

CONSERVATION COMMISSION PUBLIC HEARING  
FEBRUARY 22, 2000

A Candidates night was being held in the Selectmens' Room; therefore, Ms. Marcotte called the Commission's February meeting to order in an adjoining room at 7:10 p.m. In attendance were Commissioners Ellen Goethel, Bonnie Thimble, Peter Tilton, Jr. and alternate Ralph Falk sitting in for Ralph Fatello. Absent were Nancy Olney, Ralph Fatello and Dan Gangai.

The Minutes of January 25, 2000 were reviewed. After reviewing the Minutes, Ms. Goethel motioned to approve the Minutes with corrections noted, seconded by Dr. Falk. All were in favor.

PRESENTATIONS

A. Mike Parsont - Foss Proposal

Mike Parsont of NH Soils Consultants, Inc. joined the Commissioners at the table to present the proposed mitigation sites for a future Foss development's wetland impact. After having consulted with Ms. Marcotte and Dori Wiggin of the Wetland Bureau, Mr. Parsont presented four proposed sites of restoration to mitigate the wetland impact needed for a proposed future Foss development. In addition to the mitigation within the Foss property, he proposed the restoration of a Conservation Easement parcel near Drake's River, and another would include the dredging and restoration of Batchelder's Ice Pond. There may possibly be additional restoration projects required to mitigate the future wetland impact. In behalf of the Foss Manufacturing Company Inc., Mr. Parsont is open to other suggestions of possible mitigation sites. He said that he is meeting with all Federal and State Agencies involved in the process, and that he will keep the Commission abreast of the planning.

B. Brian DeVellis - Seacoast Crossroads Realty Proposal

Brian DeVellis, Registered Landscape Architect, joined the Commissioners at the table for his presentation for a proposed building addition at 363 Exeter Rd. A January 22, 2000 site walk was done. Mr. DeVellis presented three alternatives and each option includes the addition of a 6,000 square foot addition to the existing steel building. The first option proposes 7,600 square feet of impact to the resource area most directly abutting the Old River and would require the relocation of

PRESENTATIONS (Cont)

B. Brian DeVellis (Cont)

mechanical equipment, and since the building is 30 plus years old and is limited in its ability to have its roof be joined to the new roof, this plan may prove impractical. Option two is 4,300 sq. ft. of impact to the resource area most directly abutting the Old River and would require the removal of a portion of the existing building and the relocation of mechanical equipment. This option is also impractical as in Option one plus the two roof pitches run parallel causing a North/South gutter line. Option three is 8,400 sq. ft. of impact to the resource area furthest from the Old River and takes advantage of 4,000 plus of isolated upland. This option does not require any modification to the existing building. Tying the structure to the rear portion of the existing structure is merely a continuation of the North/South ridge line.

Of the three proposals, the third was the most palatable. However, the concensus was that this area had been developed to its potential. The area is too wet for additional impact.

NH WETLAND BUREAU APPLICATIONS

A. Hampton Water Works  
12 Ocean Blvd - Emergency Authorization

Dori Wiggin gave an emergency authorization to do the work. This application is to repair water service leak impacting less than 200 sq. ft. of wetland. The application is to be filed by March 1st.

B. Kevin Montville  
Francine & Bruce Streets

Gary Swanson, NH Soil Consultants, addressed the Commission for this application. This is for the construction of a single family home within the tidal buffer zone. The two existing lots are to be combined and the home built with a Francine St. frontage, outside the first 50 ft. of buffer. After a short discussion, Mrs. Goethel motioned not to oppose the application with the stipulation that the

NH WETLAND BUREAU APPLICATIONS (cont)

B. Kevin Montville (cont)

50 ft. buffer be kept in a natural state and the driveway be of permeable surface. Mr. Tilton seconded. All were in favor.

PLANNING BOARD REFERRAL

A. Development at end of Mohawk Dr.

Mrs. Goethel stated the building envelope should be maintained completely outside of the buffer. She has serious concerns about the turn around being in the buffer. Permanent markers needed for the wetland boundary. Ms. Marcotte will send letter to the Planning Board.

OLD BUSINESS

A. Project SERVE

Ms. Marcotte has been working with Julia Petersen of Project SERVE to guide the students with their projects. The students will write articles for the newspaper on the history of the marsh and salt marsh restoration.

B. Both warrant articles will be voted on at the March 14, 2000 election.

NEW BUSINESS

A. Rockingham County Conservation District 2000 budget - appealing for support and asking for an extra \$20,000.

B. Planning Board's decision reference the deck violation at 560 High St.

In February of 1999, the Court ruled that the deck at 560 High Street was in violation of our Wetland Ordinance. A Judge said that the deck did not meet the conditions of the Special Permit which was issued for its construction.

February 17, 1999 the Planning Board, sympathetic to the tenant's plight, gave him an entire year to bring this deck into compliance. The deck was to be

NEW BUSINESS (cont)

B. Planning Board's decision ....(cont)

in compliance with the conditions of the Special Permit by February 17, 2000.

After having spent tax dollars to bring this matter to court in order to get the owner into compliance with the Town's Wetland Ordinance, the Planning Board now chose to ignore the history of this case and chose to allow the existing conditions to remain until December 31, 2001 or until the building is sold.

The Commissioners are shocked, incredulous of the Planning Board's disregard of the Court's decision and our Town's Wetland Ordinance.

C. The Commission received a list of Certified Soil and Wetland Scientists from the State of New Hampshire.

CORRESPONDENCE

Ms. Marcotte reviewed Seminars, Brochures and Workshops.

TREASURER'S REPORT

Ms. Marcotte reviewed the Treasurer's Report as of January 31, 2000.

ADJOURNMENT

The next meeting will be held on Tuesday, March 28, 2000 at 7:00 p.m. in the Town Hall Meeting Room. The site walk will be held Saturday, March 25, 2000 at 9:00 a.m. meeting at the Town Hall Parking Lot.

Mr. Tilton motioned to adjourn at 10:15 p.m., seconded by Ms. Thimble. All were in favor.

Respectfully submitted,



Sue Launi  
Secretary