

**Kingston, New Hampshire  
Board of Selectmen  
Meeting of January 23, 2017  
MINUTES**

The meeting was called to order at 7:00 pm in the Main Meeting Room of Town Hall. In attendance were Chairman Mark Heitz and Selectmen Peter Broderick and George Korn. Chairman Heitz noted that this was to be the first televised meeting since the new cable broadcast equipment was installed and that the Board hopes to have all of its meeting televised from this point.

**Discussion of Proposed Assisted Living Facility**

George Chadwick of Bedford Design was present to update the Board on his attempts to locate the well for his client's assisted living project, along with the 150' protective well radius, entirely on the parcel where the facility is to be located. He advised that they haven't been able to meet the state's requirement that the protective radius not encroach on any area in which parking, structures, utilities, etc. are located. An initial proposal for the town to grant an easement onto an adjacent, town-owned parcel had been rejected by the Board due to its impact on future development of that lot, which had been under consideration as a possible fire station site. Mr. Chadwick advised that his client now is proposing a lot line adjustment and transfer of property that will give his project the area needed to encompass the well radius, while granting to the town an access point for its parcel from East Way.

Chairman Heitz noted that a previous discussion had been left that the town would accept an offer for purchase of its parcel, which would give Mr. Chadwick's client room to expand his project as well as to locate the well, and would give the town funds that could be used to locate an alternate site for a fire station. He advised that East Way would not be an ideal access road for a municipal facility, but Mr. Chadwick's clients would be able to create and sell a viable house lot and recoup the costs of purchasing the town's land. Selectmen Korn and Broderick agreed that the town's best interest would be served by selling the lot needed by the proposed project rather than encumbering a good part of the upland area on it, leaving it unable ever to be developed.

Mr. Chadwick advised that he will speak to his client and get back to the Board.

**Acorn Drive Conservation Parcel Discussion**

An Acorn Drive resident scheduled to discuss the conservation parcel accessed by the road was not present, however other area residents were in attendance and ask to address their concerns with the Board.

Michael Depietro, Paul Johnson of Bob White Drive, Paul Johnson of Depot Road, and others, were present to ask why the access point onto the property had been blocked. The Board explained that the Conservation Commission Chairman had received complaints about motorized vehicles entering into and damaging the property, which is against the restrictions imposed on the property by the conservation easement granted to the Southeast Land Trust. The residents discussed their long-time use of the property for ATV and dirt bike use, the dismay of the property's former owner that they can no longer use the property as they wish, and the fact that they have cleared trail ways, removed litter and trash from the land, and provided general stewardship over it for many years. They expressed the opinion that it's the complaints of a single person that are ruining a recreation option for many residents.

Chairman Heitz noted that regardless of the source of the complaints, there is a restriction on uses of the property - as there is for all of the properties under conservation easement - and the Board has no authority to override that restriction. The only motorized vehicles allowed on the land are snowmobiles.

It was agreed that the logs that at present are blocking the access will be removed and replaced with a gate, and that contact information will be provided to the residents for the Conservation Commission, Road Agent and FOKOS so that they can make their concerns known to the people who may be able to work toward solutions.

Selectman Broderick invited the residents to meet with him and explore possible town-owned sites in other areas of town on which ATV or dirt bike use might be acceptable.

#### **Non-public Session Postponed to Future Meeting**

A resident who had requested a non-public session was unable to be present. She will be re-scheduled to a future meeting.

#### **Discussion of Video Broadcasting of School Meetings**

Annie Pelletier of Newton, a member of the Newton Kingston Taxpayers' Association was present to ask if the Board will allow broadcast of meeting tapes for the School Board and School Budget Committee. The Board agreed to that request. Ms. Pelletier also noted that he group had created some informational videos regarding the process of budgeting and voting in New Hampshire and asked if those might be broadcast as well. Chairman Heitz advised that the Board will want to view those videos prior to committing.

#### **Cable Broadcast Technician Introduced**

The Board introduced Johnathan Merry-Carreiro, advising that he's a SRHS Junior who's taken some video broadcast courses through the school and has agreed to run the town's equipment to broadcast meetings and events.

#### **Administrative Items**

An Intent to Cut for a Rockrimmon Road property was signed.

Applications for exemption of residential properties located in commercial zones were reviewed and signed.

An appointment for Carol Carbonneau to serve on the Kingston Days Committee was signed.

A report of an investigation into a zoning complaint on Pennimans Grove Road was read; it will be forwarded to the Planning Board.

The Board reviewed a request for a resolution supporting non-discrimination policies on the federal and state levels. The request will be taken under advisement.

Enforcement requests for the Carriage Towne Plaza and a Route 125 property were reviewed and will be dealt with.

An LCHIP extension for the bandstand project was reviewed and will be forwarded to the contractor and to the Heritage Commission.

#### **Review of Previous Meeting Minutes**

**MOTION:** Upon motion of Selectman Korn and second of Selectman Broderick, it was voted to accept the minutes of the January 5, 2017 meeting as printed.

**MOTION:** Upon motion of Selectman Korn and second of Selectman Broderick, it was voted to accept the minutes of the January 9, 2017 meeting as printed.

#### **Adjournment**

There being no further business before the Board the meeting was adjourned at 8:25 pm.

**Respectfully submitted,**

**Catherine Grant  
Administrative Assistant**