

<p><b>TOWN COUNCIL MEETING</b>  <b>September 19, 2011</b></p>
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The Town Council meeting was held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth Road, Londonderry.

**PRESENT: Town Council: Chairman Sean O’Keefe; Vice Chairman Joe Green; Councilors: Tom Dolan, John Farrell (9:06), Tom Freda, Assist. Town Manager/Finance Director, Susan Hickey; Executive Assistant, Margo Lapietro. Absent: Town Manager Dave Caron.**

**CALL TO ORDER**

**Chairman O’Keefe opened the meeting at 7:02 PM with the Pledge of Allegiance. This was followed by a moment of silence for the men and women fighting for our country.**

**PUBLIC COMMENT**

**Dispatch Committee Candidate Interviews** – Chairman O’Keefe reviewed the “Charge” and interviewed the following candidates who all proceeded to share their background information. Councilor Dolan asked everyone the same question which was if anything would change their mind about objectively looking at facts and making appropriate decisions. The universal response from all the candidates was that nothing would make them change.

<b>Interested Residents</b>	<b>Experience/Background</b>
Brendan Burns	16 years experience on Man. Fire Dept., Lt on force, worked on dispatch overhaul; teaches communications at the Fire Academy
Cindi Rice-Conley	Long-time community volunteer; Town Moderator
Vincent Curro	Long-time community volunteer; part-time fire dispatcher and volunteer firefighter
Linda M. German	17 year resident; business executive; former licensed EMT-D
John M. Grennon	19 years of public safety employment
Rob McIntire	24 year resident; Crime Analyst with Pelham PD; loss prevention specialist
Don Moskowitz	33 year resident; Management Background; SNHPC representative
Edward Nolan	6 year resident, No. Reading, MA Police Chief; served on E-911 and Public Safety Communications Center Study Committees
Bradley Osgood	19 year resident; Deputy Chief at Concord PD; responsible for budget mgt. and regionalization issues
Arlene Sochalski	36 year resident; retired nurse; user of emergency medical dispatch and services
John Velliquette	28 year resident; extensive business background with Raytheon; Library Trustee

Other questions were what they could add to the committee and did they look at their charge as being both a safety and a budget issue. All the Councilors thanked the volunteers for coming in tonight to be interviewed. The consensus was that the candidates all brought a wealth of experience and background to the committee. Councilor Dolan suggested that all the candidates attend the Town Council/Workshop being conducted next Monday night about the fire on Hemlock Street. Cindi Rice-Conley asked when the decision will be made for the 4 candidates, Chairman O'Keefe responded at the 9/26 meeting. Councilor Dolan made a suggestion to the Chairman to expedite the selection process by directing the four other Councilors to come back to the Chair with a selection of candidates and perhaps pick some Alternates. Al Baldasaro, 41 Hall Road said he was going to sign up for this committee but he signed the petition and thought it was a conflict of interest to volunteer for the committee after signing the petition. Councilor Farrell pointed out that it was a non-binding petition it was not a legal document and the petition was only about going to Derry. Chairman O'Keefe stated that the members of the committee were hopefully going to make an unbiased opinion; making an educated decision on the facts that are before them. Councilor Freda said everyone was asked if they could make an independent decision and they all responded yes.

Councilor Farrell introduced Officer Geoff Pushee from the NH Fish & Game (NH F&G) who was asked to answer questions on what goes on around the state regarding target/skeet shooting and provide input.

### **PUBLIC HEARING**

**Councilor Farrell made a motion to open the Public Hearing, second Councilor Freda. Council's vote was 5-0-0.**

**Ordinance #2011-07 – Relative to an Amendment to Title I, Chapter XXVI, Prohibited Activities on Town Property** – Officer Geoff Pushee, a Conservation Officer with the NH F&G, Law Enforcement Division was in attendance. He currently covers 12 towns from Nashua to Bow so he has the occasion to see how other towns handle their conservation properties. Councilor Farrell said hunting is OK, legal gun ownership use is OK, some people had an issue with it being a 2<sup>nd</sup> Amendment issue. Officer Pushee said the Councilors have every right to do what they want with their property. The Councilors do have the option to shut it down to hunting; there is no second amendment issue there. Other towns have shut down properties for the use of firearms. An Ordinance can be made to shut this down to target shooting. Councilor Farrell said it is also a pollution issue. Off. Pushee said towns are having big problems with people not picking up spent shells or shooting at objects and leaving them there, which is the issue that is coming up in a lot of towns lately. Councilor Farrell said the NH F&G is supportive of hunting, skeet shooting, practice shooting and using firearms properly. He asked his recommendation for that. Off. Pushee said the best way he thinks it should be handled is by sectioning off a piece of the property; post it as a shooting/target range, make it a take in/take out facility, pick-up litter. If they are leaving litter the NH F&G and the Londonderry Police Depart (LPD) can patrol it. They will be issued fines or whatever the Council chooses to do. As he understands it the problem came about from target shooting, not hunters. He said he has not had one complaint about hunting or target practicing in this area for three years. His best suggestion is to section off a piece of the property as a target area and post it. F & G Clubs do

that; it boils down to a safety matter. He emphasized that all the hunters have gone through a hunter safety education course. Councilor Farrell said his current understanding is that once this has been brought to our attention our insurance carrier has told us that we could have a liability issue that if we don't have a defined decision on this that they would drop us or we would have to change our insurance on anything along those lines depending on what we do here. He said he has not heard a clear answer on that yet. Off. Pushee said he has seen ordinances in other towns allowing shooting/hunting only from Sept-Dec. One of his co-workers has seen ordinances allowing only hunters with licenses being allowed to shoot on the property because they have been through the hunter education training. He said it would be a shame to shut down the whole property to hunting and shooting. Councilor Dolan said he agrees with the Officer, it is not a 2nd amendment issue; anybody's right to bear arms is not being impinged upon. We had competent legal advice about that question. He said just because we can do it does not mean we should do it. He said he needed to get answers to five questions:

- 1) Can we preserve the public's right to bear arms – yes.
- 2) Can we preserve a rich hunting environment – yes.
- 3) Can we provide a safe place for the non-shooting public to recreate – yes.
- 4) Do we have any issues with potential safety conditions with low flying aircraft – As aircraft arrive they are over the Musquash what are the issues that could happen with skeet shooting with low flying aircraft. Does the FAA have issues with that?
- 5) Can we provide a low or no cost target shooting venue to the public – he said he is in favor of having a target area. It is up to the taxpayers how they want to pay for the cost to erect a target area. He suggested taking advantage of the National Rifle Association's 50/50 match.

He stated that we can find a path for both hunters and recreation issues and encourage target shooting. He recommends sectioning off an area in town and he said we should call on our residents to come forth and come up with an acceptable area for a range. Preserve the hunting but ask the target shooter to do it at an approved range or on private property. LPD Chief Bill Hart said he talked to the Airport and they did not have an opinion; they understood the issue and saw no need to weigh in since they did not wish to impinge on any town action whichever way we go. Councilor Freda asked Off. Pushee if he patrols the Musquash – he responded yes. Councilor Freda asked what is the safety issue if we are not stopping shooting. If we do stop target shooting there are still shots going off with shotguns because rifle shooting is not allowed. We are still going to have firing at moving targets by individual hunters who are moving. The entire Musquash is essentially a range and he asked the Officer if he agreed with that. Off. Pushee responded he would not say it is a range. He said hunters take good well aimed minimal shots at 30-40 yards. Councilor Freda challenged Off. Pushee by asking him if he could guarantee him that no one has ever been hurt by a hunter firing a shot in NH. Officer Pushee said it has happened, but it is one of the safest sports there is. Councilor Freda said his concern is that we are banning one type of firearm and not banning another. Off. Pushee said that is why he is recommending a designated range where people can shoot, it is confined. Councilor Freda said his concern is it is an overreaction to one incident. In 3 years there was no reports of complaints to the NH F & G and the Chief of Police reported there were 9 incidents over 3 years where they had complaints of firearm noise. Chairman O'Keefe clarified that was for the whole town. Councilor Farrell said that what the Officer is saying is that there are rules, when those

rules are applied you have good safety. What he is saying about target shooting is put up some rules and you will have good safety. Councilor Freda said the issue is safety; the far greater issue is firing a shotgun at an unknown time at an unknown angle. You are firing through the whole Musquash. Councilor Farrell said that signs are posted during hunting season to dress appropriately and list the months of the hunting seasons. Councilor Freda said the presumption is that the target shooter is violating every conceivable rule, he said he does not see the logic in that. Off. Pushee said he is not saying they are; he is saying it is a good idea to have an area where people can target shoot. Councilor Freda said we are making a rule about something that has not been a problem in 40 years. If we are going to limit target shooting because somebody was violating the rules to begin with how are you going to stop them from violating the rules because they don't want to go to the designated area. If the premise of your response is that this guy was doing something he shouldn't be doing what you think building a target shooting range is going to do. Off. Pushee said you have the option to make the ordinance that target shooting is allowed between Sept 1<sup>st</sup> and December 31<sup>st</sup> so people can target practice and hunt there. He said he is only offering suggestions he does not want to see hunting and shooting taken away from the Musquash it is a great place for people to go. It is one of the biggest areas in southern NH. Councilor Freda responded his problem is if the person that was target shooting was a criminal, who shouldn't have been out there with a gun; shouldn't have been out there with that type of gun; shouldn't have been doing what he was going to do; he does not see how making a designated range is going to make him comply with those rules. Off. Pushee replied he is not saying that either. Councilor Freda said there have not been a lot of law abiding people going out there target shooting properly and going to different areas. Laws are not going to make people be irresponsible. Off. Pushee said he is just making different suggestions. Councilor Farrell said he thinks the insurance company will require the area be posted and say that target and skeet shooting can go on anywhere in the Musquash and then we are covered. Councilor Freda stated that we don't have a problem. He asked for the names of towns that have actually designated target shooting in certain areas. Off. Pushee responded he doesn't know of any but he knows that Salem regulates it from a certain date to a certain date and also regulate what animal can be taken. There are no other towns that have set up shooting ranges, it is just a suggestion. Councilor Freda asked if skeet shooting has been banned in other towns, Off. Pushee responded no. Councilor Freda asked if he has received any complaints about target shooting in any areas he patrols. Off. Pushee responded he gets complaints about target shooting all the time, some on town property and some on private property but mostly it is the litter issue. Councilor Green said it is a 2<sup>nd</sup> amendment right. He said he did research and quoted a paragraph from a DC Supreme court case where it clearly states it is a second amendment right. Al Baldasaro, 41 Hall Rd said RSA 212:34 said it is a liability for land owners. The State of NH protected land owners because we take our 2<sup>nd</sup> amendment right to hunt, fish, etc. There are liability laws in the state of NH to protect that. Putting in an ordinance will cause a police officer to make tough decision and it will have to be proven in court. If the Conservation Commission saw a young kid shooting they should have called the LPD. If they are shooting at TV's or radios they are breaking the law. This is "feel good" legislation that opens up law suits and causes more problems. Councilor Dolan asked what law is being broken if someone is using a stereo as a target. A. Baldasaro said it is littering. A. Baldasaro said if we ban hunting and you have 6 shooters there, they all might shoot at the same deer, 1 got it but the other 5 are target hunting. Councilor Farrell said no one is banning hunting. A. Baldasaro clarified what he said. Councilor Green said NH Code Chapter 163-b is the litter control law. Dan Tamborello, 3 Royal Lane said he agreed with everything

that Rep. Baldasaro said. He said he did trap and sheet shooting, had military training in guns and as a pilot. He proceeded to explain the height of skeet and trap shooting saying the glide slope of a plane will not interfere with the shooting angle of a shotgun. Warren, St. Casey, of Sparhawk Dr asked what the issue at hand is. Why is target shooting an issue? Chairman O'Keefe read the proposed change to the Ordinance. W. St. Casey said firearms are being utilized so why is target shooting an issue when somebody is trying to become a proficient hunter. He suggested staying in the middle of the Musquash or in a designated area for target shooting. Councilor Dolan said part of the issue is safety and liability. Target shooting is not limited to a particular type of a weapon or a particular time of the year. During hunting season people either don't use Musquash or wear hunter orange. Rick Olsen, identified himself as the past President of the Londonderry F&G. He stated he is currently on the Board of Directors of the Club and has been a member since 1977. He explained they own 83 acres and have the Musquash Conservation land on 2 sides. He stated they have rules about target shooting on their property and they don't want pollution. Making a ruling for no shooting in Musquash will make the complaints rise for the Lon. F&G Club. The data does not support the action. He said the Lon. F & G Club opposes the ordinance; they perceive it as another issue where they are bumping up against them. Councilor Dolan said we are not banning shooting or hunting in the Musquash. R. Olsen said three years ago there was an attempt to ban hunting now it is attempt to ban shooting. Councilor Dolan asked him if he were to dismantle the back stop and the side berms and just have the down range open at his club, would you still allow target shooting there. That is what is being done in the Musquash. R. Olsen said they are a F&G Club, they have ranges. Councilor Dolan clarified that we have target shooting in an area where there is no range. R. Olsen said there is a variety of terrain in the Musquash, he could find a place that is a reasonable area to shoot in. Councilor Dolan said not everyone would have his expertise to select an area where the down range impact is zero. Councilor Dolan said we should direct people where to shoot. R. Olsen said the Lon. F&G supported the LPD building their own facility. They are not against Londonderry establishing a designated shooting area. What he is against is the whole uncomfortable notion of eliminating shooting in the Musquash. Hunter ethics is a big issue. R. Olsen informed the Council that if residents who are hunting in the Musquash enter onto their land it is OK with them, their land is open; if people want to recreate on their land that is OK as well. Councilor Dolan asked R. Olsen how they prevent people from wandering onto their property. He responded within their property where the ranges are, every 50 ft down range they have bright yellow signs saying "Keep Out Active Firing Range". He told about the incident he had with an ATV rider that came to him complaining that a bullet whizzed by his head. R. Olsen pointed out that he ignored the posted signs. He asked how do you regulate the actions of stupid people, you can make all the laws you want and there is still going to be stupid people. Bob Chiras, 83 High Range Rd. said you are saying that you are going to make this illegal if it occurs in another area other than where it is designated. He said the Council has limited the activity that the LPD can apply and proceeded to explain. Councilor Farrell said the LPD has some discretion on how they handle things and use the land in a safe manner. B. Chiras said don't tie the hands of the LPD; do no harm with what you do. Tom Kimball, 51 Kimball Rd, owns the Londonderry Country Club, which includes 100 acres of land next to the Musquash. He said in prior years he had the same Ordinance but it was more stringent than the one here today and it was shot down. The noise has been a nuisance for his Country Club. He has made many complaints about target practicing in the Musquash and at the LPD shooting range. He referenced the indoor shooting range on Brown Ave. in Manchester and

suggested the police and public us that. He asked if the LPD shooting range is being regulated and are they cleaning up their range. Chief Hart responded they do clean it up. He asked why the use of suppressors wasn't being done. Councilor Farrell stated that if the LPD is told that there is an event at the Country Club they will not use the range. T. Kimball responded that was new to him. Chief Hart stated that is correct and they don't shoot on weekends if they can help it. He said Capt. Dussault has had multiple conversations with Mr. Kimball regarding safety issues; they do assure that the lead is taken care of; they make every effort to minimize the use of that range as much as they can. He informed Council that by having their own range it has reduced their overtime considerably over the past 3 years. They limited the use of other agencies use of the range which was donated by Mr. Charbonneau from Continental Paving. They have now eliminated training from other towns in response to Mr. Kimball's concerns. Councilor Dolan asked how they prevented projectiles from exceeding their range. Chief Hart said they have a series of berms that are over 20ft. high and they are on both the sides and the back. They shoot directly into the berms. Councilor Dolan asked if you didn't have a backstop would you continue to have target practice. Chief Hart replied they would not use it. He explained they utilize short spaces with lots of rounds; they use under a 100 rounds per officer during practice sessions. Mr. Kimball recommended using the indoor shooting range in Manchester. Dan Bouchard, 8 O'Connell Dr. said as a police officer he does not remember receiving many calls from the Musquash but many from West Rd. Most of the people there are from out of state and they littered. Shotguns can be used in Londonderry, not rifles. If we do a designated shooting area are you going to limit it to just shotguns or are they going to be able to use rifles which have a greater traveling distance. Betsy Mechachonis, 44 Kimball Rd. said the target shooting is loud. She said she lived there 22 years and target practice that close to residential units are a nuisance. She suggested that people target practice at the F&G. She gave the Council two letters from other residents (attached). Don Jorgenson, 6 Rolling Ridge Rd said he does not frequent the Musquash during hunting season. His concern is the noise pollution. If we put another range in the Musquash the noise pollution will increase. He suggested going to an indoor range; control the noise. He said he does not want another range specifically an unsupervised range. Councilor Farrell stated that he is close to tabling this item because he is not getting enough answers. D. Jorgenson said noise pollution is an unnecessary burden on the citizens of this town. Steve Homsley, 16 Oriole Ln. said he has lived there for 19 years and said the noise is a problem and every time he asked the questions of how many people can be target shooting, what hours are to be used for target shooting, he's got the reply "we don't know". Councilor Freda poised the questions if we banned target shooting or put it in a designated area what are the guarantees it would be stopped or they would use only the designated area. S. Homsley responded you can't guarantee it. Councilor Farrell stated that we did not know we had a problem until about a month ago. We don't have clear answers, he wants some more information on this subject. People are looking for a place to shoot, we have a lot more work to do before we vote on this Ordinance. Councilor Dolan said the Officer from F&G brought up the option to restrict target shooting to licensed hunters only because they have been through the safety courses and we should consider that. Councilor Green said the way it is written right now is not useful, he would like to see it tabled indefinitely. Councilor Freda said he is not in favor of banning it on all the town properties which is the way it is written. Councilor Farrell said he doesn't think we should table it indefinitely; it needs to be addressed at some point. We need more direction. Chairman O'Keefe said we could table it as written and have the Town Manager draft something new. Chairman O'Keefe said he is not in favor of this Ordinance due to the concerns he has

heard. Glen Douglas, 6 Overlook said he used to be a member of the Lon. F&G and has used the indoor range in Manchester and both of them are expensive. Up until a month ago there was no problem other than noise pollution. There have been a handful of people who want it stopped. He said he does not want to be in a range and relayed an experience he had while he was in one. A town sponsored, town owned range will get you in trouble. He said this is not an issue; there is not a roomful of people asking for this to be stopped. A. Baldasaro said when tabling the motion it means it can come up another time, just vote it down. Councilor Farrell said tabling it is telling the community we are still looking into it. Councilor Freda stated that the Council passed rules and according to one of their rules the tabling is equivalent to defeating the question tabled. **Councilor Green made a motion to table the Ordinance indefinitely, second Councilor Farrell.** Councilor Dolan requested that we add to the motion that we ask the Town Manager to use our GIS resources to select some options. Chairman O'Keefe responded we can do that after the motion and leave it separate from this. We can direct the Town Manager to do that as a separate part of business. **Council's vote to table indefinitely is 5-0-0.** Chairman O'Keefe asked the Council how they feel about giving the Town Manager direction to look at the noise pollution, come back with answers to liability questions, and enforceability. Councilor Farrell said we have to follow through with this issue. Councilor Dolan said we have the responsibility to follow up the issue even though it will be difficult to enforce. Councilor Farrell stated that we want to know a definitive answer from our insurance carrier. Councilor Dolan said the issue is what is going to be the impact to our rates. Now that we know the issue and we choose to do nothing about it what is the level of liability that the taxpayers are responsible for. He also suggested having the GIS Manager find some places in the Musquash that are safe, and can minimize noise. Ultimately target shooting will result in safer gun use and safety around a target area is important. Councilor Freda said his concern is that you are putting a known noise problem in another area.

**Councilor Farrell made a motion to close the Public Hearing, second Councilor Green. Council's vote was 5-0-0.**

### OLD BUSINESS

Appointments to the Public Safety Dispatch Services Study Committee – Chairman O'Keefe requested the information on who to appoint to the committee be sent to him by Thursday so a decision can be made at the 9/26/11 meeting.

### NEW BUSINESS

Street Renaming Issue – Councilor Farrell stated that this is something that used to be handled by the Planning Board and said we should think about sending this back to them after this meeting. It was always a Planning Board issue for 20 years. Council consensus is to have the Street Naming go back to the Planning Board. Chairman O'Keefe directed Sue Hickey to ask the Town Manager if this could be done. GIS Director John Vogl said the issue is that the RSA's require the governing body to make the decision. The issue will be brought up with the Town Manager. J. Vogl explained that Hovey, Hardy and Harvey sound alike and that according to the E-911 standards the streets should be renamed. They are difficult to dispatch to. The approach is to recommend changing Harvey. Hovey and Hardy by themselves are distinguishable enough

to leave them unchanged if Harvey was removed from the mix. The recommendation presented to the residents of Harvey Rd. was to split the road in segments and rename those segments based on the existing alignment. He displayed a map showing the roads in question. The part of Harvey that extends north to Pettengill Rd. will be renamed High Range Rd; from Pettengill Rd. to Grenier Field Rd. will be renamed Pettengill Rd; from Grenier Field north to the Manchester line will be changed to Grenier Field Rd. Most properties are commercial; whose owners made known that that there would be significant costs to those business to change their street names. The total cost to the business would exceed \$130K. The alternate approach would be to rename both Hardy and Hovey Roads which are residential. They are asking the Council's opinion because this is a policy issue that they should decide. Councilor Farrell said he does not want to change anything. There is historic value to Hardy and Hovey Roads. He understands why the businesses don't want to change because of the financial impact. He stated that these roads are located in 3 different parts of town, he has to be further convinced. Councilor Dolan questioned if this request is coming from the state or our local dispatch. J. Vogl said it is coming from the state E-911. Chairman O'Keefe asked Cindy McMahon who is a long time dispatcher for the LPD if it was an issue with the LPD. C. McMahon said the issue is not so much with the initial dispatch with both the LFD and the LPD. Both the LPD and the LFD know this is an issue over the airways. They will dispatch it by spelling the name or distinguishing them. She relayed a recent incident where the initial dispatch is not heard by everyone responding and an officer was responding to the wrong street. She said it becomes more confusing when mutual aid is involved or it is filtered through a 911 dispatcher. Councilor Dolan asked if we could just change them to street, avenue, etc. C. McMahon said sometimes you can't get the difference in an emergency issue with cell phones cutting out. Councilor Dolan said he recommends that we should pay close attention to the businesses because of the financial costs. He suggested leaving Harvey unchanged because we don't want to inconvenience the businesses that have come to town. Councilor Freda asked if you change a name to a road how long does the Post Office keep forwarding mail; J. Vogl said one year. Councilor Freda said the IRS is 2 years behind in their audits, legal notices, etc won't get delivered, that is a practical problem for most people. J. Vogl said you would have to ask the post office about that. J. Vogl said it is in their charge to move ahead and rename Hardy and Hovey which is the recommendation. Councilor Green said he would definitely change 2 of the streets but not change Harvey Rd. due to the financial aspect Reed Page Clark, III said Hardy and Hovey are family named roads, Harvey is not, it was called "Skim Milk Road". He asked the Councilors not to rename Hardy and Hovey. Councilor Dolan asked if they were changed to Lane, Street or Drive would that be acceptable and he responded it would. Councilor Farrell said that the committee still has to go to the homeowners for the name changes. J. Vogl said changing the names to Street, Lane or Drive will not meet the naming standards they are looking for. Larry Thibodaux owns Hampshire Fire Protection and J & L Realty located on Harvey Rd. He said people spoke at the last public meeting and said not to change the business addresses and said to change the residences. There are 64 homes on Hardy and 58 on Hovey and 36 businesses on Harvey Rd. He went to each business and asked for the costs they would incur to change their addresses; he is up to \$168K which is for just half of the business on Harvey. He received an estimate just today from Concentra and they said it would cost \$48K. He proceeded to list the business he heard from and the costs to change their addresses. Chairman O'Keefe said the issue is not with the Council because we are aware of the situation in the economy and what it means to businesses. The problem will be with the state who will be inflexible. Councilor Green suggested adding Saint or Mount in front of the name.



J. Vogl said the liability concerns are a problem because the town has been made aware of the conflicts with the potential dispatch of emergency apparatus going to the wrong location; we need to do something about it. Fire Marshall, Brian Johnson said Hovey is also broken up into sections. We try very hard to get it across to the mutual aid equipment where they are going; Hovey is a hard road to give directions to because of its location. Nancy Maguire represented Wirebelt and stated that their costs would be about \$59K. She said they are about 300' from Harvey Rd. in Manchester which would cause a problem for them. Councilor Dolan asked J. Vogl if Manchester is considering changing names as well. J. Vogl said he didn't know but the issue is having duplicate names within the municipality. Wirebelt would be given a Grenier Field address and the next property over on the Manchester side would have the Harvey Rd. address. The Chairman thanked the business people who came to this meeting. The consensus of Council was not to change Harvey Rd. but to change Hovey and Hardy.

**Tax Abatement Request – Bockmon Manufactured Home Community** – Sue Hickey said she needs concurrence on the two mobile homes because they are dilapidated and abandoned and there are liens on the properties. Councilor Farrell clarified that they are asking to remove the homes, replace them with new ones and forgive the past taxes, S Hickey responded that is what they were asking. Dan Bouchard is the manager and was in attendance. He said currently they can't do anything with them due to the town liens for taxes. The liens are on the trailer not the land. The consensus of Council was to grant the tax abatement request.

**Resolution #2011-17 – Relative to an Impact Fee Assessment upon Riley Investment properties** – Councilor Green made a motion to accept, second Councilor Dolan. Community Development Director Andre Garron said a proposed gas station/convenience store is being built at Exit 5 on the corner of Liberty Drive and Rt. 28. A traffic study was approved. Impact fees have changed in that area because some of the improvements that were proposed in the Rte 28 east corridor are being completed by NHDOT; it is going from a 2 lane highway to 4 lanes. The impact fees are no longer required in that area until they get a comprehensive study done in that area. Another intersection will come before Council in the future requesting eliminating impact fees at the 128/Stonehenge/Litchfield Rd intersection. Councilor Dolan asked about the intersection at Gilcreast/Pillsbury Roads at the Woodmont area near Sugar Plum; is that intersection going to be reconfigured. A. Garron responded there have been a few alternatives, including a rotary, or lights. Councilor Dolan stated that he hopes that intersection will be reconfigured. A. Garron said that is a requirement in the PUD to see what the traffic impact will be for that area. **Council's vote was 4-0-1, with Councilor Green abstaining due to a conflict.**

### **APPROVAL OF MINUTES**

**Minutes of Council's Public Meeting of 9/12/11** – Councilor Dolan made a motion to accept, second Councilor Freda. Council's vote was 5-0-0.

### **OTHER BUSINESS**

**Liaison Reports** – None

**Town Manager Report** – None

**Board/Committee Appointments/Reappointments** – None

**ADJOURNMENT**

Councilor Green made a motion to adjourn at 10:55 PM, second Councilor Dolan. Council's vote was 5-0-0.

Notes and Tapes by: **Margo Lapietro** Date: **09/19/11**

Minutes Typed by: **Margo Lapietro** Date: **09/21/11**

Approved by: **CIP Committee** Date: **09/26/11**

To: Londonderry NH Town Council  
Re: Proposed Shooting Range in the Musquash Reserve  
Date: Sept 19, 2011

Gunfire in the neighborhood was conspicuously absent this past weekend as a prelude to the Monday town meeting regarding a shooting range in the Musquash Reserve. Surprise, surprise. Other weekends residents are subjected to gunfire noise, sometimes around the daylight clock, as much as 7 days a week.

My residence is at the corner of Kimball and Faucher Roads. I am currently subjected to gunfire from the Fish & Game Range, as well as from the town police range, which I understand is shared by 3 towns and the State Police for practice. The range never had a hearing or met with a show of public approval.

The noise from these activities has yet to face a serious challenge as to noise abuse of the surrounding community, but please be advised this movement is building.

Big-bore discharge and semi-automatic burst firing of assault weaponry have no place in this town's open air. Such activities do belong at an enclosed, sound-proof range, such as exists on Brown Avenue.

Lest you think I am anti-gun, I am not. I was a former hunter and NRA member, a target and skeet shooter, with five guns in storage. There is a place to shoot practice rounds. It is at existing, monitored ranges, with adult supervision, and people responsible for who attends, and how activities are conducted. Grounds are maintained, and public safety is primary.


This is absent from the proposal by the "oh, let's have a shooting range" supporters. Let me remind them they do have one ... join the Fish & Game. Let me also remind everyone the barrage of empty beer cans and bottles along the roadside in front of my house, is put their by unsupervised under-age drinkers discarding the "evidence" of consumption. It would be a crime to give these same individuals access to an unsupervised shooting range, only hundred of feet from a residential community, many children, and a public golf course.

There are reasons why motorbikes, dirt bikes and ATVs are prohibited from using the Musquash. It is in the name of safety. Is this proposal saying these are unsafe, but guns are?

A majority of Americans voters are simply fed up with governments at all levels across this country, ignoring the needs of the many and addressing the needs of only a vocal few. The world, including Londonderry, is an environment that has to be shared, with common sense dictating what is safe, as well as what constitutes homeowners' peace and tranquility guaranteed by our founders. I hope that your thoughts match mine.

The last last thing this neighborhood needs is less safety and more noise pollution.

Enough is enough. No new shooting range in the Musquash Reserve.



James Mechachonis  
Londonderry Resident/Property Owner for over two decades 44A Kimball Road

P.S. By the way, check out the Union Leader headline story today. Insanity.  
**City man, 20, gunned down in his driveway**

-2-  
Why would you put the  
needs of those who want  
to use the conservation  
area as target practice  
first, when in fact  
the Musquash Conserva-  
tion area is for all

*Always the first Sunday in May,  
The Walk for Hunger is dedicated to  
feeding people and nourishing hope.*

people. I believe you  
cannot have it both  
ways.

Diane McConnon  
27 Kimball Rd.  
Londonderry

9/19/2011

To the members of the  
Londonderry, NH Town  
Council:

As a resident of this  
beautiful town, I am very  
much opposed to the  
Musquash Conservation  
area being used for tar-  
get practice. If the high-  
est concern should be  
the safety of all public  
areas, I understand there  
is a bldg. on Brown Ave.  
for target shooting; let  
those who wish to practice  
go there to an enclosed  
area used only for that  
purpose without inter-  
fering with people who enjoy  
the conservation area.