

**West Newbury
Conservation Commission Meeting Minutes
Monday, April 2, 2012**

Commission Members Present: Dawne Fusco, Judy Mizner, Wendy Reed. Conservation Agent Jay Smith was also present.

Discussion: Louisa Tanner, 72 Church St. --- Site Walk Report

Wetland flags were reinstalled and the corners of proposed plan changes were marked as requested at the last meeting. The following items were discussed regarding the upcoming site work.

1. The drainage trench must be completed as per the approved May 2010 sewer plan.
2. To minimize site impact, the order of work will be house foundation, completion of the septic system, house construction, final grading and then driveway and plantings. A work schedule will be submitted to the Conservation Agent for approval prior to beginning of work.
3. Trees that have fallen onto the silt fence must be removed and it should be extended beyond the drainage trench outlet and to the property line along the river.
4. A no disturb zone 25 feet from the B line will be marked by a silt fence.

Discussion: Louisa Tanner, 72 Church St. --- Plan change request.

Applicant's consultants described a proposed change to the foundation of the house which would utilize a poured wall with openings for water to pass through. This has been used on Cape Cod and in some local riverfront homes in other towns and was approved by the building inspector. On learning that a formal amendment request would be required, the applicant elected to withdraw the proposal.

Cont. Public Hearing --- Notice of Intent --- Louisa Tanner, 72 Church St. -- for the construction of a seasonal dock and associated site work at 72 Church St. The work proposed is within the buffer zone to a bordering vegetated wetland and Merrimack River resource area.

Mizner moved to issue an Order of Conditions with the standard special conditions for seasonal docks. Fusco seconded the motion. Motion passed (3,0).

Cont. Discussion: Louisa Tanner, 72 Church St. --- Plan change request.

Mizner moved to accept the proposed changes of an 8 foot wide deck off the back of the house and a 4 foot cantilevered balcony off the garage to the June 20, 2011 plan because they would have minimal impact on the ground within the buffer zone. Fusco seconded the motion. Motion passed (3,0).

Public Hearing --- Notice of Intent --- Benton Smith, 8 Waterside Lane, Applicant would like to install a seasonal dock on the Merrimack River.

The NOI needs to be revised to accurately reflect the proposed work. Applicant's engineer will address and resubmit.

Discussion: Ocean Meadows trail wetland crossings

Smith reported the results of his site walk and inspection of the proposed crossings.

1. The crossing of the first stream would need to be 50 feet wide to accommodate wetlands on either side of the stream (23 feet to one side and 27 feet on the other).
2. The proposed crossing of the second stream has 18 feet of wetlands on one side. If it is moved 5 feet, however, both sides would be in upland areas.
3. Crossings need to meet the requirements of DEP stream crossing standards.

Discussion: Sforza, Lot 5, Middle St. --- To recommend to the Selectmen their opinion on an option and right of first refusal on the referenced property in accordance with M.G.L. c. 61 A.

Fusco moved to recommend that the BOS not exercise their right of first refusal for this parcel. Reed seconded the motion. Motion passed (3,0).

Other Business:

Complaints received about stockpiles of soil at an active building site on Maple Ave and cutting on the Artichoke Reservoir. Smith will investigate these complaints and report at the next meeting.

Meeting Adjourned at 9:35 p.m.

The next scheduled Con Com meeting will be **Tuesday, April 17, 2012**