

# CONSERVATION COMMISSION MEETING MINUTES

## MEETING MINUTES

July 11, 2018

Minutes were recorded, and a Summary transcribed by Laura Nash, Commission Secretary. Revisions to these minutes are noted by ***bold/italic*** type.

**Call to Order:** Joe Deighan called the meeting to order at 7:00 PM.

**Roll Call:** Chairman, Joe Deighan, Marie McConarty – Vice Chair, Ralph Buchanan, Tim Otterbach, James Dolan, Lorey Pendarvis and Krystal Eldridge.

**Guest:** Dennis Legendre

**Minutes:** The Conservation Commission reviewed the minutes of June 13, 2018 and sign previously approved **May 9, 2018 Minutes**. Deighan signed the previously approved May 9, 2018 Minutes.

Deighan noted on the June 13<sup>th</sup> minutes “the meeting was called to order by Marie McConarty not Tim Otterbach.” The secretary informed him the correction has already made on the official copy for signing. Deighan was reading the draft edition.

A **Motion** by Buchanan to accept the meeting minutes of June 13, 2018, as amended. Dolan seconded. No discussion. All others voted in favor. Deighan abstained. **Motion passed.**

**Financial:** The members reviewed and had no questions.

- Budget Reports: 06/01/2018 – 06/30/2018
- Checking – \$570.08
- Money Market – \$63,627.78
- NH Fish & Game/ Nongame & Endangered Wildlife Program: Annual donation of \$125.00

A **Motion** by Dolan to approve the renewal of NH Lakes Membership in the amount of \$125.00 and to expense from the Dues & Workshop budget line item. Pendarvis seconded. No discussion. All voted in favor. **Motion passed.**

### **New Business:**

- **Lake Host Program:** Deighan and Otterbach gave updates on the Tri-Town (Freedom, Effingham and Ossipee) efforts of hiring hosts to cover the boat ramps at the Route 25, the Marina and at Lake Shore Landing. Currently, a Host for the boat ramp on Route 25 has been filled. The boat ramp at Lake Shore Landing and the Marina are available and to contact Jim McElroy of Freedom for information. Otterbach reported according to Jim Fitzpatrick, milfoil has been detected on Broad Bay.

### **Old Business:**

- **Trail Signage:** Status quo, Buchanan noted he has been unable to connect with Tom Loonman at Kingswood School and he has now retired. Buchanan and Otterbach are going to make one sign to determine cost, time and labor and will report to Committee at the next meeting. Buchanan is going to ask Skeechn's to either donate the material costs or provide a discount.

• **Scenic Vista:** Deighan informed the CC members, that he spoke with Brad Harriman and the Selectmen on having the Highway department remove all the overgrowth and maintaining the property.

During that conversation, Dennis Legendre suggested laying grass and a little landscaping to have it low maintenance in the future. Discussion ensued over how much work this would entail, the area 200 ft. from the State's right-of-way, area to grass, and area to mulch and plant low bushes. Also, maintaining the wild orchids, the steep slope and discussions held with Bob Pratt of the Dan Hole Pond Watershed Trust.

A brief discussion was held concerning if any of the CC members have an issue with volunteering for clean-up days. Otterbach stated, "By being a member of the Conservation Commission that is our obligation because we are the stewards of that property." Deighan commented the CC are stewards who oversee the property but does not believe we are under any obligation...

Deighan is to ask Ellen White to issue the (RFP) – Request for Proposal to get the work done. Legendre noted before an RFP can be issued the area will need to be marked off so every bid is for the same area and scope of work. Discussion on the landscaping ensued.

A **Motion** by McConarty to meet at the Windows on the Ossipee at 6:00 pm on August 8, 2018, to mark off the work area for the RFP. Otterbach seconded. No further discussion. A unanimous vote was taken.

- Old Mill Site: (Beech River and Annie Nichols Rds.) To provide 3-4 parking spaces for the walking trails. Deighan spoke with Brad Harriman and the Board of Selectmen, who have agreed to do the work to add the parking spaces. But, Deighan also spoke with NHDES who informed him, *"the National Wetlands Inventory (NWI) wetlands mapping in the vicinity and confirms that the Beech River is a 4<sup>th</sup> order stream and subject to the CSPA, so you will need a Shoreland permit. Depending upon your specific location, you may need a wetlands permit as well, and a site-specific delineation would be necessary to determine the boundaries more precisely than the NWI mapping provides."* Deighan then spoke with Jim Rines of White Mtn. Survey & Engineering over the previous design, they provided to the CC. Since the river is a 4<sup>th</sup> order stream the work must be done by a licensed engineer.

A **Motion** by Otterbach to ask Jim Rines of White Mtn. Survey & Engineering to revise proposal with a price quote and agreement previously submitted. McConarty seconded. No further discussion. A unanimous vote was taken.

- Sumner Brook Fish Hatchery: Deighan provided an update on the property per conversations with the Board of Selectmen. Discussion over repairs needed, deeding, rental and responsibilities for the repairs.

#### Shoreland Permit:

- **Mark McConkey** presented for owner Susan Watson of 50 Channel Rd. Tax Map: 22 Lot: 037 to extend a retaining wall up by the house with steps and add a wall leading to a wooded path with a landing for a picnic area. Review of plans and discussion ensued.

Legendre questioned the need for a building permit. McConkey noted retaining walls are not considered a structure and do not require a building permit.

McConarty and McConkey discussed the difference between shoreland and wetland first in first out permitting process.

#### Expedited Wetland Permit:

- **Mark McConkey** presented for owner Susan Watson of 50 Channel Rd. Tax Map: 22 Lot: 037 for a wetland permit to replace an existing failing concrete block retaining wall with a dry stack 2 ft. diameter stone wall with steps.

A **Motion** by Dolan to approve the Wetland Permit for 50 Channel Rd. Otterbach seconded. No further discussion. McConarty abstained. All other voted in favor. **Motion passed.**

**NHDES:** CC reviewed, discussed and has no concerns with these permits.

#### Wetlands & Non-site-specific Permit:

- **File #2018-00595** – Route 16 - 3.5 miles Rehabilitation project has been approved with 23 conditions.
- **File #2018-01803** – Application returned for missing information to Devlyn Brisson c/o Eric Ames of 3 Cold Springs Circle. Tax Map: 66 Lot: 034 to replace existing and expand dock.
- **File #2018-01321** – Application to expand Dock Site 1 for Weetamoe Shores Condo Assoc. Tax Map: 66 Lot: 031 has been approved.

#### Shoreland Impact Permit:

- **File #2014-00327-** DanJan, LLC Whits End Campground c/o Daniel Hussey – 140 Newman Drew Rd. Tax Map: 17 Lot: 14. NHDES will be conducting a compliance inspection of permitted projects during June through September.

The CC reviewed the notice and had no concerns.

#### Division of Forests & Lands:

- Owner, Judith Allen for property on Route 16 land adjacent to fields. Forester, Brian Reader requested a variance to exceed 50% basal area. Request is granted because it meets one criteria for issuing such a variance. The approval does not include the frontage on the Bear Camp and Chocorua Rivers.
- **File #2018-01804 – NHDES Approved** - Tax Map: 257 Lot: 013 Dunfield Rd. off Route 171, owner is William Dunn; to cut 3 acres of 215 acres by William Dunn with anticipated start date of is 06/18/2018. Approved by the Board of Selectmen. Taxes are paid and No Cemetery.
- Notice of Timber Cut in the Pine River Forest

**Intent to Cut:** CC reviewed, acknowledged the location and had no concerns.

- Tax Map: 9 Lot: 1 & 14, (Original Cut) on Route 16. Owner is Judyth Allen.; to cut 10 acres of 28.1 acres by Cole Boggs anticipated start date is 06/20/2018. Approved by the Board of Selectmen. Taxes are paid and No Cemetery.
- Tax Map: 240 Lot: 004, (Original Cut) on Chickville Rd. Owner is Harold Whitaker & Tom Fadden; to cut 118 acres of 118 acres by Tom Fadden of Fadden Chipping anticipated start date is 06/18/2018. Approved by the Board of Selectmen. Taxes are paid and No Cemetery.

#### **Informational Newsletters:**

- Town of Ossipee is accepting sealed bids for Surplus Vehicles information posted on the boards.
- The Watershed News: Summer 2018
- Society for the Protection of NH Forests – survey
- Dan Hole Pond Watershed Trust - Newsletter
- Maxfield Real Estate – notice of property for sale

#### **Any Other Business that May Come Before the Commission:**

Deighan brought the CC's attention to parcel on South Shore Rd. where a lot of inappropriate cutting of trees, erosion due to an unapproved foundation, and building of structures is taking place.

Discussion over who has jurisdiction and permitting privileges for construction work done on the water fronts. Discussion included issuing severe penalties for anyone not seeking a permit.

- Sawyer & Nichols Rd. properties: Otterbach walked and tagged Nichols Rd. properties and will finish Sawyer Rd. in the fall.
- McConarty reminded the members of the Annual Dan Hole Pond Water Shed Trust Cookout is on July 14, 2018 to be held at Roland Park at 4:00 PM.

**Adjournment:**

A **Motion** made by McConarty to adjourn the meeting. Otterbach seconded. No discussion. A unanimous vote was taken.

**All voted in favor, motion passed.** The meeting ended at 8:47 PM.

**Next meeting date: Wednesday, August 8, 2018**

Minutes approved by majority vote of the Commission on \_\_\_\_\_  
Date

\_\_\_\_\_  
Joe Deighan, Chairman

or

\_\_\_\_\_  
Marie McConarty, Vice Chairperson  
(*In the absence of the Chairman*)