



Town of Weare
Conservation Commission

15 Flanders Memorial Road

Weare, NH 03281

Fax: (603) 529-4554

Email: conservation@weare.nh.gov

Website: www.weare.nh.gov

Commission Members:

Andy Fulton, Chairman
Steve Najjar, Vice Chairman
Sherry Burdick
Bill Bolton
Mike Camacho
Ray Lemay
Marc Phillips

CONSERVATION COMMISSION – October 13, 2021 Final MINUTES

MEMBERS PRESENT: Steve Najjar, Andy Fulton (arrived at 7:46pm), Sherry Burdick, Ray Lemay, Marc Phillips, Town Administrator Naomi Bolton

Absent: Bill Bolton, Mike Camacho

GUESTS: Tom Carr, Ralph Fellbaum, Neal Kurk

Vice Chairman Najjar called the meeting to order at 7:05 pm., welcomed those present to the October 13, 2021 Weare Conservation Commission meeting. Confirming his quorum in attendance, Sherry Burdick, Ray Lemay, Marc Phillips and Town Administrator Bolton.

I. APPOINTMENT:

A.) Tom Carr, Meridian Land Services, presented an expedited dredge and fill permit application for Dylan Boisvert, for a single-family dwelling. The Lot is on Jewett Road, Tax Map 410-16, 29.31 acres, with direct and indirect impacts to the wetlands. Included was a septic plan with wetland buffer and setbacks. He will also present a plan for the wetland buffer impacts to the Zoning Board. Variance to build on a Class VI Road secured. Driveway was moved to avoid the Ephemeral Wetlands, area where water leaves a wetland. Direct and permanent impact 201 sq. feet, temporary impact 161 sq. feet with four or five feet allowed for construction, totaling 362 sq. feet. Classified as a Forested Wetland. There is an engineered 18" culvert set to grade, 12ft. x 360ft. driveway with one foot shoulders.

Vice Chairman Najjar asked the Commission to review the application for completeness, looking for the Natural Heritage Review, etc. Sherry Burdick asked what is the distance from the proposed driveway to the old culvert. Tom responded two or three hundred feet, explaining he cleaned out the old culvert removing some good-sized logs. Noting the intense rain in July and August still caused the water to flow over the road.

Vice Chairman Najjar stated the package seems complete and asked for a motion for the Conservation Chair or Vice Chair to sign the package application. **Ray Lemay moved, Marc Phillips seconded to sign as a complete package.** Discussion: being none. **Passed 4-0-0.** Vice Chairman Najjar signed the package.

Tom explained the total wetland buffer impacts 1863 sq. feet, 1110 on one side and 752 on the other. Vice Chairman Najjar asked if there needs to be a wider area to turn out to the roadway. Tom responded there is adequate area, twenty-four feet with a flare.

B.) Ralph Fellbaum, Snowmobile Trail Master, Weare Winter Wanderers, presented two documents. The first is a letter of intent from J.E. Belanger Land Surveying, Dunbarton, NH before year-end of December 2021 to perform the surveying work. The second is confirmation from Wendy Weisiger, Managing Forester, Society for the Protection of NH Forests, for permission to use an ATV to access the snowmobile trails on the Buxton-Simons Forest for monitoring trail construction, implementing erosion control, installing signage and removing signs and culverts from the decommissioned trail. Ralph explained Wendy also is speaking for Jeremy Turner, MTL Forests.

The CC requested easement involves three parcels, the Town, 1950 feet; SPNHF, 1340 feet; and MTL, 1780 feet. The Club is looking for permission to access the trail on Town land from December through March.

Vice Chairman Najjar asked the Commission for comments. Marc Phillips stated because of the increase in surveying work, the Club was unable to have their work performed sooner. A more permanent solution, an easement, is taking longer than the Club anticipated.

Vice Chairman Najjar stated he would rather the Club use rocks or trees to deter other ATV use instead of gates. He also stated the Commission could authorize a Use Agreement for October to May drawn up by the Town Attorney. A concise statement specified for only Town owned property. Another means he suggested is for the Club to gain permission from SPNHF as it is their easement.

Ralph also discussed cutting some small trees on Town land for trail access. Vice Chairman Najjar asked the Commission for a motion for the Club to access Town land with limited tree removal from October to May.

Sherry Burdick moved, Marc Phillips seconded to allow Weare Winter Wanderers to use Town property with limited tree removal from signature to May 1, 2022 and to have the appropriate authority sign an agreement with the Weare Winter Wanderers. Discussion: being none. Passed 4-0-1 Chairman Fulton abstained.

II. MINUTES:

September 8, 2021 Minutes: Sherry Burdick moved, Ray Lemay seconded to accept the minutes of September 8th as written, passed 4-0-1 Vice Chairman Najjar abstained.

III. PLANNING/ZONING BOARD: none

IV. NHDES MAIL RECEIVED: Amos Lindahl, Forestry Statutory Permit-by-Notification, Tax Map 407, Lot 163, Jewett Road, notice administratively complete and project met the requirement for a Forestry SPN.

V. OTHER BUSINESS:

1. Poor Farm County Lot Acquisition - closed October 6, 2021. Survey work in progress.
2. Barden Land Acquisition - hold off on appraisals and adjustment, need more information on survey, lot size and description. Extension attempted no response.

Vice Chairman Najjar commented to move the next CC meeting to November 3, 2021 in order to hold a public hearing to spend out of the CC fund.

Vice Chairman Najjar moved, Ray Lemay seconded to reschedule the November regular CC meeting to November 3rd to hold a public hearing to expend \$50,000.00 from the Town Forest Account and \$250,000.00 from the CC account towards the purchase of the Barden property, Tax Map 401-96. In addition to the \$300,000.00, included in the motion up to \$10,000.00 for project fees such as legal and closing. Chairman Fulton recommends changing the \$10,000.00 to \$20,000.00. Vice Chairman Najjar amends up to \$20,000.00 additional project fees from the CC fund, superseding the prior funding allocation motion. Sherry Burdick seconded the motion. Discussion: being none. Passed 5-0-0.

Chairman Fulton commented on the back taxes owed on the property. Town Administrator Bolton stated the current owner is responsible.

3. Budget Season - first round of projections
 - Dues - \$500.00
 - Office - \$50.00

Communications - \$150.00
Training - \$50.00
Technology - \$2000.00 (software, ARC, maintenance agreement)
Totaling - \$2750.00 plus transcriber wages = \$3829.00

4. Forester Agreement -

Vice Chairman Najjar moved, Sherry Burdick seconded the CC recommend the BOS sign the amended general service agreements between the Town of Weare and Meadowsend Timberlands.

Discussion: being none. **Passed 5-0-0.**

5. Vice Chairman Najjar moved, Sherry Burdick seconded for up to \$400.00 to mow and maintain trees for the Eastman Town Forest as yearly done on Route 77. Passed 5-0-0

6. Eastman Town Forest Management Plan, Chairman Fulton to forward to all, comments need to be sent back to Chairman Fulton.

7. Issue at Tobey Hill Harvest with neighbor, Matthias Nevins, MTL, to handle.

8. CC will be attending the BOS meeting Monday, October 18th to discuss the Barden property.

VI. NEXT MEETING

November 3, 2021 @ 7 PM.

Being there was no further business to come before the Board, Steve Najjar made a motion, Sherry Burdick seconded to adjourn at 8:58 PM. Passed 5-0-0

ADJOURNMENT

A True Record.

Karen Nelson

Karen Nelson transcribed from
TA Bolton notes & You Tube recording