



CITY OF HAVERHILL CONSERVATION COMMISSION MEETING MINUTES



Pursuant to Governor Baker's March 12, 2020, Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020, Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Haverhill Conservation Commission will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found on the Commission's website: https://www.cityofhaverhill.com/departments/conservation_commission/projects_under_review.php . For this meeting, members of the public who wish to virtually attend the meeting may do so by creating an account at www.zoom.us and "joining" the meeting at: <https://us02web.zoom.us/j/87581154288> (Password: 899199). No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via these technological means. In the event that we are unable to do so, despite best efforts, we will post on the City's website an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

The Commission will meet **Thursday, January 7, 2021, at 7:15 P.M.** in the following Zoom Virtual Meeting Room: <https://us02web.zoom.us/j/87581154288> (Password: 899199), under M.G.L. Chapter 131, Sec. 40 and City of Haverhill Ordinance Chapter 253. If postponed by the Commission, the meeting will be held on January 14, 2021, at the same time and a new Zoom link will be provided on the Commission's website.

Present: Chairperson Harmony Wilson (HW), Vice-Chairperson Ralph Basiliere (RB), Clerk Tom Wylie, Ed.D. (TW), Phil LaCroix (PL), Fred Clark (FC), and Joe DiPietro (JD)
Absent: Neil Frasca PG (NF)
Also Present: Robert E. Moore, Jr., Environmental Health Technician (RM) and Nicole Gray Minutes Clerk

PUBLIC HEARINGS

1. REQUEST FOR DETERMINATION OF APPLICABILITY 1

None Scheduled

2. NOTICE OF INTENT

2.1. #33-1491 FTG Realty LLC for Essex St (Parcel ID: 515-296-5-1) Construction of a 27-unit, multi-family building

Action: At the request of the Applicant's engineer, HW requested a motion to continue this hearing to February 18th. FC moved to continue this hearing until February 18,2021. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

2.2. #33-1488 Neck Road Management LLC for 293 Neck Rd (Parcel ID: 762-1-5) Construction of a 21,900-sf commercial addition

Action: At the request of the Applicant's engineer, HW requested a motion to continue this hearing to February 18th. FC moved to continue this hearing until February 18,2021. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

2.3. #33-1490 Antonio Viola for Broadway (Parcel ID: 539-439-18) Construction of a single-family house
Action: At the request of the Applicant's engineer, HW requested a motion to continue this hearing to January 28th. FC moved to continue this hearing until January 28,2021. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1

2.4. #33-1489 PIP1 Haverhill LLC for Research Dr (Parcel ID: 548-1-10BB-1) Construction of a food processing and warehouse facility
Action: At the request of the Applicant's engineer, HW requested a motion to continue this hearing to January 28th. FC moved to continue this hearing until January 28,2021. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

3. REQUEST TO AMEND A FINAL ORDER OF CONDITIONS
None Scheduled

OTHER BUSINESS (NON-HEARING ITEMS)

4. EXTENSIONS AND CERTIFICATES

4.1. Certificate & Bond Release: #33-1424 Aria Realty & 309B South Main Street R.T. for 309 So Main St
Summary: HW read into record the comments and recommendations from the staff meeting notes.
Action: FC motioned to Issue a Complete Certification with the inclusion of Conditions #54-59 as Ongoing Conditions and to issue a letter approving the release of the bond posted as security under Condition #21. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

4.2. Extension: #33-1434 (ORAD) City of Haverhill for Groveland Road
Summary: HW read into record the comments and recommendations from the staff meeting notes. Bruce Haskell from Langdon Environmental is on the call to answer any questions or comments for the city.
Action: FC motioned to Issue an Extension Permit establishing a new expiration date of January 19, 2024. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

5. ENFORCEMENT

5.1. Returned to Compliance: 309B South Main Street Realty Trust for 309 South Main Street
Summary: HW read into record the comments and recommendations from the staff meeting notes. Pat Driscoll manager of Aria Realty and 309B as well as Dr. Gregg Moore from Zodiac Environmental Services are on the call. Dr. Moore gives a brief update. TW and RB want to compliment them for being expeditious and it was a pleasurable transaction.
Action: FC motioned to Issue a letter acknowledging the site has been Returned to Compliance. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

5.2. Enforcement Order: #33-1230 Hilldale Industrial Properties for 1001 Hilldale Avenue
Plans and Documents:

- Staff Meeting Notes, 01.07.2021
- Enforcement Order, 08.18.2020
 - Failure to complete work authorized under the OOC prior to its expiration

Summary: Mr. Cameron the Engineer presents. There is a discussion of what work was done prior to today. The limit of work was for the most part followed except for a few areas. Mr. Fodera built a retaining wall. HW questions why if the plan calls for slopes why retaining walls where built instead. Mr. Cameron was not involved in the prior build out so he can't comment. The retaining walls are the concern for the

commissioners as to stability. Inspectional services are aware of the concern and it is with them currently. They also added a large gravel area in the front that does go past the limits of work. JD questions if there was there a reason to build the wall. RM discusses there was an interest at the time to provide a driveway around the building for the Fire Department to have access. They did not put in storm system, instead they built a retention pond. He will submit a more formal plan which will include an overflow spillway. Once spring occurs, they will look at the replication work to see how it is doing.

Action: FC motions to continue this hearing until January 28, 2021. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

5.3. Returned to Compliance: Briar Fox Realty, LLC for 1160 Boston Road

Summary: HW read into record the comments and recommendations from the staff meeting notes.

Recommendation: TW moves to Issue a letter acknowledging the site has been Returned to Compliance. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

5. PLANNING DEPARTMENT BUSINESS

None Scheduled

6. MISCELLANEOUS

7.1. Election of Officers

TW votes to nominate HW to be Chairperson. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW abstains. Motion passed 5-0-2.

HW votes to nominate RB as Vice Chairperson. FC seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

HW votes to nominate TW as Clerk. RB moves to nominate TW as Clerk. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; HW-yea; TW-abstains. Motion passed 5-0-2.

7. ACCEPTANCE OF MINUTES

TW moves to accept meeting minutes for the 12.10.2020 meeting. PL seconded. TW called role. RB-yea; FC-yea; JD-yea; PL-yea; TW-yea; HW-yea. Motion passed 6-0-1.

8. ADJOURN

MEETING ADJOURNED 8:17PM.