

Newbury Conservation Commission - Public Meeting Minutes
June 6, 2023

Members Present:

- ☒ Bob Connors (Chair)
- ☐ Mary Rimmer (Vice Chair)
- ☒ Peter Paicos (Planning Board Liaison)
- ☒ Brad Duffin
- ☒ Dianne O'Brien
- ☒ TJ Conte
- ☒ Samantha Holt (Agent)

7:01 p.m. Meeting Called to Order

- Opening remarks from Conservation Agent Samantha Holt
- Minutes Review: Commission members reviewed minutes from the 5/16/2023 meetings. **Motion by Brad Duffin to approve the 5/16/2023 minutes as drafted; seconded by Dianne O'Brien; vote 5:0:0.**

CERTIFICATE OF COMPLIANCE

53 Plum Island Turnpike (DEP File #050-0680) Maria Nixon (Applicant)
Samantha Holt presents a request for a CoC for work to construct a second-floor addition and com. Ms. Holt noted that there is no file record for this project other than the recorded OOC, and the description is based on historic imagery and the building department file. A site inspection was conducted and all work appears to have been completed in compliance with what was approved. **Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by TJ Conte; vote 5:0:0.**

REQUEST FOR DETERMINATION OF APPLICABILITY

49 Northern Boulevard (File #NCC-423) Tom Ryan (Owner)
Samantha Holt presents an RDA for work to remove a portion of a deck encroaching on the abutting property and reconstruction within the owner's property boundary to maintain a second means of egress. Tom Hughes (representative) is also present to discuss the project. The work will require the installation of new footings to support the new deck section, but the overall footprint will decrease slightly. Commission members had an opportunity to discuss the project. Questions were raised regarding the authorization to do work on the abutting property, dumpster locations, possible need for mitigation plantings, and the type of footings that will be used. Mr. Hughes suggested a condition to use diamond piers, helical piles, or driven wood supports, but to allow the final decision to be based on the approval of the Building Commissioner under the building permit. **Motion by Brad Duffin to issue a Negative Determination of Applicability; seconded by TJ Conte; vote 5:0:0.**

PUBLIC HEARINGS

17 & 19 10th Street (DEP File #unassigned) Kevin & Lisa Barlow (Applicants)
Samantha Holt presents an NOI for work to raze an existing two-family residence and rebuild a new two-family residence on pilings with associated site work. Atty Doug Deschenes (representative) is also present to discuss the project. Ms. Holt noted that, following response to comments from DEP, the application is now complete and we are just waiting on a file number. Commission members had an opportunity to discuss the project. Questions were raised regarding lot coverage calculations. Ms. Holt also noted that the project site is located in the Zone X floodplain. **Motion by Peter Paicos to continue the hearing to 7:00 PM on 6/20/2023; seconded by Brad Duffin; vote 5:0:0.**

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ADMINISTRATION

Samantha Holt noted that Mary Rimmer had requested a discussion item regarding the ACEC Dock and Pier Policy adopted by the Commission in October of 2020. Ms. Holt noted that since Ms. Rimmer was not able to attend tonight's meeting it would be best to table the discussion to the 6/20/2023 meeting. Commission members agreed, discussion tabled.

Ms. Holt also provided a brief update regarding the CSO Release discussion item. Ms. Holt recently attended an Eight Towns and the Great Marsh Committee meeting where it was mentioned that legislature is in the works to address actual CSO releases rather than just the notifications.

Meeting adjourned at 7:52 p.m.
Respectfully submitted,
Samantha Holt, Conservation Agent