



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, May 6, 2015 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- June 10, 2015 and July 29, 2015
Peabody City Hall Lower Level Conference Room

REQUEST FOR DETERMINATION OF APPLICABILITY

1. A Public Hearing on a **Request for Determination of Applicability** submitted by William Manuell of Wetlands & Land Management, Inc. for Skomurski Development LLC, 107 Bradstreet Ave., Danvers MA. The proposed work consists of the removal and replacement of a single family dwelling. Two sheds to the rear of the property will also be removed. The property is known as 4 Ash Street, Map 75, Lot 232, Peabody MA.

NOTICE OF INTENT

2. A Public Hearing on a **Notice of Intent** submitted by Mariann Illingworth of 105 R Lynnfield Street, Peabody MA. The proposed work consists of the removal and replacement of a single family dwelling, driveway and utilities. The property is known as 19 Rear Hourihan Street, Map 103, Lot 46, Peabody MA.

3. A continued Public Hearing on a **Notice of Intent** submitted by Group 1 Automotive Inc. by Curtis Young of Wetlands Preservation, Inc. The proposed work consists of renovating and expanding the existing Audi sales building, and constructing an addition to the south to house service activities. Storm sewers will be reconfigured and additional stormwater BMPs will be provided. The property is known 252 Andover Street, Map 39, Lot 25C, Peabody MA.

4. A continued Public Hearing on a **Notice of Intent** submitted by Attorney John R. Keilty for Robert Denisco (applicant). The property owner is currently 47 Tremont Realty Trust. The proposed work consists of redevelopment of a former leather factory for commercial use. The property is known as 47 Tremont Street, Map 75, Lot 164, Peabody MA.

CERTIFICATE OF COMPLIANCE

5. A continued request for a **FULL** Certificate of Compliance made by Timothy W. Leedham, Trustee for Bosun's Marine on DEP file No. 55-761. The property is known as 205 Newbury Street, Map 35 and lots 33 and 33B, Peabody MA.

6. A continued request for a **FULL** Certificate of Compliance made by Guilio & Antonell Garafolo Fiore on DEP file No. 55-496. The property is known as 613R Lowell Street, Map 25 and lot 34C, Peabody MA.

7. 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.

8. The continued request for a **FULL** Certificate of Compliance made by Tyler R. Glode representing Kevin Lucey on DEP File No. 55-790. The property is known as 2 First Avenue (f/k/a 4 First Ave), Map 90, Lot 28A, Peabody MA.

9. A request for a **FULL** Certificate of Compliance made by Attorney John R Keilty representing Ruth Couris. The file is local jurisdiction only and does not have a DEP File Number associated with the project. The property is known as 156 R Aberdeen Avenue, Map 108, Lot 6B, Peabody MA.

EXTENSION REQUEST

NONE

ENFORCEMENT ORDER

10. A continued **Enforcement Order** issued to 194 Turnpike LLC and All Pro Landscaping for the properties known as 190 and 190 Rear Newbury Street. The extent of violations is as follows: FRONT LOT: Guardrails need to be repaired along the perimeter and all debris (broken guardrails, trash and reclaimed asphalt piles) shall be removed out of the resource areas. BACK LOT: Construction of a parking lot with reclaimed bituminous asphalt without proper stormwater treatment; Stockpiling in buffer zones without proper erosion controls; Evidence of debris under parking lot (see pictures attached); Erection of structure (a company named All-Pro Landscaping office trailer and a temporary structure) as well as managing a landscaping company and storing landscaping equipment (per Fire Dept.-There is an aboveground tank which is approx. 1,000 gal of a chemical for the salt and landscaping vehicles and equipment). Front Lot Map 35, Lot 38X, back lot map 35, Lot 38A Peabody MA.

11. 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.

12. A continued **Enforcement Order** issued to Michael Chiaradonna. The property is known as 119 Foster Street Rear, Building 10, Map 04, lot 007B, Peabody MA. The illegal activity is storing pallets of Wet Blue Chrome Scraps (old leather hides). The property is bounded to the north by a channelized section of Goldthwaite Brook. This site is located entirely within the Riverfront (RF) associated with Goldthwaite Brook. The wet blue scraps are being stored in RF without a valid Order of Conditions.

13. 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.

14. A continued **Enforcement Order** issued to Lawrence and Dawn St. Pierre for the property known as 11 Beeman Road, Map 055, Lot 019, Peabody MA. It appears that resource area was altered and filled with woodchips. Staff believes at a minimum buffer zone was altered.

15. 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.

COURT CASES PENDING LITIGATION

16. A continued hearing on an Enforcement Order issued to 60 Pulaski Street LLC with a business address of 65 Walnut Street Peabody MA. The alleged illegal activity was work in riverfront without a valid Order of Conditions. The matter is presently in the court system awaiting trial.

SUBCOMMITTEE REPORTS

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

APPROVAL OF MINUTES

17. MINUTES- 3/11/2015

OTHER

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

Posted: 4/23/2015
By Lucia M. DelNegro