

Newbury Conservation Commission - Public Meeting Minutes  
March 19, 2024

Members Present:

- ☐ Bob Connors (Chair)
- ☐ Mary Rimmer (Vice Chair)
- ☐ Woody Knight (Planning Board Liaison)
- ☐ Brad Duffin
- ☐ Dianne O'Brien
- ☐ Mick Brown – (Joined 6:17 PM - 16:17 recording time)
- ☐ TJ Conte
- ☐ Sean Young (Agent)

6:00 p.m. Meeting Called to Order

- Opening remarks from Conservation Agent Sean Young
  - Minutes approved December 5, 2023; January 2, 2024; January 16, 2024

**Certificate(s) of Compliance**

8:45

61 Boston Road (DEP File #050-1405) (Mcardle Realty Trust)(Applicant)

- Request for a Certificate of Compliance for 61 Boston Road with attachments, Commission members discussed the CoC request, and no questions were raised.

**Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by Dianne O'Brien; vote 5:0:0.**

10:18

6 Old Rowley Road (DEP File #050-1263) (Peck/Sox)(Applicant)

- Request for a Certificate of Compliance for 6 Old Rowley Road with attachments. Commission members discussed the CoC request, and no questions were raised.

**Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by Dianne O'Brien; vote 5:0:0.**

12:52

22 Temple Boulevard West (DEP File #050-1352) Amy(Applicant)

- Request for a Certificate of Compliance for 22 Temple Boulevard West with attachments. Commission members discussed the CoC request, and no questions were raised.

**Motion by Brad Duffin to issue a complete Certificate of Compliance; seconded by Dianne O'Brien; vote 5:0:0.**

**REQUEST FOR DETERMINATION OF APPLICABILITY**

17:53

Salt March along the Parker River (Map 16-7, Parcel 26A) (File #NCC-436) Zoe (Applicant)

- Request for Determination of Applicability for Salt March along the Parker River (Map 16-7, Parcel 26A) with attachments.

Special DOA: Subject to Select Board Approval for Modification.

It is not the original intent of RDA and should be an NOI next time

**Motion by Marry Rimmer to issue a negative Determination of Applicability for ladder and boards on site; seconded by Dianne O'Brien; vote 5:1:0**

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**35:00**

Ma Division of Fisheries & Wildlife (File #NCC-437) (Ben Mazzi) (Applicant)

- Request for Determination of Applicability for habitat management for rare and declining species on Kent Island with attachments.

Not enough information, presenter not present

***Motion by Brad Duffin to issue a positive Determination of Applicability for Kent Island; seconded by Mick Brown; vote 0:6:0***

**42:00**

4 Johnson Lane (File #NCC-436) (Scobert)(Applicant)

- Request for Determination of Applicability for work on a septic with attachments.

Special DOA: Erosion control along the rock wall, gravel work entrance skirt brought in and out, replacement of trees to 5-6ft saplings.

***Motion by Brad Duffin to issue a negative Determination of Applicability for 4 Johnson Lane; seconded by Dianne O'Brien; vote 6:0:0 approval with the standard special conditions.***

## **PUBLIC HEARINGS**

**52:40**

18 Temple Boulevard West (DEP File#050-Unassigned) (Eramo)(Applicant)

- Notice of Intent for 18 Temple Boulevard West with attachments

The Applicant has requested a continuance.

Site visit 3/21/2024 for 3 pm

***Motion by Brad Duffin to continue the hearing to 6:00 PM on 4/2/2024; seconded by Dianne O'Brien; vote 6:0:0.***

## **CONTINUED PUBLIC HEARINGS**

**1:02:11**

6 Marsh Meadow Lane (DEP File #050- 1421) (Ryan Kelly) (Applicant)

- Notice of Intent for 6 Marsh Meadow Lane with attachments

NOI for work to construct a two-family dwelling with a septic system.

***Motion by Brad Duffin to issue an Order of Conditions approval with the standard special conditions; seconded by; Dianne O'Brien vote 6:0:0.***

**1:14:17**

94 Northern Boulevard (DEP File #050- 1422) (Magauran)(Applicant)

- Notice of Intent for 94 Northern Boulevard (Magauran) – with attachments

NOI for work to conduct landscaping, hardscaping, and paving work.

***Motion by Brad Duffin to continue the hearing to 6:00 PM on 4/2/2024; seconded by; Dianne O'Brien vote 6:0:0.***

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**1:16:11**

18 Fordham Way (DEP File #050- 1409) (Blue Inn, LLC)(Applicant)

- Notice of Intent for 18 Fordham Way – (Blue Inn, LLC) –with attachments  
NOI for the Beach Management Plan.

Applicant consultant reads beach management plan 1:18:15

***Motion by Brad Duffin to issue a Continuance for 4/2/2024; seconded by; Dianne O'Brien vote 6:0:0.***

**1:26:04**

3 33rd Street (DEP File #050- 1386) (Quinn) (Applicant)

- Closed: Notice of Intent for – 3 33rd Street (Quinn)–for work to install a driveway to provide on-site parking with associated site work, including work within the 33rd St Right-of-Way
- Woody Knight abstaining vote

Variance from 324sqft to 466sqft

***Motion by Dianne O'Brien to issue a Variance from 324sqft to 466sqft; seconded by; Mary Rimmer by; vote 3:2:1 Motion Fails***

***Motion by Brad Duffin to issue Order of Conditions for 324sqft 2 9x8 side-by-side parking spaces; seconded by; Mick Brown vote 5:0:1.***

**1:44:40**

**ADMINISTRATION**

Sean Young comments about signs involving Piping Plovers with Mass Audubon

CSO release discussion: No progress, ½ inch of rain triggers CSO

The meeting adjourned at 7:49 pm.

Respectfully submitted,

Sean Young, Conservation Agent

Time stamps are a reference to recorded video time.