

Newburyport Conservation Commission
April 20, 2021
Online Meeting
Minutes

1. Call to Order

Chair Joe Teixeira called an online meeting of the Newburyport Conservation Commission to order at 6:45 p.m.

2. Roll Call

In attendance were members Steve Moore, Paul Healy, David Vine, Joe Teixeira, Ron DiCola, Dan Warchol and Carole Wagan.

3. Minutes

Paul Healy moved to approve the minutes of the April 6 meeting. Steve Moore seconded the motion. The motion was approved by a 7-0 vote (Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).

4. Old and New Business

Plum Island Updates

The DCR Sediment Management Study was the focus of the April 9 MRBA meeting.

Evergreen Commons/Port Place Update

Tom Hughes presented photographs of the work that has been done on the site. He said he has submitted a request for the approval of minor revisions. He asked that the Commission members visit the site prior to the next meeting, when the request will be on the agenda. Steve Moore asked if progress has been made on the construction of the path that is to connect to the I-95 trail. Mr. Hughes said he is attempting to pursue the matter but has not gotten a response from Mass Highway because the grade would prevent the path from meeting accessibility requirements. The item is on the agenda for the April 21 Planning Board meeting.

5. Certificates of Compliance, Requests for Determinations, Requests for Minor Modifications

Sylvester Electric

11 63rd Street

Request for Determination of Applicability

The applicant intends to change the proposed location of the generator and must submit revised plans. The plans must include an eight square-foot mitigation planting area. Joe Teixeira said he verified that the non-compliant solid fence has been in place for at least 20 years.

David Vine moved to continue the Request for Determination of Applicability to the May 4 meeting. Steve Moore seconded the motion. The motion was approved by a 7-0 vote

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(Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).

Terry and Mark Robertson
1 Jefferson Court
Request for Certificate of Compliance
DEP File #051-1013

Tom Hughes represented the applicant. He said Hancock Associates has submitted a letter stating the work was done according to the plans.

Paul Healy moved to issue a Certificate of Compliance. Steve Moore seconded the motion. The motion was approved by a 7-0 vote (Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).

6. Public Hearings

Paul Healy moved to open the public hearings. Carole Wagan seconded the motion. The motion was approved by a 7-0 vote (Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).

Robert Condon
11 76th Street
Notice of Intent

Tom Hughes represented the applicant. He reviewed some of the elements of the site plan that Everett Chandler is working to prepare. The applicant has decided to retain the fence of rope and granite posts that currently borders the front of the property. Rabbit wire would be placed between the fence posts at the back of the property to retain the dog. Two red cedars would be planted along 76th Street. The at-grade platform would be removed and a clamshell patio would be installed in its place. The rear stairs would be replaced and a landing would be added. The applicant does not intend to install a deck.

Steve Moore moved to continue the public hearing to the May 4 meeting. Paul Healy seconded the motion. The motion was approved by a 7-0 vote (Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).

Carole Wagan moved to close the public hearings. Ron DiCola seconded the motion. The motion was approved by a 7-0 vote (Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).

7. Order of Conditions

None

8. Enforcement

Joe Teixeira said he is concerned about some activities that have taken place along the Gloria Braunhardt Bike Trail. Soil has been placed along the roadbed to reduce its width. The soil was

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taken from areas in the no-disturb zone and the banks of the Little River. A site visit will be scheduled.

9. Adjournment

Steve Moore moved to adjourn the meeting at 7:33 p.m. Paul Healy seconded the motion. The motion was approved by a 7-0 vote (Steve Moore, yes; Paul Healy, yes; David Vine, yes; Joe Teixeira, yes; Ron DiCola, yes; Dan Warchol, yes; Carole Wagan, yes).