet to 56.3 feet. This will have no effect on the wetlands. All members voted to allow this change as a minor design change.

Request for COC: All applications per the agenda were approved for their COC.

Sign Documents: The Schedule of bills payable was signed.
The meeting adjourned at 10:15 PM.