

Newbury Conservation Commission - Public Meeting Minutes  
July 18, 2023

Members Present:

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

6:02 p.m. Meeting Called to Order

- Opening remarks from Conservation Agent Samantha Holt
- Presentation from and discussion with Nancy Pau (USFWS) to provide information on upcoming work to conduct salt marsh restoration activities on the Parker River National Wildlife Refuge

**CERTIFICATES OF COMPLIANCE**

34 Plum Island Turnpike (DEP File #050-1310) David Williamson (Applicant)

The new property owner has withdrawn this request.

40 Northern Boulevard (DEP File #050-0135) James Ross (Applicant)

Samantha Holt presents a request for a CoC for work to construct a garage foundation. Ms. Holt noted that there is no file record for this project other than the recorded OOC. A site inspection was conducted and all work appears to have been completed. ***Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by Dianne O'Brien; vote 5:0:0.***

8 12<sup>th</sup> Street (DEP File #050-1369) Michael Kirkpatrick (Applicant)

Samantha Holt presents a request for a CoC for work to construct a new shed. A site inspection was conducted, and all work appears to have been completed in compliance with some slight decreases in the footprint from what was approved. ***Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by Dianne O'Brien; vote 5:0:0.***

**MODIFICATIONS**

2 & 4 40<sup>th</sup> Street (DEP File #050-1377) Joe Spaulding (Applicant)

Samantha Holt presents a request for minor modification to an OOC issued for the demolition and reconstruction of an existing single-family residence. The modification includes addition of a landing area at the base of the deck and installation of granite posts along the property line to match the posts on the abutting property. Ms. Holt noted that this proposal would not result in any significant alteration or increase to impervious surface, and suggested including language in an approval letter to note that the landing area shall be pea stone, crushed shell, or another approved material. ***Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by Mick Brown; vote 5:0:0.***

**PUBLIC HEARINGS**

61 Boston Road (DEP File #050-1405) Matthew Berlin (Applicant)

Samantha Holt presents an update on an NOI for replace an existing septic system. Bob Grasso (representative) is also present to discuss the project. Mr. Grasso provides a brief overview of the proposed work. Commission

Newbury Conservation Commission - Public Meeting Minutes  
July 18, 2023

members had an opportunity to discuss the project. ***Motion by Brad Duffin to issue the Order of Conditions with all standard conditions; seconded by Woody Knight; vote 5:0:0.***

18 Fordham Way (DEP File #unassigned) Plum Island Blue, LLC (Applicant)  
The Applicant has requested a continuance. ***Motion by Brad Duffin to continue the hearing to 6:00 PM on 8/1/2023; seconded by Dianne O'Brien; vote 5:0:0.***

110 Hay Street (DEP File #050-1406) Doug & Shay De Angelis (Applicant)  
Samantha Holt presents an NOI for work to conduct site improvements including driveway expansion, addition to an existing structure, landscape work, septic system replacement, and invasive species management. Mike DeRosa and John Morin (representatives) are also present to discuss the project. Ms. Holt noted that there is currently an open OOC for work to install a new dock on the property for which the work is currently underway. Mr. DeRosa and Mr. Morin provided an overview of the proposed work. Commission members had an opportunity to discuss the project. Questions were raised regarding the extent of the work, erosion controls, invasive species removal and management, mitigation planting survivability and monitoring, proposed increase in impervious surfaces, and snow storage. Ms. Holt noted that a comment was made that the septic design has not gone to the Board of Health yet, and must at least be submitted to them prior to arrival at the first hearing. Commission members suggested the Applicant request a continuance pending BoH review and submittal of additional information and revisions to the proposed plan. ***Motion by Brad Duffin to continue the hearing to 6:00 PM on 8/1/2023; seconded by Woody Knight; vote 5:0:0.***

150 Orchard Street (DEP File #050-1408) Christopher & Holly Gwozdz (Applicant)  
Samantha Holt presents an NOI for work to complete a septic system expansion, construction of an inground pool, and addition to an existing structure. Bob Grasso (representative) is also present to discuss the project. Mr. Grasso provides a brief overview of the proposed work and noted that the septic design has been reviewed and approved by the Board of Health. Commission members had an opportunity to discuss the project. ***Motion by Brad Duffin to issue the Order of Conditions with all standard conditions; seconded by Dianne O'Brien; vote 5:0:0.***

## **ENFORCEMENT ORDERS**

22 Annapolis Way (File #NCC-411) Bruce Stott (Applicant)  
Samantha Holt presents a request to clear an EO issued for work beyond the scope of what was approved under a Negative Determination of Applicability. A site inspection was conducted, and all work appears to have been completed and Ms. Holt is satisfied that all resource areas have been appropriately protected and/or restored as needed. ***Motion by Brad Duffin to clear the Enforcement Order; seconded by Dianne O'Brien; vote 5:0:0.***

42B Cottage Road Steve Bowditch (Owner)  
Samantha Holt presents an EO issued for unpermitted work to replace and expand an existing dock. Ms. Holt shared several photos of the dock work in progress, as well as noting that a fence was installed within the 200' Riverfront area that was also not discussed with the Agent/Commission and may require review. Commission members had an opportunity to discuss the work and the EO. ***Motion by Brad Duffin to ratify the EO with a revised NOI filing date of 9/19/2023; seconded by Dianne O'Brien; vote 5:0:0.***

Newbury Conservation Commission - Public Meeting Minutes  
July 18, 2023

**ADMINISTRATION**

The Conservation Commission held its annual board reorganization. After brief discussion, a ***motion was made by Brad Duffin to reelect Bob Connors as the Chair and Mary Rimmer as the Vice Chair; seconded by Dianne O'Brien; vote 5:0:0.***

Meeting adjourned at 8:11 p.m.  
Respectfully submitted,  
Samantha Holt, Conservation Agent