

Minutes of July 09, 2009 Meeting

Members Present:

Earl Bagley (Co-Chairman), Justine Gengras (Co-Chairman), Gene Young (Vice-Chairman), Roger Burgess (Treasurer), Dave Lawrence

Members absent:

Tom Hoopes, Peter Bolster (Selectmen's Rep.)

Call Meeting to Order:

Co-Chairman Earl Bagley called the meeting to order at 7:04 p.m. at the Alton Town Hall.

Approval of Agenda:

**Motion made by D. Lawrence to accept the Agenda as printed, seconded by G. Young.
Motion passed with all I favor.**

Approval of Minutes of June 25, 2009:

**Motion made by G. Young to accept the minutes as printed, seconded by J. Gengras.
Motion passed with all in favor.**

Planning Board/ZBA Agenda Items:

1. **Department Head Review Request. Bare Alton Properties LLC** – Map 26, Lot 10-1, Site Plan, Homestead Place & Range Road. This application is to amend the prior restaurant building to a proposed 10,000 sq. ft. retail building.

Discussion:

The Request to Comment did not include an Existing Conditions plan, which limited discussion of the wetlands impacts.

Motion made by J. Gengras to comment as follows:

The applicant's representative met with the Commission for a conceptual presentation of the project and noted that the proposal will require an additional wetland impact of 3,617 sq. ft. The current plans show proposed fill has increased to 4,099 sq. ft. The Commission has not seen a formal Wetlands Application for the proposed project. The Commission will copy the Planning Board on any comments made to the NH Wetlands Bureau on the Wetlands Permit application. Because this proposal creates a large amount of new impervious surface as well as wetlands impacts, the Commission recommends that the site drainage be given careful scrutiny by a qualified professional Engineer.

Seconded by G. Young. Motion passed with all in favor.

Standard Dredge and Fill Applications:

1. **Donald Prudhomme** – Map 58, Lot 5-25. Timber Ridge Rd., 1.7 acre property with approx. avg lake frontage of 229.8' on Lake Winnepesaukee. Project involves construction of a docking structure supported by pilings. Impact area for dock = 462 sq. ft.

Discussion:

The Commission noted that the Commission file indicates that this is one of several abutting shoreline lots where clear-cutting occurred in the protected Shoreland zone and has outstanding compliance issues. In addition the application does not address the need for a piling dock.

Motion made by J. Gengras to send comment letter to NHDES Wetlands Bureau

recommending that no consideration of the application be given until appropriate restoration is completed and any penalties paid for the violations documented on this property. (see attached letter dated Oct. 24, 2007). Is the proposed permanent piling dock the least environmentally impacting alternative for this location? The application does not provide data to support the need for a permanent docking structure.

seconded by G. Young. Motion passed with all in favor.

J. Gengras moves to amend the motion to send letter to NHDES Wetlands Bureau and to cc the applicant and the Shoreland Dept. also.

Shoreland Permit Application:

1. **Donald Prudhomme** – Map 58, Lot 5-25, Timber Ridge Road. Construct new 5 bedroom dwelling on vacant lot, new construction will include a new septic system, well, driveway and other improvements.

Discussion:

The application has the same compliance problems as those discussed under Standard Dredge and Fill application for Map 58, Lot 5-25, above. Shoreland Dept was copied on the Dredge and Fill comment letter.

2. **Patricia Prudhomme** – Map 58, Lot 5-26, Timber Ridge Road. Construct new 5 bedroom dwelling on vacant lot, new construction will include a new septic system, well, driveway and other improvements

Discussion:

The Commission's file indicated that this lot has unresolved compliance issues.

Motion made by J. Gengras to send comment letter to NHDES Wetlands Bureau, stating that the commission recommends that no consideration of the application be given until appropriate restoration is completed and any penalties paid for the violations documented on this property in the NHDES letter dated October 24, 2007 and the Administrative Order #08-015 WD dated April 15, 2008.

seconded by G. Young. Motion passed with all in favor.

Notification of Routine Roadway and Railway Maintenance Activities:

1. **Town of Alton** – Map 1, Lot ROW. Muchado Hill Rd., Replace two 18" culverts, one 15" culver and one 12" culvert on Muchado Hill Road in-kind, in place within the town right-of-way. In addition, the Town of Alton is proposing to conduct ditch maintenance in one location.

Discussion:

The Commission reviewed the Routine Roadway & Railway Maintenance Application and does not have any issues.

Permit By Notification:

1. **Fowler, Goves LTD Partnership** – Map 38, Lot 55, 7 Hallin Court, Replace four (4) dock support pilings. Wetlands impact approx. 4 sq. ft. **(F.Y.I. Commission signed on 6/25/09.)**
2. **Stephen Bodozian** – Map 80, Lot 21, Big Barndoor Island, Install a 3' x 7' cement pad and a 6' x 40' seasonal dock. Impact pad: 21 sq. ft. Dock 240. sq. ft. **(F.Y.I. Commission signed on 7/2/09.)**

Other Business:

1. **N.E. Wild Flower Society** – Asking permission to perform a management experiment on one of the populations of small whorled *pogonia (Isotria medeoloides)* on land under Alton's jurisdiction. **G. Young motion to send NE Wild Flower Society a letter letting them know the Commission will inspect the Gilman Pond area and get back to them, seconded by R. Burgess. Motion passed with all in favor. The Conservation Commission will meet on Wednesday, July 11th @ 6:30 to look over the area.**
2. **CC Budgeted Expenses Report**
3. **Mike Burke Trail** – D. Lawrence from the Conservation Commission volunteered to flag a new trail, relocating the trail to dryer grounds. A work party is needed.

Correspondence:

1. **Town of Alton** – Map 33, Lot 84 Rte 28A Harmony Park, Stoney Ridge submitting a reconsideration extension request.
2. **Kevin Hanley** – Map 33, Lot 30A, 46 Eastside Dr., **NHDES Notice of Administrative Completeness, (Minimum Impact Expedited Application).**
3. **Jack Szemplinski** – Map 58, Lot 5, Timber Ridge Road, **NHDES Notice of Administrative Completeness. (Standard Dredge & Fill App.)**
4. **Jack Szemplinski** - Map 58, Lot 5, **NHDES acknowledges receipt of application and no waiver or variance is required. (Shoreland Permit).**
5. **Arthur Slotnick** – Map 80, Lot 30 **NHDES acknowledges receipt of application and no waiver or variance is required. (Shoreland Permit).** NHDES acknowledges receipt of the report

of the Conservation Commission and the report will be included in the file for the applicant.

6. **Zdney Woodbury Family Tr.** – Map 51, Lot 29, 80 Rte 11D, NHDES acknowledges receipt of application and no waiver or variance is required. (Shoreland Permit).
7. **Harland Lamper** – Map 24, Lot 15-5, Lamper Rd., NHDES inspected the property and has determined that a 30' long by 14" wide concrete culvert had been installed for access to the Property without a permit. DES also observed unstable slopes of a stump burial area adjacent to a wetland.
8. **Alan Posnack** – Map 64, Lot 18, 166 Smith Point Rd., Answering NHDES Notice of Administratively Incomplete Letter dated 6/18/2009. **NHDES Notice of Administrative Completeness (Minimum Impact Expedited Application)**
9. **Thomas Moore** – Map 14, Lot 13, Rand Hill Rd., **NHDES Complete Forestry Notification. Authorization is valid through June 29, 2011**
10. **Peter G. Rice Nov 2004 Rev. Tr.** – Map 55, 9A, 52 Woodlands Rd., **NHDES Approval Date 6/26/09. Shoreland Impact Permit, approval is subject to the project specific conditions.**
11. **Thomas DiPace** – File #: 2009-01163. Requesting reconsideration of the disqualification of PBN Application.
12. **Town of Alton**, Map 19, Lot ROW. Stoney Ridge Env. Notifying of restoration work is scheduled to start on July 6, 2009 at Hayes Road.
13. **126 Pipers Point Lane LLC** – Map 21A, Lot 23. 126 Pipers Point Lane, **NHDES approval date 7/1/09, approval is subject to the project specific conditions.**
14. **Diane Morrison** – Map 80, Lot 39. 160 Big Barndoor Island. **NHDES approval date 7/2/09, approval is subject to the project specific conditions.**

Adjournment:

Motion made by R. Burgess to adjourn the meeting at 8:45 p. m., seconded by G. Young, Motion passed with all in favor.

Respectfully Submitted,

Cindy Calligandes
Secretary to the Conservation Commission