

**West Newbury
Conservation Commission Meeting Minutes
Monday, February 22, 2010**

Members present: Dawne Fusco (Chair), Peter Flink, John Dimitry, Barry Fogel, and Richard Spieler. Consultant Wendy Reed was present.

7:30pm. --- Discussion: Minutes

The minutes from the February 8, 2010 meeting were approved (4,0 - Flink not present).

7:40pm. --- Cont. Public Hearing --- Request to Amend an Order of Conditions --- Paul Christofferson, for 80 Church St. --- The applicant would like to install a replacement septic system within the Merrimack River resource area. Applicant's consultant reported that DEP was satisfied with the amendments to the order discussed last meeting and would rescind the order of intervention. The Conservation Agent will be notified following excavation of the flood compensation storage area and before filling in accordance with the amended plan narrative. Fogel moved to amend the order of conditions incorporating the revised plan and narrative. Spieler second. Motion passed (5,0).

7:55pm. --- Cont. Public Hearing --- Notice of Intent --- Patrick and Renee Corcoran for 80 Church St. --- The Applicants would like to demolish the existing structure and construct a single-family home, dock and pool within the Merrimack River resource area and buffer zone. Applicants and consultant Tom Hughes were present to discuss the following revisions in response to last meeting's discussion. 1) The plan was updated to extend the invasives removal area to the flood storage compensation area, 2) The deck spacing was reduced to ½ inch and will otherwise follow the standard Order of Conditions for decks, 3) A low to high profile progression of plantings on either side of the deck was marked in highlighter on the submitted plan and 4) All floats will be installed with helical anchors as noted on Sheet C-4, detail 4. Fusco moved to accept the plan and narrative with these revisions. Spieler second. Motion passed (5,0).

8:20pm. --- Cont. Public Hearing --- Request for Determination of Applicability --- Carol Currier, 48 Garden St. --- The applicant would like to install a replacement septic system a portion of which is within a riverfront resource area. Applicant's consultant was present for discussion. Agent Smith left notes that he had walked the site and measured a distance of 224 feet from TP-1 to wetland flag B-2, confirming that only the grading for this replacement project will be within 200 feet of the riverfront resource area. Fusco moved to issue a negative declaration, box 2, and that the alternatives analysis was adequate. Fogel second. Motion passed (5,0).

8:30pm. --- Fogel moved to adjourn the meeting. Spieler second. Motion passed (5,0).

The next scheduled Con Com meeting will be **Monday, March 8, 2010**