

Nottingham Planning Board
August 10, 2016

Approved by the Nottingham Planning Board: 8/24/2016

Members Present: Dirk Grotenhuis, Chairman; Eduard Viel, Vice-Chairman; Charlene Andersen, BOS Rep; Susan Mooney, Secretary; Gary Anderson, SRPC Rep; Teresa Bascom; Robert “Buzz” Davies, Alternate

Members Absent: John Morin, CIP Rep;

Alternate Member Seated and Voting: Mr. Davies for Mr. Morin

Others Present: Paul Colby, Code Administrator; JoAnna Arendarczyk, Land Use Clerk; Dale Rice, Resident; Raelene Shippee-Rice, NCC; Paul Miliotis, NCC; Samuel Demeritt, NCC;

Call to Order at: 7:00pm

Public Hearing

Public Hearing Opened: 7:01pm

Case #P16-007-SUB – Application from Gary and Lorraine Anderson for a 2 Lot Subdivision of 5.215 acres on Gile Road in Nottingham, NH. Property is owned by Gary and Lorraine Anderson and is identified as Tax Map 27 Lot 1.

Mr. Anderson recused himself as he is the applicant.

Mr. Chairman read a letter requesting a continuation of the case to September 14th.

Motion made by: Mrs. Mooney to “continue case #P16-007-SUB to September 14th at 7:00pm”

Seconded by: Mr. Viel

Discussion: none

Vote: 6-0-0 motion passed

Mr. Anderson was reseated

Public Hearing Closed: 7:03pm

Public Meeting

Joint meeting with Conservation Commission- Master Plan work session

Mrs. Shippee-Rice came to the table to participate with the Board. The NCC Chairman, Mr. Demeritt, will attend the meeting after a prior commitment.

Mr. Chairman turned the meeting over to Mrs. Mooney as the “liaison” between the PB and the Nottingham Conservation Commission (NCC).

She reviewed the top action items:

- #1. Natural Resource (NR) 5.6 Incorporate into the Zoning Ordinance (ZO) a permitting process for outdoor lighting to preserve Nottingham’s dark sky environment.
 - Mr. Colby reviewed ordinances from other communities
 - Modifying a “boiler plate” ordinance from a “dark skies association” or something with a similar title
 - Plans to have it available in a few weeks.

7:08pm: Mr. Demeritt and Mr. Miliotis joined Mrs. Shippee-Rice at the table.

- #2 NR 1.7 Develop a town wide water resource inventory and management plan (Consumptive Water Use Plan (CWUP)) consistent with RSA 4-C: 22.
 - Through research Board Members found this law was repealed
 - Board decided to omit this item.

The Board is considering a display for Nottingham Day- with bullets explaining the items being worked on. The Board will discuss this and have a sign up for manning the booth at the next meeting.

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- #3 NR 1.3 Adopt a local Shoreland Protection Overlay District that would focus particularly on lower order streams not covered by the state Shoreland Water Quality Protection Act RSA 483-B.
 - Board members received list titled: “NCC River and Stream List”-(First Draft 7-12-16)
 - Bean and Elliott Rivers
 - Source of water from Nottingham Lake
 - Classified as 4th order
 - Under RSA protection.
 - Mr. John Fernald was asked about the little brooks connected with Langley Pond and Cyrus Pond and eventually go to Cedar Waters (aka Pea Porridge Pond)
 - Informed they are more like seeps/ wetlands.
 - North River
 - 3rd order stream to North River Lake
 - (Down Stream is 4th & 5th order)
 - Elliott River on Flutter Street
 - Comes out of Pawtuckaway Lake
 - Protected by the State

Mr. Demeritt informed Board members how “orders” are defined:

- 1st order- “nothing else going into it- it’s all by itself”
- 2nd order- is two 1st orders coming together
- 3rd order- is two 2nd orders coming together
- 4th order- is two 3rd orders coming together
- If a 1st order and 2nd order come together it is still a 2nd order stream/river.
 - The higher the order number, 4th order and higher, the more likely the stream/ river is protected by the state and RSA.

The NCC is researching which rivers in Nottingham exist under the State protection and seek local protection for 3rd orders and lower. The protection they seek is similar to the state protection i.e. set-backs to minimize erosion and protect the quality of the water. With this protection the Town has the power not DES. The PB would be enforcing the protection during the Subdivision phases. The Board agreed that if this ordinance change is to be created a lot of thought has to go into it and it may take a year or more. The plan is to have this ready for the 2018 Town Meeting. The NCC drive for this ZO change is due to the fact that there aren’t any safe guards for these lower order streams and rivers and everything in Nottingham goes into Great Bay.

The plan moving forward:

- determine what order the streams are
- what sub watershed the streams belong to
- Locate the streams in Town
 - Priority:
 - those on large properties
 - those that feed into the North River

Mr. Demeritt will check with the Lamprey River Water Association (LRWA) if there are local ordinances to protect the lower orders streams.

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- #4 NR 1.9 Amend and update the current commercial soil-stripping ordinance to create an earth extraction ordinance consistent with RSA 155:E.
 - Has been taken care of previously
- #5 NR 1.8 Amend the Aquifer Conservation District to incorporate all stratified drift aquifers.
 - Mr. Anderson has checked with Kyle Pimental (from Strafford Regional Planning Commission (SRPC))
 - Mr. Pimental is ok with getting involved with mapping and working with both Boards.
 - indicated a Zoning Change will be necessary
 - Staff will contact Mr. Pimental re:
 - Attending next joint meeting
 - Cost for mapping
 - Joint meeting scheduled for October 26, 2016.

The PB discussed future agenda items.

- Zoning Ordinance Changes need to be worked on
- Continue work on Master Plan with NCC

Public Comment

None present

Board of Selectmen and Staff/ Board Members Update

- Ms. Andersen gave a Board of Selectmen update:
 - Continuing work on Policy and Procedures
 - RFP out for fuel
 - RFP out for Solar
 - About six (6) small Town owned land pieces will be up for bid- abutters will receive notice first- all under two acres
- Mrs. Mooney gave an NCC update:
 - Conservation Easement Deed for the Sweetser property on Ledge Farm Road has been signed
- Mr. Colby informed the Board
 - Upcoming cases
 - All Land Use applications are now available on Town web page
 - Waiting for Impact Fee Update materials from Mr. Mayberry

Approval of Minutes

Minutes were tabled until the next meeting.

Signed All Aboard plans Case #P16-008-SIT

Adjournment

Motion made by: Mrs. Bascom to adjourn

Seconded by: Mr. Anderson

Vote: 7-0-0 motion passed

Adjourned at: 8:01 pm

For the Nottingham Planning Board

JoAnna Arendarczyk, Land Use Clerk