

**DRAFT**  
North Hampton Conservation Commission  
Meeting Minutes  
June 12, 2018

**Administrative:**

The meeting was called to order at 7:03 pm.

**Roll Call:**

Attendance included Lisa Wilson (Chair), Kathy Grant (Vice Chair), Lauri Etela, Mike Lynch, Phil Thayer and seated in for Shep Kroner, Frank Arcidiacono. ***A motion was made by Phil Thayer, duly seconded by Kathy Grant to permit Andrew Vorkink to participate in the meeting remotely.*** Members of the public included Pat McLean and Jody Rogers.

**Approval of May 8, 2018 Draft Minutes:**

After some discussion, ***a motion was made by Kathy Grant, duly seconded by Phil Thayer, to accept the minutes as written with a few minor spelling corrections.*** The motion carried with a unanimous vote by roll call vote by the Chair.

**New Business:**

**Welcome New Member and Reappointed Members to the Conservation Commission:**

Frank Arcidiacono has been appointed to the Conservation Commission as an Alternate Member for a three-year term through 2021. Andy Vorkink and Mike Lynch have been reappointed to the Commission as regular members for three year terms through 2021.

**Proposed Dog Park on D'Urso Property (Community Garden):**

The Commission discussed whether construction of a dog park to be located on the D'Urso Property (Community Garden) is consistent with the Conservation Deed Restrictions recorded in Book 4217; Page 2945 and consistent with the Coastal and Estuarine Land Conservation Restrictions (CELCP), recorded in Book 4847-2553 at the Rockingham County Registry of Deeds.

Andrew Vorkink, the Chair of the Sub-Committee of the Conservation Easements, expressed the opinion that the proposed use does not appear to be consistent with the CELCP restrictions in part because roads and fenced in playgrounds are prohibited. After much discussion and review of the Deed Restrictions and CELCP Restrictions, a majority of the Commissioners determined that a dog park is not a permitted use.

Commissioners noted that the development and construction of roads, fencing and artificial surfaces are not consistent with deed restrictions that stipulate that the land must be preserved in its natural state. The CELCP restrictions also require that the land be maintained in its natural condition because the property drains into the headwaters

of the Winnicut River. The Commissioners also noted that North Hampton has miles of conservation trails where the public is allowed to walk dogs.

A Commissioner expressed concern that dogs walking on existing trails can have an impact on conservation land. Patricia McLean, Chair of the Dog Park Committee, of 129 Atlantic Avenue, North Hampton spoke in favor of the dog park. Jody Rogers of 7 Ocean Blvd, North Hampton also spoke in favor of the dog park. She worked for NOAA and suggested contacting the organization.

After discussion, ***a motion was made by Lauri Etela, duly seconded by Kathy Grant, for the Chair to draft a letter to the Select Board to explain that the Commission decided that the use of the Community Garden for a Dog Park is not consistent with the Property's Deed Restrictions and CELCP Restrictions, but to also to recognize the effort of the Dog Park Committee.*** The Chair called a **roll call vote**. The motioned carried with **6 Yes Votes and 1 No vote**.

#### **NH DES Wetlands Application Permit for 7 Ocean Blvd North Hampton, NH:**

Property owner Jody T. Rogers of 36 Country Farm Rd, Stratham, NH requested an expedited NH DES Wetlands Permit for a project located 7 Ocean Blvd, North Hampton, NH. The applicant wishes to remove a portion of an existing post and rail fence from the southerly property line and replace with a typical sand/stone fence for a stretch of approximately 90 feet. After some discussion, ***a motion was made by Lisa Wilson, duly seconded by Mike Lynch, to approve the expedited permit to remove a portion of existing post and rail fence and replace with a sand/snow fence for a stretch of approximately 90 feet.*** The motion carried unanimously by a roll call vote by the chair.

#### **Upcoming Monthly Workshops**

Kathy Grant reported that there will be a workshop for residents who might be subject to Coastal Flooding on June 19, 2018 at the Masonic Hall in Hampton. There is a workshop scheduled in July about "Options from Protecting Existing Homes from Flooding," and another workshop in August about "Smart Shoreline Stabilization Approaches."

#### **North Hampton Water Quality Testing Results and Water Quality Testing Objectives**

Frank Arcidiacono has spoken with representatives from the DES. The town should not need to test for substances such as PFC's and MTBE. The state and government will test for these contaminants and the DES will test residents' wells free of charge. A representative will be attending the Conservation Commission's July 10th meeting to discuss water quality testing results, objectives, and the CDC study. All residents are welcome to attend, including the Select Board, with any comments and questions.

**NH DES: Volunteer Assessment Program (VRAP) 2018 Testing Proposal for the Winnicut River:** Kathy Grant reported that she does not have proposal yet. Plans are in place to continue testing the for the approximately the same cost as last year.

**Wetlands Newsletter, "A Citizen's Guide to Protecting North Hampton's Wetland's and Water Resources:** This newsletter was created in 2008 on how to maintain septic system and protect wetlands. Some sections of the newsletter need to be updated. It was suggested to ask Select Board to include it in the Friday Folder.

**Old Business:**

**Conservation Easement Subcommittee Update:**

Andrew Vorkink thanked the Commissioners who have completed the aerial reviews from the Conservation Land Database that were assigned to each of the Commissioners. Andy will look forward to receiving the remaining reports from the Commissioners.

**Trail/Conservation Land Maintenance Update:**

Phil Thayer has no update at this time. That SELT wrote a letter to Ms. Bournival to notify her of dumping on conservation land adjacent to her property and offered to meet with her to review the boundary of her property.

The building inspector suggested it is the property owners' responsibility to repair the damaged stone wall which serves as boundary line for town access to the Old Road Farm conservation land.

**Community Outreach: Trail Maps for Distribution to Residents:**

Nothing to report at this time.

**Correspondence:**

**Letter dated May 29, 2018 was received from Rockingham County Conservation District.** Report of review of proposed wetland impact associated with a proposed farm pond and a review of the wetland boundary delineation in the vicinity of the proposed impact for property located at 120 Mill Road, North Hampton, NH. (Letter included RCCD invoice paid by the applicant) RCCD made a list of conditions to be met prior to approval.)

**Letter dated May 29, 2018:** NH DES Notification of Inspection for Permit File Number 2012-00330 Rte 1A, North Hampton, Tax Map 1, Lot 10

**Letter dated May 30, 2018:** NH DES Notification of Inspection for Permit File Number 2012-00208, 117 Atlantic Avenue, North Hampton, Tax Map 6, Lot 72

**Email received May 7, 2018:** Email received from Chris Ganotis expressing concerns about locating a dog park on conservation land stating that a dog park should not be constructed on D'Urso/Community Garden conservation land.

#### **Other Business**

##### **Conservation Signs**

There was discussion on the need to additional purchase signage for conservation land. Kathy prepared a spread sheet to try to best determine the types of signage needed for each circumstance. Kathy will make a recommendation to the Commission about purchasing additional signage.

##### **May 31 Land Use Summit Topics**

Septic Systems and pump out ordinance to be discussed at another meeting.

##### **Non-Public Session Pursuant to RSA 91-A:3, II(d)**

Consideration of the acquisition, sale or lease of real or personal property, which, if discussed in public would likely benefit a party or parties whose interests are adverse to those of the general community.

Lisa Wilson then took a Roll Call to enter Non-Public Session at 9:03 pm.

***A motion was made by Phil Thayer, duly seconded by Kathy Grant to return to public session at 10:10 pm.*** The motion carried.

***Lisa Wilson then took a roll call vote.***

***A motion was made by Phil Thayer, duly seconded by Kathy Grant, to seal the minutes of possible land by donation and return to public session at 10:10 pm.*** The motion carried

There being no further business to discuss, ***a motion was made by Phil Thayer, duly seconded by Mike Lynch, to adjourn the meeting.*** The meeting was adjourned at 10:11 pm.

Respectfully submitted,  
Beverly Moore  
Recording Secretary

***"These minutes were prepared by the Recording Secretary within five (5) business days as required by NH RSA 2,11. They will not be finalized until approved by the majority vote by the Commission".***