



# MADBURY PLANNING BOARD

13 Town Hall Road, Madbury NH 03823

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**Approved**

## OFFICIAL BUSINESS

**Minutes of:** April 20th, 2022

**Meeting Convened:** 7:00 pm

### Members in Attendance:

Mark Avery - Ex Officio  
Tom Burbank  
Michael Card  
Doug Hoff - Vice Chair  
Bevie Ketel

### Support Staff:

Elizabeth Durfee - Contract Planner  
Eric Fiengenbaum - Administrator

### 1. Seating of Alternatives

None Seated.

### 2. Approval of Minutes

The minutes from 04/6/2022 were reviewed. **Motion** made by Member Avery to accept the minutes as amended. **Seconded** by member Burbank. All Aye. **Motion approved.**

### 3. Correspondence

None

### 4. Site Plan Public Hearing - LandCare Associates Inc., 282 and 284 Knox Marsh Road (Tax Map 9, Lots 3 and 4)

Vice Chair Hoff notified the board that LandCare was not prepared to present today and had asked for a continuance. **Motion** made by Member Card to continue the public hearing to May 4<sup>th</sup>, 2022 at 7pm, at Town Hall. **Seconded** by Member Burbank. All Aye. **Motion approved.**

### 5. Public Hearing - Scenic Road Tree cutting (Nute Road)

- *Joseph Moriarty, Town Road Agent*

Vice Chair Hoff read the rules for the public hearing and the public hearing notice. He then turned the floor over to Town Road Agent Joseph Moriarty. Mr. Moriarty noted that this hearing is to discuss three trees on Nute Road that are affecting the repaving effort on Nute Road. Mr. Moriarty described the three trees impact on the road and drainage.

Member Avery clarified that this cutting will not change the road width. Mr. Moriarty agreed this will have no impact on the road width. Vice Chair Hoff confirmed that this hearing is for two trees at 10 Nute Road, and one tree at 14 Nute Road and all trees have been tagged.

Vice Chair Hoff opened the floor for public comment at 7:20 pm.

Carolyn Ramsbothom read a statement reviewing the current and past uses of Nute road and her general discontent about the current and previous tree cutting on Nute road. She noted that the process is destroying the rock walls lining Nute road.

Shawn McCarthy asked if there will be a painted yellow line, and would like to limit tree cutting. Member Avery noted that he will discuss the painting of the road with the selectmen.

Mr. Moriarty addressed the residents of Nute Road to discuss the importance of removing the stumps and roots as they impact the ability to repair and maintain the road. He added that they have no intent to knocking down any stone walls and they will do their best to maintain the current state of the walls.

Don Sundberg clarified the circumference of the trees and the need for stump removal. Mr. Moriarty noted that they will only be removing stumps that need to go in order to work on the road.

Vice Chair Hoff notified the public that the town website has a list of all the trees that Eversource is removing per the previous hearing and why those trees need to come out.

Mrs. Ramsbothom felt the heavy equipment to remove the stumps is not necessary and she is worried the snow removal process will harm the rock walls if the road is widened. Member Avery reminded the public that there is no intent to harm the walls and concerns and complaints should be directed to the town selectmen.

Henry Codie was disappointed he missed the previous planning board meeting on the Eversource removal. He noted that he would like to keep the road the way it is and not improved upon.

Robert Gaetgens asked what size tree remnant counts as stump. Mr. Moriarty said that he will look at the trees Mr. Gaetgens is describing.

Ed Charle wanted to keep the speed of travel to a minimum and asked for a meeting with the selectmen. Administrator Feigenbaum scheduled a meeting for May 2nd with the selectmen to discuss the impacts of repaving.

Administrator Feigenbaum added that most times stumps need to be removed so that the roots are not a nuisance when maintaining the road. Mr. Moriarty added that the larger the stumps, the larger the roots, making repaving an issue. He noted that they will try to shorten the timeframe of inconvenience.

Ed Charle wanted to know which tree is going to be removed from his property. After viewing the tree on the pictures, he happily gave his consent.

Member Avery reminded the public that Arborists are hired to examine the trees and are the experts at figuring out which trees need to be removed. Joan Sundberg notified the public of the emerald ash borer and the need to remove these trees as they are being destroyed.

Vice Chair Hoff read an email from Carolyn Ramsbothom with concerns about the speed of travel being increased with road improvements.

Vice Chair Hoff closed the public comment at 7:45 pm.

**Motion** made by Member Card to approve the Town's request to remove the three designated trees on Nute road. **Seconded** by Member Ketel. All Aye. **Motion approved.**

## **6. New Business**

Member Avery reviewed the Select Board's consultation with the town attorney concerning LandCare. Based on this consultation, the selectmen are re-drafting a memo to address the out of compliance issues.

Vice Chair Hoff announced the possibility of a new recording secretary. He added that Portsmouth needs to update equipment in the reservoir and will meet with the conservation commission.

## **7. Old Business**

Vice Chair Hoff notified the board that the owners of 10 Lee Road gave the Town a check for a lesser amount than needed to pay for the 3d party review of their site plan. He also noted that the Fire Chief still has concerns with the proposed turning radius for larger fire apparatus and with the Knox Box locations.

Meeting Adjured at 8:04

### **Meeting Attendees:**

Carolyn Ramsbothom - 54 Nute Rd.

Tom Ramsbothom - 54 Nute Rd.

Noreen Gaetgens - 65 Nute Rd.

Robert Gaetgens - 65 Nute Rd.

Susan Lanza - 23 Nute Rd.

Jeff Lanza - 23 Nute Rd.

Joan Sunderg - 39 Nute Rd.

Don Sunderg - 39 Nute Rd.

Jeannette Fones - 60 Nute Rd.

Henry Fones - 60 Nute Rd.

Joseph Moriarty - 33 Mill Hill Rd.

Shawn McCarthy - 14 Nute Rd.

Ed Charle - 14 Nute Rd.

Henry Codie - 15 Nute Rd.

Gesard Bruno Pupe - 57 Nute Rd.

Justin Corrow - 22 Nute Rd.

Respectfully submitted by Michael Card