



Londonderry Conservation Commission
Tuesday, August 8, 2017
Minutes

1 **Present:** Marge Badois, Chair; Gene Harrington, Vice Chair; Mike Byerly, member; Bob Maxwell,
2 member; Mike Noone, member; Deb Lievens, member; Julie Christenson-Collins, alternate member
3

4 **Absent:** Roger Fillio, member; Mike Speltz, alternate member; Margaret Harrington, alternate member;
5 and Ted Combes, Town Council Member
6

7 **Also present:** Beth Morrison, Recording Secretary; Tim Ferwerda; Steve Feinberg; Bill Koury; Ray Breslin
8

9 Marge Badois called the meeting to order at 7:30 pm. M Badois appointed J Christenson-Collins to vote
10 for R Fillio.

11 **New Business:**

12 **Tim Ferwerda/Meridian Land Services, Inc. - 44 Wentworth Wetland permit:** Tim Ferwerda, a wetland
13 scientist for Meridian Land Services, introduced himself to the Commission and stated he was here to
14 talk about the buffer. T Ferwerda explained that he had the landscaping plans with him tonight for the
15 Commission to look at. D Lievens stated on the agenda it was noted as a conditional use permit (CUP). T
16 Ferwerda stated that the landscape architects are proposing the planting of white pines, but he would
17 like the Commission's opinion on planting red maple and red oak trees, as that is what is out there
18 naturally. D Lievens asked if he had a list of plants that are being proposed in the wetland area. T
19 Ferwerda showed her a picture of the plants. D Lievens noted there were only 4 species. T Ferwerda
20 stated it would be seeded with wetland seed, which has 20 species of seeds in it. D Lievens stated that
21 black gum likes to have wet feet, so that would be good to plant in the back rather than to try and put in
22 the front of the building. G Harrington asked if the Commission had the application for the CUP. M
23 Badois stated there was no application. G Harrington explained that a conditional use permit (CUP)
24 requires a separate application with a set of criteria on it that T Ferwerda should have filled out and
25 brought in. T Ferwerda stated that he assumed the engineers would have submitted it and did not have
26 a copy with him. D Lievens asked T Ferwerda if he had a dredge and fill. T Ferwerda stated that there is a
27 dredge and fill but it has not been approved to his knowledge. G Harrington asked how much wetland
28 disturbance there would be. T Ferwerda stated there is 3000 SF of wetland disturbance. D Lievens asked
29 if any of the disturbance is temporary. T Ferwerda stated that the recreation of the wetland would be
30 bigger than the original wetland, however, a different wetland with a different function. G Harrington
31 stated that the Commission does not have the application and therefore cannot vote on it tonight. T
32 Ferwerda asked if the Commission needed him to come back at another meeting. D Lievens stated that
33 she thought the Commission could read the application and vote without T Ferwerda coming back, but it
34 was up to him if he wanted to come back. T Ferwerda stated he would come back at the next meeting.

35 **Steve Feinberg, Nine Morrison Drive, the Nevins:** Steve Feinberg introduced himself and Bill Koury,
36 who is a member of the board at the Nevins, to the Commission. M Badois stated that she had emailed



Londonderry Conservation Commission
Tuesday, August 8, 2017
Minutes

37 the spreadsheet he had sent her to all the members so they could review it ahead of time. S Feinberg
38 explained the process the Nevins went through with the ZBA for the variance regarding the buffer. He
39 noted that when you step out his back door, you are immediately in the buffer zone without any existing
40 land separating this. He stated he approached the Nevins association about wanting to establish a
41 natural border for his lawn, but was told this was not approved as the variance was only for fertilizing
42 and there can be no cutting or clearing in the buffer. M Badois asked what was growing that he wanted
43 to cut. S Feinberg passed out pictures for the Commission to look at stating it was mostly all brush. S
44 Feinberg stated when he was told no by the association, he hired Carriage Shack Farms for the use of
45 goats and sheep to help, but the association was questioning that as well. He stated his goal was to put
46 together a chart, Exhibit 1, and present it to the Commission so there would be a consensus on what
47 could and could not be done in the 25 foot minimum, the buffer zone and conservation land. G
48 Harrington asked what the variance stated. M Badois stated that the variance allowed the residents that
49 were affected to be able to measure from their foundation 25 feet out for a lawn. M Badois stated that
50 she felt the question that was causing angst with the association at the Nevins was regarding the
51 difference between maintaining an existing lawn versus creating a lawn within that 25 feet. M Byerly
52 stated that he thought the resident would need to clear this up with the Zoning Board as the variance is
53 worded as "continue to maintain the existing lawn" and does not say anything about clearing land. B
54 Koury stated that the board at the Nevins denied S Feinberg's request because they are interpreting the
55 variance as it applies to maintaining existing lawns, not to create a lawn. He pointed out that a decision
56 would apply to all the residents of the Nevins, not just S Feinberg. G Harrington stated that the only
57 thing on Exhibit 1 that he has a problem with is chopping or chipping fallen trees pushing them further
58 into the buffer zone. The Commission members then went through Exhibit 1 with S Feinberg and B
59 Koury and the finished product is attached to the minutes. G Harrington read from Section 2.6.3 of the
60 Londonderry zoning ordinances stating "Production, cultivation, growing, and harvesting of any fruit,
61 vegetable, floricultural or horticultural crops, except turf grasses, conducted in accordance with best
62 management wetlands practices for agriculture (July 1993, amended September 1998; (on file with this
63 ordinance with the Town clerk) but not within 25 feet of the edge of wet of the adjacent wetland.
64 Fertilization shall be limited to lime and wood ash." B Maxwell stated that goats and sheep can be
65 brought in and then seed it with pasture grass. M Byerly made a motion that the Commission authorize
66 the chair to send a letter of support for expanding the variance to allow all residents of the Nevins to
67 have up to 25 feet of lawn behind their house, whether it exists or not, to the Zoning Board. M Noone
68 seconded the motion. The motion passed, 7-0-0.

69 **Revised plans for Whispering Pines:** M Badois read from a memo that she had received to the
70 Commission about the project while the rest of the Commission reviewed the plans. G Harrington noted
71 that there were comments on the plan from Fish and Game and Natural Heritage with
72 recommendations from the agencies about animal species of concern. G Harrington also read from the



Londonderry Conservation Commission
Tuesday, August 8, 2017
Minutes

73 plan that there had been a need identified to provide compensatory storage to replace the flood storage
74 filled by the proposed wetland crossing. The consensus of the Commission was this information was for
75 their review and no vote was needed.

76 **Old Business**

77 **Baiting:** J Chirstenson-Collins stated that she had not prepared the policy yet and would present it at
78 the next meeting. G Harrington stated that in his opinion he felt baiting allowed for safer hunting in an
79 area as dense as Londonderry. M Badois stated it would be on the agenda for the next meeting.

80 **Old Home Days:** M Byerly stated the Commission received the last booth. M Badois stated that she
81 ordered a new banner for the booth. M Badois asked for suggestions from the Commission to get kids
82 involved. G Harrington suggested that kids could locate the closest wetland or conservation area to their
83 house on the map the Commission has.

84 **Policies:** M Badois stated she looked through her files and found the following policies: RSA about
85 Conservation Commissions, Kendall Pond Conservation Area, camping, public meetings, voting on DRCs
86 and expedited minimum impact wetland application. M Badois stated that these policies were on a
87 thumb drive and asked if these policies should be memorialized and put on the website. G Harrington
88 stated that the Commission should review the policies before they are posted on the website or
89 memorialized. M Badois asked if there are any more policies that the Commission had or wanted to
90 create. G Harrington stated that the Commission should write a policy about having the chair authorized
91 to file for an intervention for dredge and fills. M Byerly suggested a policy regarding monitoring of
92 easements or conservation properties. D Lievens suggested a policy regarding public comments. (Ray
93 Breslin, resident, 3 Gary Drive requested to speak at this time. He wanted to talk about the material he
94 spoke about at the last meeting. The Commission stated that at this time, they were talking about
95 policies. M Badois read from the Town policy noting that "except, as required in a public hearing, the
96 public has no guaranteed right to speak." M Badois stated she had spoken to R Breslin before, and if he
97 would like to be on the agenda, he has to email her before the meeting. R Breslin asked to speak about
98 something else and M Badois stated he could. He stated that at the last meeting he had spoken to the
99 Commission about being interested in helping to protect the water. M Noone noted that the
100 Commission had listened to him last meeting and agreed that a task force would be a great starting
101 point and recommended he should contact Kevin Smith, Town Manager. R Breslin asked to be on the
102 agenda for the next meeting). M Badois suggested that any ideas for policies be emailed to her and
103 discussed at the next meeting.



Londonderry Conservation Commission
Tuesday, August 8, 2017
Minutes

104 **Articles for Londonderry Times:** M Badois asked for a volunteer from the Commission to coordinate
105 with Paul Margolin regarding the newsletter. D Lievens stated that she would coordinate with P
106 Margolin and report back to the Commission.

107 **Trail signs:** M Noone stated that he has 10-15 signs pre-made and 48 blanks that he just has to drill
108 holes in. He stated that members of the Commission should walk the trails and mark where signs are
109 needed. M Byerly stated that he received an email from Charlie Goodspeed who is going to complete
110 an audit of the Musquash signs and current conditions and send pictures. M Byerly suggested that some
111 members get together outside of a meeting to compare notes and map it out. He also suggested that
112 the Commission might be able to assign this work to C Goodspeed and his crew. M Badois asked if C
113 Goodspeed is mapping out the "you are here signs." M Byerly stated that he had emailed Bob Saur at
114 Trailways a week ago and is awaiting an update.

115 **August public walk:** M Byerly suggested starting out at the Town Common then go through the new
116 trails in the town forest area and then out the other side to Adams Road. M Byerly suggested the date of
117 August 26, 2017 for the walk. He pointed out the Commission should promote the walk at Old Home
118 Days.

119 **Improvements:** M Noone asked if there was any progress on trying to meet with the Town Council and
120 the public members the Commission had met with regarding improvements. M Noone suggested that
121 the Commission reach out to Ted Combes and have him work on setting up a meeting with the Town
122 Council. M Badois stated she would reach out to Ted Combes.

123 **Correspondence:** M Badois stated that she received a letter from Captain Ray Brown about kayaking on
124 Scobie Pond and having a beaver chase him to warn the Commission prior to the Scobie Pond paddle,
125 but it was not received in time. M Badois presented a newsletter from Tree Farmer that mentioned
126 Fred Gorman's retirement and informed the Commission that the Rockingham County Advisory Council
127 for Cooperative Extension is interviewing someone to replace him. M Badois stated that Karen Bennett
128 from the Cooperative Extension sent her information about the firewood quarantine that might be of
129 use for the articles.

130 **DRC:** The Commission observed the plans for the change of use on Young Road. The Commission noted
131 there were no wetlands.

132 The Commission observed the plans for South Road subdivision. The Commission stated they need to
133 show conservation overlay signs every 50 feet. G Harrington asked if the state still has the use of
134 abandoned King's Road to monitor conservation properties.



Londonderry Conservation Commission
Tuesday, August 8, 2017
Minutes

135 **Minutes:** The Commissioners decided to review the minutes of July 25, 2017, at the next meeting on
136 August 22, 2017.

137 **Adjournment:** G Harrington made a motion to adjourn the meeting at 9:43 p.m. B Maxwell seconded
138 the motion. The motion passed, 7-0-0.

139 Respectfully Submitted,
140 Beth Morrison
141 Recording Secretary
142