

MINUTES
PLANNING BOARD MEETING
OCTOBER 7, 2015

PRESENT: Ed Dekker, Chairman, Liz Freeman, Bert Hamill, Ned Nichols, David Lage, Deirdre Daley, Louise DelPapa

The meeting was called to order at 7:30 at the Town Office. Deirdre was appointed to fill Paul's vacancy.

The minutes for the September 16, 2015 meeting were reviewed. Bert made a motion to approve the minutes. Dave seconded the motion and it passed with Liz and Ned abstaining.

NEW MEETING TIME - Liz made a motion to return to 7:00 p.m. as the starting time for the Board meetings. Ned seconded the motion and it passed unanimously.

2016 BUDGET - The Board discussed the Budget for 2016. The Board reviewed the Budget of 2015 and decided to continue with same budget for the upcoming year. Liz made a motion to submit the same budget as last year. Bert seconded the motion and it passed unanimously.

PIPELINE – Liz discussed the sound/noise issues on the proposed Pipeline. She stated that the Selectmen and the Pipeline Task Force met with Eric Tomasi from FERC, and Wendy Freeman from the Pipeline Task Force gave FERC the incorrect noise level standard of 45 dBA, it should be 38 dBA at the property line. Dave stated the FERC standard is 45 dBA at the nearest residence. Liz stated that Steve Ambrose gave her an article on how it is possible to build a quiet compressor station and an article on how to approach the engineering by using an Acoustical Engineer. Liz testified in front of FERC as a private citizen and presented this information, stating the standard for a small rural community should be 38 dBA at the property line and submitted her testimony in writing to FERC. Dave mention that the Task Force requested the people who have testified in front of FERC should send their testimony to Jeanne Shaheen's office.

Liz brought up the letter dated July 27 from AECOM. The letter requested the Planning Board to review its records to identify whether the proposed facilities will cross or be within 0.25 miles of the sensitive areas and provide a list of the areas. The Board decided that the applicant's engineers should provide this information and agreed at the time to forward the letter to the Conservation Commission for their response. Liz requested that the Planning Board respond to AECOM and the Board agreed to do so. Louise will email a copy of the AECOM letter to the Planning Board, Ed will draft a letter to AECOM and the Board will discuss the contents of the draft at the next meeting.

7:45 BRUCE H. WHITE GRAVEL PIT – TURNPIKE ROAD- VIOLATION OF EXCAVATION PERMIT

The Town Administrator received a complaint from the Police Department that the gravel pit is starting operation at 4:30 a.m. The Board requested Mr. Bruce White owner of the gravel pit attend the meeting to go over this issue. Mr. White stated that he is the only one operating out of the gravel pit and he opens the gate at 6:00 a.m. Mr. White did call the Police Department and spoke to Chief Carpenter and was given the name of the person who filed the complaint. Mr. White stated that this person has a personal issue with him and his father and the complaint was not valid. Mr. White brought Mr. Bruce Coll to the meeting and stated Bruce is a local contractor that will be working out of the pit and he understands the importance of the time of operation. Mr. Coll went over his hours of operation

and requested the Board determine what times would be acceptable. The Board proposed the new hours to be 7:00 a.m. to 7:00 p.m. Ed made a motion to change the operating hours to 7:00 a.m. to 7:00 p.m. Dave seconded the motion and it passed unanimously. The Board requested that Mr. White post his hours of operation at the gate.

GENERAL INDUSTRIAL/COMMERCIAL NOISE ORDINANCE

Liz reported on her telephone conversation with Steve Ambrose, Acoustical Consultant. Steve stated that the background levels in New Ipswich, a quiet rural community are less than 30 dBA and at night under 20 dBA. Liz distributed a hand out to the Board on how the Board established the noise standard for the Wind Farm. The document explained the subject of community response to noise and as the dBA level increases, the volume of complaints from the community increases. Liz discussed this document with the Board and stated that Steve Ambrose is willing to write a general noise ordinance for the Town. Mr. Ambrose would like to keep the ordinance simple. A discussion followed on this subject. Ed stated his opinion that the key sales point for bringing people and business into the Town is the rural character. Ed suggested we hire Steve Ambrose and pay his consultant fee for his technical assistance. Liz stated that Mr. Ambrose's estimated fee will be \$500.00. The Board stressed that the ordinance must be simple, brief, easily explained, and consistent with the Wind Farm Ordinance. Bert disagreed with setting a level under 45 dBA and felt it would not allow for commercial development. Liz made a motion to have Steve Ambrose draft a general noise ordinance. Ed seconded the motion and it passed with five in favor and one opposed.

MATTHEW WAY

The Town Administrator received a call from Dorothea Guy, 8 Matthew Way, stating she could not sell her Condo because a Homeowner's Association was not formed and requested help from the Planning Board. Louise researched the minutes and found the following: On May 2, 2007 the minutes of the meeting stated as one of the conditions of approval; "approval of condo documents by town counsel". On May 16, 2007 the minutes of the meeting stated; "the approval of condo documents by town counsel –approval received." The Board decided that when the document was recorded at the Registry of Deeds, the Association was formed and felt that at this time the Board did not need to take any further action. The Board suggested Ms. Guy call Mr. Craven since he was responsible for filing the papers, or the Town Counsel at the time, Mr. Jeff Crocker. The Board requested that Louise research the recording of the document at the Hillsborough County Registry of Deeds.

GENERAL BLASTING ORDINANCE

Bert was researching/working on a General Blasting Ordinance which Woody knew about. Bert stated the RSA of General Blasting covers 5000 cubic yards which he feels is a huge amount. The Pipeline will be blasting about five miles of land in Town; in the first section they will be cutting out about 2000 lineal feet of ledge, second section 3000 lineal feet, and in the third section there is no ledge. Bert feels this will be covered by the State RSA. Bert is not worried about smaller projects in Town stating there is not much ledge except for in gravel pits. The meeting adjourned at 9:50 p.m.

Respectfully Submitted by,

Louise DelPapa, Land Use Clerk

