



Derry Conservation Commission
14 Manning St
Derry, NH 03038

Minutes of Public Meeting January 25, 2021

In response to the State of Emergency in New Hampshire regarding COVID-19, regular Public Meetings of the Town of Derry will be held via remote conference call until further notice. The Derry Municipal Center and the Meeting Room will be closed to the public.

On January 25, 2021 at 7:00 pm, the Derry Conservation Commission met virtually via Zoom. The following members were present via Zoom: James Degnan, Chair, Ric Buzzanga, William Lowenthal, Eileen Chabot, Grace Reisdorf, Robert Spoerl, Bob Boonstra and Alternate, Justin Mitchell. Member, Margaret Ives and Alternate, Paul Dionne were absent. Bob Boonstra sat for Margaret Ives.

Approval of Minutes:

Ric Buzzanga made a motion to approve the minutes of January 11, 2021. Robert Spoerl seconded the motion. Justin Mitchell abstained. All others were in favor. Motion carried.

Chair's Report, Correspondence & Bills:

A Statutory Permit by Notification dated December 21, 2020 has been received from GZA. (Gove Environmental) on behalf of Eversource Energy. The location is the New Hampshire NH-03 and NH-391 Right-of-Way. The permit is for vegetation maintenance and ROW inspections. This set of power lines crosses through many towns, not just Derry. Chair will follow up with Tracy Tarr on possible Invasive species.

The yearly monitoring report has been received for the Walmart store located on Ashleigh Dr referencing the onsite drainage. Chair will make it available to any member who wants to look at it, at the next site walk.

Site Plan Review:

Daniel Rd – Tax Map 11/Lot 59 – Tom and Steve Lannan are the property owners. The Engineer is Granite Engineering, LLC (Jeff Merritt and Brenton Cole). Tim Peloquin of Promised Land Survey presented via Zoom. The parcel is 54.23 acres. This is a subdivision. 12 -single family residential lots will be developed with this plan as phase #1. The project meets the Town and State design requirements. The parcel has frontage on Daniel Rd, Datillo Rd. and Forest St. DCC had viewed the plan at a previous meeting and did a site walk of the property on 1/16/21 in heavy rain. The Chair

did another site walk this afternoon and ledge was observed into the back portions of the parcel. This is a re-visit of the plan this evening. The plan has been to the Technical Review Committee. TRC had some minor comments. The plan has been edited to show TRC comments, and Note 10 on the plan contains the DCC's condition on Invasive Species. An Alteration of Terrain (AOT) permit has been applied for. The area is of an extremely bouldery material with some ledge. Some blasting will be needed and is part of the AOT application. Tim sent a copy of the Wetlands Report, Drainage Plan, Vernal Pool Memo, AOT application and Test Pit Log information to the DCC this afternoon but there wasn't enough time to review everything that was provided by tonight's meeting.

Tim noted the wetlands crossing will be under 4,000 sf, and that the Engineer determined that the forested wetland at the end of Daniel Rd was the least impactful to cross for minimization, noting it was a "viable and good access point". The end of Forest St, and Hilda Ave. were also reviewed for access, but were not found to be suitable. Hilda Ave drops off on a steep slope and has considerable ledge. The end of Forest St. has a lot of wetlands. He noted the proposed road could not be cut with less of an impact.

DCC Concerns from site walk:

Management of water quality – At least 6 of the test pits on the plan have more than 4 feet of ledge in them – and the others are noted as having ledge in the vicinity. With the amount of ledge (over 5000 cubic yards) that would require a ground water monitoring plan be prepared and put in place. How will the blasting impact water quality? The two receptors in the area are Rainbow Lake and Shields Brook. Tim Peloquin explained that the test pits that were dug are typical of New Hampshire test pits. A copy of the Water Quality report will be sent to DCC, along with a copy of the Groundwater Monitoring Plan that will be prepared for the blasting.

Concern of proper procedure being followed - Eyes and ears on the project. Will the developer follow through with all rules and guidelines and DCC comments after the Conservation Commission signs the plan and work begins? Tim Peloquin assured the Commission that the developer was very well experienced and reputable and that he would be amicable to inspections.

Septic Systems – Tim noted all the lots will have septic systems and they will meet the 75' setback from wetlands. The percolation tests all passed, but it is "bouldery". He said all the septic systems will be located relatively close to the road.

Drainage – DCC asked about whether there would be any open drainage. Tim noted it would be all closed drainage as required by Town standards.

Concern of encroachment of the watershed - (No development of garages etc.) to be done in the rear of the house lots – The back portion of the lots is a swamp which is part of the watershed. Tim stated that he would put up a 25 foot, no-cut buffer on the lots adjacent to Rainbow Lake (right side of the proposed road). 25' ft. no cut buffer starts at the wetlands boundary flags. Tim suggested trees could be tagged with tin "Town of DCC" tags in that area to alert property owners.

Excavation and removal of native soil on the lots – DCC would like to see the least amount of disturbance and the least amount of existing native soils removed on the lots. Tim noted the road will be constructed first, but first the topsoil would be stripped and screened and one of the house lots will be used for stockpiling. The lots will not be stripped and left. They will need to be

stabilized. The houses will be constructed toward the front of each lot. The AOT permit applied for is for the road only. The individual lots will not require an AOT permit being under 100,000 sq. ft. of disturbance. There are ATV paths that will provide a wide area to bring equipment in.

Vernal pools – There are three vernal pools on the site according to the memo provided to the DCC. One is at the end of Datillo Rd., north of the cul de sac, one is directly west of the end of Forest St and another one is in the back, left side of the property. Wood frogs and spotted salamanders have been seen breeding in the area. It was stated by Tim Peloquin that the vernal pools will not be disturbed. Tim noted that a 25' foot, no cut, no disturbance buffer would be placed around the vernal pools to protect these important resources and will be added to the plans.

Ric Buzzanga made a motion for the Chair to sign the plan with the following two additional requirements on the recorded sheets. There will be a posted 25-foot no-cut buffer on the Rainbow Lake side lots. The vernal pools will be identified with tagging 25-foot no-cut, non-disturbance area around the vernal pools. Grace Reisdorf seconded the motion.

Robert Spoerl – yes

Grace Reisdorf – yes

Bob Boonstra – yes

William Lowenthal – yes

Ric Buzzanga – yes

Justin Mitchell – yes

James Degnan -yes

Eileen Chabot – yes

Motion carried.

A suggestion was made to send the Derry Conservation Commissions' comments on the project to the New Hampshire Department of Environmental Services. Chair noted that DCC will review the reports that were received today and send prepared comments on DCC stationery to the NHDES by the Feb. 26th deadline.

Update on Conservation Activities:

Ric Buzzanga is keeping an eye on a couple of Beaver Lake building projects that the Conservation Commission was part of. Ric gave a comment on the correcting the silt fence at one of the projects, which was quickly corrected. Ric also visited the Northpoint Company construction project.

There was discussion on the Derry Village Rotary Club Community Improvement project opportunities. A suggestion was made that a proposal be submitted for the Community Gardens at Broadview. This will be looked into and discussed further at a later meeting.

Adjournment:

Ric Buzzanga made a motion to adjourn. Grace Reisdorf seconded the motion. All were in favor. Motion carried. The meeting adjourned at 7:55 pm.

Recording Clerk/Ruth Robinson