

CONSERVATION COMMISSION MEETING

April 26, 1994

The meeting was called to order by Chairman A. Reid Bunker at 7:00 p.m. Also in attendance were Vivianne Marcotte, Sheila Nudd and Peter Tilton, Jr. Alternates attending were Peg Lawrence, sitting in for Alberta True, Bonnie Thimble, sitting in for Dave Weber, and Irene Palmer, sitting in for Jim Clifford.

The Minutes of April 19, 1994 were reviewed and amended as follows: First page, paragraph 3; Second page, paragraph 1 and 9. Ms. Nudd motioned to approve the Minutes as amended, seconded by Ms. Marcotte. All were in favor.

Ms. Marcotte motioned to approve the Minutes of March 22, 1994, seconded by Ms. Nudd. All were in favor.

Ms. Marcotte requested if she could have the opportunity at this time to respond to accusations involving her regarding the Oakes Project at a public forum and would like the statement on record in these Minutes.

"First, in answering Mrs. Lawrence's accusation of addressing mailings for the Hampton Resident of Responsible Development (HRRD), I neither wrote or addressed letters for the HRRD. Mr. Brian Lacey called me last Wednesday, after he had been briefed on Tuesday's events, to tell me that he had addressed these letters. Neither he nor I know why this accusation was made. Second, Mr. Bunker asked me at the end of last week's meeting if I had hosted a meeting for HRRD. He said that Richard Millette had approached him with this false information. I had allegedly hosted this meeting on Monday the 18th. I didn't. That evening I was here in this room attending the Selectmen's weekly meeting with obviously many witnesses to attest to that fact.

I do not know what game is being played here. I would really hate to think that this is being engineered by the Developers to discredit me and my vote. What else can I think. For the record, I take my position here on this Board seriously. I come to my decisions after considering all information that is brought before me and then seeing how all this fits within the State and Towns Wetlands Ordinances. I come to my decision. I do this with all permit applications. This is my job. I just couldn't let these accusations and derogatory instances go unanswered. My name and reputation have been tainted ^{at} this point in my life and I don't want these unfounded enuendos to mar that record now. At this point it's not my integrity in question, it's there's. Thanks."

Ms. Lawrence responded: "I have all the envelopes and would be willing to show them to anyone that wants to see them. They were mailed to me and I still maintain that it's in Vivianne's handwriting."

Mr. Bunker stated that this situation has gotten too emotional. "We are here to do a job and I asked the question because the question was posed to me. I asked the question of Vivianne and she said it was untrue and that was the end of it. All This needs to be said and aired and that's fine. I think we are all getting jumpy and gunshy about what's going on. There is going to be a lot of things going around because emotions are running high on both sides of this application. We have to be able to see our way through it and we are here to do a job and will do it without conflicts and go forward."

Mr. Tilton stated that it doesn't serve any purpose to do any finger pointing.

Mr. Bunker stated that we are all volunteers and we are all doing what is in the best interest to the Town and that's what our mission is and where we will leave it.

Wetlands Application

Thomas Morgenstern
18 Cutler Ave.

A site walk was done on Saturday, April 23, 1994. Mr. Morgenstern addressed the Commission. The application is for additions to the house at 18 Cutler Ave. Eighteen Cutler Ave. consists of a full lot and part of another lot. The application that was put in for the Town of Hampton is within the zoning parameters that is allowed there. Mr. Morgenstern would like to get started on it as soon as possible as the second unit to be built will be for his parents who are moving here. This will involve regrading what's left of the lot. The entire parcel will be redeveloped.

Ms. Marcotte was concerned about the regrading until she learned that Mr. Morgenstern was using perforated drains.

Ms. Nudd commented that most of the new proposal is not in the buffer zone and asked if it would be possible to use another area. Mr. Morgenstern answered that it would eliminate the parking in front. A discussion ensued.

Ms. Palmer stated the buffer line should be observed as much as possible. Mr. Tilton responded that buffer line could be the State buffer line. He also stated that Mr. Morgenstern was fine as far as the Town ordinance was concerned.

Ms. Marcotte motioned not to oppose the application, seconded by Ms. Nudd. With one abstaining, all were in favor. A letter will go to the Wetlands Board not opposing the application.

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Sandra Wenning
52 Glade Path

Sandra Wenning, through the guidance of Ms. Marcotte and Ms. Nudd, has an interest in getting a wetland application underway. A site walk was conducted last Saturday.

Ms. Wenning addressed the Commission. She would like to put an 8 x 12 storage shed on blocks adjacent to the house. A list of abutters was also presented. The shed is needed for storage space and will not affect the wetland as it will be up on blocks. No area to be dredged or filled. A discussion ensued. Mr. Tilton would like to see the runoff go into the ground instead of off site. He suggested digging down and putting in crushed stone to catch the rain runoff.

Subject to a formal application forthcoming, Ms. Marcotte motioned not to oppose the application with the addition of the crushed stone in a drainage trench 12" wide by 12" deep, seconded by Ms. Nudd. All were in favor with one abstaining.

A discussion ensued on the application process.

Projects

Land Acquisition/Easement

Mr. Clifford was not present to comment on this.

Victory Garden

Ms. Thimble stated that the garden was expanded by 12 lots and that all the fencing was donated. 30 plots are all taken. \$25.00 per head for the self sprinkler system. Ms. Nudd stated there is also an iron gate donated to limit vehicle access to the area. Ms. Nudd has an appointment to meet with Mr. Hunter Reiseberg, Town Manager, on Monday, May 2, 1994. Mr. Bunker may also attend. Mr. Tilton asked if the parking was a problem. Ms. Thimble stated that the Town regraded and that the parking was not a problem.

Publicity

Ms. Nudd will have something on this next month.

Bird House

Mr. Weber is not here to give a report. However, several additional bird houses have been put up in the marsh areas.

Marsh Conservation Marker

Ms. Lawrence stated the rock cannot be used again per Mr. John Cole. However, he will deliver a rock that can be engraved from Vermont, one smooth side, if the Commission so desired. The total cost of transporting, erecting, and engraving will be \$700.00. Ms. Lawrence stated that the names would be engraved right into the rock. Ms. Lawrence showed articles from years ago (1962) showing the original rock and list of names. There are 36 names to be engraved in the rock. All were in favor of this. The cost is going to be explored through various civic organizations by the Commissioners. Ms. Lawrence will check with the Garden Club and Mr. Bunker will check with the Hampton Rotary. All were in favor.

Treasurer's Report

Mr. Bunker stated that the deposit balance at the end of March was \$6,274.00. The difference of last month was \$12.75 of interest and \$38.45 for secretarial.

Other Business

Mr. Bunker gave some information from a Wetland News Bulletin.

Wetland Board Information

Mr. Bunker stated that a \$250 fine had been waived on a 1991 Wetlands Application for Richard Phillips. Also, Hemlock Haven Construction has requested a hearing to reconsider a fine. Hampton River Boat Club's 1991 Application was issued a New Hampshire Wetlands Board permit. The Town of Hampton was issued a permit for the Tide Mill Creek Project. State of N.H. Dept. of Transportation is requesting an amendment to their dredge & fill permit having to do with Epping/Hampton 101 Project. It would like to extend the expiration date of this permit an additional two years from May 5, 1994 to May 5, 1996.

Educational Information

Mr. Bunker stated there will be a workshop by the Audubon Society funded by the Office of State Planning regarding "The Evaluation and Inventory of Vegetated Tidal Marshes in N.H. - Coastal Method. Workshop will be on Wednesday evenings - (either June 1 or 8, 1994). A Saturday session at 9:00 a.m. to 3:30 p.m. (either June 4 or 11, 1994). The workshops are free and a brochure will be forthcoming). The Workshops take place at the Seacoast Science Center in Rye.

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Mr. Bunker stated there is a 1994 Spring Municipal Law Lecture Series Wednesday, May 4, Risk of the Open Road; Wednesday, May 11, Free Speech from Public Meetings to Public Parks; Wednesday, May 18, The Pivotal Legal Issues in Local Taxation.

Mr. Bunker stated that the Society for the Protection of New Hampshire Forests will present two Workshops. The first Workshop, The Workshop for Landowners, will be held on Saturday, April 9, 9-11:30 a.m. at the Urban forestry Center, Portsmouth, N.H.

The second Workshop, Workshop for Land Trusts and Conservation Commissions, will be held on Thursday, May 12, 4-6:30 p.m. at Mt. Agamenticus Lodge, York, Maine.

Mr. Bunker stated that congratulations were in order for Ms. Marcotte and Ms. Nudd for continuing their Membership in the Commission.

Mr. Bunker received a Wetlands Summary Report from Marjorie Swope regarding Peg Lawrence and her application which was read to the Commission. The Permit was approved by Wetlands and referred to Governor Council for final approval.

Motion to adjourn by Ms. Marcotte, seconded by Ms. Nudd. All were in favor. Meeting adjourned at 8:35 p.m.

The next Conservation Commission Meeting will be held on Tuesday, May 24, 1994 at 7:00 p.m. in the Town Selectmen's Office. This will be a Public Hearing.

Respectfully submitted,



Sue Launi
Secretary