

**Location: Rockport Town Hall, Meeting Room A**

**Present:** Larry Neal/Chairman, Rob Claypool, Alan MacMillan, MaryAnn Lash, David McKinnon, Andrea Nichols/ Secretary, GERALYN Falco/Conservation Agent. The Rockport Conservation Commission (RCC) is a five member volunteer board. Five voting members are present.

**Absent:** Mel Michaels/Associate Member

**Citizen Inquiries:**

*Tim Olson & Don Greel (DPW)* - report on Front Beach beautification project (for Rockport Beautification Committee & approved by Joe Parisi) underway without RCC permission; work includes removing asphalt between sidewalk and seawall, adding lawn, and supporting stone/concrete wall; plans are circulated; discussion: retaining wall is needed to stabilize upland, Mr. Greel shows where grass to be planted & where concrete will replace asphalt, leveling area slope. RCC concerns are contour changes and putting grass adjacent to seawall may not stay during storm activity; feels this is suitable project for letter approval by RCC. Mr. MacMillan moves to allow DPW to hardscape area as proposed; Mr. McKinnon seconds. Vote 5:0.

*Gillis Malcolmson, Anthony Bronsnan (7<sup>th</sup> grade students)* - ask permission to clear debris from Millbrook as part of 7<sup>th</sup> grade science project (teacher is Mr. Allia); hand out project details; project area is at Millbrook Park, between Poole's Lane and Railroad Avenue; they have contacted DPW and Housing Authority for permission, will not remove natural material (just trash), will sort items removed material & take photos; invite everyone to join them on October 13, 2015. RCC praise these young students and wholeheartedly approve the project.

**Minutes.**

**09/16/15:** Chairman Neal moves to approve minutes as amended; Mr. MacMillan seconds. Vote 5:0.

**09/30/15:** Chairman Neal moves to approve minutes as amended; Mr. McKinnon seconds. Vote 5:0.

**New Hearing**

**NOI 62-0717, Estate of Seymour Lefkowitz, 69 Thatcher Road (Map 24/Lot 8).** *Re-build decks and additions to house within 100' of Bordering Vegetated Wetland to salt marsh.* William Manuell is present for Applicant and makes presentation; work is to renovate house, construct additions, and rebuild decks; asks for waiver from 25' No Disturb and 50' No Build Zones; deck to west of house is within these zones and will be reconstructed within footprint of existing deck; sediment sock to be installed and small excavator utilized during construction. RCC concerns are: stabilizing ground over winter; wants condition requiring notification to Conservation Agent if new sonotubes are dug for western deck; discusses extent of FEMA flood zone on property. Mr. MacMillan moves to close hearing; Mr. Claypool seconds. Vote 5:0. **Hearing is closed. The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

**Continued Hearings**

**NOI 62-0716, DPW, Back Beach (Map 17/Lot54).** *Repair revetment & sidewalk on coastal bank and within 100' of coastal beach.* Tim Olson is present for DPW; has spoken to DMF and explained

that all work is within footprint of existing revetment. Mr. MacMillan moves to close hearing; Mrs. Lash seconds. Vote 5:0. Hearing is **closed**. **The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

**RDA 15-11, Peter Morley, 9 Marshall Street (Map 18/Lot 13).** *Landscape yard within 100' of intermittent stream.* Applicant is present with added information on plan. Mr. MacMillan moves to close hearing; Mr. McKinnon seconds. Vote 5:0. **Hearing is closed.** Mr. Claypool moves to grant negative determination, category number 3 with conditions; Mr. MacMillan seconds. Vote 5:0. **The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved**

### Review Order of Conditions

**NOI 62-0716, DPW, Back Beach (Map 17/Lot 54)** Mr. Claypool moves to issue OC as amended; Mr. MacMillan seconds. Vote 5:0.

**NOI 62-0717, Estate of Seymour Lefkowitz, 69 Thatcher Road (Map 24/Lot 8).** Mr. Claypool moves to issue OC as amended; Mr. McKinnon seconds. Vote 5:0.

### Other Business

➤ Paperwork for Amendment to OC, (DEP 62-0688), Andrew MacDowell, 54 Marmion Way (Map 26/Lot 90A). Letter drafted saying project approved but not with the wall. Mr. Claypool moves to send this letter; Mr. MacMillan seconds. Vote 5:0.

➤ Halibut Pt. SP Draft Letter- RCC reviews draft letter. Mr. Claypool moves to send letter as amended; Mr. MacMillan seconds. Vote 5:0.

➤ **Request for Emergency Certificate (REC 15-04), Hula Moon Café, 27 Mt. Pleasant Street (Map 36/Lot 25A).** *To construct foundation for building supports in Rockport Harbor.* Agent Falco explains how contractor contacted her and submitted a plan to construct concrete foundation within Rockport Harbor to support structure, for which she issued an Emergency Certificate. Owner has since requested extension to Certificate and change in plan (new plan is submitted at this meeting). Discussion ensues. Chairman Neal moves to ratify Emergency Certificate; Mr. MacMillan seconds. Vote 5:0. Letter to be sent to owner explaining extension of Emergency Certificate until November 15, 2015.

➤ Agent Falco on vacation October 9-25, 2015.

➤ Other Business/Announcements: - Chairman Neal moves to add discussion of Request for Extension of OC at 10 Gap Head Road to agenda; Mr. MacMillan seconds. Unanimous affirmative roll call: Mr. MacMillan, Mr. Claypool, Mrs. Lash, Mr. McKinnon, Chairman Neal.

○ **Request for Extension, NOI 62-0650, Manuel R. Costa, 10 Gap Head Road (Map 30/Lot 5).** Chairman Neal moves to extend OC for one (1) year; Mrs. Lash seconds. Vote 5:0.

**Mr. Claypool moves to adjourn meeting; Chairman Neal seconds. Vote 5:0.**

**9:35 PM**

*RCC ► Meeting adjourns 9:35 PM ◀ RCC*