



# TOWN OF WEST NEWBURY

## CONSERVATION COMMISSION

381 Main Street, West Newbury, Mass. 01985

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### West Newbury Conservation Commission

#### Meeting Minutes

Monday, November 6, 2017

**Members Present:** Judith Mizner (Acting chair), Tom Atwood and Wendy Reed.

**Cont. Public Hearing --- Request for Determination of Applicability --- Patricia Walker, 961**

**Main St. ---** For the construction of a replacement septic system. The work proposed is within the buffer zone to a bordering vegetated wetland at 961 Main St.

Greg Hochmuth (Wetland scientist) explained the project. Plan received BOH approval. Commission approved wetland line. Applicant asked for authorization to work in the winter and agreed to keep the erosion control up in the winter and to stabilize with matting or hay when complete. The Agent will check progress and stabilization when completed. J. Mizner moved to issue a Neg. 3 Determination with the following Conditions: Erosion control measures shall be installed by the applicant and inspected by the WNCC prior to the commencement of any other work under this Order. Four markers, approved by the Commission, shall be placed along the border of the tree line designating the natural vegetation area. Disturbed areas shall be stabilized with hay or other materials. If additional stabilization is needed then matting shall be installed. T. Atwood seconded the motion with a unanimous vote of approval. (3-0)

**Discussion:** Denise Atherton, 102 Garden St. --- COC request

Ms. Atherton was present. After reviewing the materials and a report from the Agent concerning his inspection, J. Mizner moved to issue a COC for the property. T. Atwood seconded the motion with a unanimous vote of approval. (3-0)

**Discussion:** Anthony and Elaine Poretta, 463 Main St. --- No Cut zone cutting request.

Mr. and Ms. Poretta were present. The commission explained the natural vegetation area on the approved as-built plan. Cutting had been done in a portion of the area. The Poretas asked if they could put together a planting plan for the area. The Commission agreed to consider a plan, stipulating that plantings had to be native species with no mulch or grass between plantings. Any plan is to be approved by the Commission prior to installation.

**Discussion:** Sean Savage for 166 Ash St. --- Request to amend the time of work condition prohibiting work in the winter .

George Tsoukalas and Dave Russell (owner) were present. Jay Smith (Agent) explained the stabilization measures that have been done on the property. J. Mizner moved to allow work to continue until December 15<sup>th</sup> considering the location of structures and other areas to be disturbed and the amount of stabilization done between the work and the wetlands. The motion was seconded by W. Reed with a unanimous vote of approval. (3-0)

**Discussion:** Law Office of Michael McCarthy for 25 Rivercrest Drive (DEP#78-141). --- COC Request.

Bob Blanchette (Cammett Eng.) was present and explained the project. Considering that the project had been done pursuant to a Superseding Order the Commission took no action and suggested the applicant apply to the DEP for the certificate of compliance.

**Discussion:** Larry Panetta, 36 Way to the River --- Discussion about placement of NCZ markers.

Mr. and Ms. Panetta were present and explained that they wanted to replace certain NCZ markers with trees containing plaques. The request was granted and the Scanlon Engineering plan will be referenced for locations.

**Discussion:** Terry Hartford representing the Homeowners Association at Rivermeadows --- Management plan for the conservation area.

Mr. Hartford discussed options for a management plan for the area. The Commission asked for more details and a sketch including distances to be presented to be reviewed before making a decision.

**Cont. Public Hearing --- Notice of Intent --- Cottage Advisors for Drakes Landing, 365 Main St. (DEP# 78-679) ---** The applicant would like to construct an open space development with the roadway intruding into the buffer zone and bordering vegetated wetland.

Bob Blanchette (Cammett Eng.) was present and submitted revised plans and details of the wetland crossing in ten scale. J. Mizner reviewed the O and M plan. Blanchette explained that further changes were expected. Applicant was informed that the Commission needed to have those plans before any final conditions could be considered. Hearing continued at request of applicant until the next scheduled meeting.

**Discussion:** Minutes

J. Mizner made a motion to accept the minutes of September 18, 2017 and October 2, 2017 with minor revisions. W. reed seconded the motion with a vote of 2-0, T. Atwood abstaining because of he did not attend those meetings.

The next scheduled Con Com meeting **Monday, November 20, 2017**