



**LEBANON CLASS VI ROADS ADVISORY BOARD
SEPTEMBER 2, 2021 - 6:30 PM
COUNCIL CHAMBERS, CITY HALL OR
REMOTE VIA VIRTUAL PLATFORM
LEBANONNH.GOV/LIVE**

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- 1. Call to Order**
 - 2. Approval of Minutes**
 - A. July 15, 2021
 - 3. Study Items**
 - A. Review and Discussion of Class 6 Road #42
 - 4. Other Business**
 - 5. Future Agenda Items**
 - A. Review and Discussion of Class 6 Road #44
 - B. Review and Discussion of Class 6 Road #46
 - 6. Open to the Public**
 - 7. Adjournment**

Meetings are open for in-person and remote attendance. Members of the public that wish to attend remotely may do so by going to LebanonNH.gov/Live where you will find instructions on how to enter the meeting. Members of the public will be able to participate and ask questions through the City's virtual platform or by phone. Please note: Should technical difficulties occur during the meeting that disrupts virtual or phone connection(s), the meeting will continue without remote access capabilities.

Agenda
Class 6 Roads Advisory Committee
September 2, 2021

Agenda Item #2A
Approval of Minutes

July 15, 2021

DRAFT

**CLASS VI ROADS ADVISORY COMMITTEE
REGULAR MEETING AGENDA
Remote via Microsoft Teams
LebanonNH.gov/Live
Thursday, July 15th, 2021
6:30 PM**

MEMBERS PRESENT: Stephen Wood, Erling Heistad, Joan Monroe, Barbara Hirai, Colin Smith

MEMBERS ABSENT: Marc Coleman

STAFF PRESENT: Mark Goodwin (GIS Coordinator)

1 **1. CALL TO ORDER:** Chair Stephen Wood called the meeting to order at 6:32 PM

- 2 • The rules per 91-A under Covid were suspended by Executive Order. The Commission is
3 meeting in person, except under extenuating circumstances. By a special commission, the State
4 will study and determine if virtual meetings will continue in the future. City policy does not
5 require members of the Public to appear in person.
6

7 **2. APPROVAL OF MINUTES: June 3rd, 2021**
8

9 *Mr. Heistad MOVED to approve the June 3rd, 2021, Minutes as presented in the July 15th, 2021*
10 *agenda packet.*

11 *Seconded by Ms. Hirai.*
12

13 **Roll Call Vote:**

14 Erling Heistad, Barbara Hirai, Joan Monroe, and Stephen Wood all voting Yea.

15 None voted Nay.
16

17 ** The Vote on the MOTION was approved (4-0).*
18

19 **3. STUDY ITEMS:**
20

21 **A. Review and Discussion of the Class VI Road Connecting Kings Highway and Poverty Lane (#42)**
22 **(previously distributed)**-Chair Wood described Road #42. Mr. Goodwin showed a map of the Road. He
23 also put up the template of the Road and the Board went over the check marks on the template. They
24 agreed there was layout evidence recently found and some map evidence of the Road. Chair Wood and
25 Mr. Heistad could not find the Road path in the field.
26

27 Mr. Smith arrived at approximately 6:45 PM.
28

29 Chair Wood gave a quick re-cap to Mr. Smith on the Road they were discussing. The Board discussed
30 potential uses for Road #42. They had not found any evidence of a discontinuance. Discussion was had
31 on what should be done with #42.
32

33 The Board asked Attorney Decker, Attorney for the City of Lebanon, his opinion on the Road. Attorney
34 Decker said that he thought if there was a layout document that is definitive, the fact that the Road was

1 never built or used would not necessarily un-do or defeat the layout. He believed that they had a legal
2 creation of the right of way and the law says that once it is created the Road will continue to exist and can
3 not be lost. He believed that it was existing out there and needed to be cleaned up.

4
5 Chair Wood said he thought the Road should be discontinued and Attorney Decker agreed. Ms. Hirai
6 questioned if the Board should do that or not. Discussion was had on discontinuing the Road. Attorney
7 Decker explained who held the deeds along a section of Road #42.

8
9 Mr. Goodwin asked Attorney Decker if he could review the layout and description of #42 and confirm
10 Mr. Goodwin's assessment of the Road. Attorney Decker agreed to review it.

11
12 ***Ms. Hirai MOVED that the Class VI Road Committee continue the discussion on Road #42 until the***
13 ***next meeting.***

14 ***Seconded by Ms. Monroe.***

15
16 **Roll Call Vote:**

17 **Erling Heistad, Joan Monroe, Barbara Hirai, Colin Smith, and Stephen Wood all voting Yea.**
18 **None voted Nay.**

19
20 **** The Vote on the MOTION was approved (5-0).***

21
22 **4. OTHER BUSINESS:**

23
24 **A. Discussion re: Adoption of Rules of Decorum (previously distributed)-**Mr. Goodwin said this
25 discussion was withdrawn.

26
27 **5. FUTURE AGENDA ITEMS:** None

28
29 **6. OPEN TO THE PUBLIC:** None

30
31 **7. ADJOURNMENT:**

32
33 ***A MOTION was made by Mr. Smith to adjourn the meeting at 7:40 PM.***

34 ***The MOTION was seconded by Mr. Heistad.***

35
36 **Roll Call Vote:**

37 **Erling Heistad, Barbara Hirai, Joan Monroe, Colin Smith, and Stephen Wood, all voting Yea.**
38 **None voted Nay.**

39
40 **** The Vote on the MOTION was approved (5-0).***

41
42 Respectfully submitted,
43 Barbara Higgins
44 Recording Secretary

Agenda
Class 6 Roads Advisory Committee
September 2, 2021

Agenda Item #3A
Study Items

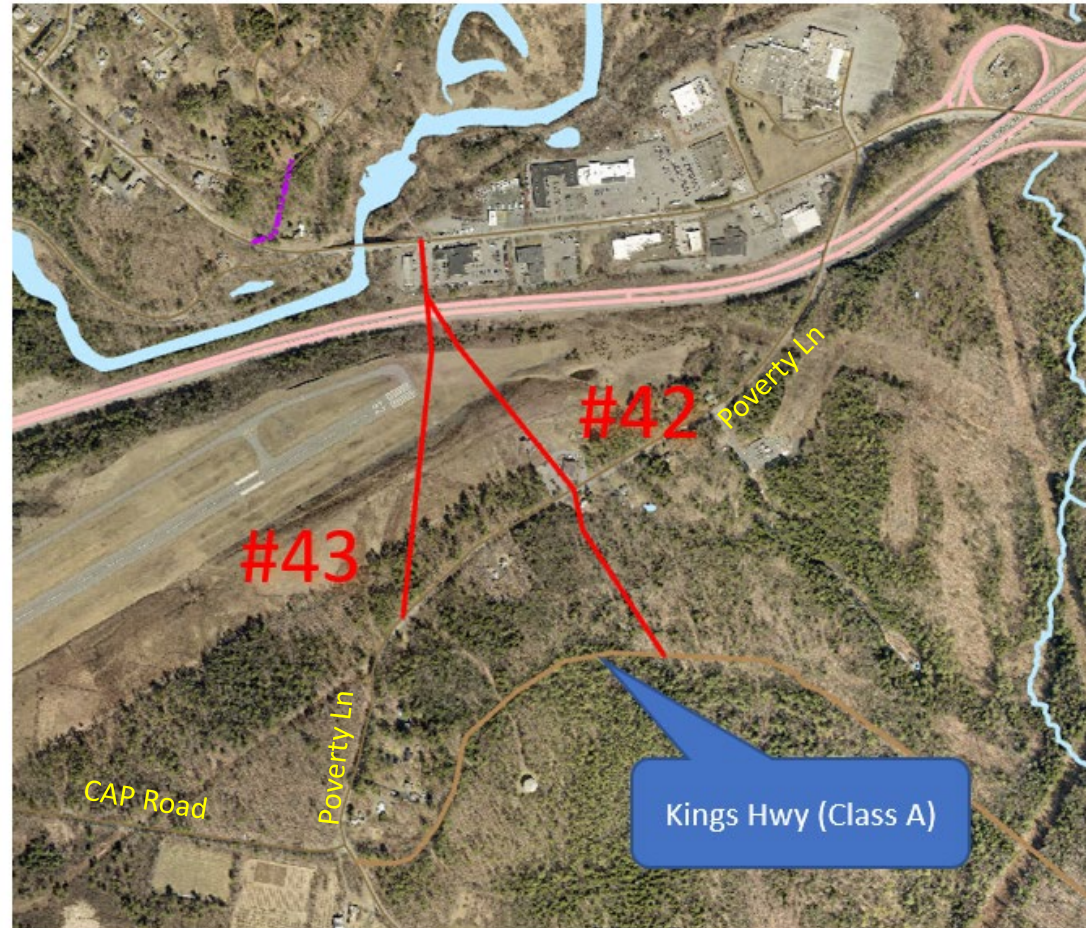
Review and Discussion of Class 6 Road #42

#42

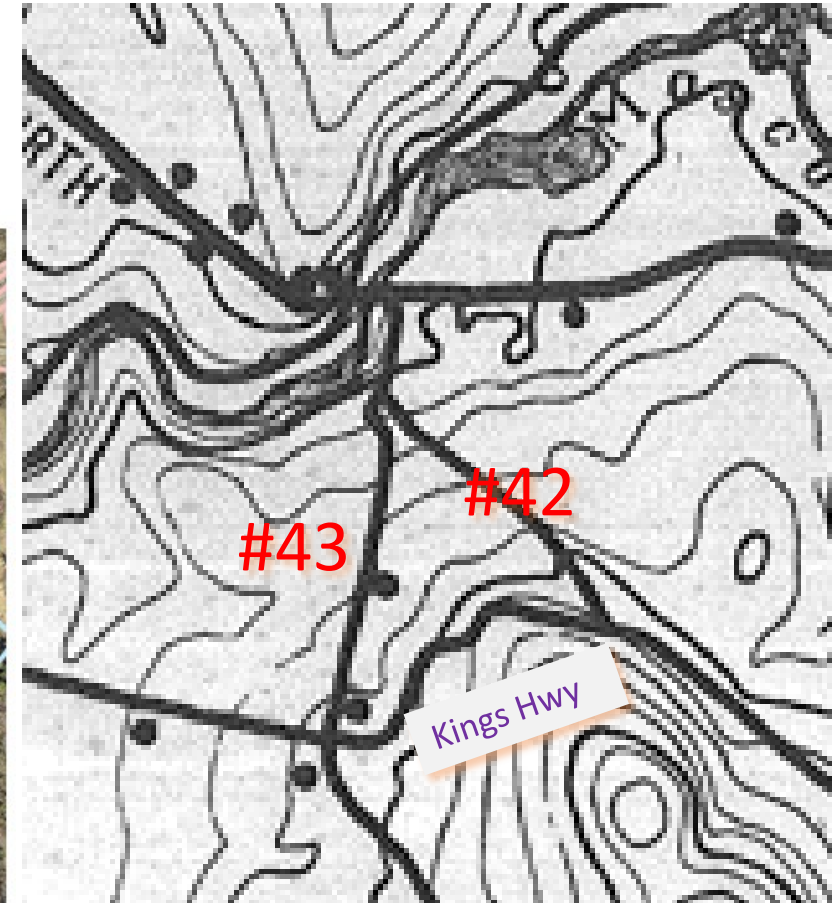
- Prescriptive Evidence: Torbet Map(s) & 1964 Benton/Leavitt map
- Town Road Layout Description (see page #2)

2021.01.07

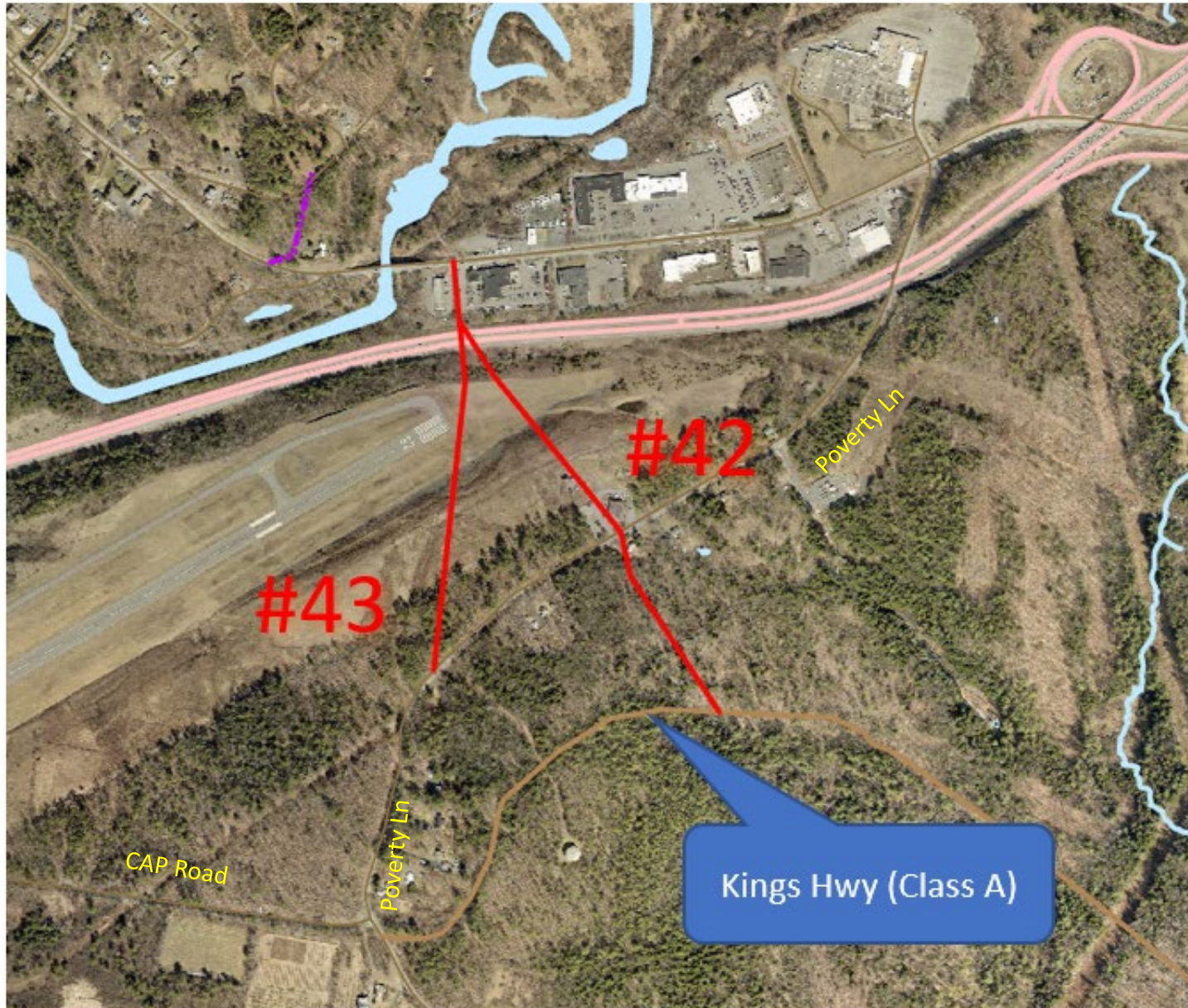
Mr. Heistad MOVED to recommend to City Council to discontinue Road #43. The Class VI Roads Advisory Board will re-look at Road #42 before making a recommendation on it. Seconded by Ms. Monroe.



Torbet Map



#42



Lebanon Town Record Road Layout Description (Layout ID #21)

“Another Peice of road begining on the N. Side of Meeting house Hill, where the new Road makes the angle at a beach tree.

Thence N. 32° W. 64 rods (1065 ft) to a beach tree markd

Thence N. 10° W. 38 rods (627 ft) to a hemlock tree md

Thence N. 30° W. 8 rods (132 ft) to a hemlock tree md

Thence N. 47° W. 16 rods (264 ft) to a basswood Stadle

Thence N. 16° W. 22 rods (363 ft) to a hemlock tree

Standing in the Corner of **Mr. Potters** field

thence the same course to the road lead- ing from Deacon Nehh Estabrooks to the Corn Mill, Sd road lying on the Southward Side of the Survey and 4 Rods wide”

** Total Length equals 2,451 ft. Aligns with the Torbet road #42, running from Kings Hwy north to Flanders Patch, including the spatial distance within a few feet of the written summary distance from the layout description.