



TOWN OF HUDSON

Conservation Commission



James Battis, Chairman Nancy Brucker, Selectmen Liaison

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6000 • Fax: 603-816-1291

DATE January 14, 2013

MEETING MINUTES Below is a listing of minutes for the Hudson Conservation Commission. Minutes are not a verbatim record of each meeting, but rather represent a summary of the discussion and actions taken at the meeting. All Conservation Commission meetings are televised live and repeated during the following week on HCTV, cable television channel 22. Official copies of the minutes are available to read and copy at the Town Engineer's Office during regular business hours (Monday through Friday, 8:00 A.M. to 4:30 P.M.).

Should you have any questions concerning these minutes or wish to see the original recording, please contact the Town Engineer's Office at 603-886-6008.

A regular meeting of the Hudson Conservation Commission (HCC) was held in the Community Development Conference Room of Town Hall.

Members of the Commission present: J Battis, T Boland, K Dickinson, P Dubay

Members of the Commission absent: N Lamureux

Member of Town Staff present: Patrick Colburn

Board of Selectman Representative present: N Brucker

Seating of Alternates: None

Called to order at 7:03 pm

I. PUBLIC INPUT RELATED TO NON-AGENDA ITEMS:

- A. Opened at 7:05
- B. No Input
- C. Closed At 7:06

II. OLD BUSINESS

None

III. NEW BUSINESS

- A. 9 Industrial Drive, Zackary Tompkins Memorial Field, Map 161 Lot 040
Presenter: Leonard Lathrop, 31 Winslow Farm Road, representing Zack Tompkins Foundation assisted by Selectman Richard Maddox.

Zack Tompkin Foundation is 2 ½ out of 3 years into an asbestos mitigation at the site on Industrial Drive. Once completed a football field will be

built at the site for the Hudson Youth Football Association, “The Bears”. Funded privately but with phenomenal support from the town, both its elected officials and the public. We are here to talk about stepping into the buffer just slightly. Our engineer is Richard Manyard and Weston and Sampson are the engineers doing the abatement. We are asking you to look at moving the field 40 feet to the east and that pushes us 25 feet into the wetland setback. Mr. Manyard cautioned me to let you know that these are manmade wetlands that were accomplished when the roads were built around them and forced the drainage into them.

The hill with the multiple gradings is pretty steep and to hold a small wall at the top the grade must be mitigated as we believe the property coming off Clement Road might hold residual asbestos.

- J Battis – Noted that this was placed on our agenda last Thursday so the members are just seeing the plans.
- L. Lathrop – That is correct. We had a meeting with the EPA, DES, both sets of engineers, the foundation people and the Town Engineer. All agreed that the proposed movement into the buffer was the optimal solution.
- R. Maddox – The alternative is a huge retaining wall like at Lowe's. This would be both expensive and problematic in its height.
- L. Lathrop – DES requires all possibilities must be engineered before approvals for asbestos mitigation. We will be taking all the asbestos from the site and burying it underneath the parking lot. It is not being moved off site. We being an asbestos abatement contractor being watched by the DES and paid for by the EPA. We believe we have all the contingencies covered but until you dig you don't know what you will find.
- R. Maddox - Unfortunately some of the grants, \$650,000, to facilitate this work are set to expire at the end of the summer. Given the speed that government works that is why this was placed on the agenda so quickly. This still needs to go to Planning and Zoning for final approval. The town is the actual applicant in this although the Foundation funds much of the engineering as far as Maynard & Paquette. We are looking to disturb an area of about 5,800 sq ft and when done will be returned almost to natural. We are looking to use boulders for some of the retaining wall with earth covering.
- J. Battis – The plan has all disturbance in the buffer and there is no going into the wetland or filling.
- R. Maddox – Correct and 25 feet off the wetlands.
- J. Battis – Those areas with regrading are already significant slopes.
- R. Maddox – And there will be a 4 ft chain link fence around the site so no one will go down into the wetlands when it is completed.
- L. Lathrop – The bleachers you see at the lower side of the field will be removed.
- K. Dickinson – What is proposed treatment for the 2 to 1 slope?

- L. Lathrop – The slope would be either grass or something to hold the hill. We are not anticipating using that hill for anything. Hopefully it could be mowed or maintained.
- K. Dickinson – I would speculate it is something that will not require maintenance because of the slope. Do we have time or desire to do a site walk?
- L. Lathrop – As an abatement site the area is fenced. Because everything is coming out, looking at it now might not indicate how it will be later.
- K. Dickinson – The existing channel was modified during construction of the industrial park?
- R. Maddox – The park is about 50 years old and the water went where the water went. This was a manmade drainage system for the entire industrial park.
- J. Battis – Does the Town Engineer have anything to add?
- P. Colburn - I believe they have presented the result of the Thursday Meeting correctly.
- J. Battis – Do we want a site walk?
- K. Dickinson – I just wanted to hear other's opinion.
- J. Battis – Just looking at the plans I do not see any significant issues.
- T. Boland – I make a motion to approve the plans as submitted.
- P. Dubay – I also do not feel the need for a site walk and I second the motion.
- K. Dickinson – I suggest adding the normal stipulations and recommend the slope be stabilized with the most natural method possible and that the use of mechanical equipment be minimized in the buffer understanding the difficulties that might develop both during after excavation.
- J. Battis – I was going to suggest that all stipulations be to the approval of the Town Engineer.
- N. Brucker – Is there sufficient room at the southeastern end?
- J. Battis – I do not see that that is an issue with the retaining wall stabilizing things.
- R. Maddox – If we come from the 50 yard line to do the work we should not have to go into any other part of the buffer. That is our intent.

Motion to recommend the WSE as presented with four stipulations

Motion by T. Boland

Seconded by P. Dubay

Vote: In Favor 4 Against 0 Abstain 0

- P. Dubay – What is the approximate volume of asbestos involved?
- L. Lathrop – 65,000 cubic feet
- P. Colburn – I recall 6,500 cubic yards.

B. Election of Officers

- J Battis – There was one applicant for a position on the commission.

- N. Brucker – There is only one that I am aware of and he did not appear at the BoS meeting.
- J Battis – I recommend we delay the vote on officers until the next meeting to give any new members a chance to vote.

Motion to table the election of officers until the next meeting

Motion by P. Dubay

Seconded by T. Boland

Vote: In Favor 4 Against 0 Abstain 0

IV. **OTHER BUSINESS**

A. Pond Reclamation

- J Battis – I had discussions with Amy Smagula on funding pond reclamation in ways that we would not need to go into our Conservation Fund. However I just received an email from Amy that I had misunderstood what she had said.
- K. Dickinson - At our December workshop Amy had discussed helping us with the funding issue. Does this mean that can not be done?
- J Battis – What we saw as the easiest solution for us is not possible on the state end. It means we have to continue looking for a solution.
- K. Dickinson – Should we defer this item?
- J Battis – I would agree. I would comment, mostly for Nancy that the DES grant coming before the BoS on 22 January should still be processed.

Motion to defer discussions on pond reclamation until the next meeting

Motion by K. Dickinson

Seconded by T. Boland

Vote: In Favor 4 Against 0 Abstain 0

B. Stewardship of Conserved Lands:

- J Battis – S. Rumbaugh has informed me that she hopes to come before the Commission in February with ideas for trail development in the Musquash Conservation Lands
- K Dickinson – I was doing deed research that the Merrill family owned the majority of the land at Musquash from the 1700's on both sides of the brook including the sawmill at Eayer's Pond (before it belonged to the Eayer family. This could be used on the kiosk or other markers. I will contact Sandra and try to bring in the historical society.
- J. Battis – A second topic would be the forestry plan for the Town Forest which I would like to see us start this calendaryear.
- K. Dickinson – I have a copy of the Forestry Plan and the Tree Farm application. The forestry plan has not yet been updated.

- P. Dubay – We should have copies of the plan.
- K. Dickinson – We should check the files to make certain this is the updated plan. I suggest we schedule a workshop.
- J Battis – I will check with Betty to see what she has and make copies to be distributed.
- K. Dickinson – It will be interesting to see what we can do as far as a timber harvest.

C. Circumferential Highway Impact:

- J Battis – The commission did two sections of the right-of-way, from Sagamore Bridge to the first major wetlands on the western end of Map 222 Lot 044 and from Bush Hill Road back to Trigate Road, Map 212 Lot 022. I don't know at this point that we have much to say about the walk but it did suggest several areas of concern.
- K. Dickinson – The National Wetland Inventory shows at least 17 wetlands along the corridor. I was going to put something together with their imagery to use as reference on future walks.
- J. Battis – We do intend to put together a report after we complete our walks to forward the relevant boards.
- K. Dickinson – Due to the slopes of the surrounding land along the corridor, a lot of the supporting wetlands drain into larger wetlands and so you have to look at the whole development of the corridor based on the watersheds not just on the wetlands at the bottom of the hill. Historically, the Limit Brook and Second Brook crossings have been the greatest concern but there are other areas that are tricky. For example, there is another brook crossing by Speare Road with steep slopes and another crossing at Merrill Brook.

D. Budget Status

- J Battis: Proposed budget was accepted. Request for additional funding was declined.

V. **FINANCIAL STATUS:**

A.

Cash Flow

- | | |
|------------------------|--------------|
| • Charges in November: | \$0.00 |
| • Interest Earned | \$22.22 |
| • Ending Balance | \$737,248.27 |

B. Treasurers Report - Same as Cash Flow

C. Expenditure report - No expenditures in November

- Ending Balance \$18,381.74
- Expended 48.422%
- Monthly expenditures by account - None in November

VI. CORRESPONDENCE:

A. New Hampshire Association of Natural Resource Scientists

Motion to pay \$20 dues

Motion by P Dubay

Second K Dickinson

Vote: In Favor 4 Against 0 Abstain 0

B. Society for the Protection of New Hampshire Forests

Motion to pay \$50 dues

Motion by T Boland

Second K Dickinson

Vote: In Favor 4 Against 0 Abstain 0

C. Londonderry Conservation Commission Program on the American Chestnut
Leach Library 7:00 pm on 31 January 2013

VII. APPROVAL OF MINUTES:

D. November 19, 2012

Motion to approve with noted edits

Motion by K Dickinson

Second T Boland

Vote: In Favor 4 Against 0 Abstain 0

E. December 10, 2012

Motion to approve with noted edits

Motion by K Dickinson

Second P. Dubay

Vote: In Favor 4 Against 0 Abstain 0

F. December 19, 2012

Motion to approve with noted edits

Motion by K Dickinson

Second T Boland

Vote: In Favor 4 Against 0 Abstain 0

VIII. COMMISSION COMMENTS:

- K Dickinson - Welcome Patrick on board.
- T Boland – I missed several meetings but it is good to be back. Also welcome Pat.
- P. Dubay – I also welcome Pat.
- J Battis: We have openings for two regular members and three alternates. Applications can be found at the BoA and the Town Clerks Office.

- K. Dickinson – I would like to see us use workshops to handle some of the items on our agenda to shorten meetings.

IX. MOTION TO **ADJOURN**:

Motion by: P. Dubay

Second by K Dickinson

Vote: In Favor 4 Against 0 Abstain 0

Meeting adjourned at 8:29

J Battis, Chairman

Next Meeting January 14, 2013