



## MINUTES OF THE NASHUA CONSERVATION COMMISSION

Tuesday, May 3, 2016

### A. Call to order

A regular meeting of the Nashua Conservation Commission was called to order on Tuesday, May 3, 2016 at 7:00 PM, in Room 208, City Hall, and Second Floor - 229 Main Street.

### B. Roll call

Chairman Michael Gallagher, presided;

Members of the Commission Present:

Sherry Dutzy  
Donald Cederquist  
Brandon Pierotti  
Richard Gillespie

Also in Attendance:

Linda Panny, Planning Department  
Ald. David Schoneman  
Madeleine Mineau, Waterways Manager  
Gene Porter, LMRLAC

**C. Approval of Minutes—none**

**D. New Business—none**

**E. Old Business—none**

**F. Other Business and Updates**

) Watershed Video Presentation

Stephanie Hanson of Comprehensive Environmental introduced herself as well as Don Ware of Pennichuck Water Works. The Commissioners viewed a video presentation.

Commissioner Pierotti commented that on the 3<sup>rd</sup> video, Chris's vocals could be boosted.

Commissioner Dutzy said one of the videos suggested that homeowner's should not use fertilizer. Are there ways that they could use fertilizer that would be less detrimental?

Mr. Ware said they are working with Home Depot and Lowe's to develop training programs for homeowners on what types of fertilizers are needed and how much.

Chairman Gallagher said in the 4<sup>th</sup> video, it talks a lot about construction. It may be better for this piece to be removed, as it does not apply to the average homeowner. He asked how the videos will be distributed, other than their use within the school systems.

Ms. Hanson said the videos will be on Pennichuck's website and DES will most likely link to it as well.

Mr. Ware said they are also hoping to send the videos to smaller communities. In Pennichuck's fall newsletter, the videos will be advertised.

Mr. Porter said the public has a responsibility for not only taking care of their fertilizer and dog waste, but making sure the overlay district rules are enforced.

) Madeleine Mineau, Waterways Manager

Ms. Mineau explained how her position with the City and some of the projects she's working on, including cleanup of the Mill Pond and Canal through the Army Corps. She explained that the project was started in the early 2000's, but there are some things that still need to be completed. A feasibility study was published in 2005.

Commissioner Gillespie asked for the funding breakdown.

Ms. Mineau said, for the feasibility study to start the project, the first \$100,000 requires no match at all. To implement the project, it is 65% Federal and 35% match. Back in 2005, the project was projected at 1.1 million dollars i.e. \$723,000 Federal funds and \$384,000 City funds. It is a very large project.

Chairman Gallagher asked if a fund has been identified for the City.

Ms. Mineau said no. They may ask the Mine Falls Committee as well as the Conservation Commission to contribute.

Alderman Schoneman asked if there were any State funds available.

Ms. Mineau said if they go forward with the project, she would talk to the State. However, most State funding in New Hampshire is indirectly Federal and therefore would not qualify as a non-Federal match.

Commissioner Dutzy asked if they could apply for the ARM fund.

Ms. Mineau said yes.

Commissioner Dutzy asked what role the Commission would play in this project.

Ms. Mineau said the City would like to have the support of the Commission, and a letter of support to include in their application to the Army Corps. It would also be great for the Commission to talk to and educate the community about the project.

Ald. Schoneman asked how long the project would have taken to complete, back in 2005.

Ms. Mineau said she did not know. It took about four years to complete the feasibility study, and a planning timeline was never established.

Ald. Schoneman asked what the visible end result will be with this project.

Ms. Mineau said the canal would actually flow. The area would look much healthier overall, with less plant growth.

Commissioner Dutzy asked if this will enhance the recreational value of the property.

Ms. Mineau said yes, absolutely.

Ald. Schoneman asked what maintenance would be required to prevent the canal from falling back into poor condition.

Ms. Mineau said the City would need to be vigilant about removing invasive species. She said DPW is good about stormwater cleanup.

Chairman Gallagher asked when this project will be started.

Ms. Mineau said soon, and it will be an ongoing project. There is not a specific deadline.

**MOTION BY COMMISSIONER DUTZY, SECONDED BY COMMISSIONER GILLESPIE, TO ISSUE A LETTER OF APPROVAL TO ENCOURAGE THE ARMY CORP TO RE-ENGAGE IN THE MILL POND CANAL PROJECT.**

**MOTION CARRIED, 5-0**

) Review of By-Laws

Commissioner Dutzy suggested adding a student member to the Commission.

Commissioner Gillespie asked if the student would be able to vote as an alternate.

Commissioner Dutzy said no, the student would not hold office or vote.

Chairman Gallagher said he would obtain a copy of the Board of Education bylaws. They will continue this discussion at the next meeting.

Commissioner Cederquist asked if they should have the three schools represented at the next meeting.

Ald. Schoneman said they could also include the Charter School.

**G. NCC Correspondence and Communications—none**

**H. Items**

) Hunting stands

A member of the public said she found hunting stands along the hiking trails near Buckmeadow and the Tamposi property. The hunting stands looked active, but she did not think hunting was allowed in this area.

Chairman Gallagher asked if the resident could provide a specific location of the hunting stands, to determine whether or not they are on private property. He explained that hunting stands are allowed on private property despite their proximity to the trail system. State laws regulate distance from dwellings.

) Beazer East – 2 Hills Ferry Rd

Gene Porter said he reviewed the ZBA's decision on the Beazer East project, and learned that they had rejected two of the Commission's stipulations as part of their approval. He said he wrote a letter to the Board to ask them to reconsider adding a stipulation to their approval which requires the establishment of a public easement following remediation of the site.

) Southwest Trails Maintenance

Chairman Gallagher said the Commission received two documents from Morin's Landscaping. The first is a change order request dated May 2, 2016. This includes a couple of requests that Roger has asked them to price out. The second document pertains to maintenance of the trail. This includes maintenance activities, locations and frequency. The proposed contract is \$3,785/year or \$18,925 for a five-year period.

Chairman Gallagher said on Old Ridge Road, about halfway up, there is a lot of growth over the pavement. This was supposed to be cleared when the project was talked about originally. Was Morin's aware of this?

Mr. Houston said that area was supposed to be cleaned up. They will need to let Morin's know. Mr. Houston added that the Commission is going to have to get additional funding for the change order.

) LCHIP

Ms. Panny said \$800 of LCHIP money was deposited into the Conservation account.

**I. Project Updates by Commissioners**

The Commission discussed whether or not the ZBA approvals for tree removal at 20 and 22 Salmon Brook Drive reflected the wishes of the Commission. Chairman Gallagher said he would speak to Mr. Reppucci, ZBA Chairman, to determine how the NCC and ZBA can maintain better communication in the future.

**J. Nonpublic Session**

**MOTION BY CHAIRMAN GALLAGHER TO ENTER INTO NON-PUBLIC, PURSUANT TO RSA 91-A 3 II (D) TO CONSIDER THE ACQUISITION, SALE, OR LEASE OF REAL PERSONAL PROPERTY WHICH IF DISCUSSED IN PUBLIC WOULD LIKELY BENEFIT A PARTY OR PARTIES WHOSE INTERESTS ARE ADVERSE TO THOSE OF THE GENERAL COMMUNITY**

**SECONDED BY COMMISSIONER CEDERQUIST**

**ROLL CALL:**

**YEA:** Commissioner Gallagher, Commissioner Dutzy, Commissioner Gillespie, Commissioner Cederquist, Commissioner Pierotti

**NAY:**

**MOTION CARRIED**

**MOTION BY CHAIRMAN GALLAGHER THAT THE COMMISSION, BY ROLL CALL, SEAL THE MINUTES OF THE NONPUBLIC SESSION UNTIL SUCH TIME AS A MAJORITY OF THE COMMISSION VOTES THAT THE PURPOSE OF THE CONFIDENTIALITY WOULD NO LONGER BE SERVED**

**SECONDED BY COMMISSIONER CEDERQUIST**

**ROLL CALL:**

**YEA:** Commissioner Gallagher, Commissioner Dutzy, Commissioner Gillespie, Commissioner Cederquist, Commissioner Pierotti

**NAY:**

**MOTION CARRIED**

**K. Adjournment**

**MOTION BY COMMISSIONER DUTZY, SECONDED BY COMMISSIONER CEDERQUIST, TO ADJOURN**

**MOTION CARRIED**

APPROVED:

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Richard Gillespie, Clerk, Nashua Conservation Commission

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Prepared by: Mindy Lloyd

Taped Meeting