

CORRECTED COPY

CONSERVATION COMMISSION PUBLIC HEARING  
November 29, 2005

The meeting was called to order at 7:03 p.m. by Ellen Goethel, Chairperson. Present were Commission Members Jay Diener, Dr. Ralph Falk, Charlie Preston, Bonnie Thimble, Peter Tilton Jr. Commissioner Daniel Gangai was absent. Alternate Nathan Page was sitting in for Daniel Gangai. Alternate Pete MacKinnon was absent.

The Site walk was held on Saturday, November 19, 2005 at 9:00 a.m.

- A. Landing Road Unitil – Replace Poles
- B. 39 Harbor Road – Shed
- C. 31 Harbor Road – Fill and Sea Wall
- D. Golden Corridor – After the Fact Fence, Culvert, Stone Pad for Utilites
- E. 7 & 9 Gill Street – Sign Off on all Stipulations to get Occupancy Permit
- F. 27 & 31 Munsey Drive – Build Pond
- G. 117 Woodland Road – Possible Pool Placement

The Minutes of September 27, 2005, and October 25, 2005, were tabled until the December 27, 2005

NH WETLAND BUREAU APPLICATIONS

- A. Landing Rd - Unitil  
Salt Marsh along Rt 101

Replace utility poles and wire from Rt 1 substation along Rt 101 crossing Landing Rd to the beach. Work to be done during the winter while the marsh is frozen to minimize impact. After a brief discussion, Mr. Page motioned to not oppose the application, seconded by Mr. Tilton. All were in favor.

- B. 27 & 31 Munsey Dr.  
Corinne Martin Trust

This is a minimum expedited application to construct a pond within State jurisdictional forested wetland and the 50' Town of Hampton wetland conservation district buffer. The pond is designed as a wild life pond. Mr. Shawn Morriarty of NH Soils addressed the Commission. After a discussion, Mr. Tilton motioned to not oppose the application for pond construction at 27 & 31 Munsey Dr. and to recommend that NH Fish & Game to sign off regarding any species to be introduced prior to introduction and to notify DES and the Conservation Commission for their respective sign offs. Mr. Deiner seconded the motion. Dr. Falk amended to read prior to introduction of said species and sign off. Ms. Thimble seconded. The vote was unanimous for the amendment and unanimous on the vote with the usual stipulations and the Commission be notified at the beginning and end of construction.

Mr. Deiner motioned to not oppose the Special Permit application with the promise on the part of the applicant to get Fish & Game approval prior to introduction of any fish species and with the usual stipulations. Mr. Preston seconded the motion. All were in favor.

NH WETLANDS APPLICATIONS (cont)

C. 31 Harbor Rd  
Jane Gallagher

Fred Sprague from AMES MSC addressed the meeting. Mr. Page motioned to not oppose the granting of a wetlands permit for the plan dated October 25, 2005 AMES MSC project #03224, with the understanding that there is an existing DES permit at the property for future development and any excess fill from those excavations should be removed from the site. There should be no change in elevation from this plan and concern that the fence may not meet the Town Ordinance and ask DES to stipulate that the applicant comply with all Town Ordinances in regard to said fence. Mr. Deiner seconded. All were in favor.

Mr. Deiner motioned to not oppose the granting of a Special Permit to work within the Wetlands Conservation District for the plan dated Oct. 25, 2005 AMES MSC project #03224, with the understanding that there is an existing DES permit at the property for future development and any excess fill from those excavations should be removed from the site. No change in elevation. Town Ordinance needs to be followed regarding the fence and the usual stipulations be included. Dr. Falk seconded the motion. The vote was unanimous.

D. Harbor Road  
Golden Corridor

This is an after-the-fact permit to fill, rebuild culvert, placement of cement pad for utilities and fence within the State Jurisdictional Tidal Wetland (50')  
After a very lengthy discussion with Engineers from Jones & Beach Engineering, the project was broken down into three sections.

1. The Transfer Pad

Dr. Falk motioned to not oppose the application and to remove the transformer pad and relocate to an area out of the 50' buffer, desire a consultation with electric company, the abutter, DES Coastal Office and the Conservation Commission about relocating the pad before any decision is made. After the consultation, if the pad cannot be moved, some type of compensation mitigation should be made to the Town and the abutter. Mr. Deiner seconded the motion. All were in favor.

2. Added rip-rap under the building and culvert

Dr. Falk motioned to not oppose the application for the after-the-fact rip rap placement under the building at 23 Harbor Road or the culvert stabilization. i.e. look at possibility of reducing the width of the rip rap east to west. Mr. Preston seconded the motion. All were in favor.

3. The fence

Mr. Tilton motioned to recommend the removal of the 8' fence panels creating at least a 21' opening creating unobstructive beach access for the boardwalk along with the gate with a small sign showing beach access and dog etiquette on the boardwalk. Mr. Deiner seconded the motion. All were in favor.

CONSERVATION COMMISSION PUBLIC HEARING

November 29, 2005

Page 3

NH WETLAND BUREAU APPLICATIONS (cont)

- E. 39 Harbor Road  
Robert Amarosa

This is a minimum expedited application to build a shed within the 100' State Jurisdictional Tidal Wetland. As the applicant did not attend the meeting, Mr. Page motioned to not sign the minimum expedited application and send a memo request that the existing plastic sheds shall be removed to partially mitigate the increased sealed surface on site. Mr. Tilton seconded the motion. All were in favor.

SPECIAL PERMITS

- A. Landing Road  
Unitil

Please refer to Page 1.

- B. 27 & 31 Munsey Dr.

Please refer to Page 1.

- C. 31 Harbor Road

Please refer to Page 2.

- D. Harbor Road  
Golden Corridor LLC

Please refer to Page 2.

APPOINTMENTS

- A. 20 Keefe Ave

*Joe Coronati from Jones & Beach Engineering* addressed the Commission regarding the changes due to DES input and discussed the changes to their original plan. The changes on the plan dated November 28, 2005 appear to be consistent with the intent of the Commission vote and advisory letter to the Planning Board of October 25, 2005. The vote was unanimous to send an advisory letter to the Planning Board.

CONSERVATION COMMISSION PUBLIC HEARING

November 29, 2005

Page 4

PLANNING BOARD ACTIONS

- A. 180R Drakeside Road  
Morgan Ryan Realty Trust – 48 Unit Condo with Conservation Easement  
Approved with all Conservation Commission stipulations. 10-19-2005
- B. 970 Ocean Blvd.  
Sea wall repair approved with Conservation Commission stipulations. 11-2-2005
- C. 972 Ocean Blvd  
Sea wall repair approved with Conservation Commission stipulations. 11-2-2005
- D. 1044 Ocean Blvd  
Dory Inn  
Sea wall repair approved with Conservation Commission stipulations. 11-2-2005
- E. 39 Ocean Drive  
Plant dune grass to stabilize the sand dune after construction of house.  
Approved. 11-2-2005

DES ACTIONS:

- A. Winnacunnet High School 2004-02721  
Cease construction while permit is reviewed per request of Town of Hampton. 10-24-2005
- B. 20 Nor'East Lane  
Notice of closure of file no work was done on emergency action for seawall repair. 10-20-2005
- C. Pond Side LLC 2005-01878  
Request for more information due to Conservation Commission concerns.
- D. 2 Ancient Highway 2005-02334  
James Pender  
Approved expedited application.
- E. 1066 Ocean Blvd 2005-02513  
Susan Moran  
Sea wall replacement approved. 11-17-2005

OLD BUSINESS

- A. Victory Garden  
Ms. Thimble stated that the garden will be winterized.
- B. Discuss letter to Planning Board regarding Pondsides development.  
Mr. Tilton motioned for the Chairperson, Mrs. Goethel, to compose a strong letter to the Planning Board. Dr. Falk seconded the motion. All were in favor.

CONSERVATION COMMISSION PUBLIC HEARING

November 29, 2005

Page 5

C. Conservation Easement for 389 High Street

The Conservation Commission voted at the 11/29/05 meeting to accept the conservation easement document for 389 High Street with the condition that the final draft is acceptable to our Town Attorney and that the owner is responsible for the \$700 fee to be paid to Rockingham County Conservation District for maintenance of the easement.

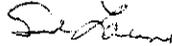
NEW BUSINESS

A. Annual Report update.

The next meeting will be held on Tuesday, December 27, 2005, meeting in the Town Office Meeting Room at 7:00 p.m. The next site walk will be held on Monday, December 26, 2005 meeting at the Town Office Parking Lot.

Mr. Page motioned to adjourn at 10:45 p.m. Mr. Tilton seconded the motion. All were in favor.

Respectfully submitted,



Sue Launi  
Secretary