

CONSERVATION COMMISSION PUBLIC HEARING  
APRIL 29, 1998

The meeting was called to order by Vivianne G. Marcotte, Chairperson, at 7:05 p.m. In attendance were Betty Callanan, Dan Gangai, Bonnie Thimble, Peter Tilton, Alberta True and Dave Weber. Alternate attending was Ralph Fatello with Alternate Ellen Goethel absent.

The Minutes of March 24, 1998 were reviewed. Mr. Tilton motioned to approve the Minutes with corrections noted. This was seconded by Ms. True. All were in favor.

**NH Wetlands Bureau Actions**

- A. Cumings  
Rt 1

12 x 12 addition - received wetland permit.

**Old Business**

- A. Membership

All Commissioners whose terms were renewed this year have been sworn in except for Betty Callanan. She plans to meet with the Town Clerk on Friday, May 1, 1998.

- B. Bell Atlantic Corp.  
Rt 101

Filed for an amendment to this wetland application.

- C. NH Dept of Transportation

On-going construction of NH RT 101 - will complete the work with no further applications needed.

- D. WHS Video Tape of Marsh Project

Mr. Gangai is waiting for the video tape to be returned to him from the school and will follow-up.

- E. Town Clean-Up Week

Mr. Gangai was unable to head this project at this time. It was suggested that this project might be collaborated with the Coastal Clean-Up in the Fall.

**State of NH Wetlands Applications**

- A. Moreau  
553 & 555 Ocean Blvd.

A site walk was done on Monday, April 27th with Ms. Marcotte, Ms. Thimble, Ms. True, Mr. Weber and Mr. Fatello. Mr. Dan O'Hearn, the Engineer on the project, addressed the Commission. The applicant is asking to build a stone wall along the rear of these properties to protect the houses from water damage. After Mr. O'Hearn's presentation, and much discussion, the Commissioners concluded that this wall may not solve all the owner's problems. This proposal, however, should not negatively impact the marsh because there will be nothing directed toward the marsh that isn't already directly washed there now. Mr. Gangai motioned not to oppose as presented and Ms. Callanan seconded. The vote was unanimous. The recommendation will be forwarded to the Wetlands Bureau.

- B. Pope  
1052 Ocean Blvd.

This was an after-the-fact emergency application for the repair and rebuilding of their rip wrap wall. It was noted that although this wall may have been in need of repair, this home was in no way in an emergency situation. The applicant should have gone through the usual, normal request procedure with proper engineering specs. It was also noted that although this applicant phoned Ms. Marcotte to inform her of his intent to do this work, saying he had Frank Richardson's OK, the Commissioners felt that our Commission should have been notified by the Wetlands Bureau Staff of any emergency approval before the work commenced. The Commission had no evidence that Frank Richardson authorized the work. Mr. Tilton motioned not to oppose this application with the following conditions: 1. that the applicant produce the engineering specs for the wall; 2. the notification issue by the Wetlands Bureau Staff should be included in the report; and 3. to note that the concrete stairs on the beach were constructed without the benefit of a wetland permit. Mr. Gangai seconded the motion and all were in favor.

- C. NH Port Authority  
Hampton River/Atlantic Ocean  
Half-tide jetty.

Ms. Marcotte signed off on this application.

**State of New Hampshire Wetland Applications (continued)**

- D. Town of Hampton  
Department of Public Works  
Expedited Application

Beach sand regrade in Sun Valley area &  
Boston Ave. and Dover St. areas.

Ms. Marcotte signed off the application. There was discussion that this was only a bandaid approach to this problem. A study and proposal by experts in the field should be persued.

**Special Permit Applications**

- A. Kenison  
126 Kings Highway

This application is for the construction of a deck within the 50 ft buffer. During their site walk, the Commissioners noticed an existing legal deck and garden in the buffer. It was suggested that the application be amended to include these existing structures so that they have a special permit covering all this. The applicant is aware of the sensitivity of the area and is a good neighbor of the marsh. The proposed deck will in no way impact the wetland. There is an existing shed further into the buffer. Mr. Tilton motioned not to oppose this application, seconded by Ms. Thimble. All were in favor. A memo will be forwarded to the Planning Board stating that this proposal will not violate the purposes set forth in our Ordinance.

- B. Faretra  
78 Island Path

This after-the-fact application is for a deck. The immediate neighbors on either side of this property have homes and decks that extend further into this previously developed buffer. The applicants have an existing garage that is entirely closer than this deck. Ms. Thimble motioned not to oppose, seconded by Mr. Fatello. All were in favor. A memo will be forwarded to the Planning Board stating this deck does not negatively impact the buffer nor the wetlands.

**Special Permit Applications (continued)**

- C. Mildred Barteau Ingold  
Ms. Marcotte sent a letter stating that a Certified Soils Scientist should be hired to delineate this parcel. Only with those results in hand, and a proposal of intended development, can we evaluate the situation and give further direction.

**Planning Board Referrals**

- A. Barnaby  
Elderly Housing Facility  
Lafayette Rd.

The Commissioners walked this parcel and reviewed the proposed drainage plans.

Ms. Marcotte noted that the drainage plans looked adequate to accommodate the proposed development. This parcel is neither in a flood plain nor an aquifer protection zone. A memo to this effect will be forwarded to the Planning Board.

**New Business**

- A. Victory Garden

Ms. Thimble reported on the Victory Garden. The first meeting will take place Thursday, April 30th. All gardens are rented and have a waiting list again this year. Ms. Thimble stated the shed will be painted and dedicated, most likely in June. Ms. Thimble also reported on the progress of the Elm Trees and that we are still in the running to becoming host for at least 100 trees.

- B. Identifying and marking Conservation Land and Easements

This will be an on-going project.

Ms. Marcotte stated that per Karen Anderson, the legal papers are in the process of being signed for the purchase of the land off White's Lane.

- C. Report of an Ocean Blvd. Violation

Ms. Thimble reported a motel was demolished and black topped immediately. Mr. Weber, the newly appointed Violation Officer, will file a violation report with Ms. Dori Wiggin.

**New Business (Continued)**

D. Mullen  
30 Exeter Rd.

Mr. Tilton reported that these people are looking to fill the back yard within the 50 ft. buffer. A special permit will be needed, but not a wetland permit.

E. Kennedy  
4 Great Gate

Green Development is nearby. The Kennedy's were concerned that the existing pond could be impacted. We told them that wetlands and buffers are protected.

F. Membership cards and auto identification.

Mr. Fatello showed the proofs that he had designed. The Commissioners decided on the most appropriate.

Ms. Marcotte stated that the Commissioners need to divide the projects needed to be done by the Conservation Commission. There will be seven areas as of responsibility and each Commissioner will head a particular area and be responsible for its operation. Mr. Weber will head the Violation aspect and Ms. Thimble the Victory Garden and sit as liaison to the Heritage Commission. Others will be assigned at the May meeting.

**Correspondence**

Workshops, Brochures and Seminars were reviewed.

**Treasurer's Report**

Ms. Launi stated the report for March had not been received and will be reviewed at the May meeting.

The next meeting will be held on Tuesday, May 26, 1998 at 7:00 p.m. in the Town Selectmen's Room. The site walk is scheduled for Monday, May 25, 1998 at 6:00 p.m..

Mr. Tilton motioned to adjourn at 9:30 p.m., seconded by Mr. Weber. All were in favor.

Respectfully submitted,

*Sue Launi*

Sue Launi