

Approved: \_\_\_\_\_  
Approved with changes: \_\_\_\_\_

Unapproved: \_\_\_\_\_

**Effingham Planning Board Meeting  
Minutes January 7, 2021  
(via video conference call)**

**Members Present:** Theresa Swanick (chair), George Bull (vice-chair), Grace Fuller, Paul Potter, Elaine Chick, Mike Cahalane (selectman's rep).

**Members Absent:** Gary Jewell (recording secretary), Mark Hempton (alternate).

**Others Present:** Nate Fogg, Margaret Martin (23 DLR), Jim Rines, Allen & Loretta Sim (45 DLR), Erik Jones, William Angelini, Nancy Pollard, Melinda Fitting, Chuck Fuller, James Eastman, Robert Andrea and Janice Andrea (97 DLR).

Meeting called to order at 6:00pm. Quorum present.

The Town of Ossipee continued their Gravel Pit Access public hearing until their February 16<sup>th</sup>. planning board meeting.

**Public Hearing for the Angelini Gravel Pit** opened at 6:15pm.

Attendees introduced themselves. Theresa Swanick reviewed the application at hand. Town counsel advised the planning board that they can proceed with their part of the application.

Theresa Swanick asked the PB members if they were comfortable moving ahead with the application.

Elaine Chick is comfortable with moving forward.

George Bull noted that he was comfortable moving forward but they should not be discussing traffic, access, road dust, or other road issues.

Grace Fuller was ready to move ahead.

Paul Potter was also ready to move ahead.

Theresa Swanick reminded everyone present that we are not discussing Duncan Lake Road access this evening.

James Eastham asked if other access is available for the pit if the Duncan Lake Road access is denied.

Jim Rines noted that he would like to get a final approval even if it has conditions.

**Elaine Chick made a motion to proceed and move forward with review of the applications. George Bull seconded the motion. A roll call vote was taken George Bull- aye, Grace Fuller- aye, Mike Cahalane- aye, Elaine Chick- aye, Paul Potter- aye, and Theresa Swanick- aye. The motion passed.**

Jim Rines gave a general overview of the application. The parcel is 88 acres, they expect to

remove 3.4 million cubic yards, and the final parcel would be suitable for development.

The pit would operate Monday through Friday 7am until 5pm. The material would be excavated, screened, and loaded onto truck for removal from the pit. Crushing of boulders would take place once or twice per year, no fuel storage on site, 3:1 slope on the final grades, no more than 5 acres open at any one time, stormwater runoff would be internally drained, and no blasting.

The Effingham Excavation Regulations Limit open area to 5 acres, which is consistent with the state RSA 155:E law.

George Bull asked about the right of way access. Jim Rines emailed the access information to the PB back on November 18<sup>th</sup>. In his opinion, the corrective deed made the right of access very clear.

Elaine Chick noted that the original plan was dated June 10<sup>th</sup> and we received a revised plan dated July 23<sup>rd</sup> addressing Effingham's Excavation Regulations. Ms Chick asked if there were any photographs facing Lost Valley. They all seem to be facing other directions.

Jim Rines shared his computer screen to show Google Maps aerial imagery. A measurement showed that the closest house is approximately 116 feet from the property line. Dust control will be used, as necessary. Weather and amount of rainfall has a great deal to do with the amount of dust control necessary.

Bill Angelini noted that he has a 5-foot-wide easement to get water from the Pine River. Water will be applied as necessary for dust control. Jim Rines noted that dust control is addressed on sheet 3. Bill Angelini does not want his gravel pit to be a nuisance.

George Bull asked about reclamation, 3 to 1 and 2 to 1 slopes are steep. He is concerned about erosion and safety. Jim Rines noted that 2 to 1 slopes are allowed, but that all of the final slopes will be 3 to 1 slopes. These are the slopes that you see for the side slopes of septic systems in yards. They can be mowed and are safe to walk upon.

Mike Cahalane is concerned with dust control and air pollution, which are in the rules under Env-A-2800. Jim Rines noted that all of the environmental rules apply to this project and if the pit is in violation of the rules, they will have to correct the problem.

Elaine Chick asked about utilities, lighting, and reclamation. Jim Rines noted that there are no utilities proposed, no lighting proposed, and the reclamation uses a specific type of grass that is drought resistant.

Mike asked if they would have a scale. Bill Angelini noted that he will be selling material by the cubic yard. He also noted that he is planning for 30 loads per day. He also noted that the volume of the back up beepers can be adjusted.

Theresa Swanick noted that we would need to have inspections and check that buffers were being maintained. Also the separation to the water table would have to be monitored.

Grace Fuller noted that our regulations allow for inspections. She also asked about a wildlife study. Jim Rines noted that a wildlife study is now part of all Alteration of Terrain (AoT) permits applications.

George Bull noted that a planning board member from Ossipee does inspections on the Ossipee gravel pits. Norway Plains Surveying and Engineering out of Rochester has a drone that can

take pictures and calculate the volume of material removed. Bill Angelini noted that he keeps a close count of the volume leaving the pit. He also feels that it will take 2 or 3 years to get a five-acre area down to proposed bottom level.

Mike Cahalane noted that we need to figure out any conditions that might be considered.

George Bull would like to give any abutters present a chance to speak.

Paul Potter noted that the details of the conditions of approval are important.

Theresa Swanick asked for any public input.

Melinda Fitting from Duncan Lake Road noted that an impact study is being required by Ossipee and that they are also concerned about wildlife.

Jim Rines noted that he had heard the following concerns that may need to be addressed by conditions:

1. Frequency of water application, 2. Any AoT or Ossipee conditions, 3. Hours of operation, which are proposed at 7am until 5pm, screening requirements, including location of screening to mitigate dust and noise, 5. Inspections.

It was noted that the location of piles of material can be used to mitigate the noise level.

**A motion was made by Mike Cahalane to close the public input on these applications. The motion was seconded by Grace Fuller. A roll call vote was taken George Bull- aye, Grace Fuller- aye, Mike Cahalane- aye, Elaine Chick- aye, Paul Potter- aye, and Theresa Swanick- aye. The motion passed.**

The planning board need to assemble the required conditions next.

**A motion was made by Mike Cahalane to continue the hearing until February 4<sup>th</sup> at 6:15pm via Zoom. The motion was seconded by George Bull. A roll call vote was taken George Bull- aye, Grace Fuller- aye, Mike Cahalane- aye, Elaine Chick- aye, Paul Potter- aye, and Theresa Swanick- aye. The motion passed.**

### **Zoning Amendments**

The PB will be looking at zoning amendments over the coming year. There is too much to consider for this year's warrant. The PB will consider Storage Yards. The minimum lot size, minimum setbacks, and a description of the use.

### **Board Business**

Planning Board signups are from January 20<sup>th</sup> through the 29<sup>th</sup>.

### **Adjournment**

**A motion was made by Grace Fuller to adjourn the meeting. The motion was seconded by George Bull. A roll call vote was taken George Bull- aye, Grace Fuller- aye, Mike Cahalane- aye, Elaine Chick- aye, Paul Potter- aye, and Theresa Swanick- aye. The motion passed and the meeting adjourned at 9:30pm.**

*These minutes are considered draft until approved by the board at the next regularly scheduled meeting. Corrections will be noted in the following month's meeting minutes.*