

**West Newbury  
Conservation Commission Meeting Minutes  
Monday, November 15, 2010**

Conservation Commission members present: Barry Fogel (acting chair), Rick Spieler, Wendy Reed.

**7:30 p.m. - Discussion: Minutes**

Minutes were not available for review.

**7:30 p.m. – Cont. 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 vegetated wetland.

Smith checked the wetland line and noted that it was as shown on the plan. Reed moved to issue a negative determination with conditions:

1. Excavated dirt is piled outside the 100 ft buffer zone.
2. Hay bales are placed at the corner of the wetland a minimum of 15 ft from the line to define the limit of work.
3. Smith is notified when work is complete.

Spieler seconded the motion. Motion passed (3,0).

**7:45 p.m. - Cont. Discussion: Roger and Holly Colvin, 255 River Rd. ---** Extension of time limit restriction for dock.

Applicant presented the status of the project and excerpts from DEP guidance and professional opinion regarding completion of work along the riverfront during winter months. Spieler moved to extend the construction deadline until Dec 6, 2010 and that if additional time was needed the applicant should appear at that meeting to request it. Reed seconded the motion. Motion passed (3,0).

**8:00 p.m. - Cont. 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.

Smith visited the site and noted that the wetland line is as indicated on the plan with a 92 ft setback from the system to the corner. DEP has approved the plan with no comments. BOH approved the plan on 11/9/2010. Spieler moved to issue an order of conditions approving the work as proposed and with standard conditions for septic system replacements. Reed seconded the motion. Motion passed (3,0).

**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.

Applicant was not present to discuss this project.

**Public Hearing --- Request for Determination of Applicability ---** Thomas Flaherty for Lot 3B, Bachelor St. --- For the construction of a basketball court within the buffer zone to a bordering vegetated wetland. (*Cont. waiting for an Engineered Plan until Dec. 6*)

**8:10 p.m. – Meeting Adjourned.**

Reed moved to adjourn the meeting. Spieler seconded the motion. Motion passed (3,0).

The next scheduled Con Com meeting will be **Monday, December 6, 2010**