

Newbury Update is published by the Town of Newbury to offer residents a view of the town government operations and activities. Copies are available at the town office, library, transfer station and old town hall, but you're encouraged to get your copy at the town web site: [www.newburynh.org](http://www.newburynh.org) or to receive a copy via e-mail, send your request (and any comments or suggestions) to: [newburyupdate@gmail.com](mailto:newburyupdate@gmail.com).

??

## UPCOMING EVENTS

(details inside)

July 9-13	Town Clerk/Tax Collector Office Closed
July 10/12	Boating Safety Class
July 11	First weekly Bingo at Fire Dept.
July 13	Town Green-up Day
July 14	Old Home Day
July 16	Public Hearing on Town Ordinances
July 23/25	Boating Safety Class
July 28	Summer Information Meeting
July 28	Town Center Visioning Session 2
July 29	Historical Society presents 'Steamboat Era'
Aug. 18	Boating Safety Class
Aug. 18	Household Hazardous Waste Collection
Aug. 25	Town Center Visioning Session 3
Aug. 26	Fire Dept. Annual Auction

## Boating Safety Classes

The Newbury Emergency Management committee is coordinating and hosting boat training at the town office in cooperation with the State of NH Marine Patrol. 58 individuals completed the first course in Newbury on Saturday, June 16.

This year, anyone age 16-50 must have a Safe Boating Certificate from this class in order to operate any boat over 25hp. Beginning next year, everyone over 16 years old must have the certificate, which is good for your lifetime.

The next training classes at Newbury town office are:

- o July 10 and 12, Tuesday and Thursday evening, 3.5 hours each night
- o July 23 and 25, Monday and Wednesday evening, 3.5 hours/night
- o August 18, Saturday, from 9 a.m. – 4 p.m.

Sign up for the classes by calling the NH Marine Patrol at 267-7256. There is a \$10 registration fee.

## Green-up Day – July 13

Selectmen have scheduled their next roadside clean-up for Friday morning, July 13. They are responsible for Rte. 103 from Village Road to Rte. 103A as part of the Adopt-a-Highway program. They urge everyone to help spruce Newbury up in preparation for Old Home Day on July 14. Let's all 'pitch in' and show our pride in our town.

**Summer Information Meeting** – At their July 2 meeting, the selectmen decided to hold the Summer Information Meeting on Saturday, July 28, at 8 a.m., just prior to the second Town Center visioning session, also at the town office. The Summer Information Meeting is open to all but especially set up for summer residents. It offers a question-and-answer format on town activities and plans.

**New pick-up point** – A weatherproof box has been mounted on the door of the old Town Hall in South Newbury as an additional distribution site for copies of *Newbury Update*.

**New town office employee** – Denise Walter has been hired as the new land use board and assessing assistant, replacing Patricia MacDonald who recently resigned.

**Camacho property** – At the end of June the papers were signed to pass title on the property adjacent to the Bald Sunapee piece, completing the purchase approved at town meeting. The town has

signed a nonrenewable one-year lease beginning July 1 with the one tenant still at the property. The tenant has the option to leave earlier.

## TOWN CENTER VISIONING

The first of three Town Center visioning sessions, held June 16, drew about 35 attendees. Resident and architectural consultant Pat Sherman is acting as facilitator with the public to come up with a comprehensive site plan of potential uses for land the town owns and what's needed for town depts. At the end of the sessions there will be a sense from the public as to what should be considered for the town center.

The intent of the next session on Saturday, July 28 is to provide ideas for the site plans, and on Saturday, Aug. 25 to put together a consensus plan. Each meeting is at the town office from 9-11 a.m.

On June 16, large maps literally provided the big picture of Newbury – town center, Fishersfield Park and South Newbury – with what's there now and what land is available for town use. The group then discussed the reasons for a 'town center.' The group's list: government center, social center, sense of place for community, sustainable.

In a morning of lists, the one for what could / should be accommodated on the town-owned land had: police and fire stations (both of which currently need more office space), community center, future library and town office expansions, and parking areas. Traffic flow is integral to the overall plan as well as the sidewalk project, and options will be displayed for consideration at the next visioning sessions. Natural features need to be taken into account as well. It was mentioned that a structural assessment on the Vets' Hall found it very sound, sound enough to move if necessary. The deed will need to be checked for any restrictions placed on it when it was given to the town.

Some general points brought up: Parking is a concern for both the existing and future town uses. Traffic-calming devices to consider are parallel parking, lighting, trees along roadside. The town's rural character should be maintained. The town has committed 10,000 sq ft to the Velie memorial playground group in the vicinity of the library. The group is going to provide the equipment and installation, the town will provide the space.

## Concepts being developed for next meeting, July 28

Sherman said she will develop 2-3 options from the day's input for discussion at the July 28 gathering. Listed on both Plans A and B for that effort are: farmers market area, gardens/trail system, sitting area for socializing, veterans' memorial, area for skating rink, show how much land is still available for town buildings, and coordinated sidewalk plans.

Plan A also includes: move Vets' Hall next to library for community center, meeting room; add kitchen/bathrooms to hall which could also be used for playground; locate police station on southern end of site; add parking for Vets' Hall and police station; show area for post office and some other small commercial development.

Plan B includes the joint elements and: leave Vets' Hall where it is, determine use for it; show library expansion possibilities; locate police and fire station(s) on site.

Plan C will explore the two bypass ideas brought up to determine how they might work. One was a bypass for trucks, the other a one-way bypass system with an island for commercial uses.

On Saturday, July 28, from 9-11 a.m. these proposals will be discussed – with refreshments. Please be there to share your ideas and opinions.

**Sidewalk project** – On May 7 Dennis Pavlicek reported to the selectmen that he and Patricia Sherman went through the 12 sidewalk project engineering proposals and short-listed five companies who were invited back for interviews. After the meetings, Pavlicek, Sherman and the selectmen agreed that the best candidate for the project was KV Partners, LLC. Pavlicek sent a letter to the NH Dept. of Transportation and received its concurrence with the selection.

On June 4, Pavlicek reported that he and Pat Sherman met with KV Partners, LLC to discuss the contract for the project. The firm plans to attend all upcoming visioning sessions, involving the public in the process. A formal agreement was signed with KVP and Gates, Leighton and Associates, landscape architects. KVP started surveying along the proposed route to prepare for putting plans together.

A preliminary option is a raised-curb sidewalk with vegetation between the traffic lane and the pedestrian traffic on the sidewalk. Both firms are attending the Town Center visioning sessions to gather public input and incorporate the sidewalk and related elements with the town center vision.

**Scholarship awarded** – The Trustees of the Trust Funds of the Town of Newbury have presented \$50 to Edward Saltalamacchia from the Edith K. Eaton Memorial Scholarship Fund.

**Blodgett Sewer Update** – Phase 1 is completed but for paving, which United will return to do in the fall after Labor Day when summer activity is over. Engineers are developing the engineering plans for Phases 2 and 3 now in preparation for the work going out to bid for a fall start date of phase 2; phase 3 will either be done concurrently or might wait until spring '08.

On May 21, Dennis Pavlicek discussed with selectmen a letter sent by Stantec that several houses in Blodgett's need to be contacted regarding sump pump and foundation drains. Pavlicek will send a letter to the homeowners once a final list is completed by the engineering firm.

**Chalk Pond Well** – On May 7 James McDonough, representing the Sunapee Hill Assoc., came before the board to discuss the current issues facing the completion of a production well being installed at Chalk Pond. McDonough explained that there are currently 80 homes being served by the well, with the potential of an additional 20 to be built. The Chalk Pond Water Company has installed a new well which has been approved by NHDES. They now need to get the water from the well to the pump station. To do this, he proposed to do directional drilling under the road and trees and pop up into the lower pump station. This was all be conditional on purchasing a lot of vacant land, which was in process. He was advised to have his attorney draw up the documents and bring them back to the select board for an easement to run this under the town road.

**Household Hazardous Waste Collection** – The selectmen have signed a contract for the 2007 Household Hazardous Waste Collection to take place on August 18 from 9 a.m. to noon, at the Sunapee highway garage on Rte. 11 right up from their safety services building.

**Fire Dept. Meetings** – Many of the elements of the fire department becoming a full town department are already in place, such as pay records, insurance, workers' comp. One thing needed was job descriptions, and a process for appointments to the department.

Fire Chief Henry Thomas and Wayne Whitford, a fire fighter who volunteered to help draft them, submitted job descriptions for the positions of fire chief, assistant chief, captain, fire lieutenant, and firefighter/EMS in May. The selectmen reviewed the descriptions with Thomas and a few changes were noted. Whitford made final

changes in preparation for a meeting of the board of selectmen on June 12 with the officers of the fire department.

Along with the job descriptions, selectmen discussed with fire officers the process for appointments. Selectmen proposed that their decision on appointing the chief would be based on a recommendation from the fire dept. Other officers and members would be appointed by the chief with the approval of the select board. It was also clarified that the fraternal organization could continue, separate from town government.

All the officers were given handouts of the job descriptions / policies and were asked to take some time to look the material over and convey any further comments they have to the selectmen. The plan is to meet with all fire personnel for their input within a few months.

**Harbor slips** – To close the loop from last issue, the wetland bureau's approval for 20 boatslips as part of the harbor improvements in 1991 still holds. The selectmen do not have any immediate plans to pursue this.

### OLD HOME DAY

Plans are shaping up for our second annual Old Home Day. The following gives you an overview, but more is still in the tentative stages. Watch for posters and flyers with more details, or check the town web site: [www.newburynh.org](http://www.newburynh.org). As it stands now...

- > Farmers' Market with Arts & Crafts at the Bald Sunapee property from 9 a.m. – 4 p.m. The BNSYS will be cooking up sausages and burgers, with drinks and chips.
- > Selectmen will hold a welcoming ceremony at 10 a.m. at the town office, then head to the harbor to watch the State Police helicopter fly in. The 'bird' will be around until 2 p.m. for up-close inspection.
- > Step across the street to the Safety Services building for police, fire and EMS exhibits, demos and vehicle tours, plus a special appearance of Smokey the Bear (he'll love the new fire-danger sign). The grill will be set up, with hotdogs and burgers for lunch.
- > Afternoon activities include
  - o Free boat tours of Lake Sunapee from the harbor, courtesy of Bob's Beacon Marina and Sargent's Marina, and educational tours of the lake by the LSPA.
  - o Dunk Tank returns with town personnel aboard
  - o Town and community organizations' information booths
  - o 50/50 raffle and Chinese auction, all to be drawn at dinner
  - o Kids' Games – on land and lake
  - o Local cub scouts selling popcorn and cotton candy
  - o Newbury's Best contests – horseshoes, croquet, cards, more
  - o Art Show in the town office meeting room
  - o Pop music by Lunch at the Dump from 3-6 p.m. at the town office courtyard
- > Evening events include
  - o Dinner, from 5-6:30 p.m., under the tents behind town office (details below)
  - o Drawings for 50/50 raffle and Chinese auction after dinner
  - o Square Dancing with the Bradford Country Squares
  - o Bingo at the fire station
  - o Music at the harbor gazebo, with blues and pop from the Bruce Marshall Group, 7:30-9:30 p.m.
  - o FIREWORKS over the harbor at dusk.  
(Rain date for fireworks only is July 15.)

### Dinner Details

The menu features a choice of "Buzz Call Roasts the Beef" or firemen's special barbecued chicken and kids' hotdog meals, all with Caesar, pasta and potato salads, drink and watermelon.

There are 300 beef tickets and 200 chicken, \$5 on site, \$4 in advance. Hotdog dinners are \$2.50, \$2 prebuy. Tickets are available

at the town office, and volunteers are also at the farmers' market on Friday, the post office Saturday morning, and the transfer station on Sunday afternoon. Buy your tickets early to guarantee your plate!

**Suggestion: Bring your lawn chairs!**

### FISHERSFIELD PARK

Things have been moving along in the development of our town park. Dick Wright reported at the May 7 selectmen's meeting that the engineering and site layout for Fishersfield Park were done. The roughing in of the field has to be done and roughing in of the volleyball, basketball and tennis courts. The road and parking area need to be constructed. Dennis Pavlicek will look into an irrigation system for the fields. A storage area / service building will also be constructed. Advertising for bids on job to be placed as soon as possible.

Mid May, companies came in to pick up the plans in response to the request for bids. The highway dept. moved the pile of composted leaves and the remainder of the chips. There may not be a need for a lot of fill. Wright said that everything is pretty well roughed in.

In his update on June 4, Wright reported that the town received three bids for the project and the board agreed with his recommendation to award the work to K.A. Stevens & Son Inc. He and Pavlicek met with the company and created a work schedule.

The work includes bulk excavation; establishing sub-grade for the multi-purpose athletic field, roadway and parking areas; installing drainage structures and culverts; excavation for foundation of building and backfilling of all utilities and foundation; placement of screen loam in all areas with seeding and mulch; pouring concrete foundation; and stumping, stripping and filling wetland area in preparation for town garden.

**Phase 1 target: Aug. 8**

The company started mobilizing equipment on June 13 and work began June 18. Progress is clear to any who drive by the site on Old Post Rd. They have found a lot of loam in the area that will be used for the fields. Next, they will lay out the tennis court and basketball court areas and then they will lay out the fields and road.

Target date for substantial completion is Aug. 8. The company has also extended its help in managing the goal by making a donation of \$8,000, to be deducted from the bid for the work. Funds for the work are from money the town appropriated in the past and a grant received from LWCF. Parks and Recreation will be asked to include basic operations in its budget for the equipment and for maintenance of the fields and trails.

**Parts of Plan Postponed**

The described work is Phase I of the site plans. Phase II will possibly include community garden space, barbecue pits and a second ball field.

The project budget is a gating factor, especially since it was based on costs three years ago. Wright lessened the impact by restructuring parts of the original plan and postponing some elements. For example, there will be no road paving, septic or well at the moment.

Wright reports there have been a few pro bono offers of work as well as donations, and there's been talk of a fundraiser for aspects of the project not yet funded. Donations could be made by check, to Town of Newbury – Fishersfield Project.

### RECREATION COMMITTEE

On the recommendation of the recreation committee following its interviews of several candidates, selectmen appointed Travis Dezotell as part-time recreation coordinator. A Newbury resident, Dezotell brings enthusiasm and years of experience as a sports participant and teacher. He replaces Marilyn Hill who recently resigned to pursue other commitments.

As reported in the last issue, Nicole Wallace is teaching swimming at the town beach the first two weeks in July, and golf and tennis

lessons for children are available at local facilities. Linda Ryder, a Fish and Game instructor, is offering an Ecology Exploration day camp at the Fells for 9-12 year olds Aug. 6-10 in the morning. The cost is \$60 per child with a maximum of 12 campers.

For Old Home Day, the committee is again arranging a dunk tank and a community information table, where they hope to offer Old Home Day T-shirts for sale.

### Women's Wellness Series

In response to interest expressed in their survey, free informative workshops on women's health issues will be held on a monthly basis at the town office from 6-7 p.m. Scheduled so far are:

July 10 – Strength & Wellness to prevent urinary incontinence, with Keelin Regan Reed, DPT.

Aug. 14 – Women & Nutrition with Kelly Firard, B.Sc.

Sept. 18 – Getting to Know Diabetes

### 2007 Summer Concert Schedule

Rain dates for the Thursday concerts will be the following Wednesday.

July 12	7 p.m.	Saylyn	Reggae
July 19	7 p.m.	The Flames	Oldies
July 26	7 p.m.	Mink Hills Band	Bluegrass
Aug. 2	7 p.m.	Chris Kleeman	One-man Band
Aug. 9	7 p.m.	Kan Tu Band	Blues
Aug. 12	12:30	Roxanne/The Voodoo Rockers	Rock (during Love Your Lakes Day boat parade)
Aug. 16	7 p.m.	East Bay Jazz Ensemble	Jazz
Aug. 23	6 p.m.	Saylyn	Reggae
Aug. 30	6 p.m.	Captain Fiddle Trio	Cajun, Banjo

### NEWBURY PUBLIC LIBRARY

For children and families--

*Fun with French!* is a new program for children grades K-5, to help them learn French through stories, songs, games and other fun activities, on Thursdays from 1:45-2:45 p.m., July 5 & 12 and Aug. 2 & 9. No fee or registration required.

The family program *Supper-time Stories for Summer Evenings* will be on Mondays at 6 p.m., July 9 and 23 and Aug. 6.

Preschool Children's Story Hour is every Wednesday at 10:15 a.m. *Stories and Ice Cream for Hot Summer Days*, for children in grades 1-5, is Tuesdays at 1:15 p.m. from July 10 to Aug. 14.

For adults--

The adult book discussion series is starting up again. The first book, *A Girl Named Zippy* by Haven Kimmel, will be featured on Monday, July 16, at 7 p.m. The program will continue monthly.

Call the library (763-5803) to confirm the date for the Poetry Jam, a night filled with poetry readings moderated by award-winning poet and Newbury resident Dianalee Velie. Bring your original poems to read (limit two per person).

### TOWN CLERK / TAX COLLECTOR

Office Closed July 9-13

The town clerk / tax collector office will be closed the week of July 9, so plan accordingly.

### Registration Reminders

A good number of people have yet to register their dogs. Please get it done. The list of unregistered dogs goes to the police dept. at the end of June.

Boat registrations and hunting and fishing licenses are available at the town clerk's office.

OHRV registrations all expire at the end of June.

### HIGHWAY DEPT.

On May 7, highway administrator Cal Prussman submitted a report to selectmen on all the work completed and in process on the roads since the April storms. The report listed all the highest-priority roads to be fixed.

Other work upcoming at the time was putting crushed ledge on Province Road; the sweeping company was to come mid-May, and all four highway trucks would be hauling material for the sweeper. A tractor has been reserved in August for roadside mowing.

The select board held a specially noticed discussion at its meeting on July 2 on delaying the paving of Baker Hill Rd. this year. Instead the monies would be used against the unexpected expenditures for repairing the storm-damaged roads.

During that meeting selectmen heard from residents of the storm-damaged roads about continued problems, though the roads are now passable. A resident of Baker Hill Rd. said that road is deteriorating and he's concerned about the impact of a delay in paving. Selectmen decided they had little option but to reapportion the money in the highway budget, pushing off Baker Hill until next year.

Also on July 2, engineers from Provan and Lorber met with selectmen to report on initial engineering assessments on Rollins, Winding Brook and Bartlett roads, which have experienced ongoing problems for several years. Highway administrator Cal Prussman was asked to consider their suggestions on improvements that will mitigate future storm damage, and return in two weeks with bottomline numbers on how best to improve Rollins and Winding Brook, the two roads with the most issues and most residents.

## HISTORICAL SOCIETY

The renovation study for the South Newbury buildings is moving ahead slowly. It was decided that it would be in the best interests of the town to request a proposal from a second architect. A response is expected soon.

Sherman Hall, on Village Rd. in South Newbury, will be open on Saturdays from 2-4 p.m. through Nov. 3, or by appointment.

The society will participate in Old Home Day with a table display of photos, membership information, newsletters, Hancox map of the Lake, samples of the markers for historic homes, etc.

John Grocott who has been instrumental in helping the Society grow has taken ill and will be out of commission for a while. We will miss him.

Upcoming meetings of the society are July 19, Sept. 6 and Nov. 1, at 7:30 p.m. in the town office building. Everyone is invited to attend and join in the discussion.

### Historic Home Markers

The historical society is seeking help in identifying and placing markers on historic residences in Newbury. The first phase is to identify homes built prior to 1857. This research will also aid in developing a Newbury town history.

Once these properties are identified and authenticated, historic markers will be placed, with the owners' permission, on their homes.

Further information may be obtained from Diana Morris (763-5859) or Richard Cole (763-9348), who are spearheading this effort, or from any NHS board member – Deane Geddes, Alice Lynn, Dick Matte, Bob Morris, Dennis Pavlicek, Barbara Steward, Bill Weiler and Margie Weiler.

### The Steamboat Era on Lake Sunapee

The Newbury Historical Society invites you to its annual meeting and program by history buff, avid collector, and publisher of *SooNipi Magazine*, Ron Garceau. He will speak on "The Steamboat Era on Lake Sunapee."

From the late 1800s until the 1930s, steamboats were the major mode of transportation around the lake. This slide-show presentation will show the boats and the people who ran them, and revisit many of the stops around the lake, including the grand hotels. *SooNipi Lodge*, *Granliden*, *Ben Mere* and the *Burkehaven Hotel* were the largest hotels, and the boats also made daily stops in Newbury, *Blodgett's Landing*, *Georges Mills* and *Sunapee Harbor*.

The Historical Society annual meeting will be held Sunday, July 29, at 2 p.m. Everyone is invited to join us at the historic Town Hall

on Village Road in South Newbury. The program will be followed by a strawberry social with fresh strawberries on pound/angel food cake with ice cream.

## HEALTH OFFICER

### Insect-borne Diseases

With the warm weather come the flying insects and the threat of insect-borne diseases. In particular are the mosquitoes that may carry West Nile virus and Eastern equine encephalitis (EEE) and the ticks that spread Lyme disease. The best way to protect yourself and your family is by avoiding mosquito and tick bites by following these tips from the NH Dept. of Health and Human Services:

- > Use insect repellent according to product label instructions.
- > Wear protective clothing such as long-sleeved shirts and long pants.
- > Avoid outdoor activities when mosquitoes are most active (dusk and dawn).
- > Stay away from tick-infested areas such as overgrown grass and brush in your yard and the woods.
- > Perform tick checks regularly and remove any ticks.

Fact sheets on these diseases and precautions to take are available on the Health Officer's page of the Town of Newbury web site, [www.newburynh.org](http://www.newburynh.org)

### All Hazards Region Pandemic Exercise

On June 21 Newbury Health Officer Wayne Whitford and Emergency Management Director Paul Groulx, along with their counterparts from other area towns, participated in a tabletop exercise of the regional Pandemic Emergency Plan in Claremont.

Over the last year the Greater Sullivan County All Hazards Region, which is made up of the communities in Sullivan County and the towns of Newbury, New London and Sutton, has been working on a plan for managing a major disease outbreak, such as pandemic influenza.

Now that the regional plan is nearing completion the plan was tested in this exercise, which involved the planners at tables in a conference room playing roles of responders and emergency managers using the response plan. Following the exercise, evaluators as well as the participants critiqued the simulated incident.

As is the intent of such an exercise, areas of the plan were identified where revision or more work is needed. Over the next couple of months updates to the plan will be made based on the recommendations made at the exercise and another tabletop exercise will be held in the fall.

The planning and exercises in our region along with the other planning regions in the state are funded through grants received from the NH Dept. of Health and Human Services and the federal government.

### Community Forum on Health Emergency Planning

On May 16<sup>th</sup> the Town of Newbury along with the Greater Sullivan County All Hazards Region hosted a Community Forum of the health emergency plan at the Newbury town office. A panel, comprised of representatives from the regional planning committee and the State of New Hampshire, discussed the threat of pandemic influenza, such as Avian Flu and other diseases, and what the state and region are doing to prepare for such an event. The panel also discussed emergency planning for individuals and families and distributed brochures on family preparedness. This forum was very well attended by Newbury residents and people from surrounding communities and was the first held in the region.

Information on the Greater Sullivan County All Hazards Region Committee, the emergency plan and pandemic preparedness can be found through a link on the Health Officer's page of the Town of Newbury web site, [www.newburynh.org](http://www.newburynh.org).

--Wayne Whitford

## EMERGENCY MANAGEMENT

It's been a busy time for emergency management, with FEMA visiting the town to provide public assistance for road and storm-related damages.

Emergency Management meetings in an upcoming week: an Emergency Mismanagement conference in Manchester on Monday, a Continuity of Operations planning meeting in Concord on Tuesday, and a Red Cross Disaster Assistance Team meeting in Concord on Thursday.

### Help and Comments Welcome

Again, the emergency management director is asking for any individuals who would like to help out with the Emergency Preparedness in town to give him a call. Planning is an ongoing project in this department and help is needed; four hours a month would be appreciated.

One note: Our last disaster event impacted lots of people and numerous families. If anyone has any suggestions, comments or ideas for making it better next time, I am interested. Please e-mail me at paulg@newburynh.org.

### Community Emergency Response Courses

The Community Emergency Response Team (CERT) is still running two-day training courses. If anyone is interested they should call Paul Groulx (763-4803 or paulg@newburynh.org) for the latest course schedules.

The free courses will ensure we have citizens trained and prepared to respond to and cope with the aftermath of a disaster. The course covers topics including advanced first aid, CPR, shelter management and other activities to aid our communities in the event of emergency.

--Paul Groulx

## POLICE DEPT.

The selectmen agreed to Police Chief Bob Lee's recommendation to purchase an Asset Tracking System for approx. \$2,000 to be split between six departments. This multi-purpose system will in part provide data for the auditor and the tracking and inventory required for emergency management funding from the federal government.

The chief reports the thermal imager has arrived, and the new cruiser is almost ready for pickup at presstime.

### Organized Ordinances

Chief Lee has been working on a new standardized format for the town ordinances. He has numbered and validated the town ordinances dealing with noise, fireworks, jake brakes, parking, snow removal, etc. and also worked on wording to make them both more understandable and enforceable.

The new format outlines each individual regulation and lists the exemptions, penalty descriptions, and the manner in which the fines shall be paid for multiple offenses. His intent is to make the town ordinances more uniform and, for example, gather all stop sign and parking ordinances, so that rules in one area of the town, such as Blodgett's Landing, will be the same as the rest of the town.

He has been reviewing the work with the select board, and a public hearing will be held at 7 p.m. at the July 16 board of selectmen meeting.

### Summer Road Safety

Summer means motorists need to pay extra attention – watch the road and your speed – with more pedestrian and bike traffic. Remember kids have to wear bike helmets. Thursday night concerts increase vehicle and pedestrian traffic in the harbor area, so keep it in mind.

## FIRE DEPARTMENT

### Bingo – Starts July 11

The Newbury Fire & Rescue Dept. Summer Bingo will be held again on Wednesday evenings from 7 – 9 p.m. at the Safety Services Building. The first bingo night will be July 11th.

There will be a special Bingo Night on Old Home Day, Saturday, July 14, from 7 – 8 p.m. at the Safety Services Building (subject to state license approval)

### Old Home Day

Newbury Fire & Rescue Dept. will be a major participant in the Newbury Old Home Day on Saturday, July 14. There will be public safety, fire prevention and public health information available at the Safety Services Building. Newbury Fire and Rescue equipment will be on display along with the Midwestern New Hampshire Regional Hazardous Material Response Team's Hazardous Material Response unit and Decontamination Trailer and New London Hospital Ambulance.

Smokey the Bear from the NH Department of Forests and Lands will be on hand to greet the children.

Hot dogs, hamburgers and cold drinks will be available at the fire station. The department will also be coordinating the fireworks over Newbury Harbor at dusk.

### Auction – August 26

The Newbury Fire & Rescue Dept.'s Annual Auction will be held on Sunday, August 26th starting at 11 a.m.

People wishing to donate to the auction should call the department's message line at 763-4403 after August 1 and leave a message or send an e-mail to newburyfd@nhvt.net in order to arrange for a pick up of your donation at your home. Because of space limitation, there will be no early drop off of donations at the Safety Services Building or Vets Hall this year. Please contact the department at the above message line or email if you have any questions

### Outside Fires

It is cook-out season and a good time to remind everyone about the fire prevention laws that are related to outside fires.

Gas grills or charcoal fires in a container up and off the ground on your own property do not require a fire permit

Homeowners, public or privately owned camp or picnic grounds must obtain an annual written fire permit from the town forest fire warden for use of outside fireplaces, camp or cooking fires.

Camp or cooking fires should:

1. be in an area cleaned to mineral soil at least 8 feet across;
2. have at least 6 inches of sand or gravel under the fire for any fire built on the ground;
3. have no limbs or other burnable material to a height of 10 feet above the fireplace area; and
4. be constructed so they cannot be moved from their mineral soil area. Chimineas (clay outdoor fireplaces) do require a permit from the forest fire warden State Law prohibits their use on or adjacent to decks or porches.

Please contact Forest Fire Warden Dave Smith at 938-5925 for information on permits and requirements for outside fires.

### Fireworks Safety

The Newbury Fire & Rescue Dept. wishes to remind all residents that fireworks are dangerous, and should not be handled by children and always with caution. You should also be aware that the Town of Newbury Fireworks Ordinance states that the display of fireworks in the Town of Newbury is prohibited on town property and in densely populated residential areas as designated below: Blodgett Landing Overlay District ... except by permission of the Fire Chief and the

Board of Selectmen to be obtained at least one week in advance of a planned display.

Minors may not ignite fireworks in the Town of Newbury without adult supervision. All fireworks debris must be removed from the scene and disposed of appropriately by the user(s).

Failure to conform to this ordinance will subject the violator to a fine of \$275.00 per incident.

#### **Wanted: New Fire Dept. Members**

As of the end of June, fire and rescue calls to the Newbury Fire Dept. are up almost 40% over the first half of 2006. If the current trend keeps up, the department will have the busiest year ever. Because of the increased volume of calls, the department is looking to recruit additional firefighters and emergency medical technicians (EMTs). Firefighters and EMTs are paid by the Town of Newbury on a per-call basis, and for meetings and training. If you have fire or medical experience, or if you would like to learn, we would like to talk to you. If you are interested in joining the department, or have questions, please stop by the Safety Services Building at 952 Route 103 any Tuesday evening and pick up an application.

--Wayne Whitford

#### **CODE ENFORCEMENT OFFICER**

Paul LaCasse, code enforcement officer and building inspector, reports that building is still slow but has picked up some.

He reminds everyone that residents are required to get permits for building sheds and outbuildings, porches, docks, etc. – even though there may not be a charge for the permit. For example, a 200 sq ft shed that is not on a permanent foundation would have no fee, but would need a building permit. This is the only way the town can be sure that the setback requirements are met.

Your best bet: check with Paul LaCasse, 763-4940, ext. 203.

#### **CONSERVATION COMMISSION**

##### **Town Forest**

Work is still continuing on how to establish the boundary of the town forest at the Fishersfield site. The site walk was delayed until after black fly season. We expect to have some plans by the commission's July meeting.

##### **Pillsbury-Sunapee Ridge Forest Project**

The Society for the Protection of NH Forests (SPNHF) was successful in raising the funds needed for this conservation easement project. The commission held a public hearing and afterward voted to contribute \$200,000 from the conservation fund. The 845-acre tract owned by North Woodlands off Mountain Road was officially protected on May 18. Brian Hotz of SPNHF said that this was one of the fastest protection efforts he has ever seen.

##### **Conservation Plan**

Our consultant for the Conservation Plan, Ann Poole, has completed her field work. In addition she has completed her update to the Natural Resources Inventory and has submitted a draft addendum to the commission for review. Work on the plan itself will begin soon.

--William Weiler

#### **ZONING BOARD OF ADJUSTMENT**

##### **Recent hearings and meetings of the ZBA**

June 4 – Stephen Remen, for property located at 23 Winter Lane, had three requests before the ZBA concerning an addition he was building to a garage. He did not request a building permit for the addition, nor would one have been given since the garage, due to changes in the zoning ordinances, was within the setback. The selectmen issued a cease and desist and instructed Remen to remove

the addition. They gave him time to pursue the matter with the land-use boards.

Remen first sought an Equitable Waiver of Dimensional Requirement to permit completion of the construction of the addition on a preexisting garage that is within the 75-foot setback from a brook.

After discussion, the application was denied (deny-3, grant-1, abstain-1). Remen was informed of his right to appeal within 30 days if there is new information he wishes to present.

Remen next sought a Variance to permit construction of an addition within the 75-foot setback from an existing stream. Criteria for a variance were reviewed. The board discussed not having enough information to make a decision and advised the applicant what more was needed. The board voted to continue the hearing for variance until July 16 at 7 p.m.

The next item on the agenda from Remen was a request for an Appeal from an Administrative Decision to appeal the board of selectmen's order to demolish an addition to an existing garage that was determined to be an encroachment upon the 75-foot setback from an existing stream. Remen wanted to table this appeal at this time until the board rules on the variance application. The board voted to continue the hearing for the appeal to administrative decision until July 16 at 7:15 p.m.

#### **PLANNING BOARD**

##### **Master Plan Update**

On May 1 and June 5 the board reviewed the Master Plan chapter on Community Facilities & Services and Recreation. It includes fire protection and ambulance services, highway garage, communication services, highway dept. services, transfer station & recycling services, and conserved and public lands and trails.

Board chair Barbara Freeman informed the members that the 2006 version of the National Fire Protection Association Code requires all one- and two-family homes to be designed with sprinkler systems for fire protection. The state has not yet adopted this code. If it does, the board will need to evaluate the impact of these regulations on the town's building codes.

Input from the town center visioning sessions will be incorporated in the Land Use chapter, postponing its completion. A public hearing on the updated Master Plan will be no sooner than September.

The board suggested that the board of selectmen organize another recruitment day. Many of the town boards are lacking alternates. Freeman suggested getting recruitment off the ground on Newbury Old Home Day.

##### **Storm Water Management Ordinance**

At its worksessions in May and June, the planning board met with Charlie Hirshberg, a civil engineer hired by the Sunapee Hills Assoc. to address serious problems of storm water erosion in the Chalk Pond area. The association has arranged a grant from NH DES for this effort. DES made it clear that it is their opinion that the issues are not just at Chalk Pond, and asked them to look at this as a town-wide project. The DES goal is to have the Chalk Pond committee create a model zoning ordinance that could be used elsewhere in the state to deal with storm water run-off and stabilization.

The Chalk Pond committee is staying in touch with the planning board because it is normally the planning board that prepares the ordinances. The committee members are engineer Charlie Hirshberg, Steve Russell, Richard Dietrich, and planning board members Deane Geddes and Bill Weiler.

Board chair Freeman pointed out that whether the new ordinance is an overlay district or a town-wide ordinance, any changes to the zoning ordinances have to go through a hearing process and be approved by the voters.

The planning board appointed the Chalk Pond committee as an official subcommittee of the planning board to carry out this important work.

#### Recent Planning Board Hearings

Planning board hearings are listed in case-number sequence and show date-sequenced hearing summaries by case.

##### Case 1993-007: Conceptual Site Plan Review - Mary Webb and Pam Gentile – Route 103

On May 15 the applicants explained they are considering leasing out the Sweet Patch Bakery site to Jason Snyder, president of 420 Main Street, Inc., for use as a catering business. Snyder explained that he would like to use the site for a commissary kitchen for catering and storage for his business, 420 Main Street, Inc. There would be no cash register business activity, and there are no plans to operate as a bakery until the fall/winter season. It will be a minimal change of use, and only the back half of the building will be used. The seating area will be vacant for now. The kitchen will be slightly renovated and new kitchen equipment will be installed. There will be less traffic, and the hours of business activity are estimated to be 8 a.m. – 5 p.m. at the most. When the bakery activity is ready to get off the ground, it will be smaller than the Sweet Patch operations and will deal directly with the public. The bakery site has been unoccupied for four years. The sense of the board was that Snyder does not need a site plan review approval for the use described; just because it was not used does not revoke the previous site plan approval. He was advised that he is allowed to erect a new sign as long as it is the same size as the current sign approval.

##### Case 1994-002: Lot Line Question - Krummel – Gillingham Dr.

On May 15, an agent for J. William Krummel and Linda Krummel Minerva, explained that there is a confusion between the deeded parcels, the lot lines and the assessor's maps on three lots owned by the applicants. The assessor suggested meeting with the planning board to try to sort it out. The agent presented a survey plat, deeds and tax cards on all three parcels. According to the deeds, there are two tracts of land. The tax map has always shown these tracts as one lot. The Krummels would like the tax map and the assessing records to reflect two separate lots instead of two tracts on one lot. Currently, all of the property is being taxed to Mr. Krummel. There are two lots with separate deeds, which have been deeded to Linda Krummel Minerva.

The board noted its records of May 16, 1995, show the planning board reviewed all of these records, and it was clearly stated in the minutes of that meeting that there are two separate lots of record. The assessing records have never been adjusted to reflect that separation.

The board advised the agent that there is no issue because the deeds and survey reflect the property correctly. He was advised to share with the assessor the planning board minutes of May 16, 1995, and that should resolve the issue. The assessor should have recorded the 1996 deed transfer from J. William Krummel to Linda Krummel Minerva at that time. Since it was not broken out in 1996, the current assessor should be able to update and assess the property properly based on the deeds and the survey on file.

##### Case 2000-024: Site Plan Review – Mountain Edge Resort – Tom Behrens

On May 1 Behrens presented a conceptual plan for changes at the Mountain Edge Resort. He explained that the existing swimming pool was built in 1947 and no longer meets insurance criteria. The proposed changes are to build a new swimming pool that does meet current regulations and insurance criteria and fill in the old pool with the material dug for the new pool to create a patio for outdoor recreation. After discussion, it was decided Behrens would need a formal site plan review revision which details the changes including grading, drainage, tree cutting, landscaping, etc.

##### Case 2006-018: Continued Preliminary Review – Briott LLC/ Scott Falvey, owner – Major Subdivision – off Southgate Road

This review began on April 17, and was continued to May 15 when it was cancelled due to an abutter not being properly noticed.

On June 19, it was noted that in April the application was accepted as complete and waiting for a sign-off from the fire chief. The application process had to begin again because there were a couple of abutters who had not been noticed as required. The board accepted the preliminary subdivision application as complete; they were still waiting for the fire chief's sign-off.

The board next considered the requests for waivers, without which the application could not proceed. The first discussed was a waiver for the maximum length of a dead-end street. (At a previous meeting, the applicant had also mentioned seeking waivers for paving of the road and for upgrading Southgate Road.) Per the town regulations, the maximum length of a dead-end street is 1,500 feet; requested was a dead-end street of 1,985 feet due to the constraints of the site. Applicant noted the proposed 10-lot subdivision is below the 48-lot density allowed per the density report on the approx. 160-acre parcel.

Extensive discussion followed. The board's major concern was safety. The board's vote on the motion to accept the waiver was 2 – yes; 3 – no. The waiver was not granted.

##### Case 2007-003: Continued Preliminary Review – Mary Webb – Major Subdivision – Newell and West roads

This review began on February 20, 2007. The application has been accepted as complete; however, the issue of fire protection was still unresolved. The subdivision regulations require that fire protection be addressed and agreed upon prior to approval of the subdivision.

On May 15, the applicant's engineer commented that at the last meeting the board expressed preference for an underground cistern to address fire protection instead of sprinkler systems installed in the individual houses as preferred by the developer. Extensive discussion followed, and included the suggestion that the planning board should amend the regulations to address this issue in the future.

In the end, the sense of the board was to allow sprinkler systems in this particular subdivision as a method of fire protection (3 – yes; 1 – not going to object; 0 – no).

The applicant was informed to come back as a final application with a formal request for a waiver of Article 10.9.1, which will be satisfied by sprinkler systems with this requirement to be part of the deed covenants for each individual home.

##### Case 2007-003: Final Review Hearing – Mary Webb – Major Subdivision – for property located off Newell and West roads

On June 19 the board reviewed the application for completeness. Applicant presented a written request for a waiver of requirements relative to water supply for fire-fighting purposes, to allow the use of proposed residential sprinkler systems in the proposed residences, rather than providing a minimum 10,000-gallon tank, reservoir, pond or cistern as required in the ordinance.

This position was presented to the board by Fire Chief Hank Thomas on May 15 and a consensus vote supported the requirement. The board accepted the application as complete subject to receiving the subdivision approval from DES, and the waiver was unanimously accepted as presented. Some discussion followed.

The board voted unanimously to accept the subdivision as platted with the condition that the subdivision approval from DES be submitted, a note be added on the plat that sprinkler systems are required by the Newbury Fire Chief and the Newbury Planning Board, the stone outcropping between two of the lots be removed to increase the line of sight for the entire project and all trees be cleared from the edge of the road up to the stonewall for the length of the development as requested by the Newbury Road Agent, prior to and in coordination with the road improvements to Newell Rd. These are conditions subsequent.

Case 2007-009: Conceptual - Carl Christiansen – Simple Subdivision – Newell and Proctor roads

On May 15, Christiansen presented a plan for the subdivision of his 50 +/- acre lot into three lots of record, Lot 1 to be 11 acres; Lot 2 to be 2 acres; and Lot 3 to be 37 acres, approximately. The original plan he presented to the board in March 2007 did not show the complete boundary of the entire lot of 50 +/- acres. The sense of the board was that the plat appears adequate to move forward for a final application for subdivision and he was advised to contact the land-use board coordinator for guidance to start the final application and to follow the guidelines in the regulations for a simple subdivision.

Case 2007-009: Final Hearing – Carl & Mary Christiansen – Minor Subdivision – 22 Proctor Road

On June 19, the application was accepted as complete. Applicant would first like to sell the 5-acre parcel and then later sell the 37-acre parcel with the original farmhouse built in 1850 and build a new house for himself on the 11-acre parcel.

The board voted to approve the subdivision conditional upon the setting of the stone bound monuments at each break in the boundary line and identify them on the recording plat. It was noted that the setting of the monuments is a condition precedent.

Case 2007-0010: Conceptual Site Plan Review – Thomas Wirkkala – Pick Up Sticks – property owned by Steve Landrigan, State Park Realty at 1094 Route 103

On June 19, Wirkkala explained that he would like to sublet one of the buildings on the State Park Realty property as a retail furniture showroom for the country furniture he builds. The hours of operation will be on Sundays from 10 a.m. to 3 p.m. or by chance. State Park Realty is not open for customer business on Sundays, so there will be no impact on the traffic patterns. There will be no furniture truck deliveries. It was noted that neither the use nor the ownership is changing. The traffic flow may change some, but the traffic pattern will not. By unanimous vote of the board, a site plan review hearing is not necessary.

Case 2007-011: Final Review – George Carafa, Owner – Jeff Evans, Agent – Minor Subdivision off Newell Road

On May 15, the application accepted as complete. Carafa owns a total of approximately 29.53 acres, divided by the Newbury/Bradford town line. As a result of the town line, 20 acres are in Bradford and the remaining 9.53 acres are in Newbury. He'd like to subdivide the 9.53 acres in Newbury into two lots, of 3.21 and 6.32 acres and both with approx. 300 ft. of road frontage on Newell Road. According to the RSAs, the planning board may approve the subdivision on the condition that the officials in Bradford have no problem with the subdivision. The board approved the minor subdivision on the condition that Bradford officials respond to its letter that they have no problems with the subdivision.

Case 2007-015: Final Hearing – Emily Welsh – Lot Line Adjustment/Annexation – 3 South Road and Morse Lane

On June 19 the board reviewed the application for completeness. Applicant plans to make three lots (127.66 acres, 20.22 acres and 2.77 acres) into two lots (30.66 acres and 119.99 acres) and move the dividing lot line. The road frontage of approximately 243 ft. on South Road and approximately 140 ft. on Morse Lane will not be affected by the lot-line adjustment. The Shultis Farm will remain on the 30.66-acre parcel. The application was accepted as complete, and the subdivision/lot-line adjustment approved with the condition that the plat be annotated with a match line.

Case 2007-016: Conceptual – Raymond Schilke – Simple Subdivision – 307 Mountain Road

On June 19 the applicant explained that he owns approximately 50 acres off Mountain Road with a home and a barn already constructed on it. He would like to subdivide the property into two lots. One lot would contain his home with approximately 5 acres of land and 500 ft. of road frontage and the second lot would contain the barn with the

remaining land and approximately 1,200 ft of road frontage. He would like to sell his home and build an apartment in the barn for himself and save the remaining land with the barn for his children and grandchildren. The barn currently has its own power but will need a septic and well. Schilke was advised that the next step is for him to hire a surveyor to survey the property and prepare a plat as required in the subdivision regulations. Schilke stated that he would stay in touch with the building inspector regarding the renovation of the barn.

These are *very* brief summaries of hearings of the planning board and ZBA. You are encouraged to read the full minutes of ZBA and planning board meetings/hearings, available at the town office.

**To receive a copy of *Newbury Update* by email as a Microsoft Word document the day it's released, send a request to [newburyupdate@gmail.com](mailto:newburyupdate@gmail.com).**