

Present: Chairman Jay Putnam, Vice Chair DeeDee Holt, Billie Bates, John Geiger, new Commissioner Bob Lear, Conservation Agent Kristin Andres and Secretary Mary Fougere.

Absent: Commissioners Carol Scott and Paul Chamberlin

24 Minister's Lane & Pcl A2 Minister's Lane, Linda O'Connell-applicant/owner & Chatham Conservation Foundation-owner, SE 10-2600: The hearing was re-opened for a Notice of Intent (NOI) for the proposed backfill and return area stabilization for an existing timber bulkhead at 24 Minister's Lane & Pcl A2 Minister's Lane. A file number had been received from DEP; **it was moved, seconded and voted to close the hearing.**

24 Minister's Lane & Pcl A2 Minister's Lane, O'Connell & Conservation Foundation, SE 10-2600: It was moved, seconded and voted to accept the Cape Cod Engineering Inc Plan dated October 27, 2009 for the shorefront protection at 24 Minister's Land and Pcl A2 Minister's Lane. **An Order of Conditions was written.**

Lot 6 Kendrick Harvest Way, Eastward Homes Business Trust-William Marsh, SE 10- The hearing was re-opened for an NOI for the proposed construction of new, single family dwelling at Lot 6 Kendrick Harvest Way. Susan Ladue of Eastward Homes Business Trust represented the applicant ; she had submitted two revised plans for the files reflecting changes requested by the Commission at a previous hearing.

Privet hedge had been removed from the landscape plan along the property line with Lot 4.

Commissioner Bates had asked if the limit of work line could be pulled landward of the steep bank to prevent disturbance to the top of bank. Ms Ladue agreed this could be done during the construction.

The applicant has added mitigation plantings and included 4" cal maples to replace large oaks and a pine that will be lost to construction.

The hearing was continued for a file number from DEP and to allow Commissioners time to review the landscape revisions.

811 Fox Hill Road, Alec Murray, SE 10-2451:The hearing was re-opened for a Request to Amend an existing permit under SE 10-2451 to include installation of a walkway patio and installation of patio eating area at 811 Fox Hill Road. No one was present to represent the applicant; Edson Eldredge had submitted a revised sketch reflecting changes the Commission had requested in the previous hearing. The changes are:

- The variety of plantings, bearberry has been replaced with various shrubs
- The size of the mitigation area was listed on the plan
- It was noted that the area of mitigation had been staked for viewing

The Commission wanted to view the staked area of mitigation currently proposed; **the hearing was continued to December 16, 2009.**

52 Nickerson Lane, Wallace, SE 10-2598: It was moved, seconded and voted to approve the Coastal Engineering Company Inc plan dated November 2, 2009 for the demolition of the existing building and the construction of a new dwelling at 52 Nickerson Lane. **An Order of Conditions was written.**

250 Kendrick Road, Hayden/Burlin, SE 10-2590: The Commission had voted to approve the project on December 2, 2009. **An Order of Conditions was written.**

225 Champlain Road, Staniar, SE 10-2594: It was moved, seconded and voted to approve the site plan prepared by Ryder & Wilcox inc dated August 12, 2009 showing the Wilkinson Ecological Design proposal as well. **An Order of Conditions was written.**

100 Valley Farm Rd, Gilmartin, SE 10-2597: It was moved, seconded and voted to approve the Clark Engineering LLC plan dated October 2, 2009 revised November 30, 2009 for the mowing of an existing roadway to a 15-ft width. After the hearing was closed, the applicant's attorney had submitted a memo dated December 5, 2009 indicating that the applicant would install a gate at the beginning of the roadway, rather than a bollard which had been promoted by the Commission during the hearing process. **An Order of Conditions was written.**

Certificates of Compliance were signed for the following sites:

212 Sears Rd, Richard Murphy, SE 10-2229

Pcl 4 North Beach, Hammatt, SE 10-2566

197 Woodland Way, Adamo, SE 10-2214

Approval of Minutes: The minutes of November 10, 2009 and November 18, 2009 were approved as written.

Public Lands Preservation Act; Some state legislators wish to have the ability to change the use of Conservation and Open Space Lands, should the need arise. They wish to make Chapter 97 more flexible to facilitate this purpose. The Public Lands Preservation Act preserves open space in perpetuity

MACC and several other conservation groups endorse the Act as written. Ms Andres prepared a letter directed to Chairman Petrucelli asking that the Public Lands

Preservation Act be preserved as is. The Commissioners voted unanimously to endorse the Act. The letter was signed by all Commissioners present.

Ms Andres had drafted a letter addressing the Act, signed by the Commissioners present.

355 Morris Island Rd, Bohman: The applicant would like to trim vegetation, remove dead branches and pines and plant a small area at the entrance to the driveway.

The work was approved under an Administrative Review. No additional filing would be required.

1005 Main Street, Streibert/Agway: A Certificate of Compliance request had been received; Assistant Conservation Agent visited the site. The Commission did not sign the Certificate of Compliance due to:

- The old creosote rail ties are still in place
- The fencing around the pond is not the type that had been agreed upon
- The re-vegetation had not been completed

REMINDER : Ms Andres reminded the Commissioners of the following up-coming on-sites that have been scheduled:

December 15, 2009, 9Am Eastward Ho, re: Maintenance buildings renovations
Dec 21, 2009, 10AM Eastward Ho, re: Shorefront Protection
Dec 30, 2009- Work session at (4 PM), The Selectmen's Meeting Room

Adjournment: It was moved, seconded and voted to adjourn the meeting at

Respectfully submitted,
Mary Fougere, Secretary