

LINCOLN BOARD OF SELECTMEN

APPROVED

MEETING MINUTES

NOVEMBER 25, 2019 – 5:30PM

LINCOLN TOWN HALL - 148 MAIN STREET, LINCOLN, NH

Select Board Present: Chairman OJ Robinson and Jayne Ludwig.

Select Board Excused Absence: Tamra Ham.

Staff Present: Town Manager Burbank and Fire Chief Ron Beard.

Public Present: Roger Harrington, Jim Welsh, Debbie Celino, and Tanya Patterson.

I. CALL TO ORDER

Chairman Robinson called the meeting to order at 5:30 p.m.

II. TOWN MANAGER'S REPORT

Levee Update

Town Manager Burbank updated the Board on the status of the levee. All involved parties recently conducted a site visit. Town Manager Burbank is very optimistic that the Army Corp is moving towards activating the levee. There are a few small issues to sort out for the Army Corp as well as some punch list items that the condo owners need to address prior to activation. However, FEMA's procedure is to wait until the final as built plans are certified and submitted to them by Dubois & King. If the plans meet FEMA's criteria, they will assign how much protection that structure provides to the abutting properties. FEMA will also decide whether or not the structure will be included on the flood plain maps.

Town Manager Burbank explained that there is some wear and tear on Bunker Lane that the Town has budgeted a set amount towards for the repairs to the road. Several of the associations and private homeowners that utilize Bunker Lane have expressed their interest and plans for major improvements to the road. Town Manager Burbank has informed them that the Town is unable to participate in those improvements as the Town has only budgeted for making wear and tear repairs to the road. Further discussion regarding the relocation of the boulders ensued.

Energy Committee

Town Manager Burbank stated that there has only been one individual that has expressed interest in serving on the Energy Committee. The Board stated that if this committee is going to go anywhere, there really needs to be community support and at least three residents should be involved. Jayne Ludwig will bring this up at the next Budget Committee meeting to see if anyone is interested.

Water Tank Location

O.J. Robinson asked whether there is any update from the Forest Service on the potential tank location by the Boyce Brook dam. Town Manager Burbank has not yet heard back from the Forest Service supervisor but he will continue to follow up. A possible tank location on the west side of Route 3 by the Indian Head's maintenance building would be an ideal location and elevation for a low-profile tank. This location is not preferred by the landowner. There is another location further up Route 3 that could also serve as another possible location for the tank. Further discussion ensued.

Loon Mountain Resort use of Maple Street / Land Use Plan Ordinance (LUPO) Enforcement

Loon Mountain Resort busses will pick up from the Penguin Ski Club off of Pollard Road rather than Maple Street. Town Manager Burbank isn't sure if they will continue to utilize Maple Street at all or not.

There was some discussion about LUPO enforcement. Town Manager Burbank would like clarification and guidance from the Select Board on where they want to go with enforcement of the LUPO as well as the short-term rental issue.

Tanya Patterson stated that she has read the Planning Board minutes from 1985-1989 and planning in this town really boils down to the spirit and the intent. She stated that she has also found another issue with Maple Street that needs to be solved. She cited case law and stated that if the Board wants to make a big deal out of this, they can. She questioned, what the spirit and intent was when the Town put together the LUPO in 1986.

OJ stated that regarding short term rentals, he was considering them a residential use but recently he was made aware that per state law, short term rentals are actually a commercial use. This changes how the Board views the matter. It's not that the LUPO has changed, it is that the Board's understanding of state law has changed. Town Manager Burbank stated that examining the LUPO is a Planning Board matter.

Joint Budget Committee Meeting

The Board asked that the joint meeting between the Select Boards and Budget Committees of the towns of Lincoln and Woodstock that is planned for January 16th not be rescheduled. Recreation Director Tara Tower is unable to attend that meeting however the Lincoln Select Board will gain her input prior to the meeting.

III. PUBLIC PARTICIPATION

The Pines

Roger Harrington asked for an update on The Pines. Fire Chief Ron Beard stated that the water level is up to where it was last winter at the outflow pipe. The temporary fence the developer agreed to put up at the last Planning Board meeting has yet to be installed. Chief Beard will follow up with the developer. Town Manager Burbank added that The Pines has filed for a new Alteration of Terrain Permit with NHDES.

There was some further discussion with Mr. Harrington about ownership of the different sites and the status of those sites being developed at Forest Ridge as well as the water runoff from those sites. Ron will also follow up with NHDES Wetlands Bureau on this site although the Bureau is extremely understaffed when it comes to enforcement.

The Board recessed for a phone meeting with the Town Attorney. No decisions were made. After said conference call, the Board resumed the meeting to review the payables.

OJ announced that the Town offices will be closed on Thursday and Friday for the Thanksgiving holiday. The Town's Christmas party is Friday, December 13th for all employees and board members that RSVP.

IV. ADJOURNMENT

With no further business to attend to, the Board made the following motion.

MOTION: "To adjourn."

Motion: OJ Robinson

Second: Jayne Ludwig

Motion Carries.

The meeting adjourned at 6:20 p.m.

Respectfully Submitted,
Brook Rose

Approval Date: December 2, 2019



Chairman OJ Robinson



Board member Jayne Ludwig

November 25, 2019
Board of Selectmen's Meeting
Please PRINT Legibly

(Print Name)

Roger Harrington

Debbie Celino

Jim Welsh

Tanya Patterson

(Sign Name)

Roger Harrington

Debbie Celino

Jim Welsh

Tanya Patterson