



Londonderry Conservation Commission
Tuesday, March 9, 2010
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1 **Present: Deb Lievens, Mike Considine, Ken Henault, Truda Bloom, Ben LaBrecque and**
2 **Mike Speltz (late).**

3
4 D. Lievens called the meeting to order at 7:30.

5
6 February 23, 2010 minutes- The following amendments were suggested to the minutes of the
7 public session of the February 23, 2010 meeting:

- 8 1. Line 26; correct the spelling of the name “Summers” to “Sommer” (D. Lievens).
- 9 2. Lines 26-27; add “She has also requested a more explicit breakdown of the
10 supplementary costs” (M. Speltz).
- 11 3. Line 28; replace “project agreement” with “notice of grant agreement and executory
12 interest” (M. Speltz).
- 13 4. Lines 28-29; remove “D. Lievens asked that L. Sommer provide a more explicit
14 breakdown of the supplementary costs” (M. Speltz).

15 **M. Considine made a motion to approve the minutes of the February 23, 2010 public**
16 **session as amended. B. LaBrecque seconded. The motion was approved, 3-0-2 with M.**
17 **Considine and K. Henault abstaining as they had not attended the meeting.**

18
19 Saving Special Places- The New Hampshire Natural Resources Conservation Service and the
20 Piscatquog Land Conservancy are co-hosting this annual event on Saturday, April 10 at the John
21 Stark Regional High School in Weare. D. Lievens provided information to Commissioners and
22 **entertained a motion to reimburse any LCC members who wish to attend, provided they do**
23 **so before March 26 after which the fee increases from \$60 to \$75. K. Henault so moved. B.**
24 **LaBrecque seconded. The motion was approved, 5-0-0.**

25
26 M. Speltz arrived. D. Lievens appointed him to vote for Paul Nickerson.

27
28 Aquatic Resource Mitigation Fund- M. Speltz reported that the Town Manager will be asking
29 the Town Council to approve the acceptance of this grant from the Department of Environmental
30 Services on March 15. If the Council votes to approve, the Town Manager can then sign the
31 project agreement and conservation restrictions on behalf of the Town. DES will then present to
32 the Governor's Council for their approval.

33
34 Mack- M. Speltz provided an update on the work being done to fulfill the requirements of the
35 Farm and Ranchland Protection Program grant to be used towards the purchase of a conservation
36 easement on map and lot 10-15.

37 Scott Dickman of SED Valuation walked the land with Andy Mack, Sr. on March 6 in
38 preparation of his appraisal. He will next meet with Planning staff for their input on what that
39 the land could support in terms of a subdivision.

40 At the February 23 meeting, M. Speltz reported that a simplification of the ‘two lot
41 withdrawal’ scenario was discussed in a meeting with both Andy Mack Sr. and Andy Mack Jr.
42 M. Speltz has since drafted a revised easement and forwarded it to A. Mack, Sr. as well as his
43 business manager. His initial review yielded no objections but he will have to examine it in
44 further detail. M. Speltz offered the Natural Resources Conservation Service the opportunity to



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45 examine it first since both versions have been based on their easement model but they suggested
46 the owner evaluate it before they do. Rockingham County Conservation District agreed to the
47 modifications.

48 At that same meeting, the LCC reviewed quotes from engineering firms for the required
49 survey and monumentation. The lowest quote from Eric Mitchell and Associates of \$4,500 was
50 approved with the caveat that they extend the validity of the offer from 30 to 90 days because the
51 survey is not needed until the appraisal is done and that time is not yet known. D. Lievens
52 reported that E. Mitchell and Associates were accepting of that contingency.

53
54 5 Enterprise Dr. variance- The business owner who is seeking a variance from the Zoning Board
55 to reduce a vegetative buffer for new construction on map and lot 15-62-2 left a message with D.
56 Lievens seeking the LCC's input. She was unable to call him back before the meeting but
57 presumed he was looking for the LCC's support of the buffer reduction. While the buffer does
58 not involve any wetlands or conservation land, it is still a 50-foot landscaping buffer between a
59 proposed commercial building and a recreational walking trail on agricultural/residential
60 property owned by the State (13-143). M. Speltz noted that the LCC is charged with protecting
61 land with scenic conservation value. M. Considine added that Londonderry Trailways has been
62 working with similar groups in Windham, Derry and Manchester to extend this trail throughout
63 the area and would most likely want to retain a larger buffer.

64 The consensus was that while the LCC did not anticipate they would be in favor of the
65 variance request, they were also unclear on what the caller was asking. D. Lievens said she
66 would convey that with the ZBA hearing only a week away, the LCC would not be able to invite
67 the applicant and/or representative to a meeting to learn more and could therefore not comment.

68
69 Land Use Change Tax- Petition Article 15 of the Town Meeting Warrant seeks to "to place
70 twenty percent of revenues received from the LUCT in the Conservation Fund; currently, one
71 hundred percent...are placed in the Conservation Fund." The LCC reviewed what D. Lievens
72 and M. Speltz will be presenting at the meeting (the history/rationale for the LUCT and the Open
73 Space program, respectively). They also discussed the willingness of other residents outside of
74 the Commission to speak in favor of Open Space.

75
76 Musquash- tree damage- M. Considine reported that the February 25 windstorm knocked over a
77 significant amount of trees in the Musquash Conservation Area. While he was able to remove
78 those with a circumference of a foot or less from the trails, he said there are still more that will
79 require a larger chainsaw and a person with the expertise to use it. He asked whether the Fire
80 Department or Public Works Department would be able to remove the larger trees that are still
81 blocking trails, including one that is leaning and could pose a hazard. D. Lievens encouraged
82 him to contact both departments as well as the Town Forester who may know of others who
83 could assist if he cannot.

84
85 Musquash Field Day- M. Considine reported that an extra \$50 was collected beyond the costs
86 associated with Musquash Field Day, which can be put back into the Conservation Fund.

87



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88 Tanager Landing- hazard trees- The owner of 3 Tanager Landing contacted D. Lievens because
89 of trees on her property that she feels are a hazard because of the recent windstorm but are on
90 what she believes is conservation land, i.e. a no-cut buffer. No evidence of such was found on
91 the lot's septic plan and D. Lievens asked the secretary to check the subdivision plan as well.

92

93 **T. Bloom made a motion to adjourn. B. LaBrecque seconded. The motion was approved,**
94 **6-0-0.**

95

96 The meeting adjourned at 8:20.

97

98 Respectfully submitted,

99

100 Jaye Trottier

101 Secretary