

**Newburyport Conservation Commission**  
Minutes of the October 6, 2009 Meeting

**1. Call to Order**

A meeting of the Newburyport Conservation Commission was called to order by Chairman at Joe Teixeira at 7:00 p.m.

**2. Roll Call**

In attendance were members Joe Teixeira, Mary Casey, Jannell Zarba, Paul Healy, Steve Moore, Doug Muir and conservation agent Mary Reilly.

**3. Minutes**

The minutes of the September 15, 2009 meeting were approved as amended.

**4. Requests for Certificates of Compliance, Requests for Determination and Requests for Minor Modifications**

**Hooks Johnson**

16 Gloria Street

Request for Certificate of Compliance

DEP File #051-0754

The applicant requested a continuance to the next meeting. Paul Healy moved to grant a continuance to October 20. Steve Moore seconded the motion. All voted in favor.

**David Sorenson**

3 P Street

Request for Determination of Applicability

Andy Sidford appeared for the applicant who is proposing to install a 106 square foot shed that is two feet above grade. The area beneath the shed and the ramp must remain open. Steve Moore asked if the shed could be moved further from the wetland flag. Mr. Sidford said the shed is located in such a way that the least amount of vegetation is disrupted and views are not obscured. Paul Healy moved to issue a Negative Two Determination. Steve Moore seconded the motion. All voted in favor.

**Kevin Lawson**

27 Harbor Street

Request for Determination of Applicability

The applicant is proposing to install a 10' x 11' shed that is two feet above grade. The drawing that was submitted with the application shows siding on the ramp. The applicant was informed that the area under the ramp must remain open. Mary Reilly pointed out an error on the application: c and d in the determinations section should have been selected rather than b and c. Paul Healy moved to issue a Negative Two Determination. Steve Moore seconded the motion. All voted in favor.

October 6, 2009

**2 Jefferson Street Realty**

2 Jefferson Street

Request for Certificates of Compliance

DEP File #01-0738, 0762, and 0794

The applicant requested a continuance to the next meeting. Doug Muir moved to grant a continuance to October 20. Mary Casey seconded the motion. All voted in favor.

**5. Public Hearings**

Paul Healy moved to recess the meeting and open the public hearings. Steve Moore seconded the motion. All voted in favor.

**Lee and Eva Nagel**

246 Northern Boulevard

Notice of Intent

DEP File #051-0834

Bob Watt submitted a revised narrative and plans that clarify the questions raised at the previous meeting. The first floor will be at elevation 22 and the lowest horizontal structural member will be at elevation 20. Mary Reilly requested that the beach grass more densely planted. She will forward landscaping guidelines to Mr. Watt. Steve Moore moved to close the public hearing. Paul Healy seconded the motion. All voted in favor.

**Newburyport Sewer Commission**

157 and 115 Water Street

Notice of Intent

DEP File #051-0835

A site visit took place on September 21. The applicant has submitted the Cornell numbers. Mary Reilly requested a set of updated plans. The applicant must return if the plans change after being reviewed by the Planning Board. Doug Muir moved to close the public hearing. Steve Moore seconded the motion. All voted in favor.

**Home Made Brand Foods**

2 Opportunity Way

Notice of Intent

The applicant requested a continuance to October 20.

**6. Orders of Conditions**

**Newburyport Sewer Commission**

157 and 115 Water Street

Notice of Intent

DEP File #051-0835

There should be a perpetual condition for operations and maintenance. All demolition debris must be disposed of properly off site. Paul Healy asked that information about public access be added to the plans when it has been determined. Steve Moore asked that the replacement of the plants in the bioretention basin be made a condition. Mary Casey said that refueling should not be allowed within 100 feet of the river. Paul Healy moved issue an Order of Conditions with the conditions that were discussed. Steve Moore seconded the motion. All voted in favor.

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**Lee and Eva Nagel**

246 Northern Boulevard

Notice of Intent

DEP File #051-0834

Paul Healy moved to issue an Order of Conditions that includes the condition that the beach grass be more densely planted. Joe Teixeira seconded the motion. All voted in favor.

**7. Other Business**

Doug Muir recommended that non-recyclable materials not be used in applications. The members discussed other ways that the amount of paper used might be reduced.

Steve Moore moved to approve the Plum Island filing guidelines. Joe Teixeira seconded the motion. All voted in favor.

The ordinance committee will meet on Thursday, October 29 at 6:00 p.m.

**8. Adjournment**

The meeting was adjourned at 9:30 p.m.