# TOWN OF HUDSON Conservation Commission 

William Collins, Chairman David Morin, Selectmen Liaison

12 School Street • Hudson, New Hampshire 03051 * Tel: 603-886-6008 • Fax: 603-594-1142

## CONSERVATION COMMISSION MEETING AGENDA

December 11, 2023

The Town of Hudson Conservation Commission will hold its next meeting on December 11, 2023 at 7:00 p.m. in the Buxton Meeting Room, located in Town Hall 12 School Street, Hudson, NH.
$\checkmark$ Call to Order
$\checkmark$ Pledge of Allegiance
$\checkmark$ Roll Call
$\checkmark$ Alternates
$\checkmark$ Public Input Related to Non-Agenda Items

## I. New Business:

a. Conditional Use Permit - 36 Campbello Street, Parcel ID: 165-049-000
II. Old Business:
a. Conditional Use Permit - 78 Highland Street, Parcel ID: 175-019-000
III. Other Business:
a: Game Cameras - S. Rumbaugh
IV. Financial Status:

Current Report
V. Correspondence

Correspondence a: Free Trees
Correspondence b: NRPC- Pedestrian Access
VI. Approval of Minutes:
a. Meeting Minutes - October 16, 2023
b. Meeting Minutes \& Non-Public Meeting Minutes - November 13, 2023
VII. Commissioner's Comments:

Next Regular Meeting: Monday, January 8, 2024 at 7:00 p.m.

## William Collins

William Collins, Chairman



| Run: $12 / 04 / 23$ $9: 36$ AM |  | Expenditure Report - Including Carry Forward Activity Conservation Committee <br> Town of Hudson, NH As Of: November 2023, GL Year 2024 |  |  |  |  |  | Page: bmckee Conservation 2 ReportSortenExpenditure |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Account Number | Budget | Prior Year Encumbered | Budget \& PY Adjustments | Net Budget | MTD Exp | YTD Exp | Encumbered | Balance Available | \%Used |
| Selected Year | 52,753.00 | 0.00 | 0.00 | 52,753.00 | 40.00 | 330,892.00 | 0.00 | -278,139.00 | 627.248 |
| Prior Year | 0.00 | 28,000.00 | 0.00 | 28,000.00 | 0.00 | 0.00 | 28,000.00 | 0.00 | 100.000 |
| Grand Total | 52,753.00 | 28,000.00 | 0.00 | 80,753.00 | 40.00 | 330,892.00 | 28,000.00 | -278,139.00 | 444.432 |



## Correspondence a:

Bill,

Thought this may be of interest to you.

## Free Trees in New Hampshire Does Your NH Property Meet the Requirements?

Now is the time for a property assessment to determine if you qualify for free trees and shrubs to be planted next spring. Help do your part to protect vulnerable shorelines, by improving water quality near the source.

In order to qualify for free trees, your property must:
(1) be located in the Merrimack River watershed in NH,
(2) be located along a shoreline - a river, stream or lake (not just the Merrimack River!)
(3) show signs of erosion or a lack of plants, and be runoff prone,
(4) be a suitable place for new plants to thrive.

Merrimack River Watershed Council must submit plants orders by February, and planting will occur from May to June. Although your property may seem to fit the criteria above, trees and shrub seedlings must be planted in accordance with state permitting and federal funding requirements determined by staff experts.

To find out more, contact Tyson Morrill, Restoration Project Manager at tyson@merrimack.org
(Source: Merrimack River Watershed Council)

## Brenda Collins, President

Gr. Hudson Chamber of Commerce
71 Lowell Road, Hudson NH 03051
(603) 889-4731
www.HudsonChamber.com
email: info@hudsonchamber.com


Bike and pedestrian counting in the Bartell Trail in Brookline, NH


An EcoCounter pedestrian counter located on a Milford Oval sidewalk lamppost

## 2023 Bike \& Pedestrian Counting

Did you know? NRPC has an increasingly active program of bicyclist and pedestrian counting. These data inform town officials' decisions as they relate to bicyclist/pedestrian safety, infrastructure, and use of recreation spaces, and they have the potential to increase access to federal funding for future improvements.

We use counters built and developed by EcoCounter, an international company that provides turnkey solutions for cyclists and pedestrian counting and analysis. These counters use infrared sensors to identify pedestrians walking past, and hollow rubber tubes to record bicycle traffic. We have successfully utilized these counters next to sidewalks, on paved multi-purpose trails, at conservation areas, and on pedestrian bridges.

This year, NRPC counted bicyclists and pedestrians in more locations than ever before. Our bike and pedestrian counters are installed at locations for typically two weeks at a time. At some locations, we may install the counters multiple times per year. We will continue to add new count locations over time, to characterize the most important bike and pedestrian locations in each of our region's communities.

To learn more about our bike and pedestrian counting check out our webpace or contact Tyrel Borowitz.


## New Additions to Trail Data in Milford \& Mont Vernon

This summer and early fall, NRPC added several trail systems in two communities to our GIS inventory. Thanks to the guidance of Conservation Commission members Chris Costantino (Milford) and Shelley Brooks (Mont Vernon), NRPC staff walked and mapped trails and other associated features at the following properties:

Mont Vernon

- Purgatory Falls
- Lamson Farm
- Archibald Property
- Hebert Town Forest
- Havinga Woods
- Herlihy Swamp

Milford

- Tucker Brook Town Forest
- Hitchiner Town Forest
- Mayflower Hill Town Forest
- Burns Farm


Also in Milford, NRPC was pleased to assist the Souhegan Valley Boys \& Girls Club with a request to create kiosk maps for the portion of the Souhegan River Trail that runs through their property, featuring an interpretive nature walk with gardens, resting spots, and great riverside views. Be sure to check out the trail and the maps created by our summer intern Liam if you're looking for a fun walk in the area.

All these trails join our regional trails database and can be viewed on NRPC Live Maps by selecting Public Trails from the Themes menu. Happy hiking (and snowshoeing) as we enter the chilly months!

## Free Trees In New Hampshire

## Does Your NH Property Meet the Requirements?

Now is the time for a property assessment to determine if you qualify for free trees and shrubs to be planted next spring. Help do your part to protect vulnerable shorelines, by improving water quality near the source.

In order to qualify for free trees, your property must:
(1) be located in the Merrimack River watershed in NH,
(2) be located along a shoreline - a river, stream or lake (not just the Merrimack River!)
(3) show signs of erosion or a lack of plants, and be runoff prone,
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Merrimack River Watershed Council must submit plants orders by February, and planting will occur from May to June.
 Although your property may seem to fit the criteria above, trees and shrub seedlings must be planted in accordance

| with state permitting and federal funding requirements <br> determined by staff experts. | To find out more, contact Tyson <br> Morrill, Restoration Project |
| :--- | :---: |
| (Source: Merrimack River Watershed Council) | Manager at tyson@merr |



# TOWN OF HUDSON Conservation Commission 

William Collins, Chairman Dave Morin, Selectmen Liaison
12 School Street * Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-816-1291

## DATE: October 16, 2023

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.

In attendance $=\mathrm{X} \quad$ Alternates Seated $=\mathrm{S} \quad$ Partial Attendance $=\mathrm{P} \quad$ Excused Absence $=\mathrm{E}$


CALL TO ORDER BY CHAIRPERSON AT 07:00 P.M.
PLEDGE OF ALLEGIANCE
ROLL CALL
SEATING OF ALTERNATES:

Public Input Related to Non-Agenda Items: None

## I. New Business

a. Eagle Scout Project - Deferred Item to November Agenda

## b. Annual LCHIP Monitoring Reports:

Mr. Murphy volunteered to perform the boundary inspections and annual monitoring reports for both Tri-Town Forest and Musquash Conservation Areas. Reports are due by Dec $31^{\text {st }}$. Chairman Collins will further coordinate with Mr. Murphy.

## II. Old Business

## a. Draft Warrant Discussion:

Mrs. Rumbaugh presented a draft wetland ordinance document. Mr. Pinsonneault inquired about the process of Prime Wetlands designation. Mr. Collins and Mr. Dickinson provided commentary regarding this process. Mr. Dickinson inquired regarding process and review timeline. Mr. Collins explained that Mrs. Rumbaugh used the Town of Merrimack's ordinance as a primary reference and incorporated comments from other NH municipalities as well. Mrs. Rumbaugh further explained the evolution of her draft ordinance since August, i.e. a tiered buffer system was incorporated similar to Town of Bow, NH. She mentioned that Bogs and Vernal Pools should receive greater protection than other wetlands. The classification of streams should be recognized, i.e. Town of Hampton, NH. Hampton, NH has both an aquifer protection protection and comprehensive shoreland protection overlay districts. Mr. Collins noted that Mrs. Rumbaugh made an excellent effort and provided a good start for Mr. Groth to refine and present to the Planning Board for their concurrence and approval.

Mr. Collins requested comments regarding the front end portion of the ordinance. Mrs. Krisciunas noted that some of the wording might be difficult for the general public to fully understand. Mr. Murphy asked if wetland functions and values were the same as wildlife functions and values. After a brief discussion, the Commission focused on reviewing wetland buffers. Mr. Dickinson suggested deleting the portion regarding Atlantic White Cedar Swamps and providing a vernal pool buffer exceeding 75 feet. He questioned if vernal pools should have their own category. There was discussion regarding if prime wetland buffers should be included in the ordinance revisions. Mr. Collins proposed to increase vernal pool buffers to 100 feet. He also noted that the soils portion of the draft ordinance needed further refinement. Mr. Dickinson recommended that references to the Town of Hudson GIS system layers should be noted. Mr. Pinsonneault noted that Section IV needs some rewording. Mr. Collins noted that a "List of Allowable Uses" within the buffer would be beneficial, He asked Mrs. Rumbaugh to review the "NHDES list of minimum impact projects" to see if our proposed list would require further modification. Mr. Collins also noted that the "List of Prohibited Uses" should be vetted by Town Staff. In general, the proposed revisions would give the ordinance refined definition.

A discussion regarding conservation land funding and future warrant articles followed the review of ordinances. A brief discussion followed on the proposed Aquifer Protection Overlay District ordinance. Mr. Collins suggested that we move the definitions (front end) portion to the wetlands ordinance itself. Mr, Dickinson suggested that the proposed district area also be reviewed for a "List of Allowable Uses" uses by planning staff. He noted that some of the verbiage did not apply to Hudson and that the proposed ordinance could be shortened. Further discussion on the proposed Aquifer Protection Overlay District was deferred to our regular November meeting.

Mrs. Rumbaugh asked Mr. Collins if she could coordinate with Mr. Groth and Mr. Dhima to obtain
their general impression and further refine the draft ordinances within the next month. Mr. Collins concurred. Mrs. Rumbaugh stated that she would edit our wetlands ordinance (Section 334) for Mr. Collins to submit to Mr. Groth; in effort to move that portion along with the Planning Board. Mr. Collins stated that he would obtain GRANIT view mapping information for Hudson's aquifer for review prior to our regular November meeting.

## b. Weed Control Improvements at Musquash Conservation Area:

Mr. Dickinson noted that he contacted both Full Circle Forestry in NH and Bay State Forestry in MA. Both companies were fully booked for 2023; however Eric Radlof of Full Circle Forestry (FCF) provided a 2024 season bid for $\$ 125$ per man hour including travel and materials. They could provide full treatment for trails within the defined project area in one day for a price not to exceed $\$ 3000$ plus $\$ 250$ NHDES permit fee. For the Knotweed control area around the historic barn foundation two prices were submitted: $\$ 125$ per man hour not to exceed $\$ 625$ optional bid for Knotweed cutting and removal (prep work) and $\$ 125$ per man hour not to exceed $\$ 1250$ for a September 2024 foliar herbicide treatment. 2025 follow-up treatment was also recommended.

Mrs. Krisciunas asked if warning signs would be posted, if trails would need to be closed and if the treatments would need to occur annually. Mr. Dickinson responded that FCF would post signage prior to treatment and trails would be closed for a 48 hour period approx. following treatment. FCF intends to perform trail herbicide treatments annually. Knotweed treatment is intended to occur less frequently; however Mr. Dickinson projected that Knotweed would be a continued management issue, due to the larger stand located upstream.

Mr. Pinsonneault was in favor of moving forward with both treatments, in effort to reduce the spread of Knotweed and other invasive vegetation. Mrs. Rumbaugh asked what account the expenditure would occur within. Mr. Collins noted that it typically is Professional Services. Mr. Murphy noted that grant funds are available via USDA. Mr. Murphy will research grant funding for next year. Mr . Dickinson presented the following motion:

Motion \#1: to approve the herbicide proposal by Full Circle Forestry "Part A" in the amount not to exceed $\$ 3250$. prior to June $30,2024$.
Mrs. Rumbaugh seconded the motion. Motion passed 4-1.
Chairman Collins was not in favor as he felt the cost was excessive for herbicide treatments for Poison Ivy. Mr. Dickinson noted that the herbicide treatments would target all invasive vegetation (not exclusive to Poison Ivy).

After continued discussion regarding the Knotweed portion, Mr. Dickinson presented the following second motion:

Motion \#2: to approve the proposal as presented by Full Circle Forestry for Knotweed treatment services in the amount not to exceed $\$ 1900$ for FY 2024.
Mrs. Rumbaugh seconded the motion. Motion passed 5-0.
Mr . Dickinson noted that FCF has the ability to treat smaller portions other properties, i.e. Hudson Town Forest parking area, contingent upon work that can completed within one work day (similar to their annual contracts with Pelham, Hollis and Meredith).

## c. Map Acceptance - Hudson Town Forest:

Chairman Collins presented the NRPC revised map. Mr. Dickinson requested a few revisions.
Mr. Collins entertained a motion to approve the revised map with requests for limited revisions incorporated. Motion by Mr. Pinsonneault and seconded by Mr. Murphy.
Motion Carried 5-0.

## III. Other Business

## a. Trail Work Day:

After some discussion of the need for continued work activities at Musquash Conservation Area, the HCC scheduled our November trail work day to Sunday, Nov. 19, 2023, 9:30 AM - 12 PM with meeting point TBD. A site walk will be scheduled to review our newest conservation property located at 13 Tiger Rd. (along Robinson Pond) in December. Mr. Collins intends to perform trail improvements on the eastern side of Musquash Conservation Area this winter.

## IV. Financial Status:

$\$ 400$ were expended from the Professional Services account in Sept. Conservation Fund Balance $=\$ 770,603$.

## V. Correspondence:

Chairman Collins reviewed our monthly correspondence which included the following:
a) 13 Tiger Road news article
b) NHACC Annual Conference Reminder
c) Annual Land Monitoring Reports (Conservation Land Stewardship Program Reminder)
d) Trail Conditions Memo (email from Mr. Dickinson to Chairman Collins)
e) Invasive Weed Control Bid Scope (email from Mr. Dickinson to Eric Radlof)
f) Invasive Weed Control Pricing (email from Mr. Radlof to Mr. Dickinson)
g) Invasive Weed Control Bid (coordination emails between Mr. Radlof and Mr. Dickinson)

## VI. Approval of Minutes:

Mr. Pinsonneault moved to approve the regular meeting minutes for August 14, 2023 and September 11, 2023. Mr. Murphy seconded the motion. Motion Carried 5-0.

## VII. Commissioner's Comments:

Mr. Pinsonneault reminded everyone that it is hunting season. Mr. Murphy and Mr. Dickinson thanked Mrs. Rumbaugh for her efforts with our ordinance revisions. In effort to further establish new our trails, Mr. Dickinson encouraged everyone to hike our new trail segments at both the Pelham Rd. conservation area and White Tail Way at Hudson Town Forest after tick season. Chairman Collins signed the contract for timber harvest work at Rangers Town Forest. Mr. Collins will also attend the next BOS meeting to discuss FY 2024 HCC budget items.
VIII. Motion to adjourn:

Mr . Pinsonneault moved to adjourn our regular meeting at 9:13 PM; seconded by Mr. Murphy. Motion Carried 5-0.

## Ken Dickinson

Ken Dickinson, Clerk

# TOWN OF HUDSON Conservation Commission 

William Collins, Chairman Dave Morin, Selectmen Liaison
12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 * Fax: 603-816-1291

## DATE: November 13, 2023

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.

In attendance $=\mathrm{X} \quad$ Alternates Seated $=\mathrm{S} \quad$ Partial Attendance $=\mathrm{P} \quad$ Excused Absence $=\mathrm{E}$

| William Collins | Carl Murphy | Ken Dickinson | Brian PinsonneaultMemberd |  |
| :---: | :---: | :---: | :---: | :---: |
| Chairman _X | Vice-Chair __X | Clerk X |  |  |
| Sandra Rumbaugh | Linda Krisciunas | Open Seat | David Morin | Elvis Dhima |
| Member __ X | Alternate __X | Alternate | Selectman Rep _X | Town Rep X |

CALL TO ORDER BY CHAIRPERSON AT 07:00 P.M.
PLEDGE OF ALLEGIANCE
ROLL CALL
SEATING OF ALTERNATES:

Public Input Related to Non-Agenda Items: None

## I. New Business

## a. Eagle Scout Project -

Eagle scout candidate, Christopher Darbe, from Troop 20 and residing at 65 Bear Path Lane; presented a kiosk project that is intended to be constructed and installed in early summer 2024 at the Pelham Road Conservation Area. The kiosk will be similar to our other trailhead kiosks ( 8 ' height X 4' width overall dimensions). Mr. Darbe intends to conduct a car wash in effort to raise a minimum of $\$ 200.00$ for material costs. Mr. Pinsonneault asked where the kiosk would be located and noted that this project would be a great addition to the property. Mr. Darbe stated it would be installed along the Pelham Road frontage at the trail entrance. Mrs. Rumbaugh asked to have the name of the property clarified. Chairman Collins responded that it should be Pelham Road Conservation Area as it is currently identified as such. Mr. Dickinson asked if Mr. Darbe was willing to construct another kiosk. Mr. Darbe responded that he was open to the idea; however he wanted to build one kiosk successfully prior to committing to a second kiosk. Mrs. Krisciunas asked how the information would be displayed and what material would be used to protect the map. Mr. Darbe responded that he could install Plexiglass or whatever material the Commission desired to protect the map. Chairman Collins thanked Mr. Darbe for his presentation and encouraged other scouts to pursue their Eagle Scout projects with the Conservation Commission.
b. Conditional Use Permit Application - 78 Highland Street:

Steve Riker, CWS of Ambit Engineering, Inc. representing Ms. Christine Floyd, presented a request to remove 4300 SF of fill located in the adjacent wetland area found towards the rear of the property and restore 7848 SF of adjacent wetland buffer area. This project is a continuance of the restoration that was conducted within the last decade by Eversource on the adjacent lot. Steve Riker flagged the wetland in February 2021 for Chris Floyd. Mr. Floyd formerly conducted a landscape business on the property and filled wetlands as his business operations expanded. In June 2022, Mr. Floyd received an administrative order from NHDES informing him that he was in violation of RSA 42A (filling wetlands without permit). Chris Floyd no longer resides at 78 Highland St. and was not present at the meeting. Subsequently, Ms. Christine Floyd has worked with Mr. Riker in effort to obtain NHDES approval for the restoration plan.

Mr. Riker utilized aerial photo interpretation to determine historic wetland boundaries as it is completed obscured by the depth of imported fill. Imported fill is to be removed as indicated and a new slope established beyond the wetlands. The proposed slope will have a decreased gradient providing increased capacity for erosion control within the proposed wetland buffer area. Existing arborvitae shrubs are to be relocated to the proposed top of slope and the project area is to be seeded with a seed mix as specified from NE Wetland Plants. Wetland functions and values are to be enhanced by the proposed wetland restoration plan as per the submitted assessment and supporting documentation.

Mr. Dickinson requested the proposed erosion control devices to be more substantial, as the adjacent restoration had implemented, to better retain the proposed slope which has a net vertical change of approximately 20 feet. He also requested the existing arborvitae to be further identified. Mr. Riker stated that this would be a substantial operation that would require observation and enhanced erosion controls as recommended by the Town Engineer. Mr. Dickinson asked if the applicant had an excavating company selected for the project. Mr. Riker stated negative. Mr. Dickinson noted that Gove Environmental had previously prepared a wetland restoration plan that may have not been fully executed. Mr. Riker was unaware of the previous restoration efforts that occurred within the past
decade. Mr. Dhima confirmed that Gove Environmental had attempted to work with both Eversource and Mr. Floyd; however an agreement of restoration services was limited to the adjacent lot. A minor amount of incidental grading has occurred within the subject property boundary line.

Mrs. Rumbaugh asked several questions regarding Mr. Riker's qualitative assessment of the wetland complex. Mr. Riker stated that the wetland is large and has high functions and values; however no vernal pools were filled within the subject property. Mr. Pinsonneault asked if the fill material would need to be hauled off-site. Mr. Riker stated that the majority of the fill would need to be exported as there is not enough space to relocate the excavated fill on-site. Mr. Murphy asked if there was proposed vegetation for the proposed wetland buffer area. Mr, Riker stated that a conservation wildlife mix was proposed for the wetland area; however Mr. Murphy restated his question. Mr. Riker noted that he will amend his plan accordingly with an appropriate slope restoration/erosion control mix for the proposed wetland buffer area. Chairman Collins asked Mr. Dickinson for his input regarding an erosion control mix. Mr. Dickinson stated that NE Wetland Plants has a mix specific for erosion control and he highly recommended that Mr. Riker review the plans that Gove Environmental prepared for the adjacent lot. Mrs. Krisciunas asked if the fill was clean and Mr. Dhima stated that it is undetermined. Chairman Collins and Mr. Dhima clarified the exportation process. Selectman Morin added that it most likely would be taken to another construction project that requires fill.

Mr. Dhima asked for clarification from Mr. Riker that all runoff would be treated on-site and that all vehicles would be parked outside of the 50 foot wetland buffer area. Mr. Riker responded yes. Mrs. Rumbaugh asked who would provide project oversight. Mr. Dhima responded that the Town would provide oversight and possibly NHDES to a limited extent. Mr. Riker also noted that a Certified Wetland Scientist is required to perform oversight and signoff upon completion of the restoration. He intends to be present on-site to perform construction oversight. Mr. Collins asked what was stored in the temporary structure shown on the existing conditions plans. Mr. Riker thought it was landscape related material that was stored; however it is possible that it could be salt storage shed as plows and a loader are present in the photos. Mr. Dickinson added a that Mr. Riker may want to consider adding some native deciduous shrubs that will assist with slope stabilization, i.e. Myrica (bayberry), Comptonia (sweetfern), Viburnum dentatum (arrowwood), and Cornus (red twig dogwood). A site walk was scheduled for Saturday, November 18 $8^{\text {th }}$ at $9: 30 \mathrm{AM}$.

## II. Old Business

## a. Draft Warrant Discussion:

Chairman Collins asked the Commission for comment on the draft aquifer protection district, as prepared by Mrs. Rumbaugh, that was deferred from our last regular meeting. Mr. Collins noted that the district perimeter would require mapping. Mr. Dhima informed us that a petition was submitted today which included wetland ordinance revisions by another group of residents. Mr. Dhima expressed some uncertainity of how an aquifer protection district would be executed. Selectman Morin asked about PFA levels in our soils and a brief discussion followed regarding potential soil contamination. Mrs. Rumbaugh expressed that she would like to have more scientific information, i.e. mapping and would have preferred to have worked with the Planning Board on the draft warrant article versus a petitioned warrant article that had no review from the Conservation Commission. Mr. Dhima will provide a copy of the mapping that was referenced in the petition.

Mrs. Rumbaugh asked what would happen with the revised draft of the wetland conservation
ordinance. Chairman Collins had submitted it earlier to Mr. Groth; however Mr. Groth could not review it as the Planning Board and ZBA had already closed commentary on the wetland ordinance revisions. Futhermore, Mr. Groth will be leaving his position shortly. Chairman Collins noted that an increased buffer width of 75 feet for non-residential uses was proposed. Mrs. Rumbaugh responded that it was not good enough. Mr. Dickinson recommended that a workshop be scheduled prior to the next meeting to discuss these items if the Chairman determines that it is necessary and a productive use of the Commission's time. A brief discussion followed regarding process moving forward and a future workshop would be considered after reviewing the draft petitioned warrant article.

## III. Other Business

## a. Trail Work Day:

Chairman Collins noted that we had a very productive trail work day last weekend at Musquash Conservation Area (MCA). After some discussion of the need for continued work activities at MCA, the HCC scheduled a trail work day on Saturday, Dec. 16, 2023, 9-11:30 AM with meeting point TBD. November 19 work day duration will be 9-11 AM meeting at Woodland Dr. A site walk will be scheduled to review our newest conservation property located at 13 Tiger Rd. (along Robinson Pond) in December. Mr . Collins intends to perform trail improvements on the eastern side of MCA this winter.

## b. Melendy Rd. Bridge Replacement Project:

Mr. Dhima stated that the Town is pursuing a bridge replacement project where Melendy Road crosses First Brook. Mr. Dhima noted that the bridge will have an open bottom culvert design with river stones naturally placed to facilitate access for turtles and other amphibians.

Motion by Mr. Pinsonneault to authorize the Chairman to sign a letter of support for the "Melendy Road Bridge Replacement Project" to be constructed by the end of October 2024; as proposed by the Town Engineer.
Mr. Murphy seconded the motion.
Motion Carried 5/0/0

## IV. Financial Status:

Chairman Collins followed up with Town of Hudson's Finance Director, Lisa Labrie, regarding the Town's Forestry Account. The Forestry Funds will not appear as a separate line item on our monthly reports as it is technically part of the General Fund. The Conservation Commission remains as the caretaker for the funds. The Chairman will need to contact the Finance Director if a request is made to expend any of these forestry funds. $\$ 0$ expended was from the Professional Services account in October as there was no DASH or herbicide treatment conducted this year.

As of 2013, there was $\$ 544,882$ in Hudson's Conservation Land Capital Reserve Fund. A Town Vote via a warrant article is required to expend money from this fund. There was also a smaller Pond Reclamation Capital Reserve Fund $\$ 10,189$, and several small donations, as per memo prepared by our former Finance Director on February 11, 2013. Conservation Fund Balance $=\$ 770,603 .-\$ 328,452$ (13 Tiger Rd purchase) $=$ $\$ 442,151$. Mr. Dhima noted that a significant amount of money will be received soon into the Conservation Fund to replenish it. Mrs. Rumbaugh asked if funds can be used from the Conservation Fund and Land Capital Reserve Fund for the same property. Chairman Collins responded in the affirmative. Mrs. Krisciunas asked if there is expiration on usage of the funds. Mr. Dhima responded that it depends how it is written and that many warrant articles have a five year expiration timeframe. Further discussion followed on this general topic.

## V. Correspondence:

Chairman Collins reviewed our monthly correspondence which included the following:
a) Lake Host Program
b) NHDES Aquatic Species Control Grant Program
c) Piscataquog News Land Trust Periodical (Winter 2023)
d) Permit By Notification along Eversource corridor due west of Musquash Rd. as submitted by VHB
e) NH Lakes Donation Request (deferred to HCC December regular meeting)

## VI. Approval of Minutes:

Deferred to HCC December regular meeting

## VII. Commissioner's Comments:

Mr. Dickinson noted that the redevelopment of the Riverview Golf Course has commenced. The HCC had a successful work day last weekend clearing several trees, blowing trails, removing litter and a large metal truck part from Musquash Conservation Area.

Chairman Collins informed us that timber harvest work at Rangers Town Forest is going well and should be completed by November 25th. The land has been opened up for winter activities, i.e. snowshoeing and cross-country skiing. Mr. Collins also informed everyone that a new local newspaper "Hudson Times" is now in publication.

## VIII. Motion to enter into Non-Public Session:

Mr. Dickinson moved to enter into a non-public session at $8: 36 \mathrm{PM}$; seconded by Mr. Pinsonneault. Motion Carried 5/0/0

## IX. Motion to seal Non-Public Session Meeting Minutes:

Mr . Pinsonneault moved to seal the non-public session meeting minutes; seconded by Mr. Murphy. Motion Carried 5/0/0

## X. Motion to adjourn:

Mr. Murphy moved to adjourn our regular meeting at 8:59 PM; seconded by Mr. Pinsonneault. Motion Carried 5/0/0

## Ken Dickinson

Ken Dickinson, Clerk

November 21, 2023

Hudson Planning Board
12 School Street
Hudson, NH 03051

RE: Conditional Use Permit Application
Campbello Road Extension Map 165, Lot 49 Sousa Realty \& Development Corp.

Dear Members of the Hudson Planning Board:

Greenman-Pedersen, Inc. (GPI), on behalf of the project applicant, Sousa Realty \& Development Corp., is requesting a Conditional Use Permit from the Hudson Planning Board to allow construction of stormwater infiltration basin within approximately 15 feet of a wetland where 50 feet is required by the Hudson Zoning Ordinance, Section 33436. This request is made as provided for in Section 334-37 of the Hudson Zoning Ordinance. GPI is providing the following information in support of the criteria listed in Section 334-37 A.:
(1) The proposed activity minimizes degradation of land situated within the District and offsets potential adverse impacts to functions and values of wetlands, surface waters, and vernal pools including but not limited to their capacity to:
(a) Support fish and wildlife;

The stormwater infiltration basin will provide stormwater treatment and groundwater recharge, which will support fish and wildlife.
(b) Attenuate flooding;

The stormwater infiltration basin will provide peak runoff rate reduction and runoff volume attenuation, which will attenuate flooding.
(c) Supply and protect surface and groundwater resources;

The stormwater infiltration basin will provide stormwater treatment and groundwater recharge, which will supply and protect surface and groundwater resources.
(d) Remove sediments;

The stormwater BMP's that are incorporated into the design will provide stormwater treatment to remove sediments.
(e) Remove pollutants;

The stormwater BMP's that are incorporated into the design will provide stormwater treatment to remove pollutants.
(f) Support wetland vegetation;

The stormwater infiltration basin will provide stormwater treatment and groundwater recharge, which will support wetland vegetation.
(g) Promote public health and safety; and

A shallow (2' deep) infiltration basin that is dry between storm events does promote public health and safety.
(h) Moderate fluctuations in surface water levels.

The stormwater infiltration basin will provide stormwater treatment and groundwater recharge, which will moderate fluctuations in surface water levels.
(2) The proposed activity will have no significant negative environmental impact to abutting or downstream properties and/or hydrologically connected water and/or wetland resources, including:
(a) Increased potential for erosion, siltation, and turbidity of surface waters;

The stormwater BMP's that are incorporated into the design will protect abutting and downstream properties from potential for erosion, siltation, and turbidity of surface waters.
(b) Loss of fish and wildlife habitat;

The stormwater BMP's that are incorporated into the design will protect abutting and downstream properties from loss of fish and wildlife habitat.
(c) Loss of unique habitat having demonstrable natural, scientific, or educational value;

The stormwater BMP's that are incorporated into the design will protect abutting and downstream properties from loss of unique habitat having demonstrable natural, scientific, or educational value.
(d) Loss or decrease of beneficial aquatic organisms and wetland plants and their habitat;

The stormwater BMP's that are incorporated into the design will protect abutting and downstream properties from loss or decrease of beneficial aquatic organisms and wetland plants and their habitat.
(e) Increased danger of flooding and/or transport of pollutants; and

The stormwater BMP's that are incorporated into the design will protect abutting and downstream properties from increased danger of flooding and/or transport of pollutants.
(f) Destruction of the economic, aesthetic, recreational, and other public and private uses and values of the wetland to the community.
The stormwater BMP's that are incorporated into the design will protect abutting and downstream properties from destruction of the economic, aesthetic, recreational, and other public and private uses and values of the wetland to the community.
(3) The proposed activity or use cannot practicably be located otherwise on the site to eliminate or reduce impact to the Wetland Conservation Overlay District.
By necessity, the stormwater infiltration basin has to be located at the lowest point of the property, which due to the relatively flat topography throughout the property, is only at this location.
(4) The proposed activity incorporates the use of those Best Management Practices recommended by the New Hampshire Department of Environmental Services and/or other state agencies having jurisdiction.

The stormwater BMPs for this project have been designed in full compliance with the New Hampshire Stormwater handbook and the requirements of the NH DES Alteration of Terrain Program.
(5) All applicable federal and/or state permit(s) have been received for the proposed activity in accordance with New Hampshire Code of Administrative Rules, Part Env-Wt 100-800 and Section 404 of the Federal Clean Water Act, as amended.
An Alteration of Terrain Permit application will be filed with the NH DES for this project. All construction activities will be performed in accordance with the requirements of the US EPA 2022 Construction General Permit.
(6) Where applicable, proof of application to all required state and/or federal permits.

Proof of application to the NH DES Alteration of Terrain program will be provided.
(7) Prior to making a decision on any Conditional Use Permit pursuant to the Wetland Conservation Overlay District, the Planning Board shall receive a written comment from the Conservation Commission. The Conservation Commission may recommend the Planning Board impose conditions of approval is deemed necessary to mitigate the potential for adverse effects of the proposed activity or use.
Written comment from the Conservation Commission will be forwarded once they have reviewed the project.

If you have any questions or need additional information, please feel free to contact me at (603) 374-7912 or by email to djordan@gpinet.com.

Sincerely,
Greenman-Pedersen, Inc.


David R. Jordan, P.E., L.L.S., LEED AP
Vice President
Director of Project Delivery - Land Development

## CONDITIONAL USE PERMIT APPLICATION

Date of Application: November 28, 2023 Tax Map \#: 165 Lot \#: 49
Site Address: 36 Campbello Street
Name of Project: Campbello Street Extension
Zoning District: Town Residence (TR)
General CUP\#: $\qquad$
(For Town Use Only)
Z.B.A. Action: $\qquad$

## PROPERTY OWNER:

Name: A. Jack Atkinson, Trustee
Address: 36 Campbello Street
Address: Hudson, NH 03051
Telephone \# $\qquad$
Email: $\qquad$
PROJECT ENGINEER or SURVEYOR:
Name: Greenman-Pedersen, Inc.
Address: 44 Stiles Road, Suite One
Address: Salem, NH 03079
Telephone \# (603) 893-0720
Email: djordan@gpinet.com

## DEVELOPER:

Sousa Realty \& Development Corp.
46 Lowell Road
Hudson, NH 03051
(603) 880-7799
msousa@sousarealtynh.com
CERTIFIED WETLANDS SCIENTIST:
Gove Environmental Services, Inc.
$\qquad$
$\qquad$
$\qquad$
$\qquad$

## PURPOSE OF PLAN:

A subdivision of land at 36 Campbello Street to create 11 single family house lots.
(For Town Use Only)
Routing Date: $\qquad$ Deadline Date: $\qquad$ Meeting Date: $\qquad$
$\qquad$ I have no comments $\qquad$ I have comments (attach to form)
$\qquad$ Title: $\qquad$ Date: $\qquad$ (Initials)

Department:
Zoning: ___ Engineering: $\qquad$ Assessor: $\qquad$ Police: ___Fire: $\qquad$ DPW: $\qquad$ Consultant: $\qquad$

## Site Data Sheet

## PLAN NAME: Subdivision Plan Campbello Street

PLAN TYPE: (Site Plan, Subdivision, or other) Subdivision
LEGAL DESCRIPTION: MAP 165 LOT 49
DATE: November 20, 2023

| Location by Street: | 36 Campbello Street |
| :---: | :---: |
| Zoning: | Town Residence (TR) |
| Proposed Land Use: | Single family residential |
| Existing Use: | Single family residential |
| Total Site Area: | S.F.: 206,400 Acres: 4.74 |
| Total Wetland Area (SF): | 2,518 sf wetlands on-site |
| Permanent Wetland Impact Area (SF): |  |
| Permanent Wetland Buffer Impact Area (SF): 4,500 |  |
| Temporary Wetland Impact Area (SF): 0 |  |
| Temporary Wetland Buffer Impact Area (SF): 4,500 |  |
| Flood Zone Reference: | FIRM Number 33011C0514E, |
| Proposed Mitigation: |  |
| N/A no impacts to the FEMA Flood Zone are proposed. |  |

$\qquad$
$\qquad$
$\qquad$ Date: $\qquad$

## Wetland Conditional Use Permit Checklist

| Yes | No | NA | QUESTIONS/INFORMATION NEEDED | HCC Comments |
| :--- | :---: | :---: | :---: | :---: |
| NARRATIVE REPORT |  |  |  |  |

## Existing Conditions

| 0 | 0 | ■ | Has a DES Dredge and Fill Permit been issued for any part of this site? If yes, provide number, date, and description. |  |
| :---: | :---: | :---: | :---: | :---: |
| $\bigcirc$ | O | $\square$ | Is there evidence of altered wetlands or surface waters on site? |  |
| - | O | $\bigcirc$ | All prime and other wetlands in the vicinity, plus any wetlands/watersheds past the immediate vicinity affected by this project |  |
| $\bigcirc$ | $\bigcirc$ | - | - Description of each wetland and associated values |  |
| ■ | O | $\bigcirc$ | Wetland mapping results - Including the flagging date and technique plus the name, company and qualifications of the wetland scientist |  |
| $\bullet$ | $\bigcirc$ | $\bigcirc$ | Was property surveyed? If yes, the date of survey. (Please attach the survey plan) |  |
|  |  |  | National Wetland Inventory |  |
| $\square$ | $\bigcirc$ | $\bigcirc$ | - Vegetative cover types |  |
| $\bigcirc$ | $\bigcirc$ | $\square$ | - Existence of vernal pools and associated habitat |  |
| - | $\bigcirc$ | $\bigcirc$ | - Unique geological and cultural features |  |
| $\square$ | O | $\bigcirc$ | NH Natural Heritage inventory - For list of rare and endangered species, contact the NH Division of Forests and Lands (603)271-3623 |  |
| 0 | 0 | - | - Wildlife and fauna species, including estimated number and locations (large projects) |  |
|  |  |  |  |  |
| $\bigcirc$ | 0 | - | - Public or private wells located within the vicinity |  |
| $\bigcirc$ | $\bigcirc$ | ■ | - Monitoring well(s) located on site |  |
| $\square$ | 0 | $\bigcirc$ | - Current land use and zoning district |  |
| $\square$ | 0 | $\bigcirc$ | Photos of existing area (please use color photos) |  |

Proposed Project Description

| $\square$ | $\circ$ | $\circ$ | Entire project and associated activities |  |
| :--- | :--- | :--- | :--- | :--- |
| $\square$ | $\circ$ | $\circ$ | Time table of project and anticipated phasing |  |
| $\square$ | $\circ$ | $\circ$ | Land use |  |
| $\square$ | $\circ$ | $\circ$ | Grading plan |  |

Impact to Wetlands and/or Buffers

| $\circ$ | $\circ$ | $\bullet$ | $\bullet$ Depending on size and proposed impacts, a report from a biologist may be appropriate |  |
| :--- | :--- | :--- | :--- | :--- | :--- |
| $\circ$ | $\circ$ | $\boxed{ }$ | Removing, filling, dredging, or altering (Area square ft. and locations) |  |
| $\circ$ | $\circ$ | $\square$ | Intercepting or diverging of ground or surface water (Locations and size) |  |
| $\square$ | $\circ$ | $\circ$ | $\bullet$ Change in run-off characteristics |  |
| $\square$ | $\circ$ | $\circ$ | Delineation of drainage area contributing to each discharge point |  |

Conditional Use Permit Application: Wetlands Conservation Overlay District
Page 4 of 8
072423

| Yes | No | $N A$ | Questions/Information Needed | HCC Comments |
| :---: | :---: | :---: | :---: | :---: |
| - | $\bigcirc$ | $\bigcirc$ | Estimated water quality characteristics of runoff at each point of discharge for both preand post-development |  |
| $\square$ | $\bigcirc$ | $\bigcirc$ | Erosion control practices |  |
| $\bigcirc$ | $\bigcirc$ | - | If using rip-rap, attach documentation explaining why other erosion control methods are not feasible |  |
| - | $\bigcirc$ | $\bigcirc$ | - How storm water runoff will be handled |  |
| - | $\bigcirc$ | $\bigcirc$ | If backyards or lots include a buffer area, buffer restriction wording shall be included in each deed (A physical marker may be requested to designate buffer boundaries at site) |  |
| Mitigation |  |  |  |  |
| $\bigcirc$ | $\bigcirc$ | - | Square footage of mitigation - wetland and upland areas |  |
| $\bigcirc$ | $\bigcirc$ | - | Wetland or upland plants identified to replace any losses |  |
| $\bigcirc$ | $\bigcirc$ | - | - Restoration plan for planting and vegetation |  |
| 0 | $\bigcirc$ | - | Conservation easements, including location and aesthetic, wildlife and vegetative values |  |
| $\bigcirc$ | $\bigcirc$ | - | - If easement is on or added to the site(s), a copy of the legal document shall be given to the HCC (HCC conservation easement markers may also be required along the easement) |  |

## CONCEPTUAL SITE PLAN/DRAWING

| 0 | $\bigcirc$ | $\bigcirc$ | Locus map depicting project site and vicinity within approximately $1 / 2$ mile and also on a larger scale |  |
| :---: | :---: | :---: | :---: | :---: |
| $\square$ | 0 | $\bigcirc$ | All prime and other wetlands in the vicinity |  |
| ■ | $\bigcirc$ | $\bigcirc$ | Wetland(s) impacted (identified as prime or other) and the wetland boundaries with $50^{\prime}$, buffer areas highlighted in color |  |
| - | $\bigcirc$ | $\bigcirc$ | Assessor's sheet(s), lot(s), and property account number(s) |  |
| - | $\bigcirc$ | $\bigcirc$ | Existing and proposed structures |  |
| $\square$ | $\bigcirc$ | $\bigcirc$ | Square footage listed for temporary and permanent impact |  |
| - | $\bigcirc$ | $\bigcirc$ | Erosion control plan (Suggested: Biodegradable silt fences so area won't be disturbed again and no hay to avoid invasive species) |  |
| - | $\bigcirc$ | $\bigcirc$ | Topographical map with contours |  |
| - | $\bigcirc$ | $\bigcirc$ | Storm water treatment swales and basins highlighted in color if in buffer area |  |
| $\square$ | $\bigcirc$ | $\bigcirc$ | Conservation and utility easements |  |
| $\square$ | $\bigcirc$ | $\bigcirc$ | Grading plan |  |
| $\bigcirc$ | $\bigcirc$ | ■ | Culvert, arch, bridge - sizes, material, etc. |  |
| - | $\bigcirc$ | $\bigcirc$ | Vegetative cover types |  |
| $\bigcirc$ | $\bigcirc$ | - | Vernal pools |  |
| - | $\bigcirc$ | O | Existing and proposed stone walls, tree lines, and unusually large, rare or beautiful trees, and other notable site features |  |

## QUESTIONS TO CONSIDER BEFORE SUBMITTING

- Will the increased discharge cause erosion and channelization?
- Is there potential for off-site flooding?
- Does the decreased infiltration in the drainage area cause vegetation stress due to reduced or increased ground water or surface water discharge into wetland?
- Will the nutrients in the runoff increase eutrophication potential in downstream water bodies?
- Do you own any adjacent parcels or easements for roadways across adjacent parcels which could be used for access to avoid a wetland crossing
- Does a wetland crossing occur where it will result in the least amount of alteration to a wetland?
- Is preservation of upland areas adjacent to the impacted wetland a priority?
- Can using an alternative crossing design such as a bridge, retaining wall, etc. decrease the width or area of wetland alteration?
- Does a proposed road crossing of a wetland exceed the minimum width acceptable to the Planning Board and can this be negotiated downwards?
- Have you established that no reasonable alternative access from a public way to an upland is possible?
- Can the parking lot spaces be decreased?
- Is the roadway designed in such a way that does not restrict the flow of water?
- Is additional information needed to assess water quality impacts due to runoff?
- Is there an increase in other pollutants (e.g., heavy metals, turbidity, coli form) from streets and parking lots?
- Is there a need to restrict or prohibit the use of pesticides and fertilizers?
- Is there a need to restrict the use of roadway salting?


## SUBDIVISION PLAN APPLICATION AUTHORIZATION

I hereby apply for Subdivision Plan Review and acknowledge 1 will comply with all of the Ordinances of the Town of Hudson, New Hampshire State Laws, as well as any stipulations of the Planning Board, in development and construction of this project. I understand that if any of the items listed under the Subdivision Plan specifications or application form are incomplete, the application will be considered rejected.

Pursuant to RSA 674:1-IV, the owners) by the filing of this application as indicated above, hereby given permission for any member of the Hudson Planning Board, the Town Planner, the Town Engineer, and such agents or employees of the Town or other persons as the Planning Board may authorize, to enter upon the property which is the subject of this application at all reasonable times for the purpose of such examinations, surveys, tests and inspections as may be appropriate. The owners) releases) any claim to or right he/she (they) may now or hereafter possess against any of the above individuals as a result of any examinations, surveys, tests and/or inspections conducted on his/her (their) property in connection with this applications.

Signature of Owner:
 Date: $11 / 21 / 23$
Print Name of Owner:

* If other than an individual, indicate name of organization and its principal owner, partners, or corporate officers.

Date:

* The developer/individual in charge must have control over all project work and be available to the Code Enforcement Officer/Building Inspector during the construction phase of the project. The individual in charge of the project must notify the Code Enforcement Officer/Building Inspector within two (2) working days of any change.


## Schedule of Fees

(Fee covers both Conservation Commission \& Planning Board)

## A. REVIEW FEES:

1. Conditional Use Permit \$100 Flat Fee
\$ 100.00

## LEGAL FEE:

The applicant shall be charged attorney costs billed to the Town for the Town's attorney review of any application plan set documents.

## B. POSTAGE:

___ Direct Abutters Applicant, Professionals, etc. as required
\$ $\qquad$ by RSA 676:4.1.d @\$5.01 (or Current Certified Mail Rate)
$\qquad$ Indirect Abutters (property owners within 200 feet) @ $\$ 0.66$ (or Current First Class Rate)

TOTAL \$100*

|  | (For Town Use) |  |  |
| :--- | :--- | :--- | :--- |
| AMOUNT RECEIVED: $\$ \ldots$ | DATE RECEIVED: | $\square$ |  |
| RECEIPT NO.: |  | RECEIVED BY: | $\square$ |

* CUP fee paid already. Abutters fees paid with subdivision application.


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ASSESSOR MAP 165 LOT 49
36 CAMPBELLO STREET HUDSON, NEW HAMPSHIRE


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ASSESSOR MAP 165 LOT 49




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## ASSESSOR MAP 165 LOT 49 <br> 36 CAMPBELLO STREET HUDSON, NEW HAMPSHIRE



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ASSESSOR MAP 165 LOT 49

36 CAMPBELLO STREET HUDSON, NEW HAMPSHIRE

