



City of Peabody Conservation Commission

City Hall • 24 Lowell Street • Peabody, Massachusetts 01960 • Tel. 978-538-5900

LEGAL NOTICE

NOTICE IS HEREBY GIVEN THAT THERE WILL BE A REGULAR MEETING OF THE PEABODY CONSERVATION COMMISSION ON WEDNESDAY, FEBRUARY 10, 2016 AT 7 PM. AT PEABODY CITY HALL, 24 LOWELL STREET, LOWER LEVEL CONFERENCE ROOM, PEABODY, MASSACHUSETTS 01960.

THE AGENDA SHALL BE AS FOLLOWS:

**PROPOSED NEXT MEETING DATES- March 9, 2016 AND April 13, 2016
Peabody City Hall Lower Level Conference Room**

CERTIFICATE OF COMPLIANCE

1. A request for a **FULL Certificate of Compliance** made by Tara Hourihan of Kleinfelder for ExxonMobil Environmental Services Company (Scangas Brothers Realty) on DEP File No. 55-804. The property is known as 10 Sylvan Street, Map 39, Lot 27A, Peabody MA.
2. A continued request for a **FULL Certificate of Compliance** made by Peter N. Decoulos for Kancov Investment LTD Partnership on DEP File No. 55-454. The property is known as 262 Andover Street, Map 29 and lot 21, Peabody MA. (Enforcement Order to be drafted and discussed concurrently.)
3. A continued request for a **FULL Certificate of Compliance** made by Gregory Cincotta for Salem Country Club on DEP file No. 55-706. The property is known as 133 Forest Street, Map 72 and lot 01, Peabody MA.
4. A continued request for a **FULL Certificate of Compliance** made by Wetlands Preservation Inc. representing Group 1 Automotive Inc. on DEP file No. 55-782. The property is known as 252 Andover Street and 0 Andover Street, Map 39 and lots 25C and 25, Peabody MA.

DISCUSSION ITEMS

5. Request form Robert Denisco to release the escrow funds regarding DEP Fil. No. 55-682.

ABBREVIATED NOTICE OF RESOURCE AREA DELINEATION

6. A continued Public Hearing for an **Abbreviated Notice of Resource Area Delineation** for James Decoulos of Old House Realty Trust. The applicant is seeking confirmation for the extent and location of wetland resource areas that may be subject to jurisdiction under the Massachusetts Wetland Protection Act and the City of Peabody Wetlands Ordinance within and surrounding the property known as 0 Andover Street, Map 39, Lot 25, Peabody, MA.

7. A Public Hearing for an **Abbreviated Notice of Resource Area Delineation** by Joseph Orzel of Wetlands Preservation Inc. for Group 1 Automotive, Inc. (the property owner is SJND Realty Trust). The applicant is seeking confirmation for the extent and location of wetland resource areas that may be subject to jurisdiction under the Massachusetts Wetland Protection Act and the City of Peabody Wetlands Ordinance within and surrounding the property known as 0 Willowdale Avenue, Map 39, Lot 24, Peabody, MA.

NOTICE OF INTENT

8. A continued Public Hearing on a **Notice of Intent** submitted by Cyprus Design, Inc. for Arthur Pimental, 194 Turnpike LLC. The proposed work consists of the construction of a three (3) story Hotel building with associated site work. The property is known as 190R Newbury Street, Map 35, Lot 38A, Peabody MA.

9. A Public Hearing on a **Notice of Intent** submitted by William Manuell (Wetlands Land Management Inc) for the applicant Vincent Martello (property owner). The proposed work consists of the construction of a garage addition with living space above. The property is known as 32 Quail Road, Map 100, Lot 158, Peabody MA.

10. A Public Hearing on a **Notice of Intent** submitted by Michael Solomine of MJ-II Realty Trust. The proposed work consists of the construction of a single family home in an existing approved subdivision. The property is known as 8 Marshall Circle, Map 114 (parcel 126) Lot 30, Peabody MA.

11. A Public Hearing on a **Notice of Intent** submitted by Michael Solomine of MJ-II Realty Trust. The proposed work consists of the construction of a single family home in an existing approved subdivision. The property is known as 9 Marshall Circle, Map 114 (parcel 121 & pt128) Lot 30, Peabody MA.

12. A Public Hearing on a **Notice of Intent** submitted by Michael Solomine of MJ-II Realty Trust. The proposed work consists of the construction of a single family home in an existing approved subdivision. The property is known as 10 Marshall Circle, Map 114 (parcel 127) Lot 30, Peabody MA.

ENFORCEMENT ORDER

13. An **Enforcement Order** issued to Azorean Brotherhood of the Divine Holy Ghost, Inc. for the property known as 18 Howley Street (FKA 166R Main Street), Map 086, Lot 150, Peabody MA. The violation is the removal of trees and all vegetation on property as well as soil disturbance in riverfront to Strongwater Brook and FEMA Flood Zone. Proper permits have not been issued for any work. The site is also a 21E site with a RTN 3-577 as well as an existing AUL.

14. A continued **Enforcement Order** Emmanuel N. and Rose Papanickolas of 16 Chestnut Street, Peabody MA for the property known as 25 Farm Avenue, Map 069, Lot 006, Peabody MA. The violation is the removal of trees and vegetation, disturbance of soils, placement of fill and reclaimed bituminous asphalt to construct a parking lot without a valid Order of Conditions. All work is in buffer zone to a protected resource.

15. A continued **Enforcement Order** issued to Carpenter & Costin, Cedar Pond Village Condominiums and Crowninshield Management for the property known as 1200 Salem Street, Lynnfield MA. The mailing address is Lynnfield however the actual location of the violation is in Peabody located behind the townhouses along Brookside Path (map 98, Lot 500T). The violation is the removal of 35+ mature trees as well as vegetation along a portion of Goldthwaite Brook. All work was done in close proximity to or on said bank of brook. A valid Order of Conditions has never been issued for said work.

15. A continued **Enforcement Order** issued to Rose Papanickolas for the property known as 7 Farm Avenue, Map 090, Lot 005, Peabody MA. An anonymous caller stated resource area was being altered, filled, cleared and an excavator working in close proximity to the resource area. Staff witnessed at a minimum buffer zone alteration without a proper permit.

16. A continued hearing on an **Enforcement Order** issued to Spinelli's LLC for the property known as 10 Newbury Street, Map 88, lot 1, Peabody MA. The EO work is mandated under Order of Conditions file No. 55-757. The EO work must be complete and approved by staff before any approved work can start under the current OoC.

SUBCOMMITTEE REPORTS

- Land Acquisition Committee- Chairman Rizzo
- Flood Mitigation- Chairman Whitman
- Kinder Morgan Pipeline- Open Discussion

APPROVAL OF MINUTES

. MINUTES- 12/9/2015

OTHER

- . Any other matter presented to the commission at this time.
- . Adjournment

Posted: 1/28/2016

By Lucia M. DelNegro