

PLANNING BOARD
DEERFIELD, NEW HAMPSHIRE
MAY 25, 2016

MINUTES OF MEETING

PRESENT: Board members Peter Schibbelhute, Selectmen's Representative Fred McGarry, David Doran. Secretary Jane Boucher.

7PM Chair Peter Schibbelhute called the meeting to order.

APPROVAL OF MINUTES

Fred McGarry moved to approve the minutes of May 11, 2016. David Doran seconded.

The following corrections were made to the minutes:

Page 2 Paragraph 9; correct to read : "...McLane Middleton,..."

Page 3 Paragraph 4: Correct to read : "The plan showed the creation of six lots with a road cut..."

"...with no public street and having a condominium association with three single family units."

"...10.6 acres of land with less than 20% wetlands."

Page 3 Paragraph 5: Correct to read "...the frontage is 169 feet,..."

"...be required not having at least..."

Page 3 Last sentence "...of a condominium development..."

Page 4 Paragraph 5: Correct to read "...should be named..."

Voted in favor to approve the minutes of May 11, 2016 as corrected.

APPROVAL OF MANIFEST

David Doran moved and Fred McGarry seconded to approve the manifest in the amount of \$547.02. (Upton & Hatfield 526.50; Jane Boucher Mileage \$20.52 and a time sheet for Jane Boucher for 20 1/2 hours) Voted in favor.

7:15PM CONTINUATION; PUBLIC HEARING; EVERSOURCE/CUTTING OF TREES ON SCENIC ROADS.

Robert Berner, representing Eversource and several residents were present.

Fred McGarry noted that several residents had notified him that trees had not been marked.

Mr. Berner confirmed that he had not visited all of the roads indicated on the list. (A copy is attached to these minutes), but noted that trees had been marked on the roads he did visit.

Joanne Bradbury said there was a great deal of confusion regarding what trees were being cut because they were not

marked. She added that four trees were listed to be cut on Cole Road, but only three were marked.

Irene Cruikshank, a resident of Perry Road, noted that one tree is listed to be removed , but no trees were marked.

Al Yeager said that no trees were marked on Perry Road.

Mr. Berner said that the tree to be removed on Perry Road was described as a dead snag maple.

Erick Berglund questioned the trees to be removed on Harvey Road.

Both Irene Cruikshank and Kathy Berglund voiced concern regarding the marking of trees.

Peter Lion questioned the trees listed and noted that there are a lot of mistakes made and can they be fixed.

Mr. Berman said he will be happy to visit the sites with the Planning Board and confirm which trees are scheduled to be removed.

Peter Schibbelhute confirmed that Eversource will be notifying home owners to get permission to cut trees on their land.

Mr. Page, South Road, said "it was a disgrace" to see what Eversource is doing by removing trees in Deerfield.

Mr. Berman commented that he was not part of the overall project in Deerfield, but only involved in the process of obtaining Planning Board's permission to cut trees on scenic roads.

Denny Grieg questioned if any stone walls are destroyed will they be repaired.

Mr. Berman replied "yes".

Frank Mitchell questioned if any trees will be removed on Meetinghouse Hill Road, which is also a scenic road. Mr. Berman replied no trees will be removed , but trimming will be done.

Denny Grieg voiced concern regarding confusion regarding marking of trees.

Kathy Berglund questioned the extensive cutting of trees on Route 107.

Mr. Berman said that was part of the ETT Phase, which includes 200 miles for a three phase line. He noted that it will never

be done again.

Joanne Bradbury questioned the fact that permission was given to PUC and who gave that permission.

Mr. Berman replied that any trees cut on private property would only be done so with the owner's permission.

Joanne Bradbury said she wanted to see the permission slips provided by owners.

Suzanne Steel said she had spoken with a land owner who was told by the "Permission Specialist" that trees would be removed without permission of the owner.

Mr. Berman said he was not aware of such a statement and that Eversource required the consent of the land owner to remove trees from their property.

Denny Grieg asked what the land owner was expected to provide when asked for permission. Mr. Berman said that either written or verbal permission is required.

Peter Schibbelhute referred to an e-mail from Town Administrator Jan Foisey saying that Eversource must get permission, however, does not have to share any responses.

Deb Harvey voiced concern regarding the removal of cut trees, if the land owner did not wish to keep them.

Mr. Berman said that a logging truck will pick up any downed trees. He added that some trees have been donated to the "tree bank".

Chair Schibbelhute noted that this hearing is for permission to cut trees on scenic roads and asked if anyone has any concern regarding the trees listed to be removed.

Al Yeager and Irene Cruikshank said they were concerned about the one tree listed on Perry Road.

Joanne Bradbury noted that no one was present from Coffeetown Road and felt that those trees listed should be reviewed before removing.

David Doran reiterated the fact that Eversource will obtain permission from land owners before removing trees.

Mr. Berman said that Eversource must get permission from the Planning Board to remove trees on a scenic road and after approval obtain permission from the land owners to remove the

designated trees.

David Doran asked if the trees listed to be removed are all decayed or dead.

Mr. Berman replied that all trees listed are either decayed or dead and pose an immediate hazard.

Chair Schibbelhute said that the statutes say that permission from the Town to cut trees on a scenic road is granted by the Planning Board. Permission to cut trees on private property is granted by the land owner.

Mr. Berman noted that Eversource is ready to start trimming on scenic roads within a week or so.

Joanne Bradbury volunteered to go out to Coffeetown Road to see what trees are listed to be cut.

David Doran also volunteered to go to Coffeetown Road. Mr. Berman will meet with Ms. Bradbury and Mr. Doran on Thursday, May 26 at 1:15PM.

Fred McGarry moved to authorize Eversource to cut trees on the list provided with the exception on those listed on Coffeetown Road, specifically 8 through 12, and to exclude the tree to be cut on Perry Road (#20), all remaining trees on list have permission to be cut. The public hearing to be continued to June 22, 2016 at 8PM to discuss trees to be removed from Coffeetown Road. David Doran seconded. Voted in favor.

ROLLINS SITE PLAN REVIEW

Steve Rollins will meet with the Board to discuss final approval of his application for a Site Plan Review on June 8, 2016. Mr. Rollins submitted a letter from Earl Sanford regarding Impact Fees and also a letter requesting re-approval of a Gravel Excavation Permit.

Peter Schibbelhute read the Excavation Permit issued in 2007 to Nellie Rollins. Board members felt that Jim Raymond should review the document prior to June 8. A copy is attached to these minutes.

Gerald Coogan will be asked to submit an application permit for a Gravel Excavation.

Mr. Rollins will be notified that his current permit has expired.

The meeting was adjourned at 9:15PM.

PLANNING BOARD 5/25/16

Recorded and transcribed by Jane Boucher
Pending Approval by the Planning Board

3115X12

Deerfield, NH								
Tree Number	Job Location	Pole	Tree Type	Description	DBH (inches)	Approx. Height (feet)	Inside Trim Zone	Outside Trim Zone
1	Whittier Rd	17/53	poplar	dead	13	45	x	
2	Whittier Rd	17/52	poplar	decayed	15	45		x
3	41 Harvey Rd	20/17-18	pine	decayed	30	85		x
4	41 Harvey Rd	20/17-18	ash	decayed	15	50		x
5	19 Harvey Rd	20/11-10	ash	dead	6	40	x	
6	Harvey Rd	20/7-6	pine	dead	35	85		x
7	Harvey Rd	20/7-6	ash	wound at base	18	60	x	
8	87 Coffeetown Rd	70A/5	maple	decayed	12	45		x
9	Coffeetown Rd	70A/6-7	maple	decayed	13	50		x
10	Coffeetown Rd	70A/6-7	oak	decayed	23	60		x
11	Coffeetown Rd	70A/10-9	maple	dead	18	60		x
12	Coffeetown Rd	70A/9-8	birch	dead	16	50		x
13	Bean Hill Rd	70/22-23	maple	dead	10	45		x
14	Bean Hill Rd	70/22-23	pine	dead	14	50		x
15	Bean Hill Rd	70/26	oak	dead	11	50		x
16	Bean Hill Rd	70/20-21	hemlock	dead	5	40		x
17	Bean Hill Rd	70/20-21	pine	dead	20	65		x
18	Candia Rd	4/29-30	maple	dead	10	50	x	
19	Candia Rd	4/14-14A	pine	close to primary/ decay at base/ evidence of contact with phase (burning)	14	75	x	
20	Perry Rd	8/2-3	maple	dead snag	13	30		x

21	Cate Rd.	70/ 4	oak	dead	22	60			x
22	Cate Rd.	70/ 5-6	ash	dead	18	60			x
23	Cate Rd.	70/ 5-6	ash	dead	20	65			x
24	Cate Rd.	70/ 5-6	ash	dead	10	60			x
25	Cate Rd.	70/ 10-11	birch	dead	13	40			x
26	Cate Rd.	70/ 9-10	ash	decayed	16	60		x	
27	Cate Rd.	70/ 9-10	ash	dying	15	60		x	
28	Cate Rd.	70/ 10-11	maple	large wound/ lean	18	55			x
29	Cate Rd.	70/ 16-17	beech	decay at base	14	60		x	
30	Cate Rd.	70/ 16-17	beech	decay at base	16	60		x	
31	Cole Rd	23/ 3-4	maple	dead	17	45		x	
32	Cole Rd	23/ 9-10	maple	decay at base/ large split	27	55		x	
33	Cole Rd	23/ 9-10	poplar	dead	19	55			x
34	Cole Rd	23/ 13-14	poplar	dead	15	60			x

EXCAVATION PERMIT
Town of Deerfield
P.O. Box 159
Deerfield, NH 03037

Nellie A. Rollins (also know as the Developer) of 30 Raymond Road is herby authorized to excavate materials at 30 Raymond Road as shown on a plan entitled "Gravel Excavation and Restoration Plan Tax Map 209, Lot 35, Nellie Rollins, NH Route 43 and Parade Road, Town of Deerfield, Rockingham County" prepared by Sandford Surveying and Engineering dated June 27, 2007. During the month of March and no later than April 1st of an even numbered year, the Developer shall apply for a renewal of this permit from the Town of Deerfield Planning Board. This permit is NOT TRANSFERABLE. It is granted subject to the following conditions and restrictions:

1. No excavation shall be permitted below road level within 50 feet of the right-of-way of any public highway as defined in NH RSA 229:1.
2. No excavation shall be permitted within 50 feet of the boundary of any disapproving abutter or within 150 feet within any dwelling which either existed or for which a building permit has been issued at the time the excavation is commenced.
3. Vegetation shall be maintained or provided within the peripheral areas described in paragraphs 1 and 2 above.
4. Drainage shall be maintained as to prevent the accumulation of free standing water for long periods. Excavation shall not result in siltation of streams or degradation of any water supplies.
5. No fuels, lubricants or other toxic or polluting materials shall be stored on site unless in compliance with state laws or rules pertaining to such materials.
6. Where temporary slopes will exceed 1:1, a fence or other suitable barricade shall be erected to warn of danger or limit access on the site.
7. Prior to the removal of top soil or other material from a new excavation area, the excavator shall file a reclamation bond or other security prescribed by the regulator in the following amount: \$10,000.
8. Any excavated area of five contiguous **acres** or more, which either is depleted of commercial earth materials, excluding bedrock, or from which no earth materials have been removed for a two year period, shall be reclaimed in accordance with NH RSA 155-E.5, within twelve months following such depletion or two year non-use, regardless of whether other excavation is occurring on adjacent land in contiguous ownership.

9. Except for exposed rock, all areas which have been affected by the excavation or otherwise stripped of vegetation shall be spread with topsoil or covered by soil capable of sustaining vegetation and shall be planted with seedlings or grass suitable to prevent erosion.
10. Areas visible from a public way, from which trees have been removed, shall be plated with tree seedlings, in accordance with acceptable horticultural practices.
11. Excavation and vegetative debris resulting from the excavation shall be removed or otherwise lawfully disposed of.
12. All slopes, except exposed ledge, shall be graded to natural repose for the type of soil of which they are composed, but should not in any case be left steeper than 2:1. Change of slope shall not be abrupt, but shall blend with the surrounding terrain.
13. Any standing body of water created by the excavation which constitutes a hazard to safety or health shall be eliminated.
14. The topography of the land shall be left so that water draining from the site leaves the property at the original, natural drainage points and in the natural portions of the flow.
15. Within twelve months of the expiration date of the permit or the completion of any excavation, whichever occurs first, the owner of the excavated land shall have completed the reclamation of the areas affected by the excavation to meet the conditions contained in this permit.
16. Excavation shall only occur in accordance with the terms of this permit and shall be limited to the areas and depths as shown on the approved excavation plan.
17. The conditions numbers 1 through 10 included in the Development Bonding Agreement Affidavit (attached) dated April 17, 2008 shall be an integral component of this Permit.

VIOLATION OF ANY CONDITION OF THIS PERMIT MAY RESULT IN REVOCATION OF THE PERMIT BY THE REGULATOR. NOTICE OF REVOCATION SHALL BE EFFECTIVE WHEN DELIVERED TO THE FOREMAN OPERATING IN THE EXCAVATION AREA OR THE APPLICANT AT THE FOLLOWING ADDRESS: 30 Raymond Road, Deerfield, NH 03037.

Dated: _____

Regulator / Chairman,

Town of Deerfield Planning Board