

Present: Chairman Jay Putnam, Vice Chair DeeDee Holt, John Geiger, Paul Chamberlin, Carol Scott, Billie Bates, Conservation Agent Kristin Andres and Secretary Mary Fougere.

No one was absent

135 Lime Hill Road, Westlake: No one was present to represent the property owner in response to the on-going violation at 135 Lime Hill Road. The discussion was continued to the next work session on August 26, 2009; the Commission agreed to take action on the matter at the meeting on Aug 26 if Mr Lyttle of Ryder & Wilcox, inc does not have a plan of action to rectify the violation.

197 Bridge Street: Carrie Weber was present in response to a violation involving the clearing of vegetation on a coastal bank without benefit of a valid wetlands permit. A photograph of the cleared bank taken June 17, 2009 was circulated.

Ms Weber stated that her family had owned the property since 1913 and various members of the family have kept the bank cut short for many years. The work has not been done annually, only when the vegetation grows to a height that prevents the homeowners from having a view of the pond.

The work performed by Joe Buckley consisted of the removal invasive loosestrife, bamboo and porcelain berry; most of the vegetation has grown back. The Commission agreed that the work that was completed was in the lowest order of violations but cautioned the applicant to obtain wetlands permits before completing any more work.

444 Old Harbor Road, Morgan, SE 10-2247: Lisa Still, Esquire was present to request an Extension Order for proposed bulkhead work at 444 Old Harbor Road. She is the escrow agent for Mr Morgan. MR Morgan has signed a Purchase & Sales Agreement with a buyer for 444 Old Harbor Road. The work under SE 10-2247 will be completed in 2009; there is a deadline of October 31, 2009 for the work associated with the escrow account.

An Extension Order was signed.

Pcls C1 & 3 Pond Street, TOWN of CHATHAM & Sunset Association, SE 10-2563: It was moved, seconded and voted to approve the Wilkinson Ecological Land Management Narrative dated July 1 and the Assessors Map colorized to show areas of proposed work. **An Order of Conditions was signed.**

375 Bridge Street, Olney, SE 10-2562: It was moved, seconded and voted to approve the Narrative for proposed Removal and Planting Project prepared by Craig Schneeburger. An aerial photo showing the area of proposed work was submitted with the application. **An Order of Conditions was written.**

Strong Island, Cashman/Horst & Chat Conservation Foundation, SE 10-2516: A draft of Special Conditions was prepared by Commissioner Geiger and Ms Andres and reviewed by the Commission for approval of the proposed reconstruction of an existing dwelling on Strong Island. A lengthy discussion followed regarding the Special Conditions focusing on the following points:

- * The need for specifics regarding the trailer that will be used for transport of materials on the island
- * Use of mats to protect the access road
- * Preference by the Commission for a project that is completed in one phase
- * Need for a Clerk of the Works
- * How Field changes will be handled and the need for Project Review during the duration of the project
- * Specifics on the barge size, off-loading details and Harbormaster oversight
- * Chapter 91 (license) permit for the utility cable prior to Certificate of Compliance

Commissioner Bates drafted wording for a denial of the project.

Commissioner Chamberlin reviewed the responsibility of the Commission to review the project according to Wetlands Provisions of the Act and the town bylaw.

The Commissioners agreed to vote on the Special Conditions at the August 19, 2009 meeting.

88 Howes Lane, Napolitano, SE 10-2555: The applicant has waived the 21 day requirement for the Commission to issue an Order of Conditions. The applicant intends to add view pruning to the application and will re-advertise to re-open the hearing.

Mill Creek Estuary, Various parcels, TOWN of CHATHAM, SE 10-2557: It was moved, seconded and voted to approve the Mill Creek Estuary project as described the project description, supporting documents and colored mapping provided with the Notice of Intent application. **An Order of Conditions was written.**

Approval of Minutes: The minutes of May 20, 2009 were approved as amended at the table.

97 Tilipi Run, Holmes, SE 10-2550- The ZBA had requested comment on the new location of the pool fence at 97 Tilipi Run. A comment letter to the ZBA was read into the record. The Commission voted to approve the contents of the comment letter.

87 Squanto Drive, Dousa, SE 10-2556: The ZBA had requested comment on the proposal at 87 Squanto Drive. A comment letter had been drafted and was read into the record. The Commission voted to approve the letter.

56 Stage Island Road, Hester, SE 10- 2561: The ZBA had requested comment on the proposed creation of a 3-ft wide footpath in a right-of-way at 56 Stage Island Rd. A comment letter was drafted and read into the record. The Commission voted to approve the comment letter.

256 Stage Island Road, Venincasa, SE 10-2552: David Clark of Clark Engineering LLC had requested clarification of Special Condition B7 in the Order of Conditions issued for the Venincasa property. Mr Venincasa intends to use the coastal stairway throughout the winter months to access Stage Harbor. The bank on this property is quite stable; the bank is not located within a velocity zone, therefore not subject to wave action.

Special Condition B-7 stipulates the " the section below the 10-ft contour shall be designed to be removable in the winter to avoid damage".

The Commission unanimously voted to allow Mr Venincasa to keep the last section of stairway in place for the winter. Removal will be required in case of a storm event.

Horne family Gift of Land: The Commission has been offered four parcels of land currently owned by the Horne family. Three of the lots are located at the end of Scallop Terrace and Lot 95 (referred to as the Gove lot) is on Morris Island Road. The parcels are identified as 15 A-H14E, 15A-H14D and 15A-H14H and 15A-H95. Ms Andres explained that the Commission can accept the gift and the Selectmen will ratify the acceptance of the gift.

It was noted that the Commission will not inherit the responsibility of the leaching portions of septic system currently located on the two of the lots on Scallop Terrace.

It was moved, seconded and voted to accept the gift of land from the Horne family; the Commission would also like to have a letter of thanks go to the Horne family.

180- Mill Creek Road, Rick Roy Construction, Watt Realty Trust: The Commission approved the construction of a second story dormer under an Administrative Review, no additional filing is required.

31 Duncan Lane, Cauble: The Commission approved the removal of two trees endangering the house and utility lines. Photos were circulated. No additional filing is required.

227 Vineyard Avenue, Turnblom: The Commission approved the removal of branches from utility wires at 227 Vineyard Ave. Photographs of the branches to be removed were circulated. No additional filing is required.

70 Jericho Lane, Moretti: The Commission voted to approve the trimming of tree branches rubbing against utility lines at 70 Jericho Lane. The proposed work is within 100-ft of an isolated wetland. No additional filing is required.

20 Jericho Lane, Johnson: The Commission voted to approve the removal of a tree and trimming for view at 20 Jericho Lane. No additional filing is required.

72 Seamist Lane, Chin: The Commission approved the installation of four stone steps (adjacent to existing steps) as an aid to walking down the gradual slope at 72 SeaMist Lane. A site plan was provided. No additional filing is required.

Certificates of Compliance were signed for the following Orders of Conditions:

17 Sky Way, Hunter, SE 10-2404
149 Seagull Rd, Moulton, SE 10-2163
39 Parliament, Raftery, SE 10-2449
178 Strong Island Rd, Collins, SE 10-2463
31 Westward Ho Dr, Daly, SE 10-1964
126 Strong Island rd, MacDonald, SE 10-2223
67 Wilkey Way, Goldman, SE 10-2141

North Beach: Ms Andres, Lt Cauble from Chatham Police, Commissioners Scott & Holt, Dr Graham Guise, Coastal Resources Director Ted Keon and other government representatives visited North Beach on August 5, 2009 for purposes of viewing the extent of erosion and discussion of possible locations for a new roadway. The Police had closed the existing roadway two weeks ago, although currently Chatham Police do not patrol the beach.

Prior to the on-site visit, an Orleans beach official informed Chatham Police that new vehicular ways have appeared on the beach. While on-site it was observed that there were several new vehicle tracks through the dunes and over established grasses; this new roadway had been made by several vehicles over the weekend. Several camper drivers disregarded the posted closure signs and traveled via the new road to the Hammatt camp. It was believed that all the campers had obtained ORV stickers for North Beach access. Photographs of the newly traveled road were circulated at the table, one of which showed a directional sign to the Hammatt camp posted over a "road Closure" sign put up by the Chatham Police.

Ms Andres observed that the newly established roadway appeared to follow the same course that Coastal Resources Direct Ted Keon was going to propose in a soon-to-be-submitted Notice of Intent.

Commissioner Chamberlin questioned the value of reviewing a new roadway proposal in Conservation land when there is no policing of the area to assure that Conservation concerns are upheld.

It was moved, seconded and voted to have Ms Andres question Town Counsel regarding the legality of closing the existing roadway thereby denying Mr HAMmatt and the campowner who leases property from Mr HAMmatt land access to their property. The Commissioner will also issue a violation letter to Mr Hammatt and require that he meet with the Commission to discuss same.

Commissioner Geiger moved to enter into Executive Session at 7:05 PM for the purpose of discussing personnel and to adjourn the meeting from Executive Session at the end of the discussion. Commissioner Scott seconded.

By individual poll, the Commission unanimously voted in favor of the motion.