

Gilford Conservation Commission
Minutes for January 5, 2010 Meeting

1. PLEDGE OF ALLEGIANCE

2. ATTENDANCE

Members Present: Chairman-John Goodhue, Vice-Chairman, Lee Duncan; Chuck Coons; Douglas Hill; Larry Routhier; Everett McLaughlin; Donald Sibson, Carole Hall and Diane Hanley.

Members Absent: Rudy Lehr, Terry Stewart, Tom Drouin.

Others present: Steve Nix and Peter Ames, Ames Farm Inn.

Call meeting to order:

The meeting was called to order by J. Goodhue at 7:00 p.m.

Establish a quorum

J. Goodhue announced a quorum is established.

Approval of Agenda:

Motion made by L. Routhier, seconded by L. Duncan, to approve the agenda as presented.

Motion carried with all in favor.

3. APPLICATIONS:

Standard Dredge & Fill Leonard & Lisa D'Orlando Gilford Tax Map & Lot #218-012 located at 278 Edgewater Drive.

Applicant proposes to repair tip of breakwater, dockage, restore breakwater to originally permitted dimensions by removing 133 sq. ft of fill; dredge one boat slip, replace existing non-conforming canvas canopy with a single canopy covering 2 boat slips, request an after-the-fact approval to retain one of the finger piers at 4 ft. wide, request an after-the-fact approval for 2 seasonal PWC lifts, remove previous crib dock debris/remains (rocks only no dredge), construct 6'x25' ft piling dock to provide 3rd boat slip on Gilford Tax Map & Lot #218-012 located at 278 Edgewater Drive.

Discussion: J. Goodhue recused himself from participating on the application

D. Hanley asked if all the work on site was done without a permit. C. Hall said there was some work done with a permit.

The Commissioners discussed the location of the property (across from the Weirs) L. Duncan and L. Routhier will do a site visit. The Commissioners want to know what work has been permitted with what permits and they would like Paul Goodwin from Watermark Marine Construction come to the January 20, 2010 meeting to explain the application.

Action (if any) Have Paul Goodwin from Watermark Marine Construction come to the January 20, 2010 meeting to explain the application.

Motion: Motion made by D. Hill, seconded by D. Sibson, to Have Paul Goodwin from Watermark Marine Construction come to the January 20, 2010 meeting to explain the application. Motion carried with all in favor.

4. PRESENTATIONS- None at this time.

5. THE MCLAUGHLIN REPORT-by Everett McLaughlin

Discussion:

E. McLaughlin discussed the Powell Property and would like to know how to place it into a conservation easement as well as the property along Swain Rd. (Roux Trust) as both properties are not currently in a conservation easement. He is concerned these properties do not have enough protection without being placed into a conservation easement.

D. Hill said the Roux Trust property is in a charitable trust and subject to conservation restrictions. He will research the Powell property deed and see if it is worthwhile to pursue for placing it into a conservation easement.

6. OTHER BUSINESS:

Discussion for 2010 zoning amendment for a proposed wetland buffer

Discussion:

D. Hill explained the presentation at the public hearing and that the Planning Board saw problems with the ordinance as presented; as well as Michael McGinely and other members of the public whom spoke out against the ordinance. He said Kevin Hayes, Selectman's Representative and Jerry Gagnon spoke against it as written. K. Hayes agrees with a buffer but thinks this ordinance needs some work. D. Hill said the ordinance will be placed on the ballot as "not being supported by the Planning Board". He said the Commission can recommend it to the public as being in favor of it. He would like to form a sub-committee to work on the ordinance.

The Commissioners discussed the Planning Board did not support the Aquifer Protection Ordinance and that was passed by the voters.

C. Hall spoke about the subcommittee and the need for it if the ordinance passes or not. She also spoke about Mr. Ames' concerns about his future use of his property. She tried to explain the relief methods within the ordinance to him. She also believes if the ordinance does not pass this year it will be back on the ballot next year.

D. Hill clarified the School Districts' concerns over not being able to expand in the future if the ordinance passes. He explained to them they would be exempt from the regulations of the town but not the state.

The Commissioners discussed the Aquifer Protection Ordinance was passed and then amended the following year and that could happen with the wetlands ordinance.

D. Hill said that a position statement should be created and approved by the Commission and that the subcommittee, once it is formed, should write it.

Motion made by L. Routhier, seconded by L. Duncan, to have the Commission publicly support the petitioned wetland ordinance. Motion carried with all in favor.

The Commissioners discussed the subcommittee membership as: **D. Hill, C. Hall, L. Duncan, D. Hanley, and L. Routhier.**

D. Hanley suggested getting articles in the paper supporting the ordinance and pictures of examples of how a buffer would help. The Commission agreed.

Peter Ames, Ames Farm Inn, spoke about how he will not be able to institute potential uses in the future on his waterfront property because of the ordinance.

The Commission explained the types of wetlands and their functions and values to him and how that affects his property and the water quality of Lake Winnepesaukee. They also explained the forms of relief in the proposed ordinance to him.

NRI Maps- Draft maps were dropped off by Nancy Rendall and the Commissioners are to stop into DPLU and review and comment on them.

The Commissioners noted receipt of the Shoreland Permit for 96 Scenic.

The Commissioners noted the Alteration of Terrain permit submitted by GCV Realty. C. Hall will review the application and provide comments to the Planning Board when the applicant appears before them.

7. MINUTES-

Motion made by L. Duncan, seconded by E. McLaughlin, to approve the minutes from December 1, 2009 meeting as presented. Motion carried with L. Routhier, C. Coons abstaining.

Motion made by L. Duncan, seconded by C. Hall, to approve the minutes from December 15, 2009 meeting as presented. Motion carried with L. Routhier, C. Coons abstaining.

8. ADJOURNMENT

Motion made by L. Routhier, seconded by L. Duncan, to adjourn at 9:00 p.m. Motion carried with all in favor.

Respectfully submitted,

Stephanie Verdile Philibotte
Technical Assistant