

Minutes of June 25, 2009 Meeting

Members Present:

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

Members absent:

Tom Hoopes (Planning Board Rep.)

Call Meeting to Order:

Co-Chairman Earl Bagley called the meeting to order at 7:04 p.m. at the Alton Town Hall

Approval of Agenda:

**Motion made by D. Lawrence to accept the Agenda as amended, seconded by G. Young. Motion passed with all in favor.**

Approval of Minutes of June 11 2009:

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

Standard Dredge and Fill Applications:

1. **Jack Szemplinski** – Map 58, Lot 5, Timber Ridge Road, 14.8 acre property with approx. avg. lake frontage of 184.4' on Lake Winnepesaukee. Project involves construction of 900 sq. ft. boathouse and seasonal docking structure supported by pilings. Impact area for 30'x30' boathouse (includes grading & walk next to boathouse) = 1,200 sq. ft+/. Impact for walk & Bulkhead for seasonal dock = 150 sq. ft., 6'x40' seasonal dock = 270 sq. ft. (includes small portion over bank). Rock removal area in front of boathouse = 1,200 sq. ft. +/- Total Impact = 2,820 sq. ft.

Discussion:

The Commission investigated the property and finds that the application submitted portrays evidence that the proposed project does not meet the NHDES rules. There are ongoing enforcement issues with this property regarding clear cutting on the shoreline within the protected zone, (see attached letter from NH DES). NH Wetlands Bureau rules do not permit a seasonal dock with permanent pilings. The Commission finds the proposed boathouse in this application not to be the least environmentally impacting alternative for docking. Also 184' of water frontage does not allow for the proposed 4 boat slips.

**Motion made by D. Lawrence to send a letter to NH Wetlands Bureau, recommending no consideration for this application until compliance issues are resolved to NH DES satisfaction, seconded by G. Young. Motion passed with all in favor.**

**Motion made by J. Gengras to amend D. Lawrence's motion and to send a Standard Letter recommending denial of the application along with the letter of no consideration and to cc the Shoreland Section, seconded by G. Young. Motion passed with all in favor.**

Shoreland Permit Application:

1. **Jack A Szemplinski** – Map 58, Lot 5, Timber Ridge Road, 4000 sq. ft. Dwelling new Septic/Well/Decks/Patios/Driveway.

Discussion:

The Commission discussed this application in conjunction with the above Standard Application for Map 58, Lot 5. The Commission's comments and recommendations to the Wetlands Bureau will be copied to the Shoreland Section, see Motion passed under Standard Application.

### **Notification of Routine Roadway and Railway Maintenance Activities**

1. **Town of Alton** – Map, 2, 2A, 23. Hollywood Beach Road ROW, The Town of Alton is proposing to replace three 15” culverts and one 18” culvert on Hollywood Beach Road in kind, in place within the town right-of-way.

#### **Discussion:**

The Conservation Commission reviewed the application and does not have any issues.

### **Minimum Impact Expedited Application:**

1. **Kevin Hanley** – Map 33, Lot 30A, 46 East Side Dr., Repair/replace three 34.5’ long retaining walls. Repair/replace four retaining walls: 11’ 7”, 11’ 5”, 13’ 4”, 13’ 7”, long. Repair rotted clapboards on side of existing boathouse. **(F.Y.I.) Commission signed on 6/12/09. NHDES Notice of Administratively Incomplete. USGS topographic map was not provided.**

### **Shoreland Permit Application:**

1. **Nanci Long** – Map 34, Lot 33-40, 9 Mission Path, Tear down existing cottage 541 sq. ft. Build new cottage 682 sq. ft. with new foundation. Temporary impacts total 2,299 sq. ft. New Cottage will be thirty one (31’) feet from the reference line. Add rain garden and rain gutter drywells. **NHDES acknowledges receipt of application and in accordance with RSA 483-B:5, V(a). Your application requires a variance or waiver of the Minimum Standards of RSA 483-B:9,V.**

#### **Discussion:**

The Commission reviewed the application and the new proposed cottage will make the lot more non-conforming. The Commission had commented to NHDES regarding the same issues in February when the first application was submitted. Any application to NHDES for work to be done is on hold until the Christian Conference Center gets approval for their site plan.

2. **Arthur Slotnick** – Map 80, Lot 30, 120 Barndoor Island. Connect two decks, 175 sq ft. Will cover existing patio.

#### **Discussion:**

The Commission investigated the property and finds the application lacked information to allow adequate review. Alton Commission files show no records of shoreline structures permitted.

**Motion made by J. Gengras to send Shoreland Section of NH Wetlands Bureau a Standard Letter with the comment above, seconded by D. Lawrence. Motion passed with all in favor.**

### **Commissioners Report:**

1. **J. Gengras** – Valley Road Observation that the Commission may want to follow up on. In the Finnigan sub-division at the intersection of Stockbridge Corner and Valley Rd. there is a brook that goes under the road. A house has been built on the lot by the brook and it appears a little bridge has been constructed across the brook. If there is anything deliberately placed across the brook, it is an un-permitted impact and needs to be checked out. E. Bagley said he was told that no state law prohibits a bridge across a brook if the brook is not impacted or restricted.

### **Other Business:**

1. **NH Lakes Lay Monitoring Program**- Report received with 2008 Summary & Recommendations for Lake Winnepesaukee. P. Bolster asked that a copy be made for the Milfoil Committee.
2. **Mike Burke Trail** –Memo from K. Troendle, Director Alton Parks & Rec. regarding the trail on the Town Forest needs TLC. Would the Commission like to collaborate with the Parks & Rec. Commission in fixing the Trail?

#### **Discussion:**

D. Lawrence who monitors the Town Forest said the trail needs a lot of work, more than a single person can handle. D. Lawrence volunteered to map out and establish a improved route for the trail using a GPS. He is willing to meet with K. Troendle. G. Young and P. Bolster volunteered to work on the trails along with the Parks & Rec. volunteers. The Commission will extend an invitation to Kelly from Alton Park & Rec. to join the Commission for a meeting at her convenience to coordinate plans for this project.

### **Correspondence:**

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

1. **Mark & Pamela Bannon** – Map 55, Lot 3, 150 Rogers Rd. Minimum Impact Expedited. NHDES has reviewed and determined that additional information is needed to clarify and complete the application. NHDES Approval Date 6/23/09 is subject to the following project specific conditions.
2. **Fred Browning** – Map 36, Lot 42, 154 Mt Mgr. Hwy., NHDES Notice of Administrative Completeness, Standard Dredge & Fill. , NHDES hereby acknowledges receipt of the Conservation Commissions report. The report will be included in the file.
3. **Town of Alton** – Map 66, Lot 34A, 1736 Mt. Major Highway, NHDES Notice of invalid Permit by Notification.
4. **Charles Liberty** – Map 76, Lot 77, Rattlesnake Island, NHDES Notice of Administrative Completeness, Standard Dredge & Fill.
5. **Town of Alton** – Map 71, Lots 31,32,138,139, Alton Shores Rd., NHDES Notice of Administrative Completeness, Standard Dredge & Fill. NHDES acknowledges receipt of the Cons. Comm. Report and will be included in the file.
6. **Town of Alton** – Map 1, Lot ROW, Cooke Road, NHDES Approval Date 6/12/09, Approval is subject to the project specific conditions.
7. **William Ashford** – Map 63, Lot 38, 16 Interlaken Road, NHDES Notice of Administrative Completeness, Minimum Impact Expedited App.
8. **Douglas & Raeleen Lamson** – Map 73, Lot 11, 70 Sleepers Island, Ames Assoc. answer to NHDES request for more information dated 4/6/09.
9. **Thomas Dipace** – Map 38, Lot 41,19 Litch Lane. NHDES Notice of Invalid Permit By Notification.
10. **Alan & Anne Posnack** – Map 64, Lot 18, 166 Smith Point Rd., NHDES Notice of Administratively Incomplete, Minimum Impact Expedited Application
11. **Mike & Sally Harwell** – Map 81, L30, NHDES has completed it's review of your application and has determined that the proposed project does not comply with the RSA 483-B and Admin. Rules Env-Wq 1400 and therefore has been denied.
12. **Town of Alton** – Map 52, Lot ROW, NHDES Letter of Deficiency Wet 09-018, NHDES conducted an investigation and as a result NHDES has determined the following.

**Adjournment:**

Motion made by J. Gengras to adjourn the meeting at 9:00 p.m., seconded by R. Burgess.  
Motion passed with all in favor.

Respectfully Submitted,

Cindy Calligandes  
Secretary to the Conservation Commission