

**Present:** Chairperson DeeDee Holt, Carol Scott, Paul Chamberlin, John Geiger, Bob Lear, Billie Bates, Conservation Agent Kristin Andres and Secretary Mary Fougere,

**Absent:** Commissioner Steve Kuzma and Associate Members Jackie Meaney and Stephanie Hamilton.

**Audiotape Announcement by the Chair; no audience present.**

**82, 104 & 108 Cranberry Lane ( N Chatham) and Salt Marsh Way, Thomas J Donnelly & Marilyn P Donnelly, Trustees of the Thomas J Donnelly Massachusetts Gift Tax Annual Exclusion Trust, Under a Declaration of Trust dated April 5, 1995, Michael Donnelly-applicant, SE 10-2749:** The hearing was re-opened for receipt of a file number for approval of the Wetland Delineation at 82, 104 & 108 Cranberry Lane (N Chatham) and Salt Marsh Way. No one was present to represent the applicant.

A file number had been received; it was moved and seconded to close the hearing. In response to questions from Commissioner Bates regarding the applicant's evidence of the intermittent stream, The Agent stated that the Ryder & Wilcox had met the burden of proof by providing field notes and dated photographs as stipulated in the regulations. Additionally, staff was given the opportunity to view the testing on site. **The vote was 5 in favor of the motion, 1 opposed.**

**An Order of Resource Area Delineation was signed.**

**92 Indian Trail, Johanssen, SE 10-2719:** Draft Orders were reviewed. It was moved and seconded to approve the Coastal Engineering plan dated 3/31/2011 revised 5/5/2011 for bulkhead replacement and the Wilkinson Ecological Design plan dated 4/4/2011 revised 5/11/2011 for planting at 92 Indian Trail. **The vote was 4 in favor of the motion with 1 opposed.**

**497 Orleans Road, Eastward Companies:** The Enforcement Order had been issued which stipulated that the fill be removed from the berm by August 24, 2011; the berm had been constructed along Rt 28 in violation of what was permitted. At the meeting on Aug 24, 2011, considering the forecasting of a hurricane, the Commission allowed the applicant an extension of the start date, the work would be completed by September 2, 2011.

**It was moved, seconded and unanimously voted to issue a fine in the amount of \$300.00 for violation of the original deadline date as stipulated in the Enforcement Order.**

**19 Forest Bluff, Wright:** The Commission had required that the Wrights hire a consultant to advise them on the planting of the coastal bank; the coastal bank had been cleared without benefit of a valid wetlands permit.

After a conversation with Ms Andres, the homeowners acknowledged that although they were willing to plant the bank, the requirement to hire a consultant for a plan is cost prohibitive.

**It was moved, seconded and unanimously voted to allow the planting without a formalized plan of action. The Agent will review the proposed plantings to assure the use of native species.**

**Reminder:** The DEP's Emergency Regulations for cleanup following Hurricane Irene will be discussed at the September 7, 2011 meeting.

**Adjourn:** It was moved, seconded and unanimously voted to adjourn the meeting at 10:55 PM.

Respectfully submitted,  
Mary Fougere, Secretary

DRAFT