



LAKES MANAGEMENT ADVISORY COMMITTEE
NH Lakes Management and Protection Program

New Hampshire Department of Environmental Services
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APPROVED MINUTES
January 6, 2006 Meeting
DES Conference Room
9:30 a.m. - 1:00 p.m.

Members present:

Jim Haney, Ph.D., Chair
Joanna Pellerin, Vice Chair
Wendell Berry
Joe Farrelly, telephonically
Ben Frost
Mark Gallagher
Mark Hemmerlein
Ken Jordan
Mitchell E. Kalter
Johanna Lyons
James S. Morash
Fred Murphy
Larry Sunderland
Rich Tichko

Representing:

Scientific Community, UNH
State Conservation Committee
NH Business and Industry Assn
NH Lakes Association
Director, Office of Energy and Planning
Commissioner, DOS
Commissioner, DOT
NH Association of Realtors
NH Fish & Game Commission
Commissioner, DRED
Tourism, NH Travel Council
Member, Planning Board
Conservation Community
Exec. Dir., Fish & Game Dept.

Term:

August 22, 2007
August 1, 2006
July 8, 2007
August 1, 2006
Indefinite
Indefinite
Indefinite
June 27, 2008
August 22, 2006
Indefinite
August 1, 2007
August 1, 2008
September 19, 2007
Indefinite

Members not present:

Paul Goodwin
Marsha Lavallee Huntoon
Dick Uncles

NH Marine Dealers Association
Conservation Commissions
Commissioner, Agr. Markets and Food

August 22, 2005
August 22, 2007
Indefinite

Guests Present

Jared Teutsch
Bethann McCarthy

Policy Director, NH Lakes Association
Engineer, Dam Bureau

Staff Present

Jacquie Colburn
Laura Weit
Bobbi Benedict

Lakes Coordinator, Watershed Management Bureau
Asst. Planner, Watershed Management Bureau
Admin. Asst., Water Division, Director's Office

The Meeting Was Called to Order

Dr. Haney, Chairman, called the meeting to order at 9:35 a.m.

I. Introductions/Minutes/Committee Business1) Meeting Minutes: November

J. Pellerin made a motion to accept the November 18, 2005 minutes as presented. K. Jordan seconded the motion and it was unanimously voted.

*W. Berry, L. Sunderland, and J. Farrelly were not present for the vote.

J. Colburn added that, in the future, meeting minutes will be posted to the DES website once they have been accepted by the committee.

2) Committee Business:

J. Colburn advised that Steve Couture, DES Rivers Coordinator, returned from Iraq on December 23, 2005 and is planning to return to DES at the end of January.

J. Colburn received an e-mail from Beth Krumrine that she had a baby boy the day after Thanksgiving. Beth and her family are living in Delaware.

Reappointments:

J. Colburn contacted Paul Goodwin, who indicated that he will not seek reappointment to the LMAC as he has recently been appointed to the Wetlands Council. Mr. Goodwin will request that the NH Marine Trades Association nominate a representative to the LMAC.

B. Frost advised the committee that he has accepted a position as New Hampshire Housing Authority's Program Coordinator beginning next Thursday. Dr. Haney, on behalf of the LMAC, thanked Ben for his valuable contributions to the LMAC.

Travel Vouchers:

J. Colburn distributed travel vouchers to eligible committee members.

3. LMAC Meetings:

J. Colburn noted that the next scheduled LMAC meeting will be Friday, January 27, 2006. Jacquie added that the LMAC may want to consider attending an upcoming meeting with the Governor and various Commissioners who have lake management responsibilities. A date has not been set, but Jacquie will keep the committee advised.

4. Future Agenda Items:

The Society for the Protection of New Hampshire Forests has developed a presentation on a growth study in New Hampshire which may be of interest to the LMAC.

5. LMAC Binder:

J. Colburn distributed the following documents to add to the binder:

- (a) updated committee membership list
- (b) approved October minutes
- (c) section 7, Surplus Land Reviews
 - November letter to Commissioner Murray
 - November letter to Governor Lynch
 - spreadsheet of surplus land reviews
- (d) table of contents

II. Official List of Public Waters

Bethann McCarthy, P.E., DES, Dam Bureau, reviewed the status of the *Official List of Public Waters* with the committee. DES is required by statute to maintain the *Official List of Public*

Waters and to adopt rules relative to it. The list was generated in 1991 and included Great Ponds, Great Ponds Raised by Damming and Artificial Impoundments. The new version of the list also will eventually include public rivers, streams and tidal waters. It is anticipated that the new version of the Official List of Public Waters will be issued within one to two months, but will not include corrections to all the data as hearings have not yet been held to obtain public information. The *List* is used extensively by many state agencies, the general public, realtors, engineers and surveyors.

III. **LMPP Website - Update**

J. Colburn reviewed the newly-developed Lakes Management and Protection Program website, which includes a link to the LMAC. Jacquie requested that the committee e-mail her with any comments or suggestions for website improvements.

IV. **LMPP/LMAC Statute Review and Priorities for 2006**

*Joe Farrelly joined the meeting by telephone.

J. Colburn reviewed with the committee RSA 483-A, Section 5 of the LMAC binder, and the following items were suggested as priorities for 2006:

- Clarify statutory definition of public waters.
- Develop an awareness campaign for blue/green algae, i.e. Lake Waukewan.
- Define and compile list of second tier lakes in stress, note recurring problems, i.e. mooring and development issues, collect data to monitor changes.
- Compile list of high quality lakes and monitor changes.
- Look at shoreland protection issues related to pollution loading.
- Assess status of citizen access to public waters.
- Clarify LMAC oversight authority on disposal of surplus properties and issues relating to dock control and lake management.
- Determine 1993 building impact on NH lakes in southern tier.
- Monitor progress by the CSPA legislative study commission; LMAC may want to provide input to the commission.
- Establish intercommunication between all water-related committees and councils.
- Complete Lakes Management Criteria and submit to legislature.
- RSA 483-A:7 - Complete guidelines, hold public hearings, develop management plans.
- RSA 483-A:1 - Statement of Policy - reexamine role to see if LMAC can do more to encourage and assist with development and implementation of management plans.
- Since many lakes do not have formal associations, devise other methods to get work accomplished, possibly conservation commissions.
- Identify stressed lakes, survey lake association members for input on stressors.
- Develop options to complete inventory in tiers as the lake inventory document is burdensome.
- Review "short form" inventory to make sure it addresses critical water quality issues.
- Develop a set of guidelines to compare the results of lake inventories with in order to determine the condition of the lake.
- Request data from the lake monitoring programs at UNH and DES.
- Request state agencies to provide the LMAC with lists of 5-10 lakes which they consider to be in the worst condition. EPA also produces an annual report of impaired waterbodies.
- Request UNH and DES to advise the committee on specific recommendations which in their view would have the most positive impact on lake protection. Request the legislature to implement recommendations which would apply to all NH lakes.
- Include recreation and safety criteria as well as water quality criteria in management goals.

In addition to the above, the Committee spent time discussing the Comprehensive Lake Inventory and the need to make it more user friendly.

V. Surplus Land Reviews1) CORD & LMAC letters to the AG - Update

A letter was sent to the Attorney General's Office on behalf of the LMAC on December 23, 2005 which included a chronology of previous correspondence. There has not been a response to either CORD or LMAC. A copy of the letter and copies of related correspondence were sent to the Governor's office. J. Colburn also gave a copy to Alice Chamberlin of the Governor's Office at a recent meeting.

2) Changes to Process - LMAC/RMAC notification

J. Colburn and L.Weit have been working with DOT to develop a protocol for LMAC notification of surplus land reviews which do not go through CORD. A draft memo to Commissioner Murray has been prepared.

3) SLRs received

Six SLRs were received from CORD over the past month, none of which fell within the jurisdiction of the LMAC.

4) SLR 05-013 - update

This property is located on Lake Winnepesaukee in Meredith. The LMAC recommended that the property not be surplus. On November 3, 2005, CORD voted not to move forward with a lease. B. Frost indicated that the Woodaman's requested a rehearing before CORD. Based on the information presented at the rehearing, which suggested that the Woodamans already have access to Lake Winnepesaukee, CORD reconsidered its November decision. The SLR was tabled by CORD and DES will need to determine whether a dock permit can be issued without going through the surplus land process.

B. Frost also noted that the numbering system on the SLR spreadsheet is CORD's and another system will need to be developed for those requests coming directly from DOT.

VI. Lake-Related Legislation and Other Items and/or Issues1) Lake Related Legislation:

J. Teutsch distributed a summary of 2006 legislation being tracked by the NHLA and briefly discussed each of the 17 bills with the committee.

2) Other Items and Issues: SPA Commission; Winnisquam Boat Ramp Project; River/Watershed Conf.; Economic Value Study - Phase IIIb.

Due to time constraints the above items will be discussed at the next meeting.

A motion was made by K. Jordan and seconded by J. Pellerin to adjourn. It was unanimously voted.

The meeting adjourned at approximately 1:00 p.m.