

CONSERVATION COMMISSION PUBLIC HEARING
JUNE 27, 2000

The meeting was called to order at 7:00 p.m. by Vivianne Marcotte, Chairperson. Present were Falph Fatello, Dan Gangai, Bonnie Thimble and Peter Tilton, Jr. Alternates attending were Fred Palazzolo, sitting in for Ellen Goethel and Dr. Ralph Falk, sitting in for Nancy Olney.

The Minutes of May 23, 2000 were reviewed. Mr. Fatello motioned to approve the Minutes with corrections noted, seconded by Mr. Palazzolo. With one abstention, all were in favor.

NH WETLAND BUREAU WETLAND APPLICATIONS

- A. Unitil
Exeter & Hampton Electric Company
1088 Ocean Blvd.

Ms. Marcotte sent a letter to the Wetland Bureau stating no objection to this application. This had been reviewed last month for a Special Permit and the Commission had no problem with this application.

- B. Michel & Charlotte LaPierre
32 NorEast Lane

The application is for the reconstruction of existing house within the 100' tidal buffer adjacent to the dunes. The applicant proposes to reconstruct the existing dwelling, make alterations to the paved areas on site, and to repair/reconstruct the damaged and undersized portions of the seawall. The first finished floor of the reconstructed house will be raised even further above the flood plain than the existing finished floor, and will include a crawl space beneath.

Reconstruction of the proposed house will have no impact whatsoever on the large dune area on the north side of the site. All activity will be limited to within a temporary construction fence installed, set away from the dunes.

After the reconstruction of the house is completed, the temporarily disturbed areas will be restored to their original condition with plantings recommended by Wetlands Conservation and approved by the Hampton Conservation Commission.

NH WETLAND BUREAU APPLICATIONS (cont)

B. LaPierre (cont)

Mr. Tilton motioned not to oppose this application, with the usual erosion control and notification conditions. Mr. Palazzolo seconded the motion. All were in favor.

C. Hampton Water Works

Route 101

Follow-up application for emergency repair.

This has already been done. Mr. Tilton motioned not to oppose this application, seconded by Mr. Fatello. All were in favor.

SPECIAL PERMITS

A. Hampton Meadows

Drakeside Road Development

Tom Nigrelli & Ms. Bobbi Jo Wiler made the presentation. There was much discussion regarding both the club house and its access road, and the main road's crossing impacting the buffer. Mr. Gangai noted that buffer impact is contrary to the intent of our Ordinance. He felt that the club house could be placed elsewhere; and the road could be reconfigured outside the buffer zone. Ms. Marcotte stated that if this project was to be permitted, it would have to meet the intent of our Ordinance and that this impact would be difficult to justify if we wanted to be consistent in our recommendations. Mr. Tilton noted that the crossing for the club house was permitted under Section 2.3.3 B7. It would be best to keep the building away from the more valuable tidal wetland so as to allow for a wider and contiguous wildlife habitat corridor even if this does not impact buffer.

There was discussion as to whether the isolated wetland area whose buffer the road is crossing, was or wasn't a vernal pool. Ms. Wiler said that although it looked as if it could be this year, the banks & depth of the pool do not satisfy the definition of a vernal pool.

The applicant asked if they might offer some mitigation for the road crossing. After more discussion, it was agreed that a wetland was to be

SPECIAL PERMITS (cont)

A. Hampton Meadows
Drakeside Rd Development

created in the south east area corner of the area. This pond not only could provide for the drainage of the project but more importantly it would provide habitat for species along the 101 corridor. A pond would also be very attractive in this area.

It was agreed that a plan showing this new mitigation site would be provided to the Chair and she in turn would check with the Commissioners. All this to happen before the July 5th Planning Board Meeting, at which time Ms. Marcotte would report the Commissioners' acceptance or refusal of the plan.

The vote was unanimous to recommend the granting of the Special Permit with the following conditions:

- 1) The review & acceptance of the mitigation plan.
- 2) Proper erosion control.
- 3) Notification.

B. Ray Richardson

Ms Marcotte gave the background events leading the applicant to this point.

1. Almost two years ago, the applicant was granted a building permit by a former building inspector for the construction of the addition of a room in the fifty foot buffer before having had a Special Permit in hand.
2. Now that this room is partially completed, the Richardsons returned to the building department for a building permit for a deck along the side of the new room. They were now told that a Special Permit was needed, and referred them to our Commission.
3. Ms. Marcotte met with Mr. & Mrs. Richardson at their home to explain the Commission's regulations. Ms. Marcotte suggested that they not only apply for a permit for the deck but also add an after-the-fact request for the addition. In this way, their entire project would be in compliance.

Our Ordinance does not allow construction in buffer, however, in this instance, the Richardson's had a valid building permit and were within their rights

SPECIAL PERMITS (cont)

B. Ray Richardson (cont)

to construct this addition.

The proposed deck will not intrude further into the buffer and is proposed to be an open deck.

The vote was unanimous to recommend the granting of this Special Permit with the following conditions:

1. The deck is to be kept open both above and below.
2. During the site visit, the Commissioners noticed fill beyond the boulders in the wetlands in the back yard. We asked that all this fill be removed in the area from the boulders back toward the rear of the lot.
3. Our Commission shall be notified when this project has been completed so that we may inspect not only the building project, but the conditions of the wetlands in the rear of the property.

WETLAND BUREAU ACTIONS

A. Unitil - Exeter & Hampton Electric

The permit was granted for Timber Swamp Road.

OLD BUSINESS

A. Winnacunnet High School Scholarship and Hampton Academy Jr High School Award

Mrs. Goethel presented both recipients their scholarship and award. Kenton Geer was the recipient of the \$300.00 Scholarship at WHS. Rachel Caylor was the recipient of the plaque at HAJH. Congratulations to both recipients.

B. Hampton Beach Master Plan Advisory Committee

This Committee will meet three times in July. Ms. Marcotte is the Commission's representative and Peter Tilton is representing the fishing industry.

OLD BUSINESS (cont)

C. Brown Ave - Culvert Replacement

Our Commission is responsible for the culvert and tide gate replacement. This year's marsh restoration money will be applied to this project. There will be approximately \$40,000 from various agencies available for this project.

D. Woodlands Estate Development
Rockingham County's Delineation Review

Upon completion of the review, there were discrepancies found between the two reviews. Ms. Marcotte read several letters sent to her regarding the delineation review from interested parties.

NEW BUSINESS

A. Victory Garden

Ms. Thimble gave a quick up date on the garden and all is going very well. She contacted the Shade Tree Commission because a tree in front of the garden needs attention.

B. Eel Creek Bank Stabilization Project

Ms. Marcotte and Mary Currier from Rockingham County Conservation District have set up a meeting for July 18, 2000 of all concerned parties to find some solution to the emergency erosion problem at the Winnacunnet Road site. In attendance will be Ms. Currier, Ms. Marcotte, Mr. Iby, President of the Condo Association; Mrs. Carroll, an affected homeowner; a member of the NRCS, FEMA, Office of State Planning Coastal Program, D.O.T., Mr. James Barrington, Town Manager; and Mr. Hangen, DPW.

C. Debris in Marsh at end of Bragg Ave
7 Riverview Terrace

There is substantial wood in the marsh in this area.

NEW BUSINESS (cont)

- D. NH Soils is to submit an application for State Permit for WCV lot #154. This will be reviewed at the next meeting.
- E. Special Permit application to construct 20 1/2 ft by 12 ft garage at 44 Glade Path. This will be reviewed at the next meeting.

CORRESPONDENCE

Ms. Marcotte reviewed seminars, brochures and workshops.

TREASURER'S REPORT

Ms. Marcotte gave an overview of the Treasurer's Report.

The next meeting will be held on Tuesday, July 25, 2000 meeting in the Town Office Meeting Room at 7:00 p.m.
The next site walk will be held on Monday, July 24, 2000 at 6:00 p.m. meeting in the Town Office Parking Lot.

Mr. Tilton motioned to adjourn at 10:45, seconded by Mr. Fatello. All were in favor.

Respectfully submitted,



Sue Launi
secretary