



**TOWN OF WEST NEWBURY
CONSERVATION COMMISSION**
381 Main Street, West Newbury, Mass. 01985
978-363-1100 x126 | conservation@wnewbury.org

REC'D WMA JUNE 14 2024
120 FEB 11 AM 12/24

DATE: Monday February 5, 2024, 7:00pm

PLACE: 2nd Floor Hearing Room (in-person meeting)

SIGNED: _____

DATE: 2/11/2024

Open Session 7:00 PM

1. **Public Hearing: Notice of Intent (continued):** 0 River Meadow Drive – Whetstone Greenway, Applicant: Town of West Newbury, Re: Construction of a new trail and boardwalk, DEP# 078-0755
2. **Public Meeting: Request for Determination of Applicability (continued):** 16 Donovan Drive, Applicant: Daniel Chiango, Re: Construct a 24'x32' barn
3. **Public Hearing: Notice of Intent (continued):** 125 River Road, Applicant: Michael Fusco, Re: Construction of a roadway, driveways, and associate grading, DEP# 78-07XX *Applicant requests a continuance to the 2/20/2024 meeting*
4. **Public Meeting: Request for Determination of Applicability:** 196 Main Street, Applicant: Alison Hardy, Re: Construction of an addition to an existing single-family house
5. **Public Hearing: Notice of Intent:** 154 Middle Street, Applicant: Joseph & Margo Cooper, Re: Continue work on a single-family home and associated grading and utilities
6. **Enforcement Order Update:** 154 Middle Street, FKA 14 Kimball Road Lot 2, DEP# 78-721, Re: Continuing discharge of material into wetlands
7. **Enforcement Order Update:** 2 Kimball Road, FKA 156 Middle Street, FKA 14 Kimball Road, Lot 3 Re: Continuing runoff issues contributing to discharge of material into wetlands
8. **Insignificant Change Request:** 0 Middle Street, Parcel R27-28, Artichoke River Woods, Re: Request to for tree removal during time of year restriction, DEP# 78-766
9. **Request for Certificate of Compliance:** 131 River Road, DEP# 78-710
10. **Request for Certificate of Compliance:** 13 Turkey Hill Road, DEP# 78-750
11. **Enforcement Order Update:** 0 Baileys Lane, Parcel R13-82A, Long Hill Orchards, Re: Filled wetlands
12. **Enforcement Order Update:** 24-26 Bridge Street, Re: Unpermitted culvert replacement
13. **Enforcement Order Update:** 22-24 Main Street - PRSD, Re: Continuing sedimentation into intermittent stream, DEP# 078-0701
14. **Enforcement Order Ratification:** 0 Middle Street, Lower Artichoke Spillway, Re: Siltation into Artichoke River, DEP# 78-749
15. **Discussion:** Wetlands Protection Bylaw
16. **Discussion (continued):** Request to seek amendment of trail easement and associated plans and documents to relocate trail at Ocean Meadows, Moody Lane

The matters listed above are those reasonably anticipated by the Chair that may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by the law.

17. **Approval of Minutes:** December 6, 2023
18. **Approval of Minutes:** December 11, 2023
19. **Approval of Minutes:** January 2, 2024
20. **Approval of Minutes:** January 8, 2024
21. **Approval of Minutes:** January 22, 2024
22. **Land Agent:** Ag land survey
23. **Conservation Agent:**
24. **Commission Representative to Open Space:**
25. **Commission Representative to Community Preservation Committee:** Update on CPA funding proposals from Conservation Commission
26. **Other Business:**
27. **Informal Discussion:**
28. **Upcoming Meetings:** February 12, 2024, Administrative business, work on bylaw and regulations.
February 20, 2024, Regular business, public hearings and meetings. Please note meeting is on a Tuesday due to Monday holiday.

Executive Session: 8:30 PM

1. Pursuant to G.L. c. 30A, §21(a)(3): to discuss strategy relating to pending litigation known as, ND General Construction Inc. and Nathaniel Dennis v. Town of West Newbury Conservation Commission, Essex County Superior Court, Docket No. 2377 CV 01085, if the Chair declares that discussing the matter in an open meeting may have a detrimental effect on the litigating position of the Board. A vote regarding whether to go into executive session is expected; and votes may occur during the executive session.