

## CONSERVATION COMMISSION PUBLIC HEARING

AUGUST 26, 2008

FINAL

The meeting was called to order at 7:02 p.m. by Chairperson Ellen Goethel at the Hampton Town Office Meeting Room. Present were Commission Members Nathan Page, Sharon Raymond and Peter Tilton Jr. Alternate present was Steve Scaturro sitting in for Dr. Ralph Falk. Commissioners absent were Jay Diener, Dr. Ralph Falk, Daniel Gangai and Barbara Renaud. Alternate absent was Pete MacKInnon. Mark Loopley was representing the Planning Board.

The site walk was held on Monday, August 25, 2008 meeting at the Town Hall Parking Lot at 6:15 p.m.

- A. 108 Glade Path
- B. 550 Winnacunnet Rd.
- C. 140 Kings Highway
- D. 6 Mill Pond
- E. Ice Pond
- F. 22-24 Manchester St.
- G. 28 Beach Plum Way
- H. 1072 Ocean Blvd.
- I. Hemlock Haven

The Minutes of July 22, 2008 will be reviewed at the September 23, 2008 meeting along with the August 26, 2008 Minutes.

### NH WETLAND BUREAU APPLICATIONS

- A. 515 Winnacunnet Rd. #7

This application is for the demolition and reconstruction of a residential condo within the State Jurisdictional Wetland. Brian Eagen and Barbara Richards addressed the Commission. After a brief discussion, Mr. Tilton motioned to not oppose the granting of a Standard Dredge & Fill permit for the demolition and reconstruction of a residential one family condo. The owners have worked with the Commission to include raising the structure off of the ground, placing gravel under the structure and positioning the roof gutters so that the runoff will flow under the structure allowing it to infiltrate. The existing brick patio is to be removed. The usual stipulations will be followed and the Commission should be notified at the beginning and end of the project and the use of silt fence. Mr. Page seconded the motion. All were in favor.

- B. 71 Mooring Drive

This application is for the demolition and reconstruction of a single family residence within the State Jurisdictional Wetland. Mr. & Mrs. Nelson addressed the Commission. After a brief overview, Mr. Scaturro motioned to not oppose the granting of a wetlands permit for the demolition and reconstruction of a single family home. The applicants have worked with the Commission and obtained a variance from the Zoning Board of Adjustment to keep the new structure at the existing distance from the street. The following stipulations have been agreed to by the applicant: (1) some type of plantings or other impediments are placed along the sides of the house which block anyone from parking or driving vehicles onto the back of the property towards the marsh and retaining wall; (2) there will be no parking of vehicles on the vegetated area; (3) existing paved driveway will be removed; (3) area beneath the deck will be vegetated; and (5) the Commission be notified at the start and finish of the construction. Mr. Tilton seconded the motion. All were in favor.

NH WETLAND BUREAU APPLICATIONS (Cont)

C. 140 Kings Highway #6  
Jay Taylor

Luke from Gove Environmental Services addressed the Commission on the Minimum Impact Expedited Dredge & Fill Application for foundation replacement.. The project proposes to raise the existing cottage and front & rear porch off the foundation and to remove and replace the existing foundation as the current one has cracked. Proposed impacts are for 900 sq. ft. of impact within the previously disturbed upland tidal buffer zone. After a brief discussion, several items of information were noted as missing from the plan and a check list was prepared including (1) temporary impact - sq. ft.); (2) no change in elevation or site grade; (3) no storage of excavated material; (4) silt fence along wetland/property line; and (5) placement of sona tubes. Mr. Tilton motioned to continue this application at the Conservation Commission Public Hearing on Tuesday, September 23, 2008 to discuss the above check list. Ms. Raymond seconded the motion. All were in favor.

D. 1072 Ocean Blvd.  
Robert Saltmarsh

This is a Standard Dredge & Fill Application for demolition and replacement of a two story structure. After a brief discussion, Mr. Page motioned to not oppose the granting of this application as per the plan submitted at the Conservation Commission Meeting on August 26, 2008. The Commission would like to be notified at the beginning and completion of construction and the usual stipulations. Ms. Raymond seconded the motion. All were in favor.

SPECIAL PERMITS

A. 515 Winnacunnet Rd

Demolition and reconstruction of a residential condo within the Town Wetlands Conservation District. Mr. Tilton motioned to grant the Special Permit for demolition and reconstruction of a single family residential condo unit with the Town Wetlands Conservation District at 515 Winnacunnet Rd. #7. The applicant has addressed all the Commission's concerns. Mrs. Goethel signed and dated the plan at the August 26, 2008 meeting noting the following points: (1) structure will be raised off of the ground 4 ft; (2) gravel will be placed under the structure and the roof gutters will be positioned so that the runoff will flow under the structure allowing it to infiltrate prior to entering the wetland; and (3) all digging will be done by hand for the sono tubes and the usual stipulations apply. Mr. Page seconded the motion. All were in favor.

B. 71 Mooring Drive

Demolition and reconstruction of a single family residence. Mr. Scaturro motioned to grant the Special Permit for work within the town Wetlands Conservation District for demolition and reconstruction of a single family home. The applicants have worked with the Commission and have obtained a variance from the Zoning Board of Adjustment to keep the new structure at the existing distance from the street. The following stipulations and the usual stipulations are as follows: (1) some type of plantings are placed along the sides of the house which block anyone from parking or driving vehicles onto the back of the property toward the marsh and retaining wall; (2) no parking of vehicles in the vegetated area; (3) existing paved driveway will be removed; and (4) area beneath the deck will be vegetated (not a storage area). Ms Raymond seconded the motion. All were in favor.

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SPECIAL PERMITS (Cont)

C. 140 Kings Highway

Ms. Raymond motioned to continue the application as the Conservation Commission met with the applicant at the August 26, 2008 meeting and has agreed to continue their application at the September 23, 2008 meeting and bring the following items which need clarification before the Commission can make a recommendation about the project: (1) correction of the placement of the silt fence; (2) note on plan of the sq. ft. of temporary impact; (3) how the work will be done outside of the wetland; (4) where construction material or dredge material will be stored; (5) note on plan where back stairs will be cut into the deck; (6) note on plan of the height from ground to bottom of house and deck; (7) note on plan that there will be no new pavement; (8) total sq. ft. of temporary impact; (9) no change in site elevation or grades; and (10) note on plan where the sono tubes will be placed and how they are going to be excavated. Mr. Page seconded the motion. All were in favor.

D. Hemlock Haven

Tocky Brialbriski addressed the Commission. This Special Permit is to expand the access road and well within the Town Wetlands Conservation District. Ms. Raymond motioned to not recommend the granting of a Special Permit for the drilling of a well and construction of a road within the Town Wetlands Conservation District. The plan was lacking key information. The following items need to be clarified before the Commission can make a recommendation about the project: (1) addition of the placement of the silt fence onto the applicant's property and square footage of temporary impact; (2) placement of the trench for the utilities to the well head; (3) sq. ft. of temporary impact; (4) plan for culvert and road grade/material; and (5) sq. ft. for actual well impact and temporary impact for drilling machinery. Mr. Tilton seconded the motion. All were in favor.

E. 236 High Street

Luke from Gove Environmental Services addressed the Commission. Mr. Page motioned to not oppose the granting of a Special Permit to expand the size of an existing pond at 236 High Street if the applicant will agree to remove the dredge material completely from the site. After Ms. Raymond seconded the motion, the vote was split 3 to 2 as some of the Commissioners are still concerned that the pond should be enlarged on the upland side of the property not on the existing wetland. The pond itself does not have a high a value for habitat or flood abatement as the existing wetland. The Commission respectfully requests that the Planning Board include the following stipulations: (1) If the Planning Board allows the applicant to keep the dredge spoils on site, the Commission would request that the applicant be required to return to the Commission with a revised plan with details of the grading for the upland disposal area.

PLANNING BOARD REFERRALS

A. 550 Winnacunnet Rd  
Restoration Plan

During the course of a site walk inspection the Commission discovered a violation at the Beachside Inn. The State DES was notified and another site inspection with DES was scheduled. The owner attended this meeting with a restoration plan. The Commission reviewed the plan and are forwarding the findings to the Planning Board. The owner is most willing to do anything to correct the problem. Ms. Raymond motioned to have Mrs. Goethel write a letter to the Planning Board citing the recommendations as follows: (1) owner needs to check with the State about the use of fast growing Contractor seed; (2) contractor should check with Hampton DPW before the cast iron pipe is cut; (3) as the plan looks very good, the Commission suggested to start immediately as to stabilize the area before winter; (4) the owner needs to find another area for snow storage; and (5) the Commission be notified as beginning and end of project. Mr. Page seconded the motion. All were in favor.

OLD BUSINESS

A. Mrs. Goethel announced that a new Conservation Coordinator had been hired and will start tomorrow. Mr. Page motioned to allow Mrs. Goethel to sign the Employment Agreement. Mr. Tilton seconded the motion. All were in favor.

NEW BUSINESS

A. The purchase of the State owned property along Rt 101 on the Exeter Town Line was briefly discussed.

B. Discuss parking/High Street per Police Chief concerns.

Ms. Raymond motioned to send a letter regarding parking ban on south side of High Street from Mill Pond Rd. to King's Highway as parking is too close to the marsh. Mr. Page seconded the motion. All were in favor.

The next meeting of the Conservation Commission Public Hearing will be held on Tuesday, September 23, 2008 at 7:00 p.m. meeting in the Town Office Meeting Room. The next site walk will be announced and will meet at the Town Office Parking Lot.

Mr. Page motioned to adjourn at 9:50 p.m. seconded by Ms. Raymond. All were in favor.

Respectfully submitted,



Sue Launi  
Secretary