

**MINUTES OF REGULAR MEETING**  
**April 13 2022**

**MEMBERS PRESENT:** Sarah Childs  
Jeremy Degler  
Kevin Dodds  
Angela Ficco  
Scott Orzechowski  
Jeremy Rhodes

**MEMBERS ABSENT:** Dale Smith-Kenyon

**STAFF PRESENT:** Michelle Mears

The meeting was called to order by S. Orzechowski at 6:02 pm.

**1. Approval of Meeting Minutes.**

Regular meeting of 3/11/2022

Notes/Corrections:

Pg 2, B: Correct notation to Lily Pond

Pg 2, Paragraph 2: STP is Standard Temperature and Pressure – general ambient temperature; materials to be stored onsite will be gas phase if leak occurs, indicating no risk of ground contamination.

A. Ficco moves to approve, S. Childs seconds. Motion Carries 5-0-1 (J Degler)

**2. Public Comment**

None at this meeting.

**3. New Business**

- A. Timothy and Anne Hebert are seeking a Conditional Use Permit to construct a driveway and single family house within the No-Build Vegetated Buffer and Woodland Buffer on a property located at 2 Shady Lane, in the Residential Single Family (R1) District, Assessor's Map 21 Lot 148, CUP#05-2022

The applicants present; their intent is to build their retirement home on the property, as well as an accessory dwelling for A. Hebert's father. A Purchase & Sales agreement is in place, contingent on receipt of CUP. The building, as planned, extends slightly into the woodland buffer; driveway (planned asphalt) requires cuts through app. 25' of vegetated buffer and app. 50' of wooded buffer; the entire planned build occurs within the 150' setback. This is noted as the least invasive possible plan for the site. The CUP as requested would need to include permission to build in this 150' range. Tree cutting will be as minimal as possible; the applicants wish to have their home retain as much of a wooded character as it can have. The only outbuilding is the detached garage, which would also contain the ADU. The property has existing access to city water and sewer, which the applicants will connect to; no septic or well is needed. Only excavation beyond necessary for foundation and driveway will be to install a low-impact geothermal.

The wetland was delineated in March of 2021, and is based around a creek that runs through the property.

Concerns raised around the possibility of runoff, given the presence of running water features onsite.

J Rhodes moves that the plan be forwarded to the Planning board with a recommendation for approval with the following conditions:

- 1) That the delineating wetland scientist's stamp be included (current plan is not stamped)
- 2) That drainage of the final build be cleared with city staff to avoid runoff impacts on the nearby waterway, to include drip edges/infiltration control as necessary
- 3) That landscape plantings on the site be drawn from the city approved natives list
- 4) That no planting occur in delineated buffer space
- 5) That the CUP as written include clearance to build inside setback as requested by the applicant.

A Ficco seconds

Motion Carries 6-0-0

- B. Peter Houde for Somersworth Lions Club is seeking a Conditional Use Permit to construct an addition to an existing garage within the Woodland Buffer on a property located at 125 W. High Street, in the Recreation (REC) District, Assessor's Map 25 Lot 01, CUP#06-2022

The applicant presents; intent is to construct an additional shed space off of the existing Lions' Club building on the roughly east side (side facing towards existing pond on site). Planned use is for storage of equipment used for snow removal and ice preparation; these are currently stored outside where they have to be cleared prior to use after snowstorms. Much of the material and labor to construct this addition are being provided at cost or loss by local contractors.

Concerns raised around the spread of invasives for fill used by the project.

J Degler moves to forward the request to the Planning board with a recommendation for approval with the following condition:

That fill used on the site be free of invasive plant species

A Ficco seconds.

Motion Carries 6-0-0

- C. Any correspondence

None at this time.

D. Any new business to come before the Commission

A violation has occurred on Otis road, and the enforcement process is underway. The owner of the property has been served by city Code Enforcement, and work has ceased on site. David Price of the NHDES has been informed, and a remediation plan is in process. Next steps will be taken once DES has completed the remediation plan and submitted. The owner of the property is expected to seek an after the fact CUP with actions to bring the property into compliance.

4. **Old Business**

A. Easement monitoring

i. Update on Medical Mile

1. Code Enforcement

Update expected from D Smith-Kenyon in May

2. Removal of refuse

Somersworth DPW plans to undertake this in the spring

B. Marking Lily Pond conservation boundaries

Finished; all boundaries marked by K. Dodd/S Childs

C. Any Correspondence

None at this time

D. Getting map coordinates for easement monitoring

M Mears working with SRPC on this item

E. MEMBER ITEMS, SUB-COMMITTEE ITEMS, AND REPORTS

i. Lily Pond wildlife management plan

S Orzechowski will update in May

ii. Invasives plan sub-committee report

D Smith-Kenyon to update in May

iii. Prime wetlands and vernal pool identification

Looking for direction on this item; UNH has a campaign regarding prime wetlands. S Childs will contact UNH. J. Degler can identify vernal pools; needs indication of where to look. Potential sites exist on the trail between Maplewood and High School. J Degler and A Ficco will check these sites.

iv. UNH Cooperative Extension collaboration for shrub ID walks

The walk was held, and interested people were turned away due to available capacity. Additional walks are being planned.

v. Exploration of potential trail project at Malley Farm

A Ficco has contacted the National Guard regarding this. Applicable permits will be needed prior to work; city council approval is also likely necessary. A Ficco will

meet with the city manager and DPW for preliminary discussion. Hope would be to use donated material and/or grant funding; ANG will provide labor. Preliminary scope to include bridges and water bars on trail to reduce erosion.

**F.** Any other old business that may come before the Commission

S Orzechowski raises concerns around chain link fence enclosing water at Maplewood school; history on this would be appreciated, as it appears to block wildlife access.

S Childs requests confirmation on monitor responsibility for Garrish Commons and Lenox Park Open space, as these are ambiguous on the monitor list. M. Mears will check; possibility that some of these are HOA spaces that do not require monitoring.

**5.** Treasurer's Report

Current Balance is \$188,640.60  
Interest of \$19.02

S. Orzechowski to discuss funding sources with Mayor/Council.

**6.** Sustainability committee report

S Childs has resigned from the committee; the framework has been sent to the mayor's office for inclusion in the vision plan.

The committee is effectively on hold until a new chair can be identified.

A. Ficco moves to adjourn, S Childs seconds. Approved 6-0-0

Meeting adjourned at 7:16 PM.

Respectfully submitted:

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Jeremy Rhodes  
Conservation Commission Secretary