

**TOWN OF WOLFEBORO
CONSERVATION COMMISSION
June 11, 2020
APPROVED MINUTES**

Members Present: Roll call: Lenore Clark – yes (acknowledged there is no one present with her), Chairman, Dan Coons – yes (acknowledged there is no one present with him), Vice-Chairman, Art Slocum – yes (acknowledged there is no one present with him), Warren Muir – yes (acknowledged there is no one present with him), Members, Nancy Byrd – yes (acknowledged there is no one present with her), Alternate.

Members Absent: Dave Senecal, Selectmen’s Representative, Brian Gifford, Jeff Marchand, Ed Roundy, Members, Sarah Silk, Alternate.

Staff Present: Lee Ann Hendrickson, Administrative Secretary.

Chairman Clark opened the virtual meeting at 3:06 PM.

Chairman Clark appointed Nancy Byrd, Alternate, to sit in for Brian Gifford, Member.

I. Consideration of Minutes

May 11, 2020

Correction: Page 3, Ryefield Marsh, 3rd paragraph; change “confirmed” to “questioned if”

It was moved by Art Slocum and seconded by Dan Coons to approve the May 11, 2020 Wolfeboro Conservation Commission minutes as amended. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

May 18, 2020

It was moved by Art Slocum and seconded by Warren Muir to approve the May 18, 2020 Wolfeboro Conservation Commission minutes as submitted. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

May 18, 2020 Dredge & Fill Minutes

Correction: Page 1, add “Chairman Clark appointed Nancy Byrd, Alternate, to sit in for Ed Roundy, Member.”

It was moved by Dan Coons and seconded by Art Slocum to approve the May 18, 2020 Wolfeboro Conservation Commission Dredge & Fill minutes as amended. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

June 8, 2020 Dredge & Fill Minutes

It was moved by Art Slocum and seconded by Nancy Byrd to approve the June 8, 2020 Wolfeboro Conservation Commission Dredge & Fill minutes as submitted. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

II. Discussion Items

a. **Eastern Lakes Region Housing Coalition Conservation Easement Amendment**

Sal Steven-Hubbard, Lakes Region Community Developers, stated their attorney, Rodney Dyer, received a copy of the letter from the Attorney General's office. She stated Attorney Dyer is preparing a response to said letter; noting she doesn't believe there is a need for the Conservation Commission to do anything further.

Art Slocum confirmed that the Commission sent a letter to the Attorney General's office in February and there has been no response from the office until now (June).

Sal Steven-Hubbard stated she feels the Attorney General's letter is in response to a letter written by the attorney for Eastern Lakes Region Housing Coalition and not a result of the Commission's letter. She stated the attorney has also drafted an easement and requested review by the Commission once submitted. She noted the Attorney General's office claims they did not receive the original conservation easement deed.

Warren Muir recommended waiting for Attorney Dyer's response and sending the Attorney General the original easement deed.

Dan Coons confirmed Attorney Dyer is drafting the amended conservation easement deed and questioned if such includes new language or amended physical attributes.

Sal Steven-Hubbard replied the language reflects the change to the boundaries of the easement.

The Commission agreed to review Attorney Dyer's response to the Attorney General's letter.

b. **Drew Lot**

Dan Coons stated he received a cost estimate for boundary marking at the Drew lot from Dan Stepanauskas, Northern Forest Resources for \$1200. He stated he also requested quotes from Norway Plains Associates and Land Tech however, has not yet received such from either company.

Lenore Clark asked if the Commission should wait for a response on the other estimates.

Dan Coons stated Land Tech never responded to his request and Norway Plains Associates stated their estimate would be high. He stated the latter hasn't provided any other information.

The Commission agreed to contract Dan Stepanauskas to mark the boundaries of the Drew lot.

It was moved by Warren Muir and seconded by Nancy Byrd to contract Dan Stepanauskas, Northern Forest Resources, to boundary mark the Drew lot for \$1200.00. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir - yes, Nancy Byrd - yes. The motion passed (5-0).

c. **Ryefield Marsh / Ellie's Woodland Walk**

Dan Coons stated he, Jeff Marchand and Brian Gifford went to the site to determine what is needed for emergency repairs to the boardwalk. He stated the lake level is low; noting such would be an opportune time to make the repairs.

Lenore Clark noted the Student Conservation Association has cancelled all hitches for the year due to COVID-19 therefore, cannot be contracted for any work.

d. Invasive Species Management

Dan Coons stated he contacted Jeff Taylor to solicit a bid for the Towns Garden and Front Bay properties however, was informed by Mr. Taylor that he is not interested in traveling to Wolfeboro. He stated he received a list of contractors who are certified applicators; noting the list included Bartlett Tree Service and Southern Maine Forestry.

e. Goodwins Basin

Lenore Clark stated Sal Nicastro paid to have the branch removed that had fallen into the water. With regard to mowing of the property, she stated Aaron Stirt requested to mow the property four times per year at \$250 each mow. She stated Brian Gifford feels that a compromise would be to mow the property three times per year.

Dan Coons stated the property was originally mowed once a year and then it was increased to twice per year.

Staff informed the Commission the budget for property maintenance is \$1700.

Dan Coons stated the Commission is limited to \$1700 for all properties and noted snowplowing the Bill Rae Conservation Area is included in that figure.

Art Slocum stated a natural progression would be to increase to three times per year.

Lenore Clark stated she would contact Brian Gifford regarding the discussion.

f. Whiteface Mountain

Lenore Clark stated the Commission has not yet received a final copy of the conservation easement.

Art Slocum stated the Land Bank has not yet scheduled any meetings.

Lenore Clark stated it is her understanding that the surveyor would mark the boundaries.

g. Property Adoption

Lenore Clark stated Dan Coons spoke to Preston Shea regarding the Bill Rae Conservation Area; noting Mr. Shea is not interested in assisting with the stewardship of the property.

Nancy Byrd stated she walked the property and submitted a report of her findings to the Commission. She noted she has not yet contacted Pat Tarpey. She recommended a work party be established to pick up the logs that are within the trail and pick up the trash.

Warren Muir stated the report was helpful and informative.

Art Slocum asked if the Commission could seek assistance from the Public Works Department.

Nancy Byrd, Art Slocum and Dan Coons volunteered to assist as well.

The Commission discussed coordination of the trash pick-up with GALA and Earth Day.

h. NHDES Permit Process

Lenore Clark stated there is now a Statutory Permit By Notification application. She stated the Commission's Bylaws allow for one person of the Commission to review Permit By Notification applications and asked if the Commission would be agreeable for one person to review the Statutory Permit By Notification applications as well.

Warren Muir asked that all applications be forwarded to the Commission.

Dan Coons stated the Statutory Permit by Notification includes culvert repair/replacement, forestry, seasonal docks, trails and utility maintenance. He stated there is no need to redefine a quorum for the purposes of reviewing a Shoreland Permit By Notification.

It was moved by Dan Coons and seconded by Art Slocum to allow one person from the Conservation Commission to review the Statutory Permit By Notification applications. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

i. Sewall Woods Easement

Nothing to report – the Commission has not received any new information.

j. Wolfeboro Waters (formerly Cyanobacteria Task Force)

Warren Muir noted the Committee consists of three subcommittees; Mitigation, Assessment and Communication.

The Commission discussed the reporting process.

III. Other Business

N/A

IV. Correspondence

The Commission received the following correspondence; NHDES correspondence.

V. Non-Public Session

It was moved by Nancy Byrd and seconded by Art Slocum to enter non-public session at 4:20 PM to consider the acquisition of real property (RSA 91-A:3,II(d)). Roll call vote; Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

The Board re-entered public session at 4:48PM.

It was moved Warren Muir and seconded by Nancy Byrd to seal the June 11, 2020 Wolfeboro Conservation Commission non-public meeting minutes. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

Chairman Clark stated the nonpublic session minutes of June 11, 2020 were sealed by a 2/3 vote as required by law.

It was moved by Warren Muir and seconded by Art Slocum to adjourn the June 11, 2020 Conservation Commission meeting. Roll call vote: Lenore Clark - yes, Dan Coons - yes, Art Slocum - yes, Warren Muir – yes, Nancy Byrd - yes. The motion passed (5-0).

There being no further business before the Commission, the meeting adjourned at 4:49 PM.

Respectfully Submitted,

Lee Ann Hendrickson

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