



# MADBURY PLANNING BOARD

13 Town Hall Road, Madbury NH 03823  
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## Approved

### OFFICIAL BUSINESS

**Minutes of:** December 18, 2019

**Meeting Convened:** 7:01 p.m.

**Members in Attendance:**

Mark Avery-Chair  
Michael Card  
Fritz Green-Ex Officio  
Doug Hoff

**Support Staff:**

Laurie Plantamuro -Recording Secretary  
Elizabeth Durfee - Contract Planner

### Agenda

**1. Seating of Alternates:**

None

**2. Approval of Minutes:**

The minutes from December 4<sup>th</sup>, 2019 were reviewed. **Motion** made by Member Card to accept the minutes. **Seconded** by Member Green. All Aye. **Motion Approved.**

**3. Correspondence:**

None

**4. Conditional Use Permit (CUP) Public Hearing: Eversource Madbury Substation Electrical Utility Maintenance Wetland Crossing**

Sarah Bowman- Normandeau Associates Environmental Consulting for Eversource

7:03 pm: Chair Avery read the requirements the applicant needed to complete in order to hear the application for a CUP. The application was found to be complete.

7:04 pm: **Motion** made by Member Green to accept application for consideration. **Seconded** by Member Card. All Aye. **Motion Approved.**

7:05 pm: Chair Avery read the public notice and board procedures and opened the public hearing.

Ms. Bowman presented her request for a CUP. She requested a temporary wetland crossing in support of utility maintenance on manual switch J5280 on pole 5280/1, about 120 feet east of Madbury Station's fence. The pole is in wetland and will require matting for access by a Line truck. Access also overlaps with the 25 foot wet areas conservation district buffer and the 50 foot poorly drained soils buffer.

Ms. Bowman explained that Eversource believes doing repairs this time of year, with solid ground, will minimize disruption to the vegetation in the area. She then discussed the matting Eversource will lay on the ground before driving in to protect the wetland and affirmed that Eversource would restore disturbances if needed. She also indicated Eversource will follow the most recent copy of rules listed in the March 2019 NH NHD Department Natural and Cultural Resources.

7:09 pm: Chair Avery opened the meeting for questions from the board.

Member Green asked if the blue area on the map provided was water or swamp area.

Ms. Bowman said she couldn't answer that, but did say the wetlands were designated in 2017. She said they are all currently listed in the system as a Wetland Crossing, but the mapping had been done previously by another company. Member Green responded that body of water was probably already frozen and Ms. Bowman stated that was why they wanted to get this done as soon as possible. Member Green wanted to know if the wetland mapping was certified by a wetland scientist. Chair Avery commented that the map they were currently reviewing was stamped a wetland scientist.

Chair Avery read concerns raised by Consultant Durfee's review including the use of best management practices that had been approved by the Department of Environmental Services.

Ms. Bowman referred to the March 2019 copy of the NHD Department of Natural and Cultural Resources and recommendations. She listed the following practices:

Timber Matting  
Soil Disturbance Hay

And due to the time of year, they felt this should do the least amount of damage to the Wetland or the vegetation.

Chair Avery reviewed his discussion with the Eric Fiegenbaum regarding the Conservation and Water Boards for Madbury. Chair Avery mentioned the Planning Board did not have formal input from either of those boards and that Mr. Fiegenbaum felt it was unlikely either board would feel their input was required for this application.

Consultant Durfee asked the board if the Conservation Committee had a meeting between the request for an application and tonight's public hearing. Chair Avery responded yes they received the application when the Planning Board received it, but he couldn't be sure what they did beyond receiving it.

Member Green commented he would like to remind the applicant to follow the best management practices they were discussing.

7:19 pm: Chair Avery opened the hearing to the public comment.

7:19 pm: Hearing no public comments, Chair Avery closed the public comment.

Chair Avery reviewed the requirements of the CUP application and asked the board if they were comfortable that the requirements had been met. The board agreed that they were.

Member Green mentioned the board should put a time limit on the CUP so the work would be completed before the spring as it would cause let stress to the wetlands. Consultant Durfee said she agreed as the time limit would ensure the work would be completed with the least amount of disturbance to the vegetation and they should approve the application with a date to be completed by the end March of 2020.

Consultant Durfee also reviewed the requirements regarding the Conservation Commission and Water Board input. She reasoned that they had the opportunity to submit comments and her interpretation was they didn't intend on commenting at this time. The board agreed that, given the circumstances, it could move forward without formal input from these boards.

7:25 pm: **Motion** made by Member Card to approve the application with condition that it to be completed by the end March of 2020. **Seconded** by Member Green. All Aye. **Motion Approved.**

7:26 pm: **Motion** made by Member Card for Chair to sign the permit and ensure the condition is met. **Seconded** by Member Hoff. All Aye. **Motion Approved.**

**5. Other New Business:**

Chair Avery informed the board due to the holiday the first Planning Board Meeting of 2020 was cancelled.

**6. Other Old Business:**

Chair Avery informed the board that a proposed subdivision in Durham may spill over into Madbury and that more information will follow when available.

Chair Avery informed the board that the Public Hearing for the proposed amendments to the Aquifer and Wellhead district would be held at the January 15<sup>th</sup> meeting and asked the board to review the draft for any corrections in the interim.

**Meeting Adjourned:** 7:28 pm

**Meeting Attendees:**

Sarah Bowman - Eversource

Loraine Morong- Madbury Beach

Respectfully submitted by Laurie Plantamuro