



# TOWN OF WEST NEWBURY

## CONSERVATION COMMISSION

381 Main Street, West Newbury, Mass. 01985

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### West Newbury Conservation Commission

#### Meeting Minutes

Tuesday, January 22, 2013

Members Present: Dawne Fusco (chair), Judy Mizner and Wendy Reed. Conservation Agent Jay Smith also present.

**Cont. Discussion: Long Hill Farm, Main St. --- Uses under the Agricultural Preservation Restriction.**

The president and members of the Cape Ann RC Model Club were present to discuss their use of the property for flying model airplanes. They pay rent to the property owners and have not altered the property other than routine mowing. All flying activities adhere to AMA and FCC rules. In accordance with the BOS request, they have stopped flying activities until noise complaints have been resolved.

The Commission discussed the consistency of this use with the APR dated December 12, 1989. Mizner moved to send a letter to the BOS stating that, assuming the area being used by the flying club was not in agricultural use at the time of the APR, the Commission does not consider this use to be inconsistent with the APR. Reed seconded the motion. Motion passed (3,0).

**Request for Determination of Applicability --- Brian and Kristin Donegan, 62 South Street --- Applicants would like to install a replacement septic system within the buffer zone to a bordering vegetated wetland.**

The wetland line was estimated and not formally delineated for this property. The Commission will conduct a site walk to determine if delineation is necessary on Saturday, January 26, 2013 at 8:00 a.m.

**Discussion: George and Janis Farnham, 5 Hickory Lane --- Cutting of trees in a jurisdictional area.**

The Farnhams were present to discuss this complaint. They had four large pine trees removed in November that they considered to be in danger of falling on the house. Site walk will be conducted on Saturday, January 26, 2013 following the South Street visit.

**Discussion: John Sarkis, 14 Worth's Lane --- COC request.**

Smith conducted a site inspection and found the only issue to be adherence with the 25 foot from the wetland no disturb zone. Mizner moved to issue a COC with

Conditions #1, 2 and 3 remaining in full force and the 25 foot no disturb zone allowed to re-vegetate naturally and remain undisturbed with the exception of the area along the driveway where the no disturb area shall be 12 feet from the wetlands. Fusco seconded the motion. Motion passed (3,0).

**Cont. Discussion: Eastern Mass Properties for 243 Middle Street --- COC Request.**

Smith conducted an inspection and reported that gullying has occurred. He has notified the applicant that restoration of the disturbed areas must be completed before the COC will be issued.

Other Business: The agent will be on vacation from January 29 to February 10th.

The next scheduled Con Com meeting will be **Tuesday, February 19, 2013**