Members present: Jon Scanlon, Ben Wadleigh, Jim Cropsey and Bob Hardy, Eliza Conde, Secretary. Bob Hardy acted as Chairman for the evening.

Jim Cropsey moved, seconded by Ben Wadleigh to accept the minutes of August 16, 2004. Motion passed.

Konover: Pete Walker reviewed the project as it had been presented to the Conservation Commission earlier in the year. The Tilton ZBA granted a variance for the project which included all of the conditions suggested by the Conservation Commission. Konover has now submitted a Dredge and Fill application to DES and EPA with the same plans. DES requires mitigation for the impacted wetlands of at least 36 acres. Konover has proposed purchasing the whole 77 acre Fillion property to the north to be given as a Conservation Easement. Lakes Region Conservation Trust has become involved at the request of DES and there is now an alternative parcel being considered which may be more suitable to the needs of the town and the impacted wetland areas. Konover is currently working with LRCT, DES and the EPA to follow through on this more recent proposal. LRCT will work with the owner and the Conservation Commission in determining whether the parcel in question will meet the requirements for mitigation purposes. Konover has a time limit involved with the Fillion property which they are hoping to extend. Jim Cropsey noted that there is a considerable amount of Buckthorn on the Fillion property which the Fish and Game Dept. does not like to deal with on Easement properties. The alternative parcel probably does not have this invasive species to deal with.

The well on the Konover property will be filled in accordance with DHR regulations and there are no changes to the plan since last presented in May. Christopher Rice stated that water runoff from the site will be reduced by 50% of the current flow by restricting the flow
with retention and drainage controls. Jon Scanlon noted that the culvert across Route 3/11 just east of Grant Street currently does not function and the pipe all the way to the River is corroded. DOT is responsible for this culvert and drainage, however, this project involves improving the road and it may be feasible to include this culvert during construction. DOT has not given final approval for the project and Konover does not know at this time what will be required. Christopher Rice Stated that the sewer pipe needs to be updated on Morrison Road as well and the culvert in question may become part of the project. Dusty McMahon, Konover, stated that the Grant Street access is part of the roadway plan so that the culvert will probably be included in the final plans.

Peter Walker noted that Konover is going to the Planning Board for a Site Plan review on the first portion of this project with the balance at a later date. Bob Hardy asked if the back 3+- acres of the Konover property is still being considered as part of the mitigation package. It is, and will be included with whichever parcel is purchased.

The Commission reviewed the conditions that were suggested to the Board of Adjustment in May. The following items should be included in a letter to DES:

- That the dug well be filled according to the Historic Resources Dept. guidelines.
- That the impact to drainage does not increase current run-off.
- That there be an impact study from the site to final discharge into the Winnipesaukee River, specifically the size and condition of the existing culverts.
- That disturbed soils and vegetation remain on property as much as possible.
- The Conservation Commission strongly recommends that the mitigation site be the alternative site as recently proposed by Konover. This parcel offers more wetlands protection and potential recreational use than the original parcel. The property as shown in the application in Figure 4 currently contains disturbed wetlands and a substantial invasive species impact.

Richard Belair: Mr. Belair was not present at this meeting. The Expedited Wetlands permit has been sent to DES without the signature of the Conservation Chairman. The Conservation Commission reviewed the application and Mr. Belair’s response to a
letter with questions from the Commission. Jim Cropsey expressed concern about there being room for the proposed dock without imposing upon the neighbor’s dock area. Jon Scanlon was concerned about the land access to the dock impacting a wetland area. Ben Wadleigh commented that the State usually requires 50 feet frontage in order to obtain a dock permit. The Commission will send a letter to DES relative to this application with the following concerns:

- The dock is being placed within a wetland area.
- The actual shore front is 26.5 feet, not 53.07 feet as stated in the application
- The Commission questions the impact this dock will have on adjacent property’s dock.
- The map submitted with the application does not show wetlands delineated. The Commission has obtained a map from Hines Septic design showing the delineation indicating a need to impact wetlands for access to the dock. No plan was submitted for this access.
- The Conservation Commission recommends that appropriate environmentally friendly pressure treated materials be used for the dock.
- This proposal is for a seasonal dock, however removal of the dock and storage would impact the wetland area adjacent to the dock area.
- Mr. Belair did not attend the Conservation Commission meeting to answer questions.

Jon Scanlon will look at this property.

**2005 Budget:** The Commission reviewed the budget as proposed by Chuck Mitchell. Bob Hardy commented that he cannot download pictures from the digital camera as he is waiting for Chuck to provide him with software and a cable! Bob Hardy moved, seconded by Ben Wadleigh to include the Alternate members in the payment of a $200 stipend. Motion passed. Discussion of the need for a GPS unit led to the need to include in next month’s agenda to schedule walks on the Conservation Easement parcels. Ben Wadleigh moved, seconded by Jim Cropsey to submit the budget as proposed. Motion passed.

**Park Committee Report:** Jim Cropsey noted that the EPA found a broken pipe which allows the cellar hole to fill with water. EPA
suggests that the Park Committee drain that water. Bob Hardy stated that the EPA has agreed to fix this pipe. The EPA found additional contamination on the shoreline and removed it. There are 2600 tons of contaminated material to be trucked off site. A section of the old cellarhole will be filled with some of this material and capped so that it will not impact the park. The EPA plans to be finished by Oct. 1.

John Bernard: Nothing new to report.

Checklist: Members worked on the remaining portion of the checklist which will be updated and re-visited at the next meeting.

Correspondence:

- Municipal Law Lecture Series
- Water Quality Improvement
- DES – Dwinal complaint
- DES – Belair, application incomplete.

Meeting adjourned at 9:35 PM.

Respectfully submitted,
Eliza Conde, Secretary