

Minutes of October 09, 2008 Meeting

Members Present:

Chairman Earl Bagley, Justine Gengras, David Lawrence, Tom Hoopes, Selectman's Rep. Alan Sherwood, Vice Chairman Gene Young,

Members absent:

Roger Burgess

Call Meeting to Order:

Chairman Earl Bagley called the meeting to order at 7:00 p.m. at the Town Hall.

Approval of Agenda:

Motion made by Dave Lawrence to approve the agenda as modified, seconded by Justine Gengras. The motion passed with all in favor.

Public Input:

None at this time.

Approval of Minutes:

Motion made by Tom Hoopes to approve the minutes as corrected, seconded by Dave Lawrence. The motion passed with all in favor.

Presentations/Consultations:

Brad Jones to discuss the Joseph Byrne- Map 15, Lot 17, 17-4 & 17-5, Proposed 13 lot subdivision, 2 wetland crossings and 1 perennial and 1 intermittent.

Ray Carbone- Representing The Laconia Daily Sun.

Planning Board/ZBA Agenda Items:

1. **George Christenton** – Dept. Head Review, Map 43, Lots 3 & 8, Boundary Line Adjustment.
Dept. Head Review Request.
Discussion:
The Commission reviewed the application for a Boundary Line Adjustment and has no concerns.
2. **George Christenton** - Dept. Head Review, Map 32, Lots 19&20, Boundary Line Adjustment.
Dept. Head Review Request. On behalf of Joseph & Derek Byrne.
Discussion:
The Commission reviewed the application for a Boundary Line Adjustment and has no concerns.
3. **Bayview Forest & Development** – Dept. Head Review, Map 14, Lot 22-4, proposed 42 lot Subdivision in the Lakeshore Residential Zone.
Discussion:
The Commission reviewed the Subdivision Design Review and finds no substantive changes in the proposal aside from the fact that there are buffers shown for lots now, but the density of development is essentially the same and the environment hasn't changed. The wetlands mapping was done in December, the commission feels the mapping should be checked at a non-winter time of year. There are a number of issues with this development. The commission stands by their comments made on November 13, 2007 which are attached to the Dept. Head Review Request Form and are also in their file.

Standard Dredge and Fill Applications:

1. **Joseph Byrne** – Map 15, Lots 17, 17-4 & 17-5, Proposed 13 lot subdivision, 2 wetland crossings and 1 Perennial and 1 intermittent. The parcel is 24.6 acres.
Discussion:

The commission reviewed the application and feels that it meets NH DES rules. The revised proposal is an improvement from the original with a reduction in wetlands impacts.

Motion made by Justine Gengras to send a standard letter of no objections with above comment that the revised proposal is an improvement from the original proposal, seconded by Gene Young. Motion passed with all in favor.

Notification of Routine Roadway and Railway Maintenance Activities:

None at this time.

Permit By Notification:

1. **John W. Irvine Jr.** – 327 Trask Side Road. Map 43, Lot 30, Remove and replace as necessary existing cribbing (10'0" w X 20'0"lg.) that has rotted and deteriorated with new cribbing. Repair existing retaining wall at edge of concrete walkway as needed. **(FYI Commission signed on 10/3/08)**

Shoreland Permit Application

1. **McCulley Richard & Mary Ann** – Demolish 90 year old cabin and replace with a new year-round home. The new home will be set back an additional 50' or 210' from the shoreline.

Discussion:

The commission reviewed the application and finds it meets NH DES rules and has no objections to this application.

Minimum Impact Expedited Application:

Commissioners Report:

David Lawrence reporting on Gilman Pond Conservation Land. He painted all the boundary blazes that he could find. The Boundaries blazé maintenance is pretty well done. The monitoring of the town owned lands around Gilmans Pond and several easements are done. This is the first year to have all the owners available to go over the easements. A trail is now flagged all the way around the pond. The beavers have not come back this year. In anticipation of the beavers coming back. Tom Hoopes said he is going to start building a beaver box. On the Town Forest D. Lawrence is going to check the no hunting signs also run the boundaries and make sure there is no cutting of trees.

Alan Sherwood reported on land The Society for the Protection of New Hampshire Forests purchased across the road from the Town Forest. Alan had a copy of the DRA Form, A Transfer of Property. The Society now owns 431 acres of this farm.

Other Business:

1. **Land Use Clerks Work Workshop** – Packet of Information. Right to know law. The role of the Conservation Commission, The Municipal Budget Law, Sheet of Websites.
2. **Form PA-34** – Map 11, Lots 15 & 17, Department of Revenue Administration Inventory of Property Transfer.
3. **NHDES** – Survey questionnaire, Decision-Makers Survey for State Water Plan Process.
4. **NHDES #080924-01** Map 8, Lot 25 Alteration of Terrain. Requesting comment.
Discussion:
Motion made by Justine Gengras to send Letter to DES, Alteration of Terrain Program, stating that we have not received any information regarding this project nor has a wetlands permit application been filed, hence we cannot comment. Seconded by Earl Bagley. The motion passed with all in favor.
5. **NH Assoc. of Conservation Commission** – 38th Annual Meeting.
Two Commissioners will attend and one secretary.
6. **Cartographic Assoc.** – Ordering of Town Maps. **The Commission would like to order 5 Town Maps.**

Correspondence:

1. **Smotrycz Property** - Rattlesnake Island, Map 75, Lot 64, **More Info dated 6/20/08**. Construct perched beach in eroded area to stabilize bank, reset one rock on existing breakwater, reconfigure stairs on bank and install on seasonal PWC lift on 100' frontage on Rattlesnake.
2. **Town of Alton** – Rte 28A, Map 33, Lot 84, Harmony Park, Request for more information.
3. **John Jeddrey Jr.** – Rte 28, Map 12, Lot 16, Responding to the request for more information from the DES Wetlands Bureau.
4. **Joseph Bryne** – Map 15, Lot 17, DES Wetlands Bureau has denied the application to dredge and fill 1300 sq. ft. including 254 linear ft. of stream channel for access in the subdivision of 25.83 acres into 13 single family residential lots. It does not comply with RSA 482-A and Admin. Rules Env-WT 100 through 800.
5. **Joseph Parrella Jr. & Sharon Kelley** – 1800 Mount Major Hwy, Map 66, Lot 10, Permit to Remove an existing 100 linear ft. of retaining wall and restore the natural shoreline with rock in the same location, repair the existing stairs in kind, and construct a 2'x22' infiltration trench and a 2'x42' infiltration trench on Lake Winnepesaukee. The approval is subject to the project specific conditions.
6. **Scott & Audrey Nixon** – 132 Rattlesnake Is. Map 76, Lot 71, Shoreland Impact Permit to impact 5,720 sq. ft. to construct a cottage, install a septic system and dug well on property with approximately 145' of shoreline frontage on Lake Winnepesaukee. The approval is subject to the project specific conditions.
7. **Richard Hawes Rovoc. Tr.** – Rattlesnake Is., Map 75, Lot 68, DES Wetlands Bureau has reviewed and approved the referenced application to repair an existing 44' breakwater with a 6' gap at the shoreline and the adjacent 4'x30' piling pier and install a 6'x40' seasonal pier to be connected to the existing pier, in a "U" configuration, by an existing 6'x23' 6 in walkway constructed over the bank on an average of 100' of frontage on Rattlesnake Is.. Interested parties may apply for reconsideration with respect to any matter determined in this action within 30 days (Oct.4, 2008) of the date of this notification.
8. **Keewaydin Park Assoc.** – Map 49, Lot 18 & 19, Notice of Incomplete Permit by Notification Form. The required Plan or Sketch states in the construction sequence "the ramp will then be paved and/or the concrete will be poured". Please be advised the placement of asphalt pavement within the water body is not permissible.
9. **Francis & Baette Glauner** – 71 Sleepers Is. Map 73, Lot 22, NHDES Acknowledges receipt of your application and your application does not require a variance or redevelopment waiver.
10. **Henry Brandt** – Rte. 11, Map 36, Lot 29, Final Mitigation Monitoring Report.
11. **Donald Bates** – 54 Red Sands Lane, Map 45, Lot 1, Request for more info.
12. **NHDES-** Important changes to the DES Subsurface Rules and RSA 483-B, the Comprehensive Shoreland Protection Act as of Feb. 9, 2008.
13. **8 Loveren Lan LLC** – Repair an existing 8'x20' wharf supported by a full crib, connected to a 8'x20' dock supported by a full crib in a "L" shaped configuration on an average of 98' of frontage on Lake Winni. NHDES, Wetlands and Non-Site Specific Permit 2008-01853, Approval is subject to specific conditions.
14. **Keewaydin Park Assoc.** – NHDES response to Notice of Incomplete Permit by Notification Form. Requested additional clarification with regard to the portion of the ramp that would remain asphalt pavement and the portion that would remain concrete. See Attached Plans.
15. **Mary Ann & Richard McCulley** – NHDES, Application states that no variance or redevelopment waiver is required.
16. **Ryan L Heath** – Map 8, Lot 25, Alteration of Terrain Application, Plan is for 13 Multi-Family structures and one residential house on 14.5 Acres.
17. **NH Lakes Watershed Conference** – Saturday, November 15, 2008 @ Grappone Conference Center, Concord, NH
18. **Edward Schulz** – 235 Barndoor Island, Permit #2008-00407, Construct a 324 sq ft perched beach on Lake Winni. Approval is subject to the project specific conditions.
19. **Island Marina Association** - Map 59, Lot 1, NHDES acknowledges receipt of the Alton Conservation Commissions report. The report will be included in the file of this application and will be considered with all data pertinent to waters and wetlands.
20. **Carl & Faye Christenson** – 154 Spring St., Map 38, Lot 6, Shoreland Impact Permit - 6200 sq ft. to replace an existing single family dwelling and patio. Approval is subject to the project specific conditions.

21. John Jeddrey Jr. – Rte 28, Map 12, Lot 16, Dredge and fill 2119 sq. ft. of palustrine forested wetland and intermittent stream, including installation of a 24"x50' culvert for access to a proposed multi family unit. The approval is subject to the project specific conditions.

Discussion:

22. Town of Alton – Cooke Rd. Culvert Replacement Project. NHDES File #2008-00667.

23. Matthew D. Gibb, - Barndoor Island, Map, 80, Lot 19, Impact 2,550 sq ft to construct a primary structure on property with approx .98 acres on Barndoor Island. The approval is subject to the project specific conditions.

24. Fred & Denise Gallant – Re: DiPace, 19, Litch Lane, Initiating a complaint against Mr. Thomas DiPace for potential wetlands and shoreland protection violations on his property

Adjournment:

Motion made Tom Hoopes to adjourn, seconded by Dave Lawrence. The motion passed with all in favor.

Respectfully Submitted,

Cindy Calligandes
Secretary to the Conservation Commission