

**West Newbury
Conservation Commission Meeting Minutes
Monday, September 12, 2011**

Conservation Commission members present: Dawne Fusco (chair), John Dimitry, Barry Fogel, Rick Spieler, and Wendy Reed. Conservation agent Jay Smith and Consultant Judy Mizner were also present.

Discussion: Minutes.

Minutes from the last meeting were not available for review.

Continued Public Hearing --- Notice of Intent --- Bradley Kutcher for Cortland Lane (map R-24, lot 30).

Applicant was not present, nor has there been communication from him regarding the status of the Commission's information requests. Spieler moved to send Mr. Kutcher a letter requesting that he close out the hearing, ask for a continuance or provide the requested information by the next meeting. Fusco seconded the motion. Motion passed (4,0) – Fogel not present for vote.

Discussion: William O'Halloran, 5 Old Wharf Lane --- COC request for dock.

The walkway to the dock was approved during a previous site visit. Applicant's letter details changes to the plan and satisfies the requirement for an as built plan. Fusco moved to issue the COC including ongoing conditions. Reed seconded the motion. Motion passed (5,0).

Discussion: Joan Smart, 11 Pleasant St. --- COC request for septic system.

Fogel moved to issue the COC contingent on 1) Confirmation of the contours on the as built plan and site inspection by Agent. Spieler seconded the motion. Motion passed (5,0).

Discussion: Scott Sheehan, 162 Bachelor St. Request for an Order of Conditions plan change.

The footprint of the proposed home construction would change slightly and a workshop added at about 90 feet from the wetland line. There would be less filling than approved previously. All work would remain within the silt fence line. Spieler moved to approve the site plan change and maintain the existing conditions. Fusco seconded the motion. Motion passed (5,0).

Discussion: Ocean Meadows trail maintenance.

A draft letter was provided to the Commission for review and discussion. Fogel moved to have Mizner make the discussed changes in the letter and circulate for verification of revisions prior to sending. Fusco seconded the motion. Motion passed (5,0).

Discussion: Whetstone St. --- Removal of 61A property and first refusal rights.

Fusco moved to concur that the BOS should not take advantage of first refusal rights for this property. Reed seconded the motion. Motion passed (5,0).

Discussion: 168 Garden St. --- Request for plan change to RDA.

Applicant requested to install two additional paddocks within the buffer zone to a bordering vegetated wetland. Mizner and Smith visited the site and did not see an issue with granting this request. Fogel moved to have the applicant submit an RDA for the additional paddocks with a site plan showing all four paddock locations. Fusco seconded the motion. Motion passed (5,0).

Meeting Adjourned

The next scheduled Con Com meeting will be **Monday, October 3, 2011**