

NEWTON CONSERVATION COMMISSION

DATE: THURSDAY, August 5, 2021
TIME: 6:30

LOCATION: NEWTON TOWN HALL, 2 TOWN HALL ROAD
Rear of Building

Minutes

Call to Order, Roll Call Vote by Chairman Geilen at 6:39pm

In attendance Chairperson Alicia Geilen, Trisha McCarthy & Selectman Liaison Kate Michaels
Minutes were transcribed and typed by Trisha McCarthy.

- Guest: Mike Andrews discussed the letter sent to Newton Conservation from NH Division of Forest and Lands in cooperation with NH Fish and Game. Letter indicated a planned harvest timber on 92 Acres of the Sargent Lot #3 in Newton. Andrews explained that after speaking a Forester on this project the plans of exiting via Industrial Way in East Kingston had been changed to using Gale Village Road in Newton. Conservation Commission discussed concerns of the large timber trucks on Gale Village Road which is one of our scenic roads. Motion by Geilen to have McCarthy contact Forester to express concerns for scenic road damage, wetlands crossings protected species and habitat that could be affected by this massive plan to harvest timber in addition to the lack of communication with the Newton Road Agent. Second by Michaels, all in favor. (due to deadlines in letter, contact must be made ASAP)
- Correspondence:
 1. ZBA notice: 1A Wilder's Grove Road, Jeffery Card- for a public hearing
 2. Planning Board Notice of Decision: 9A Puzzle Lane to allow a specific use of the property and does not necessarily address State and Local Building or Fire Codes. Applicant has 6 months to comply with conditions. (see attached)
 3. Letter from NHDES: re: Land Resources Management File #2021-02429, 52 Wilders Grove (tax map 2, lot4-15) regarding a complaint of possible

Newton Conservation Committee
Newton, NH 03858
Office # (603) 382-4405 Fax # (603) 382-9140
www.newton-nh.gov

violations alleging a constructed deck and retaining wall within the protected shoreland without permit or proper authorization from NHDES. This case has been added to the NHDES scheduled inspection list.

4. Received Annual Report from Rockingham County Conservation District

Motion by Geilen to approve 7/1/21 conservation minutes as written, second by Michaels, all in favor.

Motion by Michaels to adjourn at 7:22pm, second by Geilen, all in favor.

Respectfully Submitted,
Trisha McCarthy

Trisha McCarthy



STATE OF NEW HAMPSHIRE
DEPARTMENT of NATURAL and CULTURAL RESOURCES
Division of Forests and Lands

172 PEMBROKE ROAD CONCORD, NEW HAMPSHIRE 03301
PHONE: 271-2214 FAX: 271-6488 WWW.NHDFL.ORG

June 9, 2021

Board of Selectmen
Town of Newton
2 Town Hall Road
Newton, NH 03858

Dear Selectmen:

The New Hampshire Division of Forests and Lands, in cooperation with the NH Fish & Game Department, is planning to harvest timber and improve wildlife habitat on 92 acres of the Sargent Lot #3 WMA in the town of Newton, NH. Attached is a location map of the planned harvest for your reference.

This harvest will not require transportation of forest products over Newton town roads, as access will be via Industrial Way in East Kingston. We are in the early stages of planning this harvest operation which we do not anticipate offering for public bidding until later this year. At that time you will be notified as to the timber volume sold and the successful bidder who will be responsible for the timber tax.

If you have any questions or comments, please contact the forester in charge of this project, Sam Taylor at (603) 227-8735 or Regional Forester Scott Rolfe at the (603) 227-8741.

This letter is in compliance with RSA 541-A:39 Notice to Municipalities. We would appreciate it if you would post this letter in a public place. Thank you.

Sincerely,

William T. Guinn, Administrator
Forest Management Bureau

Attachment

cc: Newton Conservation Commission
Michael Matson, Forest Ranger
Richard Crouse, NH Fish & Game
East Kingston Road Agent

Abutters: LA Aro
JC & SJ Gersbach
Daniel Smart Rev Liv Trt
NA Allen

CR & KJ Rand
Nicol Fam Rev Trt
JP & CN Carey
Howfirma Trt
D & S Hadley
Guilfoyle Fam IRT
J Coleman & VL Shannon
RTW LLC

KD Logsdon
KF Michaels
R McGowan
BM Bassett
KB & DW Parkinson
G Crosby
PR Masone



NH Division of Forests and Lands

Timber Sale Notice

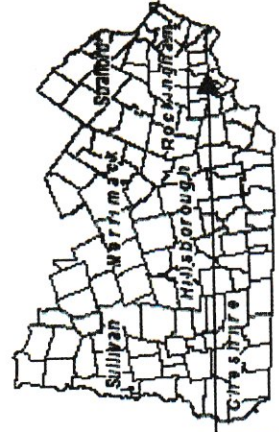
Sargent WMA Lot #3

- Project Area
- Property Boundary
- Town Boundary
- Local Road
- State Route

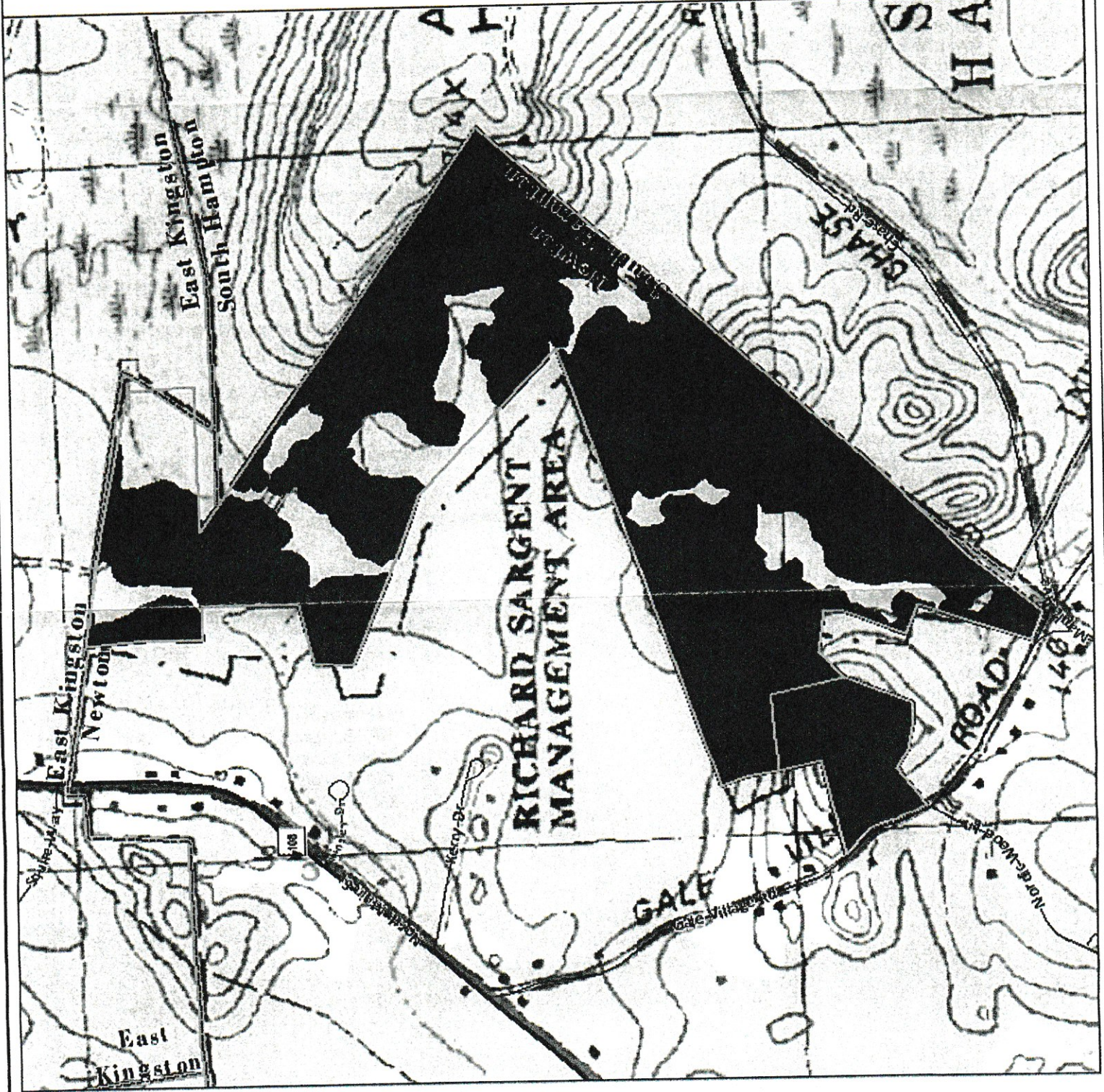


0 1,000 Feet

SOUTH REGION*



*Map is intended only for general information and does not constitute a legal description.



NEWTON ZONING BOARD of ADJUSTMENTS
2 Town Hall Road
NEWTON, NH 03858
Tel. (603) 382-4405 x 327

ZBA@newtonnh.net

ABUTTER NOTICE

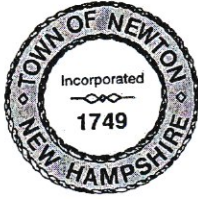
In accordance with NH RSA 676:4, I (d), notice is hereby given that the Zoning Board of Adjustments will hold a Public Hearing on Monday, June 14th, 2021 beginning at 7:30 pm at the Newton Town Hall, 2 Town Hall Road, Newton, NH

to consider the following:

Jeffery Card of Newton, NH, requests a special exception and variance in relief of Ordinance XI Non-Conforming Lots, Structures, And Uses, Section 3, Expansion of Non-Conforming Structures for their property at 1A Wilder's Grove Road. The property is referenced as Tax Map 2, Block 3, Lot (35-1).

As an abutter, you are not required to attend this hearing but are most welcomed to do so. If you are unable to attend, you may send letters of comment or concern to the Newton Zoning Board of Adjustments at ZBA@newtonnh.net or to Newton ZBA, 2 Town Hall Road, Newton, NH 03858.

Jack Kozec, Chairman
Newton Zoning Board of Adjustments



Newton Planning Board
P.O. Box 344
Newton, NH 03858



NOTICE OF DECISION

The application submitted by **Turner Motor Sports** of Amesbury, MA, for an Amended Site Plan - Change of use (adding Automotive service space) at **9A Puzzle Lane, Newton NH**, referenced as Tax Map 14, Block 1, Lots 27-4. Approval by a **UNANIMOUS** vote of the Planning Board on **July 13th, 2021**, subject to the following conditions:

Conditions Precedent:

1. *Obtain all Local, State, And Federal Land Use Permits, including but not limited to approvals by the Building and Fire Departments.*
2. *Confirm that adequate septic facilities exist prior to issuance of an occupancy permit.*

Conditions Subsequent:

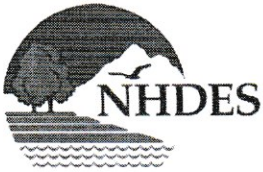
1. *All services are to be performed inside the building.*
2. *All hazardous or regulated substances on site be handled, stored, and disposed of consistent with local, State, and Federal requirements.*
3. *The Hours of operation shall be:*
For the Service Area: Monday – Friday 7:30AM to 4:30PM
For the Office: Monday – Friday 7:30AM to 7:00PM
4. *No idling of vehicles between 7:00PM and 7:30AM*
5. *No commercial/retail servicing of vehicles without a new application/approval of the Planning Board.*
6. *No Dyno Tuning without a new application/approval of the Planning Board.*

Michael Andrews, Chair
Newton Planning Board
July 15, 2021

cc:

Turner Motor Sports

Building Department Fire Department Police Department Health Department
Conservation Commission Board of Selectmen Assessor's Office Board of Appeals
PB Files



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner



August 2, 2021

Kevin S. Griffin
52 Wilders Grove Road
Newton, NH 03858

RE: Land Resources Management File #2021-02429, 52 Wilders Grove Road, Newton: Tax Map 2, Lot # 4-15

Dear Mr. Griffin:

The New Hampshire Department of Environmental Services' (NHDES) Land Resources Management Program has received a complaint of possible violations on your property. The complaint alleges that you or your agent have constructed a deck and retaining wall within the protected shoreland without a permit or proper authorization from NHDES. This letter is to notify you of this complaint and to provide you with an opportunity to respond.

We find no record of a permit being issued under your name for the work described above, but realize that a permit may have been obtained under another name, the work may be exempt from the below regulation, or the information provided to NHDES may be unfounded. If work has been performed without a permit or proper authorization, you are requested to voluntarily refrain from carrying out any additional work, except for the installation of siltation and erosion controls, until NHDES further investigates this matter.

Pursuant to RSA 483-B, a shoreland permit is required from NHDES prior to conducting certain construction, excavation, and filling activities within the protected shoreland.

If there is a violation, NHDES has the authority to take enforcement action. **Within 20 days of the date of this letter**, please provide your comments in writing; submit a copy of any permits, plans, or other information related to this matter; and reference the above file number on all correspondence.

This case has been added to our scheduled inspection list. Please feel free to contact me with any questions at neil.bilodeau@des.nh.gov or (603) 559-1513. Further information about NHDES programs may also be found at the NHDES website: www.des.nh.gov.

Sincerely,

Neil Bilodeau
Compliance Specialist
Land Resources Management Program

cc: Newton Conservation Commission
Newton Board of Selectmen
Shanti Wolph, Newton Code Enforcement Officer

www.des.nh.gov

29 Hazen Drive • PO Box 95 • Concord, NH 03302-0095
NHDES Main Line: (603) 271-3503 • Subsurface Fax: (603) 271-6683 • Wetlands Fax: (603) 271-6588
TDD Access: Relay NH 1 (800) 735-2964