



Londonderry Conservation Commission  
Tuesday, August 13, 2019  
Minutes

**Present:** Marge Badois, Chair; Gene Harrington, Vice Chair; Mike Noone, member; Bob Maxwell, member; Deb Lievens, member; Mike Byerly, member; Jocelyn Demas, alternate member; Mike Speltz, alternate member and Susan Malouin, alternate member

**Absent:** Richard Floyd, member; and Town Council liaison member

**Also present:** Amy Kizak, GIS Manager/Comprehensive Planner and Beth Morrison, Recording Secretary

Marge Badois called the meeting to order at 7:30 pm.

**Steve Bowen – Eagle Scout Scobie Pond project:** Steve Bowen introduced himself to the Commission. S Bowen told the Commission that he loves fishing and would love to help make Scobie Pond more accessible for fishing. He asked if this could be done as an Eagle Scout project or possibly part of Beautify Londonderry. He suggested widening the boat launch and clearing out the weeds. M Badois said that she does not know what the plants actually are in Scobie Pond and would want to know what they are before pulling them out to make sure they are not endangered species. D Lievens suggested that S Bowen look into Shoreland Protection as there are state regulations on what can be done and what cannot be done. M Byerly asked if there was something special about fishing from the spot that S Bowen proposed or if a trail to a different part would be better. S Bowen responded that a trail would be great, but was unsure of how to do that. M Badois pointed out that on the Stantec plan there is an access trail up to an observation deck and a fishing pier at the south end of the pond. A Kizak reviewed the map of Scobie Pond, specifically the owners of abutting land. M Speltz said that he would like to know what kind of plants are in Scobie Pond and thought this was above the level of an Eagle Scout and may need the expertise of a scientist. D Lievens said that she will find out how to collect a sample of the plant and who to send it to for analysis. S Bowen said he would walk the property and check to see if he could identify a good trail location. M Badois concluded that they will get back to S Bowen once the plant has been identified.

**Bruce Gilday – Evans Family, Page Road Project discussion:** Bruce Gilday introduced himself to the Commission. B Gilday explained that unfortunately the recorded plans for the conservation mitigation parcel on Page Road did not have monumentation. He said that the monumentation would be done in the next 30 days and the plans would be recorded again correctly. He reviewed a plan he brought in informing the Commission that he has highlighted six points that have no monumentation, of which three of them are wetlands. He suggested more monumentation for the 15 foot access road as well. M Speltz said he feels the key place on the access road for a boundary is where you go off the cart path and hit the property boundary. A Kizak told the Commission that Staff is aware of this and the plan is to do the monumentation as part of the site plan. M Speltz said they might need to wait until the winter



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36 depending upon the wetland. He asked B Gilday for monuments on both sides of cart path, as well as  
37 where the cart path leaves the property. B Gilday agreed.

38 **CUP – 49 Wentworth Ave. - Lot 014 044 35 – Mike Hammer:** Mike Hammer introduced himself to the  
39 Commission and explained that this project has inadvertently affected the buffer because of a survey  
40 error. He explained that the building was laid out 15 feet closer than it should have been resulting in a  
41 drain line and gravel that are now in the buffer. He said that they cannot move the drainage structure at  
42 this point. He stated that he is here tonight to request a favorable recommendation for the Conditional  
43 Use Permit (CUP) to allow the structures in the buffer. He noted the structures that are in the impacted  
44 area are a 2 ½ foot wide manhole and subsurface pipe. He said that they would like to grade this with a  
45 3:1 slope towards the drainage area and to re-seed and loam it. He told the Commission that they would  
46 like to encourage the natural vegetation growth in the area rather than bringing in other plants. D  
47 Lievens asked if he had a list of what plants are growing there now. M Hammer responded that they do.  
48 D Lievens asked where they were in construction. M Hammer told her that the building and drain pipe  
49 are already in, it was their error and have been working with the Town to correct the issue. D Lievens  
50 said that she is okay with the natural vegetation as long as there are no invasives. M Hammer said that  
51 he did not see any, but that would be confirmed with their botanist. D Lievens made a motion to  
52 recommend approval of the CUP to the Planning Board with condition that the Planning Board require a  
53 report from a certified botanist of what plants are found out there and the Conservation Commission  
54 reviews report. G Harrington seconded the motion. The motion passed, 6-0-0.

55 **Wetland Permit – Hall Rd Bridge @ Little Cohas Brook – John Trottier:** John Trottier introduced himself  
56 to the Commission stating he was here tonight to go over the wetland permit for Hall Road Bridge. He  
57 explained that the bridge was built in 1974 by driving H piles into the ground and pouring a concrete cap  
58 onto each pile and now after 45 years of water scouring the stones have fallen leaving the bottom of the  
59 concrete cap and piles exposed. He said that they are proposing to put a coffer dam on each end of the  
60 bridge with a temporary 42-inch pipe that will bypass the water, so they can get in there to do the work.  
61 M Badois asked if they were taking the bridge out. J Trottier responded that they are not. D Lievens  
62 asked when they think the work will begin and how long it will take. J Trottier told them they are looking  
63 at next summer/early fall. M Byerly asked what temporary meant for this project. J Trottier said that  
64 they will put in the coffer dam and temporary 42-inch pipe, allow the water to bypass the area they  
65 need to do the work, and then once the work is finished and they are satisfied with the results, they will  
66 remove the coffer dam and pipe. G Harrington asked if this would last another 40 to 45 years. J Trottier  
67 said that is the hope. D Lievens made a recommendation for the Wetlands Bureau to approve the  
68 wetlands application as presented. M Noone seconded the motion. The motion passed, 6-0-0.



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69 **Bob Lees - Mike Considine memorial:** Bob Lees introduced himself to the Commission. B Lees explained  
70 to the Commission that he was a very good friend to Mike Considine, whom recently passed away  
71 unexpectedly, and would like to do a tribute to him in the Musquash with a trail named after him or a  
72 bench in his name. He did not know if anything like this had been done before and wanted the  
73 Commissions' input. D Lievens asked about funding. B Lees told the Commission that it would be a  
74 group of friends splitting the cost. J Demas asked if he had a favorite trail. B Lees said he did not know  
75 and could investigate that. M Speltz said that Mike Considine helped build and name the Shoots and  
76 Ladders Trail, so he thought they could rename it after him. M Badois suggested finding a nice spot for a  
77 bench as well. B Lees said that would be great. M Speltz said that he thought a bench would get a lot of  
78 use at the landing. B Lees said he would do some research and come back to present his ideas to the  
79 Commission.

80 **Unfinished Business**

81 **Scobie Pond paddle:** M Badois told the Commission that she thought the event went really well. She  
82 said there were about 14 people in total and everyone enjoyed the kayaks. J Demas asked if M Badois  
83 knew how the people found out about it. M Badois said that everyone told her through Facebook.

84 **Mitigation parcels:** M Speltz passed out spreadsheet, attached to minutes, to the Commission. The  
85 Commissioners reviewed the spreadsheet. The Commissioners agreed they would focus on the parcels  
86 colored coded in white. M Speltz noted the parcels to be moved up in priority would be Elwood, South  
87 Road and the two parcels on Page Road. He said he would draft a reply for the chair to whomever sent  
88 the letter from New Hampshire Department of Transportation (NHDOT) with the Commissions'  
89 comments.

90 **Kendall Pond:** M Badois told the Commission that she and M Noone trimmed the trees on the platform.  
91 She said that the barberry bush that she was concerned about was intentionally planted there and she  
92 dug it up. She said that since that was planted there, she is not that concerned about more invasives on  
93 the rest of the trail.

94 **Camera:** M Badois informed the Commission the locks were cut off the cameras and memory cards  
95 removed due to an incident. B Maxwell said that he would replace all four locks and four more memory  
96 cards. He said that the key to the locks will be distributed to the Commission so that if there is an  
97 incident in the future the locks hopefully will not have to be cut off. G Harrington made a motion to  
98 authorize spending up to \$100 out of the line item budget to replace the locks and memory cards for the  
99 camera. D Lievens seconded the motion. The motion passed, 6-0-0.



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100 **Articles:** D Lievens asked the Commission if anyone had seen a Commission article in the Times  
101 recently. M Byerly thought he remembered one. D Lievens told the Commission that they will need to  
102 get two articles ready for September and October. B Maxwell said that he is not convinced the article  
103 was published. D Lievens said she would reach out and confirm if the article was published. S Malouin  
104 suggested doing an article about winterizing bird feeders and gardens.

105 **New Business:**

106 **Culvert replacement:** M Badois told the Commission that she sent a copy of this to everyone by email  
107 and does not think there is anything else to do.

108 **Tanager Variances:** M Badois read her draft to the Zoning Board to the Commission. She asked if the  
109 term "run-off mitigation" was sufficient verbiage or if she should change it. The Commissioners agreed it  
110 was sufficient.

111 **Trail maps:** M Badois told the Commission that in reviewing the maps they noticed that Kendall Pond is  
112 not on them. She asked if the Rail Trail should be taken out and replaced with Kendall Pond. M Byerly  
113 said that from a consumer point of view, he is not a fan of having separate maps. A Kizak said that there  
114 is a space issue and that is why they both will not fit on the map. M Byerly suggested using a smaller  
115 font size, as he did not think that Kendall Pond would take up much room.

116 **Minutes:** The Commissioners went over the public minutes from July 23, 2019. B Maxwell made a  
117 motion to accept the minutes as amended. M Byerly seconded the motion. The motion passed, 6-0-0.

118 The Commissioners went over the non-public minutes from July 23, 2019. M Byerly made a motion to  
119 accept the minutes as presented. G Harrington seconded the motion. The motion passed, 6-0-0.

120 **Bancroft CUP:** M Badois told the Commission that she received an email noting that they did present  
121 the possibility of access through the Eversource easement and Eversource said no. S Malouin asked if  
122 the slope work was in the buffer and wanted more clarification. M Speltz said that they would be back  
123 to present total impact, but they did not want to do engineering if the Commission would not support it.  
124 M Badois said that conceptually it is okay as long as pavement is out of the buffer.

125 **Non-Public Session**

126 D Lievens made a motion to go into non-public session per RSA 91-A:3 to consider the acquisition, sale  
127 or lease of real or personal property which for discussion purposes be likely done to the party or parties  
128 interested are adverse to the general community. The motion was seconded by G Harrington. The  
129 motion was passed by M Badois, M Byerly, D Lievens, B Maxwell, M Noone, G Harrington, M Speltz, J



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130 Demas and S Malouin with a unanimous roll call vote. G Harrington made a motion to leave non-public  
131 session and to seal the minutes of the non-public session indefinitely per RSA 91-A:3. M Byerly seconded  
132 the motion. The motion passed, 6-0-0.

133 M Badois appointed M Speltz to vote for R Floyd.

134 **Adjournment:** M Byerly made a motion to adjourn the meeting at 10:11 p.m. G Harrington seconded  
135 the motion. The motion passed, 6-0-0.

136 Respectfully Submitted,  
137 Beth Morrison  
138 Recording secretary