

NORTH HAMPTON CONSERVATION COMMISSION

December 12, 2006 – Regular Business Meeting Minutes

1) **ROLL CALL**

Present when the meeting was called to order at 7:00 p.m. was Chris Ganotis, Chairman, John Peterson, Treasurer, Lee Brooks, Shirley Carter, Stan Knowles, Selectmen Representative Emily Creighton and Alternates Peter Simmons, Phillip Thayer, and Lisa Wilson.

2) **NEW BUSINESS**

- a) Consideration of fee simple purchases of (1) North Hampton intersection of Winnicut Road and Buckskin Lane, to be purchased from Kristos Demogenes, and North Hampton Tax Map 22, Lot 22-21, west of the intersection of Deer Run Road and Red Fox Road, to be purchased from William Woods.

*After a motion, duly seconded*, it was voted 8-0 in favor to recommend to the Board of Selectmen approval of the purchase of the Demogenes parcel (Tax Map 22, Lot 24), subject to Planning Board approval of a lot line adjustment.

*After a motion, duly seconded*, it was voted 8-0 in favor to recommend to the Board of Selectmen approval of the purchase of the Woods parcel (Tax Map 22, Lot 22-21) at the corner of Deer Run Red Fox Roads.

- b) Expedited Wetlands Permit Application  
54 Ocean Boulevard  
Construction of a foundation drain exit within the tidal buffer zone with no wetland impact

John Chagnon of Ambit Engineering presented the application to install a foundation drain system that will carry the water to catch basins and then outfall at the Atlantic Ocean. John explained that the outlet pipe would be placed twenty-two feet from the mean high tide water mark which is also six feet below the road grade on Ocean Boulevard. John said the only expected drainage would be from snow melt and rain events, he confirmed that the newly installed septic system meets the distance criteria and stated that there will be no other connections to the foundation drain. He summarized that, as groundwater comes closer to the house, the groundwater table level would be depressed by the new outlet, preventing it from entering the basement.

Other options in controlling drainage on the site, such as a drainage pond and water tanks were discussed. John indicated that he has provided the proposal to and has not heard from Frank Richardson at DES. Discussion ensued about past efforts to limit drainage flow into the Atlantic Ocean and how this plan appears to be in opposition of those previous efforts. There was a general consensus from the Commission that DES be consulted prior to any formal action. Peter said, on behalf of Little Boars Head, they would not be in favor of dumping into the ocean. John told the Commission he could either file a Standard Dredge and Fill Application or get the opinion from Frank Richardson at DES about the current application.

NHCC 12-12-06

1

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*Disclaimer: Minutes prepared pursuant to NH RSA 91-A:2,II. They will be approved by a majority vote of the Conservation Commission at the next regularly scheduled meeting.*

*After a motion, duly seconded*, it was voted 8-0 in favor to contact Frank Richardson at DES and ask for guidance about the outfall into the ocean and that the applicant apply to the appropriate jurisdictional board at Little Boar's Head for action within the 50 feet wetlands buffer.

### 3) CONSIDERATION OF MINUTES

- October 31, 2006

Changes made to the initial draft were reviewed. *After a motion, duly seconded*, it was voted 5-0 in favor, with John, Shirley, Phillip and Emily abstaining, to approve the minutes as amended.

- November 21, 2006 Public Hearing and Regular Meeting

*After a motion, duly seconded*, it was voted 4-0 in favor with Emily, Shirley, Phillip, and Peter abstaining to approve the minutes as presented.

### 4) TREASURER'S REPORTS – October and November 2006

John provided the summary sheets for review. Members talked about the low interest rate on the William Fowler Memorial Fund. *After a motion, duly seconded*, it was voted 8-0 to allow John to seek Certificate of Deposits for \$5,000 and \$25,000 which will yield a higher rate of return. *After a motion, duly seconded* it was voted 9-0 to approve the October and November Treasurer's Reports as presented.

### 5) NORTH HAMPTON FOREVER REPORT

Chris brought the members up to date on the current and possible future NH *Forever* acquisitions. He talked about the work being done for the Bond Anticipation Notes, hopefully for three purchases, with a separate reserve account of some type for payment of legal, appraisal and other related costs. Chris said the Selectmen will hold their public meeting for the Demogenes and Woods parcels, and if approved NH *Forever* will be working hard to close before the end of the year.

### 6) OTHER BUSINESS AND CORRESPONDENCE

#### Colin Gagnon-Eagle Scout Project Update

Colin reported that his project has been submitted to the Council for approval and has forwarded the parking permit application to the Stat. He requested permission to plant bushes on either side of the proposed parking lot. Colin told the Commission that the State is donating the "No Parking" sign and he is looking into getting tree identification tags for the trail.

#### Special Town Meeting Article 2 Discussion

Depending on the outcome of the December 19<sup>th</sup> special meeting, members talked about proposing warrant articles for the March 2007 meeting to put other conservation parcels into third party protection. Robert Field spoke from the audience in favor of Article 2 and offered his support of the Conservation Commission endeavors.

#### Fogg Parcel

Vehicular traffic on the property has stopped.

### Boies Parcel

The structures from the Morton's have not been removed as mandated. The appropriate court orders are in process and daily fines will be levied.

### Greystone Parcels

Members read the December 13, 2006 letter to Greystone, GFI Partners, regarding the \$10,000 one-time fee for monitoring of the two conservation easement parcels as agreed to on September 13, 2005.

### Fuller Foundation

The Fuller Foundation notified the Conservation Commission that there are funds available for wildlife habitat. Members discussed which habitat area the Commission could use the funds for and local biologist Matt Tarr will be contact for assistance.

### DES Letter to James Confalone

The October 26, 2006 letter from DES (DES Wetlands Bureau Complaint File #2002-1906) to James Confalone re: Restoration Plan Approval was discussed. Letter is relative to the 7,000 square feet of fill put on the property without proper approvals.

*Lisa Wilson excused herself from the meeting at this time.*

Peter Simmons told the Commission that Little Boar's Head has received an application from Mr. Confalone in conjunction with a Town of Rye subdivision request. He explained the proposal filed by Mr. Confalone. Discussion ensued about the prior unauthorized wetland fill at 41 Causeway Road and the importance in ensuring that the disturbed wetlands are restored. ***After a motion, duly seconded***, it was voted 6-0, with Peter abstaining, that the Conservation Commission recommends that the Little Boar's Head Planning and/or Zoning Board take no action on the subdivision application until the applicant has addressed DES Complaint File #2002-1906 in restoring the disturbed wetlands.

### Tree City USA

Information from the State's Division of Forests and Lands Community Forestry and Stewardship Bureau Tree City USA program was reviewed. Members familiar with the program reported that North Hampton does not meet the criteria to participate in the program.

### Request to trap beaver

Mr. Parson's follow-up correspondence regarding the Commission's denial to trap on conservation land was discussed. The Commission reiterated their position that it is not appropriate for the Commission to endorse trapping on conservation land.

### Citizen's Petition

Language and deadline dates for submission of a petition to put town owned conservation parcels into third party protection land that would not have any other value was discussed.

There being no further business, the meeting was adjourned at 9:00 p.m.

Respectfully submitted,  
Janet Perkins  
Secretary

NHCC 12-12-06

3

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