

**TOWN OF WOLFEBORO
CONSERVATION COMMISSION
October 28, 2020
APPROVED MINUTES**

Chairman Clark opened the virtual meeting at 1:30 pm.

Lenore Clark read the following:

Due to the COVID-19/Coronavirus crisis and in accordance with Governor Sununu's Emergency Order #12 pursuant to Executive Order #2020-04, this Board is authorized to meet electronically. In accordance with RSA 91-A: 2, III, the Committee has 6 members joining the meeting remotely, which a public body has the authorization to allow. At this time I would like to take a roll-call vote of ALL members present. For those participating virtually, please indicate your location and if you have any other individuals present in the room with you.

Members Present: Roll call: Lenore Clark – yes (acknowledged there is no one present with her), Dan Coons – yes (acknowledged there is no one present with him), Vice-Chair, Jeff Marchand – yes (acknowledged there is no one present with him), Brian Gifford – yes (acknowledged there is no one present with him), Warren Muir – yes (acknowledged there is someone present with him), Members, Nancy Byrd – yes (acknowledged there is no one present with her), Alternate.

Votes taken during this meeting will be via roll call vote for ALL members.

In accordance with Emergency Order #12, for members of the public, this is to confirm that we are:

1. Providing public access to the meeting by telephone, with additional access possibilities by video or other electronic means through GoToMeeting. All members of the public and Board have the ability to communicate contemporaneously during this meeting through the GoToMeeting platform, and the public has access to contemporaneously listen and, if necessary, participate in this meeting through dialing the following phone #+1 (646) 749-3122 followed by the audio access code 870-687-373, or by video following the directions on the Town of Wolfeboro Website posted on the home page under the Virtual Town Meeting Login Information page.
2. Providing public notice of the necessary information for accessing the meeting; we previously gave notice to the public of how to access the meeting in-person or using GoToMeeting and in, and instructions are provided on the Town of Wolfeboro website at wolfeboronh.us on the Virtual Town Meeting Login Information page.
3. Providing a mechanism for the public to alert the public body during the meeting if there are problems with access; if anybody has a problem accessing the meeting via phone or computer, please immediately call 603-486-2692 OR email Hendrickson.leeann@gmail.com. In the event that the public is unable to access the meeting, we will adjourn the meeting and have it rescheduled at that time.

Members Absent: Dave Senecal, Selectmen's Representative, Ed Roundy, Art Slocum, Members, Sarah Silk, Alternate.

Staff Present: Lee Ann Hendrickson, Administrative Secretary.

Chairman Clark appointed Nancy Byrd, Alternate, to sit in for Ed Roundy, Member.

I. Discussion Items

a. Eastern Lakes Region Housing Coalition Conservation Easement (Tax Map 176-21-1)

Lenore Clark stated the Conservation Commission's attorney, Jim Cowles, reviewed the proposed conservation easement for Tax Map 176-21-1. She stated he made minimal changes to the easement language; noting representatives from the Eastern Lakes Region Housing Coalition approved those changes. She stated the easement has been forwarded to Mark Puffer, BOS counsel, for review.

Brian Gifford asked if there has been resolution to the trail construction.

Staff stated it is the intent of the Eastern Lakes Region Housing Coalition to fundraise and construct the trail following the completion of the development of Phase III of Harriman Hill.

Dan Coons questioned the timeline for the construction of the trail.

Kathy Barnard, Eastern Lakes Region Housing Coalition, stated following the construction of Phase III of the housing units.

It was moved by Warren Muir and seconded by Dan Coons to approve the conservation easement proposed for Tax Map 176-21-1 as revised by Attorney Cowles. Roll call vote: Lenore Clark - yes, Warren Muir – yes, Nancy Byrd – abstain, Brian Gifford – yes, Jeff Marchand – no, Dan Coons - yes. The motion passed (4-1-1).

b. Willey Brook - Trail Construction (new 1-mile)

Jeff Marchand stated Andrew Lester's company is not showing as a business in good standing in NH; noting the website stated the business was administratively dissolved. He stated that because there is no entity at the moment the Commission cannot enter into a contract. He stated the last annual report filed was 2018.

Andrew Lester, Bella Terra Design, stated he would check with the State tomorrow regarding the status of his business; noting it could have lapsed with the State while he was gone.

Lenore Clark stated he confirmed his insurance policy is in place. She recommended the Commission review the contract.

Brian Gifford asked if the Commission can accept gifts.

Lenore Clark stated she does not know and would need to review the statute. She noted the BOS have to hold a public hearing to accept gifts.

Nancy Byrd questioned the design of the bridge.

Andrew Lester stated he would provide such when completed for the Code Enforcement Officer. He stated the contract refers to the trail construction.

Lenore Clark noted there are multiple bridges being discussed.

Andrew Lester stated there is a 4'-10' wood bridge proposed to span over the wet areas on the current trail system and a 15'-20' bridge to connect the parking area to the west side of the property. He stated Wolfeboro Single Track will construct the bog bridge.

Staff noted the Commission has not received any design or proposal for the bridge and the Commission should be addressing such directly with Wolfeboro Single Track Alliance.

Andrew Lester stated he would remove the bog bridge from his proposal.

Julie Brown, Wentworth Watershed Association, stated the Association recently had to submit a NHDES application for a wetlands crossing (footbridge through seasonal wetlands) on the Brewster Heath Preserve. She stated the DES application and mapping process and the Code Enforcement process was extensive. She stated she supports the trail construction however, recommended doing due diligence relative to the bridge. She stated the Association wants to ensure the construction is done properly and there is no erosion because Willey Brook is a tributary to Lake Wentworth.

The Commission tabled further discussion until the entity (Bella Terra Trail Design) is re-established.

c. Invasive Species

Lenore Clark stated Bartlett Tree walked Front Bay Park and prior to reaching the end of the trail determined that the invasive species are too widespread and they are unable to address the matter. She stated Bartlett Tree provided names of arborists and certified herbicide applicators in NH; noting she has been in contact with Lee Gilman. She stated he charges \$190/hour and has requested the Commission provide their goals to him (manage for habitat, eradication, etc.). She stated Jim Nupp emailed her regarding a joint partnership in addressing invasive species in Sewall Road. She asked if the Commission is in favor of having Mr. Gilman walk Front Bay Park and Town Garden and provide an estimate.

Nancy Byrd recommended the complete removal of invasive species at both properties.

Lenore Clark questioned whether the Commission is interested in partnering to address Sewall Woods.

Dan Coons stated it is not the role of the Conservation Commission to move forward with Sewall Woods rather, it is Lakes Region Conservation Trust's responsibility.

Jeff Marchand stated Mr. Gilman's input is valuable however, the Commission already knows what needs to be done. He stated the Commission should establish goals as requested and engage his services.

Warren Muir questioned whether \$190/hour is a reasonable price and feels that to accept such is not due diligence.

Dan Coons stated he spoke to a licensed applicator from Keene however, the person stated Wolfeboro is too far of a drive.

The Commission further discussed the matter.

It was moved by Warren Muir and seconded by Brian Gifford to contract Lee Gilman to perform a site walk at Front Bay Park and Towns Garden and develop proposals for 80% eradication and 100% eradication. Roll call vote: Lenore Clark - yes, Warren Muir – yes, Nancy Byrd – yes, Brian Gifford – yes, Jeff Marchand – yes, Dan Coons - yes. The motion passed (6-0).

Brian Gifford left the meeting at 2:35 pm.

II. NHDES Dredge & Fill Applications

**Chris Peterson
161 Clark Road
Lake Winnepesaukee
Standard Dredge & Fill**

Tax Map #242-6

The applicant proposes to construct an additional crib dock to home site and construct 2 additional boat slips to the current one boat slip on the property.

Referencing the Chris Peterson Dredge & Fill application, Tax Map #242-6, the project proposes to add a crib-supported dock and a longshore walkway in order to add two boat slips to the pre-existing slip. The applicant also proposes to install one or two PWC lift/s, though the number remains unclear as the drawing does not match the narrative. The Commission feels a crib-supported dock is not the least-impacting alternative, and that the existence of ledge does not automatically necessitate a crib-style dock. It appears as though the project, as proposed, might yield more boat slips than allowed for the amount of frontage. The Commission had a difficult time deciphering precisely what the project would entail, as the plan consisted of an older drawing modified by the landowner, and lacked the detail we are accustomed to seeing (e.g. engineered drawings showing "Existing" vs. "Proposed" Conditions, labeled photographs). The Commission is not in favor of the application as submitted.

**John and Barbara Teller
179 Kingswood Road
Lake Winnepesaukee
Standard Dredge & Fill
Tax Map #250-16**

The applicant proposes to repair 21 linear feet of wall along the beach due to ice damage, provide a 4'x20' seasonal dock to allow the owner one additional boat slip and provide two seasonal boatlifts at the easterly side of the proposed seasonal dock.

The Wolfboro Conservation Commission has no objection to the John and Barbara Teller Standard Dredge & Fill application, Tax Map #250-16.

**Wentworth Estates Association
Red Brook Circle
Lake Wentworth
Minimum Impact Expedited
Tax Map #221-17**

The applicant proposes to remove an existing concrete boat ramp & stabilization of 13.5 linear feet of "bank" and replenish sand in an existing beach.

The Wolfboro Conservation Commission has no objection to the Wentworth Estates Association Minimum Impact Expedited application, Tax Map #221-17.

III. Other Business
N/A

It was moved by Dan Coons and seconded by Jeff Marchand to adjourn the October 28, 2020 Conservation Commission meeting. Roll call vote: Lenore Clark - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd – yes, Brian Gifford – yes, Jeff Marchand – yes, Dan Coons - yes. The motion passed (7-0).

There being no further business before the Commission, the meeting adjourned at 2:58 PM.

Respectfully Submitted,
Lee Ann Hendrickson

Lee Ann Hendrickson