

Minutes of May 28, 2009 Meeting

Members Present:

Earl Bagley (Co-Chairman), Justine Gengras (Co-Chairman), Gene Young (Vice-Chairman), Roger Burgess (Treasurer), Dave Lawrence, Tom Hoopes, Peter Bolster (Selectmen's Rep.)

Also Present: Cindy Balcius of Stoney Ridge Environmental and Mark Sargent.

Call Meeting to Order:

Co-Chairman Earl Bagley called the meeting to order at 7:02 p.m. at the Alton Town Hall.

Approval of Agenda:

Motion made by T. Hoopes to accept the Agenda as amended, seconded by D. Lawrence. Motion passed with all in favor.

Approval of Minutes of May 6, 2009:

Motion made by J. Gengras to accept the minutes as amended, seconded by G. Young. Motion passed with all in favor.

Presentations/Consultations:

Cindy Balcius of Stoney Ridge Environmental and Mark Sargent representing Bahre Alton Properties, LLC, Map 26, Lot 10-1

T. Hoopes stepped down, as this case will come before the Planning Board. This is a conceptual presentation for the development of the existing pad area located adjacent to Hannaford's Supermarket for a Dollar Store. The project is part 2 of a previously approved Planning Board Site Plan for the Hannaford store and the adjacent pad. For the Conservation Commission, it will signify an amendment to the existing wetlands permit. The Wetlands Permit was approved on Feb 21st 2004. This site is not big enough for most entities. Stoney Ridge went back to DES several times with a couple of different concept plans requiring a lot more impact, an additional impact of 10,000.00 sq. ft. which is a significant impact under RSA 42. DES has amended their rules that a significant impact is an increase of 20% of the original wetlands impact. What Stoney Ridge is proposing is a Dollar Store, which requires an additional 3,617 sq. ft. of wetlands impact. The proposal would minimize impacts by utilizing a retaining wall. It will also utilize green storm water techniques that UNH has used and tested and also endorses, using Bio detention pond tree box filters and things of that nature. They are also anticipating treating the roof run off from both the Hannaford store and the Dollar store. The impact will require mitigation and likely will be a contribution to the Wetlands Mitigation Fund as mitigation land would be a relatively small parcel. Stoney Ridge Env. will return to the Commission again when the amendment to the Wetlands Permit is submitted to the State.

T. Hoopes returned to the Commission

Planning Board/ZBA Agenda Items:

1. **Stephen & Raquel Rogers** – Map 51, Lot 27. 4 Saley Way. Area Variance/Special Exception to allow home to be set within the setbacks and to expand the existing footprint on both sides. **(F.Y.I.) Commission signed on 5/28/09 with Comments attached.**
2. **Alan & Christine Soucy** – Map 62-3, Lot 5. 41 Indian Shores Rd. Special Exception to allow a chimney rise 4'-6" above the 35' height limit. **(F.Y.I.) Commission signed on 5/14/09 with no concerns.**

Standard Dredge and Fill Applications:

1. **Charles Liberty**, - Map 76&77. Lot 134A, 842 Rattlesnake Island. Install a seasonal 14' x 30' canopy on an existing dug in U-Shaped docking facility on Rattlesnake Island. Total square footage of the canopy = 420 sq. There will be no impact to submerged wetlands during this project. Canopy material will be removed during the off-season to comply with seasonal rules as provided by NH DES. **NHDES Notice of Administratively Incomplete Standard Dredge & Fill App. NHDES has received Conservation Commission 40 day hold letter.**

Discussion:

The Conservation Commission reviewed the application and finds the application submitted accurately portrays the proposed project area and also finds this project within Bureau rules and therefore has no objection to a permit being granted.

Motion made by J. Gengras to send a letter of no objection to the NH Wetlands Bureau with a note; "Please note the Town of Alton regulations do not permit canopy height higher than 15' above full lake level," seconded by R. Burgess. Motion passed with all in favor.

Notification of Routine Roadway and Railway Maintenance Activities

1. **Town of Alton** – Map 15, 18, 19 ROW, Quarry Road & Gilman's Corner Road – Culvert Replacement Project. The Commission reviewed the proposal and found no issues.

Permit By Notification:

1. **Scott C. McKinley, Jr.** – Map 44, Lot 41, 166 Black Point Road, Replace the North side joist and strengthen the South side joist of the 3' x 18' Permanent Dock supported by pipes and 2 x 6's to the supporting rocks and the breakwater on the North side. **(F.Y.I.) Commission signed on 5/14/09.**

Minimum Impact Expedited Application:

1. **Mark & Pamela Bannon** – Map 55, Lot 3, 150 Rogers Rd., Replace (3) fender/canopy piling and reset granite steps. Approx. wetlands impact: Piling 3 sq. ft., steps 72 sq. ft. **(F.Y.I.) Commission signed on 5/14/09.**

Shoreland Permit Application:

1. **Richard Wozmak** – Map 73-37, Lot 56, 358 Sleepers Island, Proposed two bedroom cottage with an effluent disposal system and retaining wall. **(F.Y.I.) NHDES Approval Date 5/26/09. Approval is Subject to Project Specific Conditions.**

Commissioners Report:

1. **J. Gengras** – Reporting on the Lakes Region Household Hazardous Product Facility, 404 Beech Pond Road, Wolfeboro, open May – Oct, Third Saturday 8:30 am – 12:00 pm. Special Medicine Collections: LRHHPF 3rd Sat. June/Aug., Alton: 2nd Sat. Sept. Residents should pick up a pass at Alton's Transfer Station. Sarah Silk, director asked if the Commission would distribute some flyers around town.
2. **D. Lawrence** – Reporting on logging on Timber Ridge, Map 58, Lot 5. Providing additional information on report received on clear cutting on Rum Point. The Conservation Easement has not been impacted but trees have been cut within the protected Shoreland zone right up to the no cut buffer tags. Pictures were taken. Most of the lot has been clear-cut. When the easement was monitored in 2007 the clear cut was not done. A letter from NHDES Dated Oct. 24, 2007 stating that on Oct. 23, 2007 personnel from DES inspected Map 58, Lot 5 and found extensive cutting and disturbance to the existing vegetation within the 150 foot woodland buffer was observed on the property. An administrative order from NHDES dated April 2008 directed the owner to immediately cease any additional work on the properties and submit a restoration plan. The Commission file has no further correspondence. D. Lawrence will do a follow up with NHDES and report back to the Commission.

Other Business:

1. **New England Forestry Foundation** – Thinning your Woodlot, May 30, 2009, @ 10:00a.m.- 12:00p.m., Location – Ramblin' Vewe Farm 637/638 Morrill St., Gilford, NH

2. **Conversations at Public Meetings – Disposal of Minutes.** Standards of NH “Right to Know” law were reviewed. A typed draft copy of minutes shall be available within 5 business days of the meeting. Once the minutes are formally approved by the Commission any notes audio tapes etc. may be destroyed. Copies of draft meeting minutes, tapes/notes, etc can be requested under the “Right to Know” if the minutes haven’t been approved. The “requester” bears the cost of copying, not the town.
3. **Merrimack-Belknap-Hillsborough- County FSA Newsletter.**

Correspondence:

The Commission reviewed the following correspondence and no action was taken.

1. **Ben Long, (Beckwith Builders)** – Henri Fine, Shoreland Permit Application, Map 18, Lots 29-14, 118 Dewitt Drive. Notice to Abutters.
2. **Stephen Leach** – Map 18, Lot 26/66, Big Barn Door Island. Submitting information for clarification requested in the letter dated 4/24/09 from NHDES. **NHDES Approval Date 5/27/09. Approval is Subject to Project Specific Conditions.**
3. **Frederick Ferbert** – Map 37, Lot 40, 22 Notla Lane, Pursuant to NHDES Wetlands Bureau request for more information, please find a formal Waiver Request under Env-Wt 204. **NHDES Approval Date 5/22/09. Approval is Subject to Project Specific Conditions.**
4. **Frank & Monica Caine** – Map 56, Lot 39, 192 Woodlands Road, **NHDES Request for More Information.**
5. **James Rust** – Map 79, Lot 26, Rattlesnake Island, **NHDES Request for More Information.**
6. **Henry & Jacqueline Brandt** – Map 36, Lot 29, 175 Mount Major Hwy, **NHDES has reviewed the Shoreland Permit and has determined that additional information is needed to clarify and complete it.**
7. **126 Pipers Point Lane LLC** – Map 21A, Lot 23, 126 Pipers Point Lane, **NHDES has reviewed the Shoreland Permit and has determined that additional information is needed to clarify and complete it. NHDES Shoreland Impact Permit, Approval Date 5/22/09, Approval is subject to the project specific conditions.**
8. **Pellettieri Assoc** – Map 21A, Lot 24, 128 Pipers Point Lane. **As per discussion at the site meeting, NHDES has determined that additional information is needed to clarify and complete the Shoreland Permit.**
9. **James Curvey** – Map 21A, Lot 24, 128 Pipers Point Lane, **NHDES Approval Date 5/18/09. This approval is subject to the project specific conditions.**
10. **KLH Realty Tr** – Map 52, Lot 37, 172 Route 11D, **NHDES Notice of Administrative Completeness Minimum Impact Expedited App.**
11. **Harold & Frances Mokler** – Map 33, Lot 49, Rte 28A, **NHDES Approval is subject to the project specifics.**
12. **Peter Rice 2004 Revoc. Trust** – Map 56, Lot 1, 60 Woodlands Rd., **NHDES Approval is subject to the project specifics.**
13. **Ralph Newhouse** – Map 8, Lot 37-1, 86 Riverlake West, **NHDES has received a complaint of possible violations on your property. Relocated a dock without a permit.**
14. **Nanci R. Long** – Map 34, Lot 33-40, 9 Mission Path, **NHDES has completed its review of the application and determined that the proposed project to remove an existing structure and replace with a new structure does not comply with the RSA 483-B and Administrative Rules Env-Wq 1400. The application has therefore been denied.**
15. **Peggy’s Cove Assoc.** – Map 40, Lot 9, Peggy’s Cove Rd., **NHDES Notice of Administrative Completeness Minimum Impact Expedited App.**
16. **Karen Shaw** – Map 38, Lot 9 Rte 11, **Based on DES’s review of you file, there remains an outstanding request. On Nov. 14, 2001, DES issued Letter of Deficiency #WET 2001-84 requesting removal of a wharf along the shoreline and posts installed on the bank of the property.**
17. **James & Lorna Dunham** – Map 77, Lot 16, 298 Rattlesnake Island, In response to the Wetlands Bureau request for more information letter dtd. 2/20/09. **NHDES Request for more information on Standard Dredge & Fill.**
18. **Diane Morrison** – Map 80, Lot 39, **NHDES has receipt of Alton Conservation Commission’s report. The report will be included in the file.**

19. **Harland Lamper** – Map 24, Lot 15-5, Lamper Rd., **NHDES has received a complaint of possible violations on your property. The complaint alleges you have placed fill in jurisdictional wetland without a permit.**
20. **Mark & Pamela Bannon** – Map 55, Lot 3, 150 Rogers Road, **NHDES Notice of Admin. Completeness, Minimum Impact Expedited App.**
21. **Frank & Monica Caine** – Map 56, Lot 39, 192 Woodlands Road, **NHDES Approval Date 5/18/09, Approval is subject to the project specific conditions.**
22. **Ben & Walter Young Shibley**- After the fact permit impacts. Map 60, Lot 7, Minge Cove Rd. **NHDES has reviewed the Standard Dredge & Fill Application and has determined that additional information is needed to clarify and complete the application**

Adjournment:

Motion made by J. Gengras to adjourn the meeting at 9:25 p.m., seconded by G. Young. Motion passed with all in favor.

Respectfully Submitted,

Cindy Calligandes
Secretary to the Conservation Commission