

**West Newbury
Conservation Commission Meeting Minutes
Monday, May 3, 2010**

Members present: Dawne Fusco (Chair), Barry Fogel, John Dimitry, Peter Flink and Richard Spieler. Conservation Agent Jay Smith and consultants Judy Mizner and Wendy Reed were present.

7:30pm. --- Discussion: Minutes

 Spieler moved to approve the April 5, 2010 minutes as submitted. Fusco second. Motion passed (3,0).

7:35pm. --- Other Business

Discussion: --- Catherine Cantwell, 4 Rivercrest Dr. ---Partial COC Request
 Fusco moved to grant a partial COC for the roadway. Spieler second. Motion passed (5,0).

Discussion: --- Timothy Tanner for 72 Church St. --- OC Extension request
 Fusco moved to extend the order of conditions for 1 year. Flink second. Motion passed (5,0).

Discussion: --- Steve Greason, 86 Coffin St. --- OC Extension request
 Fusco moved to extend the order of conditions for one year. Fogel second. Motion passed (5,0).

Discussion: --- Phillip and Carol Smith, 11 Woodcrest Dr. --- Two COC requests and a site visit request
 The orders were for a three bedroom house and septic system within the buffer zone that was never started. Fusco moved to grant COC for both. Dimitry second. Motion passed (5,0). A site walk will be conducted Sunday, May 8 at 8:00 am.

Discussion: --- David and Patricia Mansfield for 3 Brickett St. --- OC Extension request
 The driveway for this order has been completed but the home not started. Fusco moved to extend the order of conditions for one year. Dimitry second. Motion passed (5,0).

7:45pm. --- Public Hearing --- Request for Determination of Applicability --- Joseph and Dorothy Fanaras, 71 Rogers St. --- The applicants would like to rebuild the three season room on the back of the house that is within the buffer zone to a bordering vegetated wetland.

 The existing structure is constructed of aluminum screening and 4 small sonotubes. The replacement will have 5 sonotubes of appropriate size and will have a footprint one foot larger to accommodate this. Smith has visited the site and agrees with the wetland line delineated in 1997, but noted that wet areas contiguous to the wetlands are being mowed. Fogel moved to issue a negative declaration for the project and requested that the applicant meet with Smith to establish a limit of mowing line. Spieler second. Motion passed (5,0).

8:00pm. --- Cont. Public Hearing --- Notice of Intent --- Cris Investments, LLC, for 113 Bachelor St. --- For the construction of a single-family home and septic which includes a temporary stream crossing and work within the buffer zone to a bordering vegetated wetland.

The applicant's consultant presented a revised plan which relocated the septic system to the front corner of the house and eliminated the proposed wetland alteration. Relocation of no cut markers and some wetland flags was discussed. Fogel moved to approve the order of conditions based on the updated plans and the following conditions:

- Establish a straight line no cut zone from the 10 ft offset at the well out to marker C39.
- Add 5 plantings, 7 ft on center, in the curve of the driveway of an evergreen shrub to be approved by the Commission agent.
- Make discussion on maintenance sheets 2 and 3 permanent conditions.
- The replanting of the temporary wetlands crossing must be successful in accordance with note 18 on page 2 of the maintenance sheet.

Fusco second. Motion passed (5,0).

8:40 pm. --- Flink moved to adjourn the meeting. Spieler second. Motion passed (5,0).

The next scheduled Con Com meeting will be **Monday, May 17, 2010**