

**PROVINCETOWN CONSERVATION COMMISSION**

**November 21, 2006**

**6:30 P.M.**

**EXECUTIVE SESSION**

**Members Present:** Dieter Groll, Elaine Anderson and Lynne Martin.

**Members Absent:** Dennis Minsky, Paul Tasha and Robin Evans.

**Others Present:** Brian Carlson (Health Inspector) and Ellen C. Battaglini (Recording Secretary).

139 Commercial Street – The Commission discussed the settlement offer made by the owner of 139 Commercial Street. The settlement is that the applicant would submit an application for a Notice of Intent, thereby vacating the Enforcement Orders issued by the Commission dated April 3, April 18 and July 28, 2006. The filing of the Notice of Intent would render moot any challenge to the July 18, 2006 Positive Determination, which non-criminal appeal is pending in Superior Court. Once the NOI is heard, the pending case will be dismissed and the request for Superseding Orders of Condition will be withdrawn.

The Commission has received another complaint from abutters that Leland Cypress was planted just last week. Dieter Groll will contact Erica about the allegation.

*Elaine Anderson moved to accept the settlement offer, Lynne Martin seconded and it was so voted, 3-0.*

**ADJOURNMENT:**

*Elaine Anderson moved to adjourn the Executive Session at 9:15 P.M. and it was so voted unanimously.*

These minutes were approved by a vote of the Conservation Commission at their meeting on \_\_\_\_\_, 2006.

Respectfully submitted,

Ellen C. Battaglini

Approved by \_\_\_\_\_ on \_\_\_\_\_, 2006

Dieter Groll and Elaine Anderson, Co-Chairs