

# WETLANDS COUNCIL

## MINUTES

June 23, 2009

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The Wetlands Council met on Tuesday, June 23, 2009 in room 112 at the Department of Environmental Services, 29 Hazen Drive, Concord, NH

**Attendees:** Chairman Lawrence E. Morse, Carol Henderson, Chip Kimball, Dennis Lydon, Seth Prescott, Russ St. Pierre, Thomas Sloan, and David Thompson

**Absentees:** Sharon Champagne, Paul Dionne, and Dari Sassan

Also present was: Amy Samson, Council Appeals Clerk.

The meeting was called to order by Chairman Morse at 9:03 with a quorum present.

1. **Approval of Minutes of June 9, 2009 Council Meeting**

- ***A motion was made by Councilor Kimball to accept the June 9, 2009 minutes with noted changes, second by Councilor Henderson. Motion passed unanimously.***

2. **Status Report** -

Amy Samson, Council Clerk, reviewed the following:

**I. New Appeals**

Docket No.: 09-21 WtC - John Penaskovic  
Subject: 4/17/09 Administrative Order, Administrative Order No. 09-040 WD  
Presiding Officer: Chip Kimball  
Status: Appeal was received on 5/13/09. Council to vote to accept or deny the appeal at the 6/23/09 meeting. Chairman Morse is recused out of this appeal. Meeting was turned over to Vice Chair Lydon

- ***Councilor Kimball made a motion to accept the appeal, second by Councilor Thompson. Motion passed unanimously.***

Docket No.: 09-22 WtC – John Penaskovic  
Subject: 4/17/09 Administrative Order; Administrative Order No. 09-041 WD  
Presiding Officer: Chip Kimball  
Status: Appeal was received on 5/13/09. Council to vote to accept or deny the appeal at the 6/23/09 meeting. Chairman Morse is recused out of this appeal. Meeting was turned over to Vice Chair Lydon

- ***Councilor Kimball made a motion to accept the appeal, second by Councilor Thompson. Motion passed unanimously.***

Chairman Morse resumes the chair.

Docket No.: 09-25 WtC – Town of Hooksett  
Subject: 5/11/09 Wetlands and Non-Site Specific Permit, Permit No. 2008-02016  
Status: Appeal was received on 6/4/09 and distributed to the council on 6/9/09. Council to vote to accept or deny the appeal at the 7/14/09 meeting.

- ***Councilor Kimball made a motion to have the Council Clerk send a letter to the appellant with a copy of our rules and the information required, as an initial review indicates all the information is not included, and reference Env WtC 203.02(a), second by Councilor St. Pierre. Motion passed unanimously.***

## II. Action Required.

Docket No.: 09-07 WtC - Lake Sunapee Protective Association (LSPA)  
Subject: 1/7/09 Shoreland Impact Permit issued by DES to the NH Fish and Game for the Wild Goose Site in Newbury.  
Presiding Officer: Larry Morse  
Status: PHC is scheduled for 6/17/09 at 9:00 a.m. Discuss Assented-To Motion to Consolidate 09-07 WtC and 09-08 WtC. A 2<sup>nd</sup> PHC to be scheduled.

Councilor Henderson is recused from both 09-07 WtC and 09-08 WtC.

Docket No.: 09-08 WtC - Town of Newbury  
Subject: 1/7/09 Shoreland Impact Permit issued by DES to the NH Fish and Game for the Wild Goose Site in Newbury.  
Presiding Officer: Larry Morse  
Status: PHC is scheduled for 6/17/09 at 9:00 a.m. Discuss Assented-To Motion to Consolidate 09-07 WtC and 09-08 WtC. A 2<sup>nd</sup> PHC to be scheduled.

## III. Hearing scheduled today.

Docket No.: 08-58 WtC - Mark & Kristen Begor  
Subject: 10/7/08 Decision on Reconsideration Denial, Wetlands File No. 2008-00271  
Presiding Officer: David Thompson  
Status: A hearing is scheduled for 6/23/09 at 10 AM.

### 3. Other Business

Petition for Declaratory Ruling is being finalized and ready for review by legal counsel.

### 4. Old Business - None

### 5. Next Meeting – Next meeting will be August 11, 2009

- ***Councilor Lydon made a motion to have no meetings in the month of July except for PHCs, second by Councilor Henderson. Motion passed unanimously.***

### 6. Adjournment

Meeting was adjourned at 9:30 AM