



Lyndeborough Conservation Commission

9 Citizens' Hall Road
Lyndeborough NH 03082
603-654-5955

DATE:	Thursday August 10, 2023
TIME:	6:30 PM
LOCATION:	Citizens Hall, Lyndeborough NH

Meeting began at 6:30 PM

Attendance

REGULAR		ALTERNATES	
John Pomer (Chair)	√	Margaret Hagen	√
Bob Howe (Selectman)	√	Michael Decubellis	E
Mark Chamberlain (Selectman)	√	(Mark left meeting at 7:05)	
Kurt Berna	√		
Theresa Berna	√		
Doug Powers	√	GUESTS	
Dave Roemer	√		

A = absence, no notification

E = excused absence, notified before meeting

√ = present

Minutes

- Minutes for July 13, 2023, reviewed
- No corrections.
 - Mike motioned to approve the minutes
 - Margaret seconded.
 - Vote was unanimous for approval.
 - Mark abstained from the vote

Bank Balance as of 07/31/23

- \$32,705.49

New business

- Commission membership
 - Doug Powers sworn in as a new member of the commission by Trish (term to expire 2024)
 - Dave Roemer sworn in as a new member of the commission by Selectman representative Mark Chamberlain (term to expire 2026)
 - Michael Decubellis is moved to alternate position
 - Town Charter states 3 members minimum but can be up to 7, with 3 alternates, need to verify for next meeting.
 - John will maintain chair position (annual term)
 - Dave motioned to elect John as Chair, Margaret second, all in favor
 - Dave nominated Doug as Vice Chair, Theresa seconded, all in favor

- h. Dave nominated Kurt for Secretary, Doug seconded, all in favor
 - i. John will send list of terms
 - j. Kurt Theresa 2026
- 2.) Letter from NHDES reported received complaint of possible violation, sediment transport to abutting properties. DES letter received in [today's](#) mail regarding Land Resource Management File # 2023-02117 for a possible Alteration of Terrain Violation at 72 Pinnacle Road (220-014-000), owners Richard & Donna MacDonald.
- 3.) Public Hearing on the proposed donation to the PLC for the purpose of purchasing abutting land to the current Rose Mountain conservation area. Below are the concerns presented to the commission and discussion:
- a. Can PLC change the limitations or usage in a future date?
 - i. It is technically possible for usage to be change, all easements have language, if there are negative effects on property the easement owner can restrict an activity that impact the property. However, the intention of the PLC is the property is to be open to all the allowed uses and exceptions identified.
 - ii. Mark requested that if usage is changed that the PLC notify the Town
 - iii. Con com provide recommendation that we be notified if the restrictions or to be changed or even considered to be changed, John formalize into a letter.
 - b. Concern of access to the property as noted in the PLC property easement with the property deed with ROW to cross the Town property to get to Scout Road, working within philosophy of PLC to add a gate, can we add a gate (see follow up questions below)?
 - c. Selectman request monitoring the land, the PLC monitor all of their properties on an annual basis
 - d. Conditions clarified before we donate the funds to the PLC
 - i. PLC letter to notify of easement language
 - e. Theresa motioned for donating \$5,000 of Conservation Commission funds toward the PLC purchase of Tax Map 209 Lot2, Seconded by Dave. All in Favor.
 - f. John will consult with Russ on process to release funds.

Follow up questions from discussion:

- a. Is Scout road classified as Class VI, if it is a Class VI road the Town can add gate (Class VI roads are subject to gates and bars),
- b. Con Com to request Town to clarify if Scout Road is a Class VI (reference Monadnock Ledger, Article dated Feb. 2017)

Old and/or Ongoing Business (Projects)

- a. No discussions

Topics for next agenda:

- 1.) Formulate a playbook for the commission as a reference guide including membership guidelines and RSA's
- 2.) Identify Town conservation easements that the commission is to monitor, create a schedule to walk the properties, provide reports
- 3.) NRI update (2009 last report), discuss next steps and potential for collaboration with PLC

Backlog:

Construct Commission Guiding principles

Next Meeting 09/14/23 at 6:30 PM

Adjourned: 7:32 PM

- a. Theresa motioned to adjourn.
- b. Doug seconded.
- c. Vote to adjourn was unanimous.