

CONSERVATION COMMISSION PUBLIC HEARING
October 22, 2002

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

The minutes of September 24, 2002 were reviewed. Mrs. Goethel motioned to approve the Minutes with corrections noted, seconded by Ms. Olney. With Mr. Tilton abstaining, 6 were in favor.

SPECIAL PERMITS

A. Lianne Tony
John Stark Lane

The Special Permit is to apply permeable gravel surface to existing dirt road in order to have a driveway that meets Town of Hampton specifications; flatten and compact surface; widen the driveway to 12' and place a culvert if necessary for drainage. After a brief discussion, Mrs. Goethel motioned not to oppose the application with conditions that silt fencing be used and the Commission be notified upon completion of the driveway. The driveway must be permeable surface. Mr. Tilton seconded the motion. All were in favor.

B. Laurice Haines

This Special Permit is for the construction of a deck over existing cement pad in buffer. After a short discussion on the deck and the shower, Mr. Tilton motioned not to oppose the application with the stipulation that the bottom of the shower be fully enclosed and the rest of the deck remains open. Mr. Smart seconded the motion. With Ms. Olney opposed, 6 were in favor.

C. John Adams
14 Vrylenas Way

Ms. Olney stepped down for this discussion. This application is to allow the completion of a 12' x 20' pool located within the 50' buffer zone. Approximately 47' of the 50' buffer is maintained lawn. Also to secure the pool site prior to November 15th Planning Board Hearing. (liner/water & concrete skirt to anchor safety cover) Discussion ensued regarding the way the building permit was acquired to go ahead and construct the pool. There was a cease and desist order in force and yet the pool was installed. The Commission opened up to the public for comments. Selectman Brian Warburton was present and came forward to speak on behalf of Mr. Adams. Although the Town should not have given the permit to build it had. Mr. Warburton suggested to go forward and perhaps plant the area. Ms. Olney spoke defending the lot plan as it was drawn up showing just where the buffer zone was. Suggestions were made to plant the area around the pool such as plantings (alder, winterberry, blueberry). Restore the entire back yard as mitigation. Removal of fill and grass area. After a lengthy discussion, Mr. Tilton motioned to deny the application for the following reasons: (1) construction of a pool in the wetlands is unacceptable use; (2) harsh chemicals used in the pool; (3) the buffer was put in to protect the wetland; and (4) it is against the Wetlands Ordinance (3.3.4). If the pool was to be emptied, the water should be pumped into a truck and taken off site. Not to pump the water into the back yard or wetlands. If the pool is allowed to stay then a berm and plantings need to be installed. Absolutely no mowing. Mrs. Goethel seconded. All were in favor.

Ms. Olney re-joined the Commissioners.

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WETLAND BUREAU AND PLANNING BOARD ACTIONS

A. Carlman
5 Chase St

Wetland permit granted for demolition and construction of new home.

B. Lawrence
2 Nor'East Lane

Permit was granted for repair and reconstruction of the seawall.

C. Village at Hampton Center

Special Permit granted for well head in the buffer & wetland.

OLD BUSINESS

A. Victory Garden

Ms. Thimble gave a brief update on the garden. Perhaps next year looking into digging a well with hand pump. The water has not been turned off as yet.

B. Island Path Project

Mrs. GoetheI gave an update on the project. A letter from DES was rec'd.

C. Deteriorating Dock

Ms. Marcotte stated she is waiting for a letter from the State and then can schedule a date to have the dock removed. The cost for removal of the dock will be shared between the Commission and the Mr. Hangen's Dept as it is quite costly.

D. Identification of possible fresh water mitigation sites.

Mr. Smart stated that Taylor River (fresh water part) information was given to Mr. Mark West.

E. Open Space Committee

Membership was discussed.

F. Violations: 14 Francis Street, 4 Beach Plum Way, Lafayette Rd. (sign in the marsh)

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NEW BUSINESS

- A. New Hampshire Association of Conservation Commissions Meeting to be held on Saturday, November 2, 2002.
- B. Wetland District zoning changes due in Planner's Office.
- C. Identification of marsh restoration sites were discussed.
- D. Eagle Scout Austin Bashline's Court of Honor invitations were distributed.

CORRESPONDENCE

Ms. Marcotte reviewed seminars, brochures and workshops.

TREASURER'S REPORT

The Treasurer's Report was reviewed.

The next meeting will be held on Tuesday, November 26, 2002 meeting in the Town Office Meeting Room at 7:00 p.m. The next site walk will be Saturday, November 23, 2002 at 9:00 a.m. meeting in the Town Office Parking Lot.

Mr. Smart motioned to adjourn at 10:00 p.m., seconded by Ms. Thimble. All were in favor.

Respectfully submitted,



Sue Launi
Secretary