

CONSERVATION COMMISSION PUBLIC HEARING
May 29, 2007

FINAL

The meeting was called to order at 7:04 p.m. by Ellen Goethe, Chairperson. Present were Commission Members Jay Deiner, Sharon Raymond and Peter Tilton Jr. Alternates Nathan Page and Barbara Renaud were present. Barbara was sitting in for Dan Gangai. There was no representation from the Planning Board.

The site walk was held on Saturday, May 26, 2007 meeting the Town Parking Lot at 9:00 a.m.

- A. 1056 & 1058 Ocean Blvd
- B. 192 North Shore Road
- C. 19, 23, 27 and 31 Dumas Ave
- D. 11 Fieldstone Circle

The Minutes of April 27, 2007 were reviewed with corrections noted.

NH WETLAND BUREAU APPLICATIONS

- A. None

SPECIAL PERMITS

- A. 1056 & 1058 Ocean Blvd.

Tim McGrail from Citi Frame Construction addressed the Commission. This Special Permit is to complete repair of emergency seawall and construct one common removable staircase for 1056 & 1058 Ocean Blvd. To replace 2 stairways destroyed by the storm. Also to reconstruct concrete patio destroyed by the storm. Proposal represents safer and stable protection from future storm events with minimum additional disturbance in the buffer.

Mr. Tilton motioned to not oppose the granting of a Wetlands Impact Special Permit for the repair of a seawall at 1056 Ocean Blvd. with the following stipulations: (1) repaired seawall will be no more than 20' from the property line onto Town owned land; (2) access to the beach will be from the property and /or through the Town land at the end of Ancient Highway; (3) applicant has obtained permission from the Selectmen for construction on Town land; (4) a Bond is held by the Town to insure that if there is damage on Town land, it will be rectified at the end of construction; (5) applicant has an agreement for insurance with the Town for the stairs which will be removable and temporary; and (6) usual stipulations. Mr. Deiner seconded the motion. All were in favor.

Mr. Page motioned to not oppose the granting of a Wetlands Impact Special Permit for the repair of a seal wall at 1058 Ocean Blvd with the following which the applicant has agreed to: (1) repaired wall will be no more than 20' from the property line onto Town owned land; (2) access to the beach will be from the property and/or through the Town land at the end of Ancient Highway; (3) applicant has obtained permission from the Selectmen for construction on Town land; (4) Bond is held by the Town to insure that if there is damage on Town land, it will be rectified at the end of construction; (5) applicant has an agreement for insurance with the Town for the stairs which will be removable and temporary; (6) applicant has permission to plant dune grass at the top of the wall and should seek guidance from DES about the plantings; and (7) usual stipulations. Ms. Renaud seconded the motion. All were in favor.

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SPECIAL PERMITS (cont)

B. 192 North Shore Road
Brian Shea

This Special Permit is to demolish existing house and construct a new house. Basically, it is the same impact long term with an additional 100 sq. ft. in the buffer, but will make adjustment to the plan to have the exact same impact as today if required. Additionally, the proposed plan is new in compliance with the existing set backs. Mr. Tilton motioned to recommend the granting of a Wetlands Impact Special Permit for the demolition and construction of a new house with the following stipulations which the applicant has agreed to: (1) applicant has agreed to tear up the existing driveway pavement and replace it with eco pavers or equivalent and driveway is outside the buffer; (2) grass of temporary impact will be restored after construction; and (3) usual stipulations. Mr. Deiner seconded. All were in favor.

C 19, 23, 27 and 31 Dumas Ave

Tom Quinlan addressed the Commission for 19 Dumas, Joyce Kearns addressed the Commission for 23 Dumas Ave., Judith Straw addressed the Commission for 27 Dumas Ave. and James Russell addressed the Commission for 31 Dumas Ave.

These Special Permits are for repair and replacing rocks which slid away during the storm of April 7, 2007. No new rock or additions will be made. Put back what was taken down during the storm. Erosion is continuing without the rocks. This is to protect plant growth and protect against flooding and not near the wetlands.

Mr. Page motioned to recommend granting of a Wetlands Impact Special Permit for the repairs of the seawall at 19, 23, 27 and 31 Dumas Ave. with the following stipulations which the applicants have agreed to: (i) access to the wall/beach is on the property and 19 Dumas Ave.; and (2) usual stipulations. Mr. Deiner seconded the motion. All were in favor.

D 11 Fieldstone Circle
Frank Sestito

This special permit application is for an after-the-fact retaining wall and fill within the Town Wetlands Conservation District. This is continued from the May 22, 2007 meeting. Chris Boldt from Donahue, Tucker, & Ciandella, and Luke Hurley from Gove Environmental addressed the Commission. The area has been changed right to the wetlands. Mr. Deiner motioned to oppose the granting of the after-the-fact Wetlands Impact Permit for the after-the-fact construction of a retaining wall, regarding and fill of the Town Wetlands Conservation District as follows: (1) the expansive amount of fill brought in causing extensive degradation to the Wetlands Conservation District; (2) dumping outside of the wall within the wetlands; (3) Commission consistently tells property owners that filling in the Wetland Conservation District for lawn expansion is prohibited by Town Ordinance; (4) ask the Planning Board to require the applicant to come back with a restoration plan put together by a NH Certified Soil Scientist which will be approved by both the Commission and the Planning Board and the Wetlands Conservation District should be brought back to its original grade with an approved planting scheme; and (6) there may be State DES violations on site. This was seconded by Ms. Raymond. All were in favor.

PLANNING BOARD REFERRALS

N/A

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Judy Wilson from the Hampton Falls Conservation Commission with Steve came to give the Commission an update on the Old Stage Bridge. A collaborative effort is being reviewed for both Commissions.

DES ACTIONS

Emergency Action: Approval for emergency sea wall repair at the following addresses:

23, 27, 31 Dumas Ave.
1056 1058 Ocean Blvd.

OLD BUSINESS

N/A

The next Conservation Commission Public Meeting will be held on Tuesday, June 26, 2007 in the Town Office Meeting Room at 7:00 p.m. The next site walk will be held on Saturday, June 23, 2007 meeting at the Town Office Parking Lot at 9:00 a.m.

Mr. Page motioned to adjourn at 9:40 p.m. seconded by Mr. Tilton. All were in favor.

Respectfully submitted,



Sue Lauri
Secretary