



Mason Conservation Commission Minutes

May 14, 2008 7:00 pm to 10:00 pm

Attendees: Bob Larochelle, Liz Fletcher, Bob Dillberger, Stuart Sherman, Ann Moser.

Voted unanimously to accept April minutes.

Both fuel tanks removed (Whitaker house and A-frame). Still one drum of waste to be picked up. Awaiting soil test results.

Discussed contract with Carol Anne Bennett (Prudential) to sell Whitaker house. Agree on initial contract period of four months.

Voted unanimously to hire Peter Caswell (Temple) to locate well at Whitaker house for \$150.

Discussed request from Historical Soc. to use Potter land across from cemetery on Old Ashby Rd. as parking area for Old Home Days. Liz moved to allow it contingent upon reaching an agreement beforehand about restoring the field should it be damaged. Passed unanimously.

Voted unanimously to adopt the "Conservation Easement Enforcement Policy" as drafted by Liz to satisfy LCHIP requirements (see below).

Mark Archambault presented his current work on groundwater reclassification, including plan for next steps. Involves letters to landowners of potential contamination sources (PCS) in potential GAA and GA1 areas, best done on Cons. Comm. letterhead. Please see page 2 for his notes.

Regarding a police dog training area on Potter land, Si Little says OK if not permanent. Thus it's up to us. The property along Greenville Rd. doesn't seem appropriate. We'll consider other sites.

Regarding abutment and support beam work on RR trail bridge at Black Brook, agreed to solicit bids from three local contractors. Bob L. will take care of this.

Regarding the Potter homestead: Decided to talk to town to acquire fill to bury two remaining dumps. Will talk to Charlie Lani about disposing of tires. Will also ask about hiring welder to construct locked gate across main driveway.

Ann will contact Esau Stanley about greasing the legal wheels to move forward with his land gift.

Conservation Easement Enforcement Policy

"If a potential easement violation comes to the attention of the Conservation Commission, either in the course of annual monitoring or in some other way, a delegation of at least 3 Commission members will meet with the landowner to view the potential easement violation and agree what steps, if any, to take. If there is a violation, a time frame will be mutually agreed upon for any remedy to be accomplished. The agreed-upon remedy and time frame will be put in writing and signed by the owner and the Commission delegation. Photos will be taken of the easement violation site. This agreement and photos will be provided to the executory interest holder, if any, of the conservation easement. If there is no mutual agreement as to the remedy and time frame, the Conservation Commission will consult with Town Counsel for advice, and follow Town Counsel's recommendations as to what must be done to ensure that the violation is remedied. If there is an agreement to remedy the violation but the landowner does not carry it out in a timely way, the Commission will consult with Town Counsel in that case as well, and follow up on Town Counsel's recommendations. If necessary the Commission will undertake legal action to enforce the easement. In all cases the executory easement holder will be kept informed and encouraged to join in the enforcement."

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- Mark went through the **notes** from the windshield survey (done with Liz Fletcher on April 23), the **tables** of the WHPA and PCS sites known to date and the “Next Steps in the Groundwater Reclassification Process for Mason, NH” sheet. The ComComm concurred with these next steps.
- The ConComm believes the driving range is just called “The Driving Range”. The restaurant attached to it may have a different name.
- Tweedy Transport is outside of the WHPA at the intersection of Route 31 and 124.
- Mark offered to contact the owner / operator of the “Imagine That Early Learning Center” to see if she wants to participate in the groundwater reclassification project. I can also see what well records they may have, information on their water use, etc.
- Liz stated that we can do the initial work of contacting the “Imagine That Early Learning Center”, and preparing and mailing the letters to the PCSs in the summer, but that the public information meeting might best be put off until the early fall.
- I said I would work with Liz Fletcher in writing the letter and determining what information should be included in the letters that go out to the owner / operators of the PCSs in the WHPAs. We agreed that a **list of regulated substances** should be included. **Mark said he would obtain that.**
- Liz wondered if the Gun Shop should be included in the inventory. We agreed that they should at least be contacted.
- The ConComm wondered if any fertilizers / herbicides / pesticides that might be used by the Driving Range would be on the list of regulated substances. **Mark said he'd look into it.**
- Ann and Bob said they would fill in the basic property data for the tables.
- **Mark will check into whether NHDES has any sample contact letters for the initial contact with PCS sites.**
- The next meeting of the Mason Conservation Commission is on June 11.