

Milton Conservation Commission
PO Box 310
Milton, NH 03851
February 22, 2017
Meeting Minutes

Members in Attendance: Cynthia Wyatt, Paul Blanc, Eric Knapp, Barry Carr (Alt.), Karen Golab, Steve Panish, Wayne Sylvester (Alt.) Also in attendance Dana Crossley, Land Use Clerk
Public in Attendance: Chris Kane, Scott Lawler, John McCallister

Chairman Wyatt called the meeting to order at 6:30pm.

Approve 1/9/17 minutes: Tabled

Scott Lawler with Norway Plains to present NHDES Wetlands Permit Application for 160 Governors Rd:
Scott Lawler from Norway Plains attended the meeting to present to the board a project that they are working on. The project is a response to a Department of Environmental Services Wetland Application that has been submitted for a project on 160 Governors. Norway Plains is representing Francis Watson who recently purchased the home from Wells Fargo Bank. In purchasing the property he has also inherited the issues that come with it. This property has had a violation filed with the State for as determined by the State illegal fill of juridical wetlands as part of the construction of the driveway to access the property. S. Lawler gave the board some history of the property and how it came to the point that they are at now. Norway Plains met with the abutter and DES case manager David Price and in result of that meeting did a site survey, looked at wetlands (with certified wetlands scientist Barry Keith), drainage analysis, worked out where culverts should go, to offset the increased run off they designed a stormwater retention area, the project sat idle till Mr. Watson purchased the property in 2016. He does not foresee DES having any issues with the plan as they have done the pre-application site walk with David Price and the abutter. Norway Plains policy is to present the dredge and fill applications to local Conservation Commission's and answer any question they may have.

B. Carr asked if any other properties had been affected. S. Lawler replied that to their knowledge there hadn't been any additional properties affected besides the two addressed. Chairman Wyatt asked if the owner is mandated to do the work. S. Lawler replied the owner is required to address the issue, the owner does seem acceptable to doing the work. DES will do a post inspection to make sure no further wetland violations have incurred.

Chris Kane to visit regarding his interest in the contracted position previously held by Darrell DeTour:
Chris Kane attended the meeting to discuss the monitoring work. He handed out his resume, and background information. C. Kane explained to the board his history in monitoring easements and baselines, GIS mapping, ecological surveys and conservation planning. He brought a proposed fee schedule. C. Kane provided a sample of his past work. C. Kane and the board discussed different aspects of the monitoring job and the properties. The board will review the information provided and let him know on their decision.
(S. Panish left at 7:08pm)

Public Input/Casey Road Land Protection Project Committee Update: John McCallister attended the meeting with interest in the Town Forest. Chairman Wyatt explained that currently they have an informal committee meeting before the Conservation meetings, they intend to go to the Selectmen the second meeting in March to discuss it with them. J. McCallister questioned what he can do to help. Chairman Wyatt replied signs would be a great thing.

Discuss composition and terms of the MCC board: Chairman Wyatt and P. Blanc's term is coming to an end in 2017. To remain on the board they need to submit requests to the Selectmen to re-up their terms. Virginia Long and Wayne Sylvester are now alternates. Steve Baker has resigned as alternates. D. Crossley will submit the requests to be on the Selectmen agenda for March 20.

Review and approve Final Draft of the NR Master Plan update. Discuss adding a Green Chapter: *Once approved, draft a letter to PB to inform of the approved update and request to discuss at PB meeting for public hearings to approve along with the draft Groundwater Overlay Ordinance.* The board discussed where they are at with these documents and going to the Planning Board. The board decided to send the document to the Planning Board first in March and then go to the April meeting to review and answers questions. The board decided they wanted to discuss the Groundwater Overlay Ordinance at the same meeting in April. K. Golab motions to accept and approve the updates (including the recent edits) to the NR Chapter of the Master Plan. E. Knapp seconds the motion. All in favor, motion passed.

Discuss issues that Darrell DeTour's pointed out in his monitoring reports, act on encroachments:

- *AG gave the okay to proceed with lot line adjustment for Lyman Brook house encroachment. Discuss next steps.* D. Crossley is going to check to see who the current owner is.
- *Ball encroachment:* P. Blanc will get on this. Chairman Wyatt added they need to get a letter out to the encroacher.
- *Follow up with Atty Sessler to amend the Tournas deed to reflect the lot line adjustment.* Darrell noted encroachments on this property. D. Crossley will contact the attorney.
- *Erosion of Casey Rd. to Lyman Brook.* D. Crossley spoke with PWD and he said they would not be addressing road work until the summer months.
- *Update the Index file and create files to include*
- *Since the MCC holds the executory interest to the Zaeder-Thayer conservation easement, maintain a file and update index of the yearly SELT monitoring reports*
- *MCC is required to send yearly monitoring report to SELT as executory holder of Current/Frisselle easement*
- *MCC is required to send yearly monitoring report to MMRG for 2 Nute easements*

Follow up filing both hard copies and creation of back up on thumb drive for all docs. Need volunteer to organize our files and to ensure they are complete at office and off site. No board comment.

Potential conservation projects-Need action plan for the following: No additional board comments.

- *Casey Rd. conservation area project—41/68, 11.5 acres has not paid taxes since 2013, taken by tax deed in October 2016. Last payment made was 2008. Deeded by Town of Milton (October 2013) Discuss follow up with legal process regarding whether this can be included in the conservation easement of the abutting 73 acres.*
- *Discuss status of town owned 41/69 (by tax deed) 5 lot subdivision abutting 41/68*
- *41/64 (42 acres) across the river and abutting Evergreen Valley subdivision owned by Mr. Labadidi and current on taxes*
- *Discuss: Town owned properties voted by warrant article to be placed under conservation easement: Old Ski Area and Payne/Jones Brook Park. The MCC should also look for a conservation easement holder for town owned Spaulding property*
- *Teneriffe Mt. Rd Property:*

Treasurer's Report: P. Blanc motions to pay legal fees to James Sessler for \$8,147.10 for the Johnson/Ross case from the Conservation Legal Fund. K. Golab seconds the motion. All in favor, motion passed. D. Crossley informed the board that they received a check for \$1,250 from a current use payment.

Nonpublic “E” Did not enter non-public

Other Business: The board received and reviewed a Wetlands Permit Application and plan from the Town of Milton to replace an existing 48” CMP culvert that is failing with an open bottom precast concrete culvert within the Town’s Right-of-Way. No action required.

The board received and reviewed the Third Annual Report, Nute Conservation Easements, from Johnathan and Anne Nute. Not action required.

The board received and reviewed a letter from the Department of Environmental Services Re: Land Resources Management File #2002-01099, Teneriffe Mountain Rd, Milton, Tax Map 27/Lot#4. No action required.

The board received and reviewed a thank you letter from the Society for the Protection of New Hampshire Forests for their membership contribution. No action required.

Adjourn E. knapp motions to adjourn. K. Golab seconds the motion. All in favor. Meeting adjourned at 7:55pm.

Respectfully submitted,

Dana Crossley
Land Use Clerk