



# **TOWN OF WEST NEWBURY**

## **CONSERVATION COMMISSION**

**381 Main Street, West Newbury, Mass. 01985**

**TEL: 978-363-1100 x126 FAX: 978-363-1119**

### **West Newbury Conservation Commission**

#### **Meeting Minutes**

**Monday, June 19, 2017**

**Members Present:** Judith Mizner (acting chair), Thomas Atwood, and Wendy Reed.  
Conservation Agent Jay Smith also present.

**Cont. Public Hearing ---Notice of Intent --- Richard and Diane Teed, 30 Way to the River ---** The applicants would like to build an addition and reconfigure their driveway. The proposed work is in an area within the buffer zone to a bordering vegetated wetland.

The homeowners were present and indicated that the shed would be removed, excess material would be removed off site, the garage would be 2ft. lower and stockpiling of material would be placed on the existing pavement. J. Mizner made a motion to issue an Order of Conditions with the Standard and the following Special Conditions: All work shall conform to the following approved plans and documents: Site Plan of Land, 30 Way to the River, Revised 6/14/2017. Due to the proximity of the development to wetlands and in order to maintain the integrity of the resource area, a naturally vegetated area extending from the wetlands delineated to the no-disturb setback line in the above referenced plan shall remain in place, undisturbed. Permanent markers of granite or similar materials chosen by the applicant and approved by the WNCC shall be placed along the no-disturb setback at locations designated on the plan as (CP). There shall be no application of fertilizers, pesticides, herbicides, insecticides or other chemicals in the wetlands. Pesticides, insecticides and herbicides shall not be used on site within 100 feet of a resource area. Fertilizer used for landscaping and lawn care shall be low in nitrogen content and shall be used in moderation. Erosion control measures shall be installed by the applicant and shall be inspected and approved by the WNCC prior to any other work under this Order. Erosion control shall consist of staked silt fence backed by hay bales installed using West Newbury guidelines. Any stockpiling of materials (fill), shall be located on the existing driveway or be removed offsite. All material from the shed shall be removed offsite. A construction schedule shall be submitted to the WNCC at least 72 hours prior to the commencement of any site work. No sodium-based deicers shall be used

on the driveway. The motion was seconded by T. Atwood with a unanimous vote of approval. (3-0)

**Public Hearing --- Request for Determination of Applicability --- The Costain Family Trust for 613 Main St. ---** For the installation of a septic system upgrade in an area within the buffer zone to a bordering vegetated wetland.

James Scanlon (Engineer) was present representing the applicant. The wetlands were delineated in April 2017. BOH has approved plan. J. Mizner made a motion to issue a Neg. 3 Determination pending the approval of the wetland line and submittal of a revised plan with the following Special Conditions: Due to the proximity of the development to wetlands and in order to maintain the integrity of the resource area, a naturally vegetated area extending twenty-five (25) feet from the wetlands delineated in the above referenced plan shall remain in place, undisturbed. Permanent markers of granite or similar materials chosen by the applicant and approved by the WNCC shall be placed along the 25ft. offset to the wetland line across from wetland flags #A2, #A3 and #A4. There shall be no application of fertilizers, pesticides, herbicides, insecticides or other chemicals in the wetlands. Pesticides, insecticides and herbicides shall not be used on site within 100 feet of a resource area. Fertilizer used for landscaping and lawn care shall be low in nitrogen content and shall be used in moderation. Erosion control measures shall be installed by the applicant and shall be inspected and approved by the WNCC prior to any other work under this Order. Erosion control shall consist of staked silt fence backed by hay bales installed using West Newbury guidelines. Fill materials outside the septic system fill limit but in the buffer zone shall be ordinary borrow, free from masonry stumps, wood, tree branches, organic materials (other than topsoil), construction debris, refuse, trash and other similar materials. A construction schedule shall be submitted to the WNCC at least 72 hours prior to the commencement of any site work. The motion was seconded by W. Reed with a unanimous vote of approval. (3-0)

**Discussion:** Bernadette Gibson, Ocean Meadows --- signage concerning horses; Steve Greason concerning trails.

Ms. Gibson was present. Due to Mr. Greason having other obligations the discussion was tabled until the next scheduled meeting.

**Discussion:** 192 Realty Trust for 192 Main St. --- Enforcement issue.

No response from the applicants. The Commission requested that the agent take another look at the violation and issue an Enforcement Order to be recorded at the Registry of Deeds.

**Discussion:** Robert Atwood, 15 Church St. --- site visit request.

Site visit set for June 25<sup>th</sup>.

**Discussion:** 18 Kimball Lane --- COC Request.

Approved conditioned on the agent's site walk and confirmation of permanent markers and a stabilized site.

**Minutes:**

No minutes to approve at this time.