

**West Newbury
Conservation Commission Meeting Minutes
Monday, November 1, 2010**

Conservation Commission members present: Dawne Fusco (chair), Barry Fogel, Rick Spieler, Wendy Reed. Conservation Agent Jay Smith and consultant Judy Mizner also present.

7:30 p.m. – Discussion: Open Space Committee Concerns with 47 Coffin St

Concerns about the location of the proposed trail and easement on this property were discussed. It appears that the trail location had been moved during the review process and now runs through the wettest area on the property boundary. The Committee wanted to make the Conservation Commission aware of this should the matter come up for further discussion.

7:40 p.m. - Discussion: Minutes

The October 18 minutes were reviewed. Spieler moved to accept as amended. Fogel seconded the motion. Motion passed (4,0).

7:45 p.m. - Cont. Public Hearing --- Request for Determination of Applicability ---

Jill Coffey, 11 Chase St. --- For the cutting of trees, stump removal and grading possibly within the buffer zone to a bordering vegetative wetland. (*Request to continue until Nov. 15, 2010*).

7:45 p.m. - Public Hearing --- Notice of Intent --- Joan Smart, 11 Pleasant St. --- The applicant would like to replace a septic system for an existing Single-family home located in the buffer zone to a bordering vegetated wetland.

The house is being sold and failed the Title V inspection. The wetland line was flagged recently by Seekamp. The septic system would be 92 feet from the line and the grading/haybales 69 feet from the wetland line. DEP had no comments on the project. The BOH requested minor revisions and the applicant is waiting for final approval. The hearing will be continued until the next meeting, vote pending BOH approval and Smith's report of a site walk.

7:55 p.m. - Public Hearing --- Request for Determination of Applicability --- Chris Mantzaris and Marilyn Smith, 24 Bachelor St. --- For work associated with a single-family home within the buffer zone to a bordering vegetative wetland.

The site plan shows a wetland line delineated in 1997 and three proposed areas of work. 1) An existing deck and greenhouse will be removed and the existing house extended out over its foundation. 2) An existing deck on the side of the house will be moved slightly. 3) A studio will be added in the front of the house. All three projects are within the 100 ft buffer zone of the wetland line. Smith will conduct a site walk and confirm the line location. Hearing continued until the next meeting.

8:05 p.m. - Discussion: Roger and Holly Colvin, 255 River Rd. --- Extension of time limit restriction for dock.

Applicant is still conducting work in violation of the October 15 cutoff date included in the order of conditions for the project. Smith visited the site and noted that the bank area has been revegetated. Fogel moved to have Smith communicate to the applicant that the work is in violation of the October 15 deadline and needs to be halted until April 15 unless a request is made in person at a Commission meeting with professional justification. Reed seconded the motion. Motion passed (4,0).

8:30 p.m. – Meeting adjourned. Spieler moved to adjourn the meeting. Fogel seconded the motion. Motion passed (4,0).

The next scheduled Con Com meeting will be **Monday, Nov. 15, 2010**