

HILLSBOROUGH CONSERVATION COMMISSION

July 19, 2018

Hillsborough Town Office

Approved Minutes

Present:

Commissioners: Linda White, Vice Chair; Richard Head; Russ Galpin; Roger Shamel, Alternate (Arrived 7:55).

John P. Segedy, Recording Secretary & Alternate; Laura Buono, Town Administrator; Jon Daley, Select person; David Fullerton, Select person.

Acting Chair White called the Hillsborough Conservation Commission (HCC) meeting to order at 7:00 pm. John Segedy was appointed to vote in place of a vacancy.

MINUTES

1. July 5, 2018

Linda White and Richard Head offered suggested changes.

Richard Head moved: *To approve the minutes of July 5, 2018 as amended.*

Russ Galpin seconded. Motion passed 4-0.

CORRESPONDENCE

1. **John Munsey** - Jahado Trail, Wetlands Permit Application (adjoining M 5, L 25 & M 5, L 31).

John Segedy asked if this was a request for Expedited Review. Richard Head answered that it wasn't.

Laura Buono said she had talked to Mr. Munsey. The application is for a box culvert to allow wildlife to pass (along with the water).

Richard Head said he wasn't sure if there was enough information to determine if the proposal was the option with the least impact. He noted that not signing it wouldn't change the New Hampshire Department of Environmental Service's (NHDES) review.

Richard Head moved: *To comment on the application that "The CC does not object, but has insufficient information regarding alternatives and requests that DES evaluate whether the project as presented represents the least impacting alternative."*

John Segedy seconded. Motion passed 4-0.

2. **NHDES** – West Main St. (M 19, L 8). Wetland Permit Application - Request for More Information.
3. **NHDES** – West Main St. (M 19, L 8). Wetland Permit.
4. **Meridian Land Services** – 177 Henniker St. (M 12, L 112). Monitoring report.
5. **NHDES** – 177 Henniker St. (M 12, L 112). Followup requests and reporting.
6. **NHDES** – West Main St./Rte 9 (M 19, L 8), Request for More Information.
7. **NHDES** - West Main St./Rte 9 (M 19, L 8), Wetlands Permit.
8. **Intent to Cut** – Bible Hill Rd. / Deer Land Rd. (M 8, L 111).
9. **Intent to Cut** – Mary Rowe Dr. (M 9, L 91).
10. **Town of Hillsborough** – Expense Report. John Segedy pointed out that they needed to secure a surveyor to survey the "Rowe Marsh" Property (M 9, L 99). Richard Head said he would send requests for bids to at least three surveyors. John Segedy will forward property information to him.

11. NHPDIP (NH Public Deposit Investment Pool) - Conservation Fund Account Statement (Interest \$159.99, Balance \$102,328.20).

OLD BUSINESS

1. **Aquifer Ordinance** – Richard Head explained that most of the changes he had suggested were in the Definitions section.
John Segedy suggested keeping the definition of Aquifer referencing the Stratified Drift Aquifer definition because he felt that would be the way it would be referred to. Richard Head replied that the definitions are different.
John Segedy pointed out the definition of junkyard is different than the statutory definition in RSA 236-112. After review, Richard Head felt that the suggested definition in the proposed ordinance might be better as it only covered things that would have potential effect on aquifers.
The HCC discussed the reference to impervious surfaces.
Roger Shamel arrived to the meeting at 7:55.
John Segedy suggested that the definition of Stratified Drift Aquifer should include only the higher transmissivity areas as depicted on the proposed zoning map. Richard Head said that the transmissivity is separate from the existence of the Aquifer and they were two different things. He said that everything in different shades of gray on the map would be covered by the proposed ordinance. John Segedy said they still needed the source of the information that the proposed district was developed from.
Linda White questioned the section about the Planning Board and Conservation Commission making changes to the district. It was answered that they wouldn't have the authority to change an ordinance that was approved by the voters. John Segedy suggested that while the ordinance couldn't be changed a provision could be made for waiving the ordinance or portion thereof for an aggrieved property owner under appropriate circumstances. Consensus of the HCC was a waiver provision was not needed.
John Segedy pointed out that in section 'E, c' (of Richard Head's marked up version) the reference to well radius is in conflict with the state law on recording of well radii. Richard Head suggested, and the HCC agreed by consensus, to remove the end of the sentence.
John Segedy referenced section 'F, c, 3' questioning the qualifications for reviewing the filed reports. Richard Head noted the ordinance just required them to be filed. The consensus of the HCC was to change 'Building Inspector' to 'Code Enforcement Officer'. The HCC then reviewed the list of concerns from previous meetings. Consensus was that most had been dealt with except for two concerns:
 - a. The ordinance should specify whether it only applies to the part of a parcel that is over an aquifer or to an entire parcel, and
 - b. The ordinance should include the Loon Pond Area and should check for conflicts with the Loon Pond Ordinance.Richard Head said he would add the changes discussed. Linda White said that she would contact Robyn Payson to arrange for meeting and sharing the commission's review.
2. **Contoocook and North Branch River Advisory Committee** – Linda White shared that Terry Yeaton had reported that he had checked the minutes of the Committee's last meeting and that they showed that Michael Black would be making the required ARM payment.
It was noted that the HCC would need to recommend a new representative on the River

Advisory Committee. The issue was tabled to a future meeting.

NEW BUSINESS

- 1. Chairmanship** – The Commission discussed options in light of Terry Yeaton's resignation. Linda White said she wasn't able to assume the position. Richard Head said he would be limited because he often works out of town. He would be willing but would have to ask others for assistance on numerous items.

John Segedy moved: *To appoint Richard Head as Chair.*

Linda White seconded. Motion passed 5-0.

Roger Shamel was asked if he would be interested in moving from an alternate to a full time member. He agreed to. Consensus of the HCC was to recommend the change to the Selectboard. Laura Buono said she would bring the recommendation to the Selectboard.

- 2. RSA-91A** – Richard Head reminded members to be careful about e-mail communications.

OLD BUSINESS cont.

3. Contoocook Confluence Trail

Roger Shamel asked about the trail. The HCC discussed it and the potential to make as much of it as possible handicapped accessible. Richard Head said he would talk to Terry Yeaton about still helping out on the project.

ADJOURNMENT

Richard Head moved: *To adjourn.*

Russ Galpin seconded. Motion passed 5-0 at 8:50 pm.

Respectfully Submitted:

John P. Segedy
Recording Secretary
Approved August 2, 2018