

TAMWORTH CONSERVATION COMMISSION - December 10, 1990

PRESENT: Peg King, John Mersfelder, Chris Conrod, Peter Cooperdock,
Harold Cook, Nat Steele, Betty Steele, Dana Steele

1. Minutes of the previous meeting were approved.
2. Proposed Wetlands Ordinance Revision. Peter will be responsible for the final draft, to be presented at the public hearing, conducted by the Planning Board, on Wednesday, January 2nd. This draft must be in final form by December 19th, so people can pick up copies.

Peter outlined comments for Carolyn Baldwin, lawyer whom we had consulted. There was a problem with definition - she advised we talk about three parameters - hydrophytic vegetation, hydrophytic soils and wetland hydrology. When is there going to be requirement for any change with wetland delineation? This should not be mandatory unless the Planning Board decides it is necessary. She suggested a number of other minor changes and additions.

Betty stated that there was a list of almost 300 Rare Plants and inquired whether the wording meant these had to be checked out in each instance, which would be cumbersome. She felt at the hearing people might question this wording. However, the Commission and especially those who wrote the draft felt the wording had been carefully worked out and implementation would be practical, so it was agreed to leave this as written. Betty gave out lists of Rare Plants as compiled by the N. H. Native Plant Technical Advisory Committee.

The Planning Board will also hold a hearing on Zoning. It was agreed that this proposal should be kept as separate as possible from the Wetlands proposal. Although probably not feasible to hold hearings on two separate nights, it might be that if listed in the paper separately and if different times were stated, with perhaps the Wetlands coming first it might be kept separate in voters minds.

Peter stated that there was a Flood Plain Ordinance to be decided on by the Town and that parts of it would properly belong in the Wetlands Ordinance but he, and other Commission members, felt this was not feasible. VOTE I - That the Flood Plain Ordinance be kept separate from the Wetlands Ordinance. Moved by Betty, seconded by Peter, and so voted.

3. Davies Land. Peg reported Davies would give the Town a tract along Mill Brook, with no restrictions as to cutting trails, and would give public access. Peg had talked with Zimmerman, Davies' lawyer and he will draw up the deed. Betty said that Davies had already offered the land to N. H. Audubon and on not hearing from them as quickly as he expected had then offered it to the Town. Audubon is considering the offer and has had a report on it from its Land Management Committee. She has written Audubon to tell him of the Town's offer from Davies and what she has done about it. Betty felt the land would fit well into Conservation Commission plans to protect shores of Mill Brook, and also that it would not fit too well into Audubon's plans.
4. Commission Membership. Peg proposed that she and Betty become alternates and the Selectmen be requested to appoint the present alternates, John and Chris, to full membership - this to take place in March. This will be discussed further at the January meeting. Peg and Betty will continue to do most of the administrative work they are now doing, but felt younger people should have the decision making, and that their proposal would provide continuity for the transition period and leave the

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Commission in a better position to operate at such time as they are no longer able to carry out the work.

5. Ambrose. Chris reported that Ambrose was still interested in paying the Commission to relinquish its legal right of way over his land. This funding would enable the Commission to build the trail across a bit of the marsh, on Conservation Commission land, instead of along the gravel pit, as it is now routed.
6. Lawyer fee for Wetlands Ordinance advice - Peter reported this was \$200. Dana said there were still sufficient funds to pay for this from the 1990 appropriation. VOTE II-That the lawyer's fee of \$200 for advice on the ordinance be paid. Moved by Nat, seconded by Chris and so voted.

It was stated that all 1990 bills owed members should come to Dana now, so he could handle all at once and get them paid from the 1990 appropriation. Betty and Peg both have bills for postage.

Betty Steele