



**Conservation Commission  
July 10, 2007**

**Present: William Weiler, Chair; Bill Annable, Katheryn Holmes; Suzanne Levine; Frank Perrotta; Eric Unger; Ann Poole, Conservation Plan Consultant**

Mr. Weiler called the meeting to order at 7:30 p.m. The Commission reviewed the minutes of June 12, 2007 and made corrections.

Ms. Holmes made a motion to accept the minutes of June 12, 2007 with corrections. Mr. Perrotta seconded the motion. All in favor.

Mr. Weiler proposed to adjust the order of business to hear from Ann Poole prior to other business. Hearing no objections, discussion of the **Natural Resources Inventory** and the **Conservation Plan** commenced.

**Newbury Conservation Plan and Natural Resources Inventory**

Ms. Poole asked the Commission members if there were any comments to be made regarding the most recent draft of the NRI. She stated that there were a number of minor items she found in need of correction, but nothing that changed the meaning of the content.

The Commission reviewed the draft and made minor corrections and clarifications.

Mr. Weiler stated that he has two general comments regarding the acknowledgments page. First, the Commission never had any elections after the first of the year. Mr. Geddes is listed as the Vice-Chair, and he is currently an alternate; Ms. Holmes is listed as an alternate, and she is currently a full member. He suggested that the title of Chair be left as is and all other titles be taken off. Second, Mr. Weiler suggested that the text be reformatted to Times Roman 12, sans serif for headlines, and the tables to remain in the smaller font to accommodate the layout on a single page.

Ms. Poole stated that she needs to add a table of contents and will do that last because the page numbers often change during editing.

Mr. Weiler commented that other than the minor changes discussed, the document looks very good.

Ms. Poole asked if the Commission has taken a stand on the Wild Goose Boat Launch project; and if so, should that opinion be included in the NRI Addendum.

Mr. Weiler stated that the Commission has not taken a public stand at this time. The Commission has discussed the issue in the past and decided to stay out of the politics. He commented that there was an article in the Concord Monitor that was used as an exhibit in the plan, but the article does not begin to tell the whole story. He suggested to keep the text of the paragraph and eliminate the exhibit of the Concord Monitor Article and the exhibit of the minutes from the April 17, 2006 Board of Selectmen's meeting since detailed discussion of a public boat launch does not belong in the NRI Addendum.

Sense of the Commission after discussion was to keep the paragraph as a reference but not include the exhibits in the NRI Addendum.

Ms. Holmes emphasized that the Conservation Commissions position should be that the Shoreland Protection Act should be respected by *all*.

Mr. Perrotta asked for clarification on the Brook references.

Mr. Weiler explained that Andrew Brook runs from Lake Solitude to Lake Todd. Mountain Brook runs from the Doctor's Colony Pond on Mountain Road, merges into Andrew Brook and continues on to Lake Todd as Andrew Brook.

There were no further comments on the NRI Addendum.

Ms. Poole informed the Commission that the maps will need some final revisions.

Sense of the Commission was to add the wildlife corridors onto the maps that will be in the Conservation Plan. It is not necessary to put the wildlife corridor map in the NRI Addendum.

Ms. Poole commented that the final draft of the NRI Addendum and the preliminary draft of the Conservation Plan should be available by September.

## **New Business**

### ***Streams***

Ms. Holmes suggested that when a seasonal stream is designated as a permanent stream, the residents along that particular stream should be notified of the change by certified mail in order to avoid ignorance of the law syndrome.

Mr. Weiler commented that the Town has already started to address that issue by requiring the landowner's signature only on all building permits. In signing the building permit application, the landowner states that they have read and are aware of and will

comply with all zoning regulations. He commented that the Town should also be regulating seasonal streams because they too are susceptible to erosion. He suggested that this issue should be added to the agenda for discussion at the next meeting.

### ***Elections***

Mr. Weiler advised the Commission that elections for Conservation Commission Chair, Vice-Chair and Clerk need to be held.

Mr. Perrotta nominated Mr. Weiler for Conservation Commission Chair.

Ms. Levine nominated Mr. Perrotta for Conservation Commission Clerk.

Mr. Weiler nominated Ms. Holmes for Conservation Commission Vice-Chair

Mr. Unger seconded all nominations. All in favor.

Mr. Weiler informed the Commission members that Mr. Geddes will continue to review the Wetlands Board Applications, but since he is an alternate member, he cannot sign them on behalf of the Conservation Commission. Therefore, Mr. Weiler will sign the Wetlands Board Applications on behalf of the Conservation Commission upon Mr. Geddes' recommendation.

Mr. Perrotta volunteered to notify Wayne Whitford, Town of Newbury Website Administrator, of the new cast of characters on the Conservation Commission.

### **Intents to Cut**

Mr. Unger reported that Robert P. Bradbury, Agent for New Forestry, LLC has filed an intent to cut 100 acres of a 205-acre lot resulting in 70,000 MBF of a variety of wood, 300 tons of pulpwood and 50 cords of fuel wood on Newbury Tax Map 11-255-510. The anticipated start date is July 15, 2007. Mr. Unger stated that he believes this property is located just south of the summit of Mt. Sunapee above Lake Solitude. He commented that this is not a large cut; and, based on past experience, he believes that Mr. Bradbury is a very reputable logger.

### **Mt. Sunapee Expansion**

Mr. Weiler expressed concern that the expansion of Mt. Sunapee has only been set in abeyance while Governor Lynch is in office. Once he is out of office, the expansion of Mt. Sunapee may be reinitiated. This issue should be permanently addressed in order to avoid future attempts to expand and negatively impact our environment.

## **Wetlands Board Applications**

1. John Porter – Permit by Notification Form. Newbury Tax Map 16A-350-475 for property located at 28 Lake Avenue in Blodgett Landing.  
Mr. Porter is requesting to install two seasonal boatlifts under existing boat slips, which will impact 242 square feet of wetlands. The application was approved and signed off on July 10, 2007.

Mr. Weiler stated that there has been no word from the State at this time on any of the complaints that were discussed at last month's meeting.

2. Roy Family Trust – Proposes an amendment of the approval of Wetlands and Non-site Specific Permit #2006-02734 dated January 8, 2007, Newbury Tax Map 41-522-363 for property located on Old Province Road to dredge and fill 6,578 sq. ft. of palustrine wetland and install two 4-foot x 30 ft. culverts and one 4-foot x 21 ft. culvert in two crossing locations for driveway construction to a proposed residence on an existing 100-acre lot of record. The amendment proposes an alternate crossing of Shaw Brook in order to utilize the existing skidder road and to avoid any impact to the existing old stone crossing.

## **Communications**

Mr. Weiler read the letter drafted by Mr. Perrotta on behalf of the Conservation Commission to SPNHF thanking and congratulating them on their '...recent actions in conserving 845 acres on Mount Sunapee in Newbury and 250 acres in Goshen.' The complete letter is on file as an addendum to these meeting minutes.

The Commission commended Mr. Perrotta for his excellence of articulating the Commission's appreciation so graciously.

## **Old Business**

### ***Town Forest/Fishersfield***

There is no word on a group walk from Mr. Wright.

Sense of the Commission is that a site review of Fishersfield should be scheduled.

### ***Old Home Day***

Mr. Perrotta stated that the Conservation Commission will have a display at Newbury Old Home Day next to the Ausbon Sargent display. Dave Anderson from the Forest Society will be present to discuss and answer questions regarding conservation easements.

### ***Knot Weed***

Mr. Weiler commented that he has not seen any sign of spraying the growing knot weed along the State or Town roads.

### **New Business**

#### ***Streams***

Mr. Perrotta made a motion that the Conservation Commission should consider preparing a letter to the homeowners along streams that change designation from temporary to permanent. Discussion followed.

Sense of the Board was that a letter to the homeowners along re-designated streams would be a good idea and good public relations.

Mr. Weiler pointed out that certified mail is very expensive and identifying all of the homeowners will be very time consuming.

Ms. Holmes agreed to research the ramifications and potential costs of notifying the stream abutters of re-designation.

#### ***Mt. Sunapee Lagoons***

Mr. Perrotta suggested that the sewerage lagoons at Mt. Sunapee should be inspected after the recent heavy rains to make sure they are not over capacity.

Ms. Levine made a motion to adjourn. All in favor. Meeting adjourned at 9:25 p.m.

Respectfully submitted,

Linda Plunkett  
Recording Secretary