



LEBANON CLASS VI ROADS ADVISORY BOARD
OCTOBER 15, 2020 - 6:30 PM
REVISED 10-13-2020
REMOTE VIA MICROSOFT TEAMS
LEBANONNH.GOV/LIVE

1. Call to Order

- A. Review of meeting procedures and NH RSA 91-A "Right-to-Know" requirements

2. Approval of Minutes

- A. October 1, 2020

3. Study Items

- A. Road (Atherton) review and discussion
- B. Review and discussion regarding Class 6 Road to Class A Trail reclassification motion(s) pending before the Lebanon City Council for Barden Hill Road and Durkee Road

-Proposed action to include the addition of trail use restrictions

231-A:4 Public Trail Use Restrictions. – In this chapter "public trail use restrictions" means any restrictions upon use of a trail by the general public. Such restrictions may be imposed by a landowner as a condition of grant or dedication of a trail acquired under RSA 231-A:5, or by vote of the local legislative body or its designee at or subsequent to the time the trail is established, or by the local governing body under RSA 41:11. Such restrictions may include, but are not limited to, prohibition of motor vehicles, prohibition of wheeled vehicles, prohibition of off highway recreational vehicles, or restriction to specified modes of travel such as horse, bicycle, or foot. Such restrictions, if posted using legible signs at entrances to the trail from public highways, or at any property boundaries where new or different restrictions become applicable, shall be enforceable in the same manner as traffic violations as set forth in RSA 265. Any person violating such restrictions shall be guilty of a violation.

ADDED ON 10-13-2020

- C. Road (McCallister) review and discussion

- 4. Other Business**
- 5. Future Agenda Items**
 - A. Road (McCallister) review and discussion, including resident recommendation to discontinue
- 6. Open to the Public**
- 7. Adjournment**

Due to the current situation with the COVID-19 Pandemic, the City of Lebanon is offering its meetings via Microsoft Teams. Members of the public are encouraged to attend 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 Microsoft Teams software or by phone. Please visit LebanonNH.gov/Live for full details.

THE AGENDA, IN ITS ENTIRETY IS AVAILABLE ON THE CITY'S WEBSITE AT LEBANONNH.GOV

Agenda
Class VI Roads Advisory Committee
October 15, 2020

Agenda Item #2A
Approval of Minutes

October 1, 2020

DRAFT

**CLASS VI ROADS ADVISORY COMMITTEE
REGULAR MEETING AGENDA
Remote via Microsoft Teams
LebanonNH.gov/Live
Thursday, October 1st, 2020
6:30 PM**

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

MEMBERS ABSENT: None

STAFF PRESENT: Mark Goodwin (GIS Coordinator)

1 **1. CALL TO ORDER:** Mr. Colin Smith called the meeting to order at 6:34 PM

- 2
- 3 • Mr. Mark Goodwin reviewed the meeting procedures for remote meetings and NH RSA 91-A
- 4 “Right to Know” requirements. A Roll Call of Commission Members who participated remotely
- 5 are listed above.
- 6

7 **2. APPROVAL OF MINUTES:** September 3rd, 2020 and September 17th, 2020

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9 **A.** September 3rd, 2020

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11 *Mr. Heistad MOVED* to approve the September 3rd, 2020 Minutes as amended below and presented

12 in the October 1st, 2020 agenda packet.

13 *Seconded by Ms. Monroe.*

14

15 Amendments:

16

17 Page 2, Line 37, Change “passed” to “past”

18 Page 3, Line 6, Add “in” after “put”

19

20 **Roll Call Vote:**

21 Erling Heistad, Stephen Wood, Barbara Hirai, Joan Monroe, Marc Coleman, and Colin Smith all

22 voting Yea.

23 None voted Nay.

24

25 ** The Vote on the MOTION was unanimously approved (6-0).*

26

27 **B.** September 17, 2020

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29 *Mr. Heistad MOVED* to approve the September 17th, 2020 Minutes as presented in the October 1st,

30 2020 agenda packet.

31 *Seconded by Ms. Monroe.*

32

33

Roll Call Vote:

Erling Heistad, Stephen Wood, Barbara Hirai, Joan Monroe, Marc Coleman, and Colin Smith all voting Yea.

None voted Nay.

** The Vote on the MOTION was unanimously approved (6-0).*

3. STUDY ITEMS: ROAD (DURKEE & MCCALLISTER ROAD) REVIEW AND DISCUSS

Chair Wood explained that for the purposes of tonight's discussion Durkee Road will be considered in its entirety from Meriden Road (Route 120) up and over the hill toward the East to the McCallister Road over the town line in the Town of Enfield. Ms. Patch sent in some bullet points to the Committee and just wanted to make sure the Committee had received them. Mr. Goodwin read the letter with the bullet points from the Patches.

Mr. Ron Bailey described photos of Durkee Road that he took in 2000. The first part of Durkee Road is used by an abutter as a driveway. Durkee Road has stone walls on either side of the roadway approximately 50 feet (3 rods) apart. He felt that the Road was very distinguishable all the way through. He explained that when roads were laid out originally, they went from one road to another road. They never just stopped without connecting to another roadway.

Mr. Josh Patch said that at the Enfield/Lebanon Townline there is not a road you can find down to Methodist Hill Road for a long way. You can start at Methodist Hill Road and go for a little way, but then you can no longer find the road. Mr. Bailey said he was able to walk it and that there were bridges along the way, one on the Enfield side and one on the Lebanon side that are in great disrepair, but their remains are still there.

Mr. Peter Johnson visited Chair Wood and spoke with him and Bob Townsend about Durkee Road. He asked that Chair Wood represent that he remembered Durkee Road as a public right of way. He said that a high volume well was drilled Northeast of McCallister and Durkee Road by K&J. They also drilled a lower production well at the apex of McCallister Road and the snowmobile trail. Mr. Patch said he found information from the Planning Board in the 1990's that said that a proposed housing development's only access, at that time, would be Barden Hill Road, Methodist Hill Road in Enfield, Methodist Hill Road in Plainfield and Merry Lane.

Chair Wood spoke on a letter from the Town of Enfield that was sent to the Lebanon City Council back in February 2020. In the letter the Town of Enfield asked the City of Lebanon to not discontinue Class VI Roads that connect to Enfield because that would leave roads in Enfield that lead to "nowhere". Ms. Monroe asked what the map was that the Patches referenced in their letter to the Committee. Mr. Patch clarified that it was a surveying map that Pathways Consulting had done.

Mr. Heistad MOVED that the Class VI Roads Advisory Committee recommend to the City Council that Durkee Road from Route 120 to the intersection with McCallister Road at the Enfield Townline be classified as a Class A Trail, 25 feet in width.
Seconded by Ms. Hirai.

Public comment was closed. Discussion was had among the Committee members. Ms. Hirai asked Mr. Heistad why he chose 25 feet in width and are there stone walls along the roadway? If so, how far apart

were they and would the stone walls be protected by making the roadway 25 feet wide? Mr. Heistad said that Mr. Bailey indicated the road was 3 rods in width and that is equal to about 49 ½ feet. He felt that 25 feet would give the Patches more control of the property and respected their needs. He felt that was a compromise for both parties. Chair Wood supported the motion. Ms. Monroe cited the letter from the Town of Enfield which indicated that the Town believed that the roadway was a Class VI Road on their side of the Townline. She thought that if it was a Class VI Road on that end then it was probably a Class VI Road on the Lebanon side as well. If it is turned into a Trail, then it can be still used by the public but gives more control to the Patches as well. She did wonder how much research Enfield did to find out that Durkee Road was a Class VI road on their side.

Mr. Coleman wanted to know if the Patches wanted the roadway as a Trail and not a Class VI Road? Mr. Patch responded that they knew they would be devaluing the land by making it a Trail and not a Class VI Road. They do not want to develop the land; they want to keep it as woodlands for the rest of his life. They do not want it as a Class VI Road. Chair Wood agreed with the Motion, by limiting the width to 25 feet it would allow the landowners to maintain more control of the property.

***Ms. Monroe MOVED to extend the meeting by 10 minutes.
Seconded by Mr. Heistad.***

Roll Call Vote:

Stephen Wood, Erling Heistad, Joan Monroe, Marc Coleman, Barbara Hirai, and Colin Smith all voting Yea.

None voted Nay.

**** The Vote on the MOTION passed (6-0).***

Discussion continued among the Committee members on the Motion for Durkee Road. Ms. Monroe felt that the 2018 Lidar imagery clearly showed the roadway and the 2 building foundations near the roadway and agreed with Chair Wood's comments. Ms. Hirai agreed that the Lidar map showed the road very clearly. Mr. Goodwin said that the Committee went through the Class VI Roads template in 2007. The Committee reviewed the template again.

Roll Call Vote:

Stephen Wood, Erling Heistad, Joan Monroe, Marc Coleman, Barbara Hirai, and Colin Smith all voting Yea.

None voted Nay.

**** The Vote on the MOTION passed (6-0).***

4. FUTURE AGENDA ITEMS:

A. Road #20 (Atherton Road): Review and discussion, including resident recommendation to discontinue.

5. ADJOURNMENT:

A MOTION was made by Mr. Heistad to adjourn the meeting at 8:10PM.

The MOTION was seconded by Ms. Heistad.

Roll Call Vote:

Colin Smith, Erling Heistad, Joan Monroe, Barbara Hirai, Stephen Wood, and Marc Coleman all voting Yea.

None voted Nay.

** The Vote on the MOTION was approved (6-0).*

Respectfully submitted,

Barbara Higgins

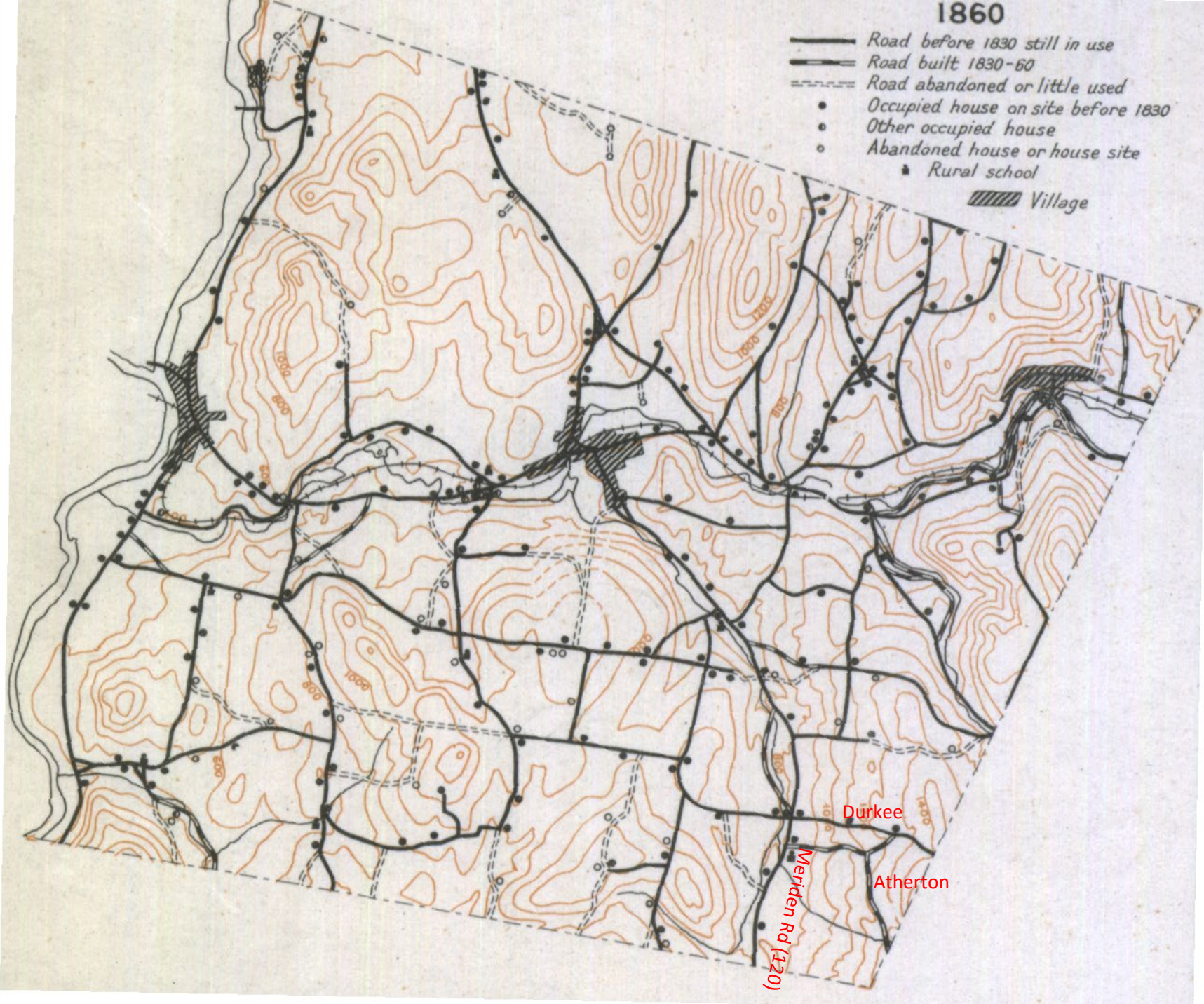
Recording Secretary

Agenda
Class VI Roads Advisory Committee
October 15, 2020

Agenda Item #3A
Study Items

Road (Atherton) Review and Discussion

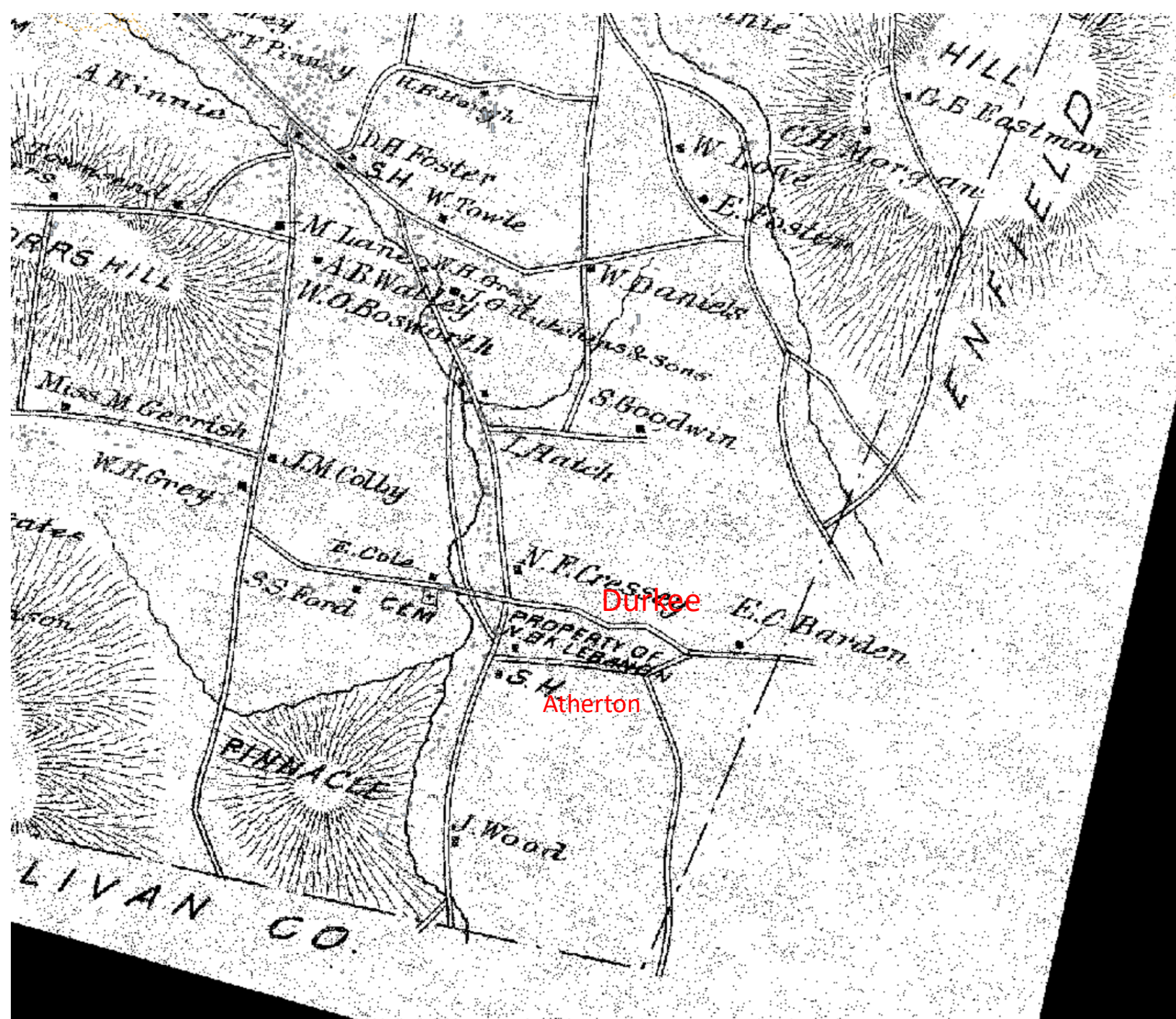
Torbet Map - 1860



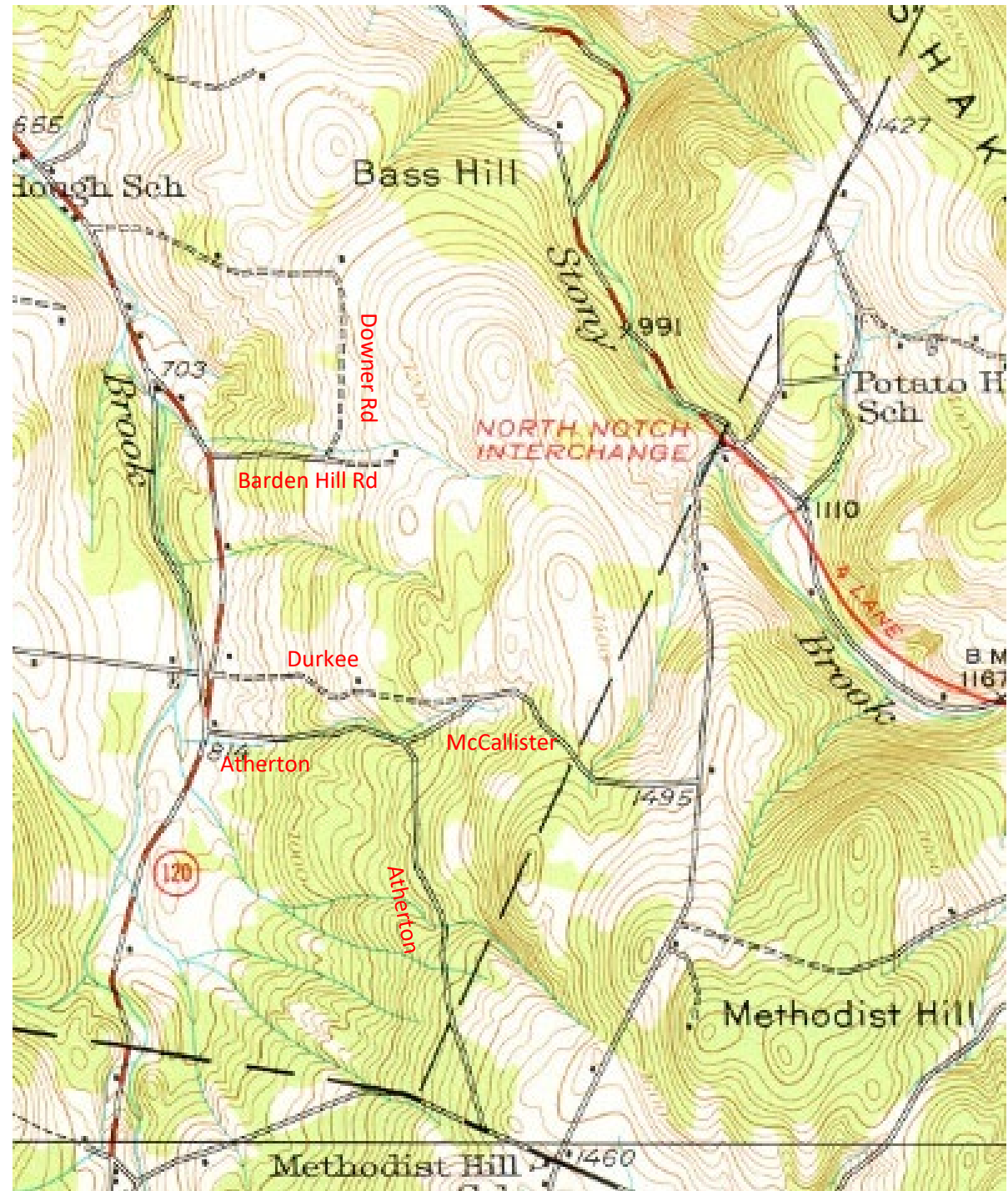
1860 Walling Map



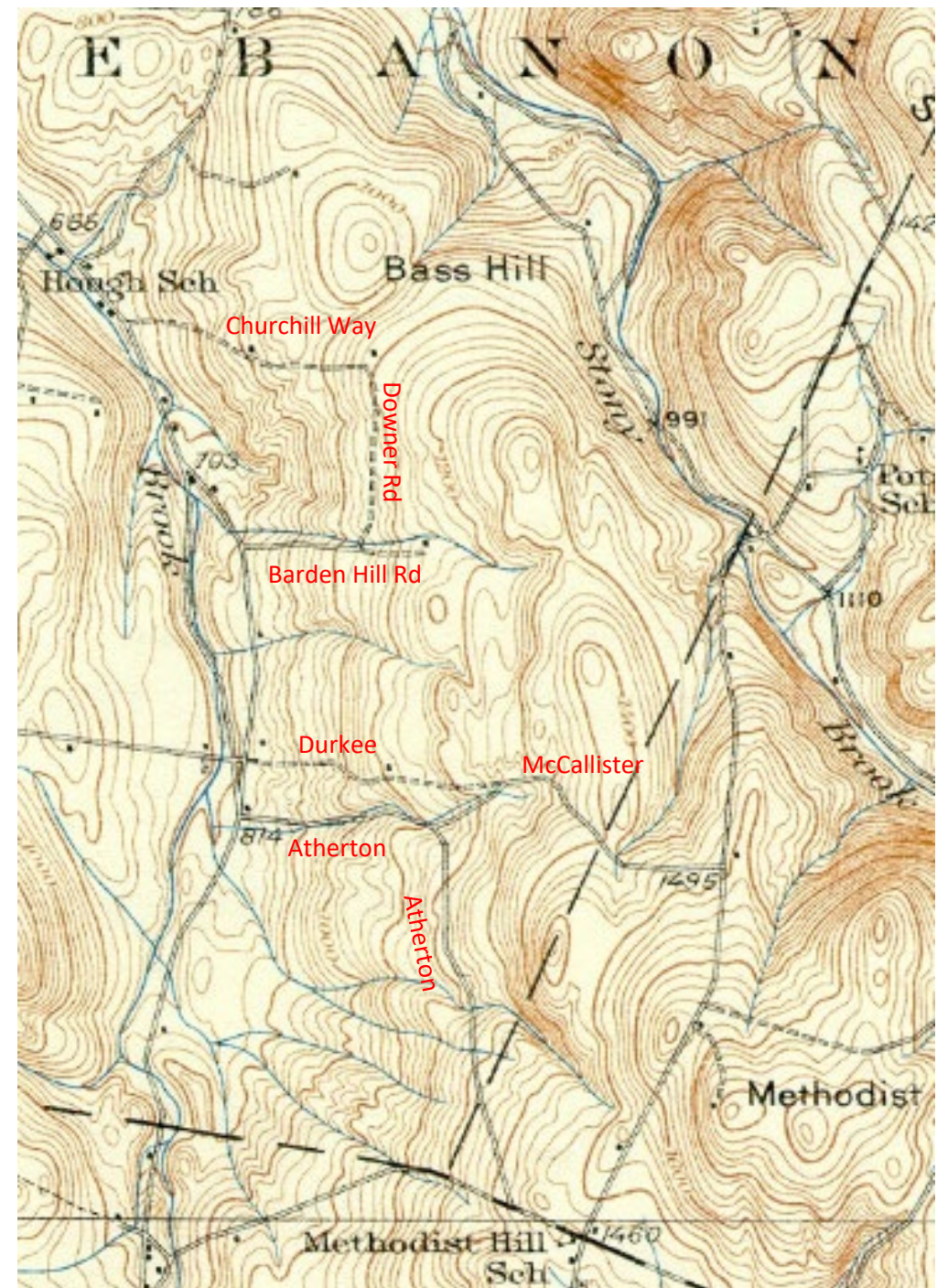
1892 Hurd Map



1927 USGS Map



1932 USGS Map

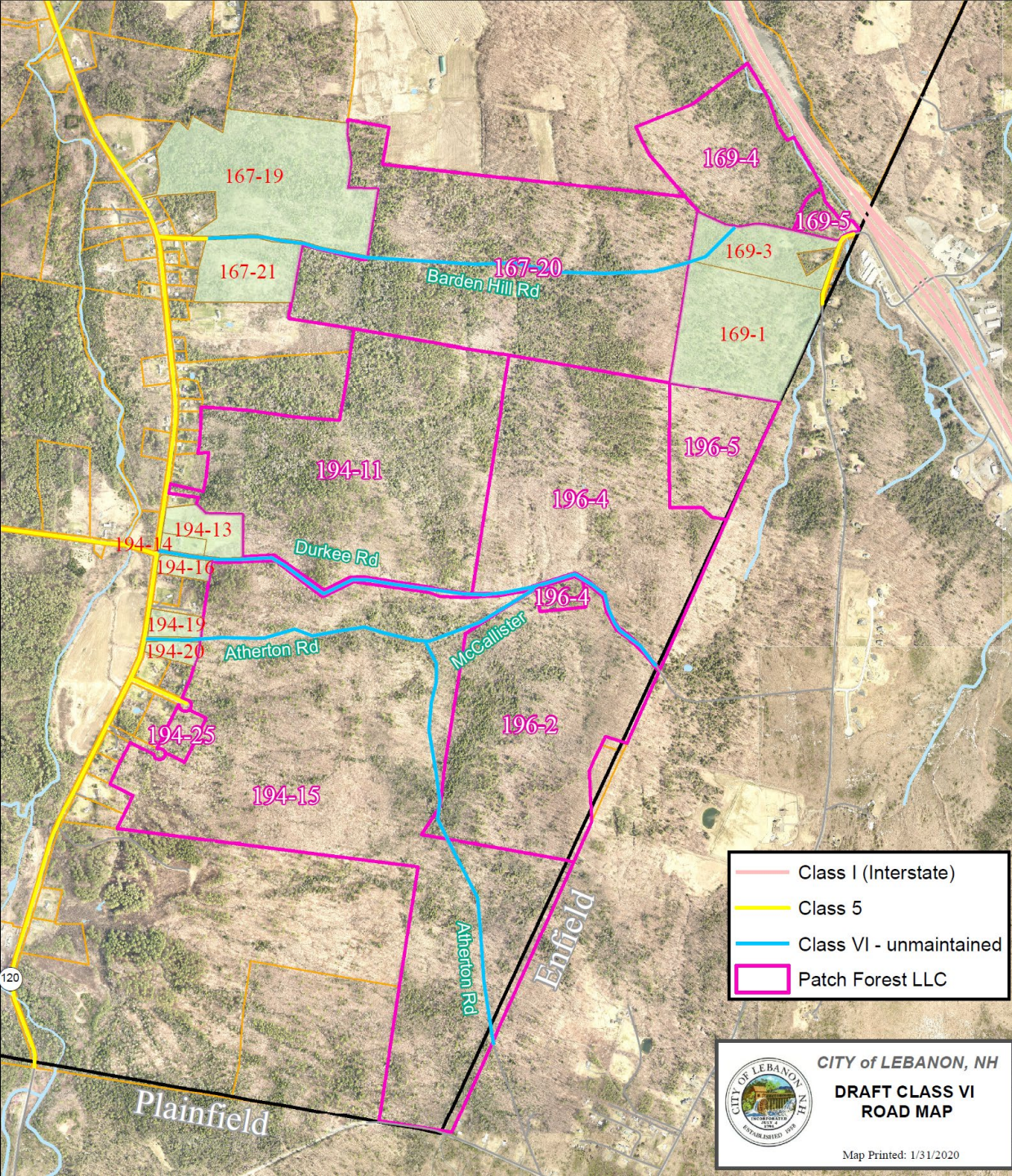


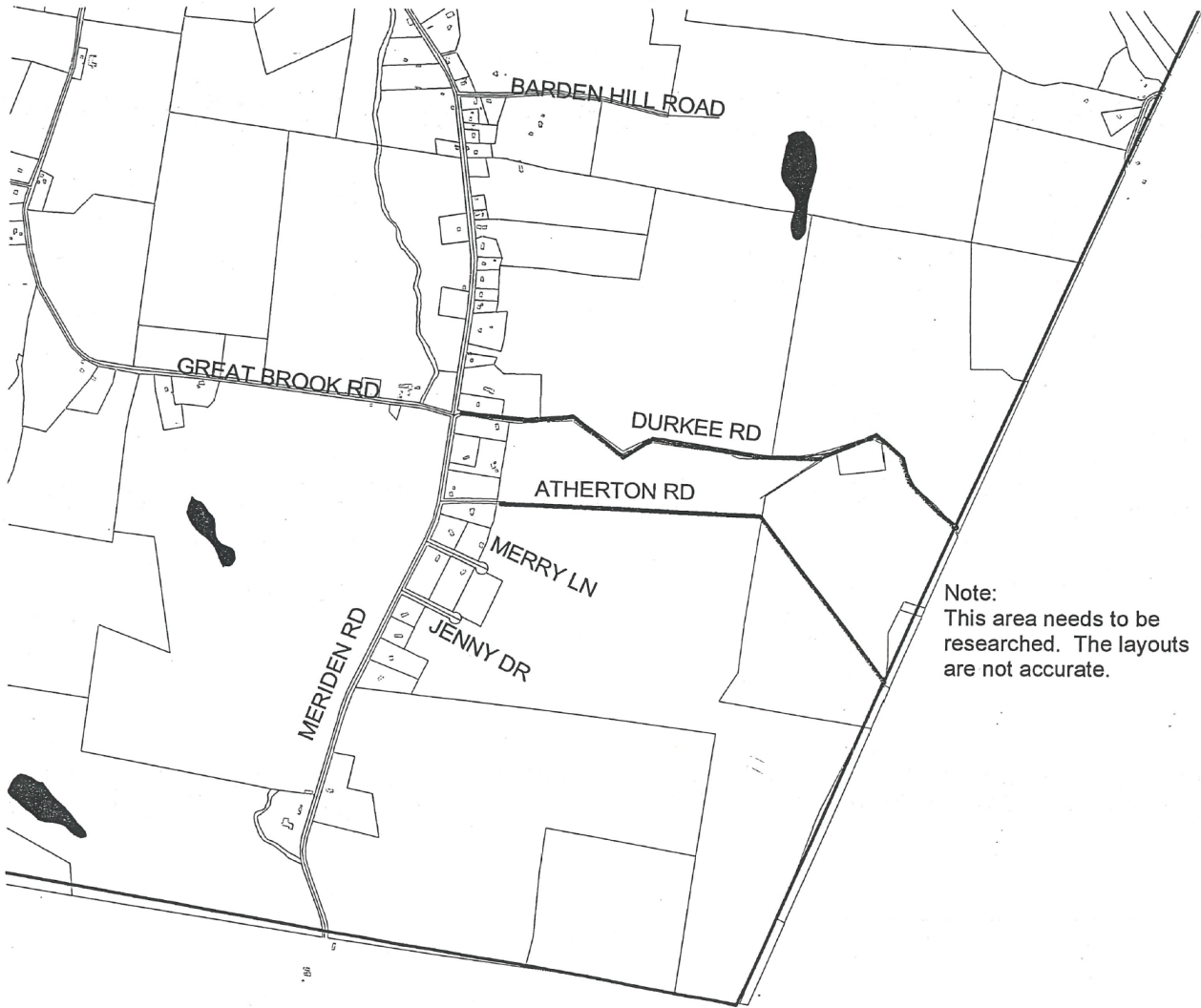
1937 White Pine Blister Map



Red Labels on map placed by MG for reference, 2020

2019 Tax Map Parcels





City of Lebanon

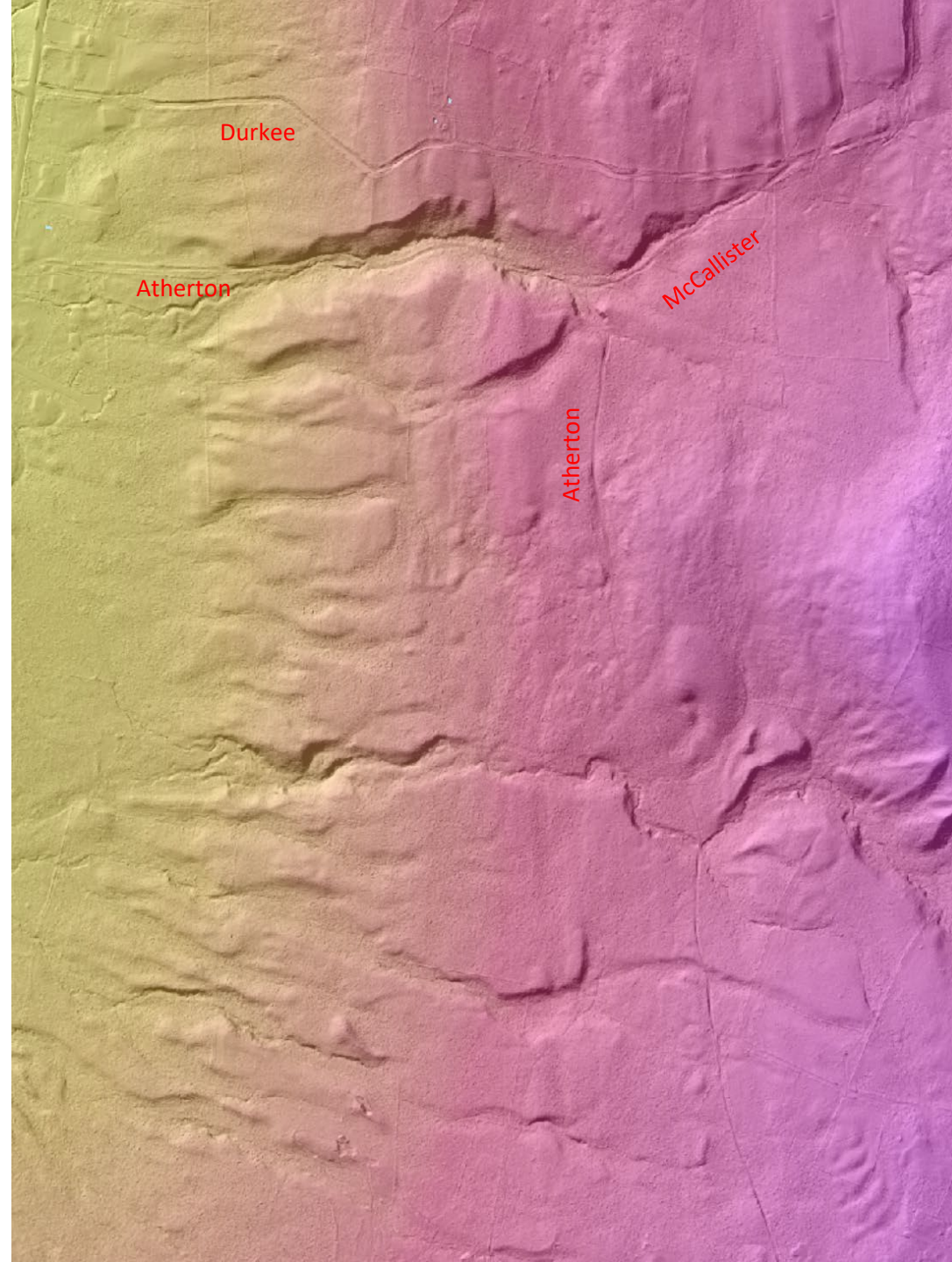


Department of
Public Works

Class VI Road
Atherton Road
Durkee Road

- Legend
- Border
 - Buildings
 - GRANIT Water
 - Road Centerlines
 - Parcels

2018 LIDAR Imagery



3488

2003 JUL -9 PM 3:37

SEAL OF THE
REGISTRY OF DEEDS

DRAFTING COUNTY
REGISTRY OF DEEDS

RECEIVED 3:37 PM July 9, 2003

RECORDED: LIBER

EXAMINED ATTEST

Joe A. Dupuis

REGISTRY

Plan # 11092

2/23

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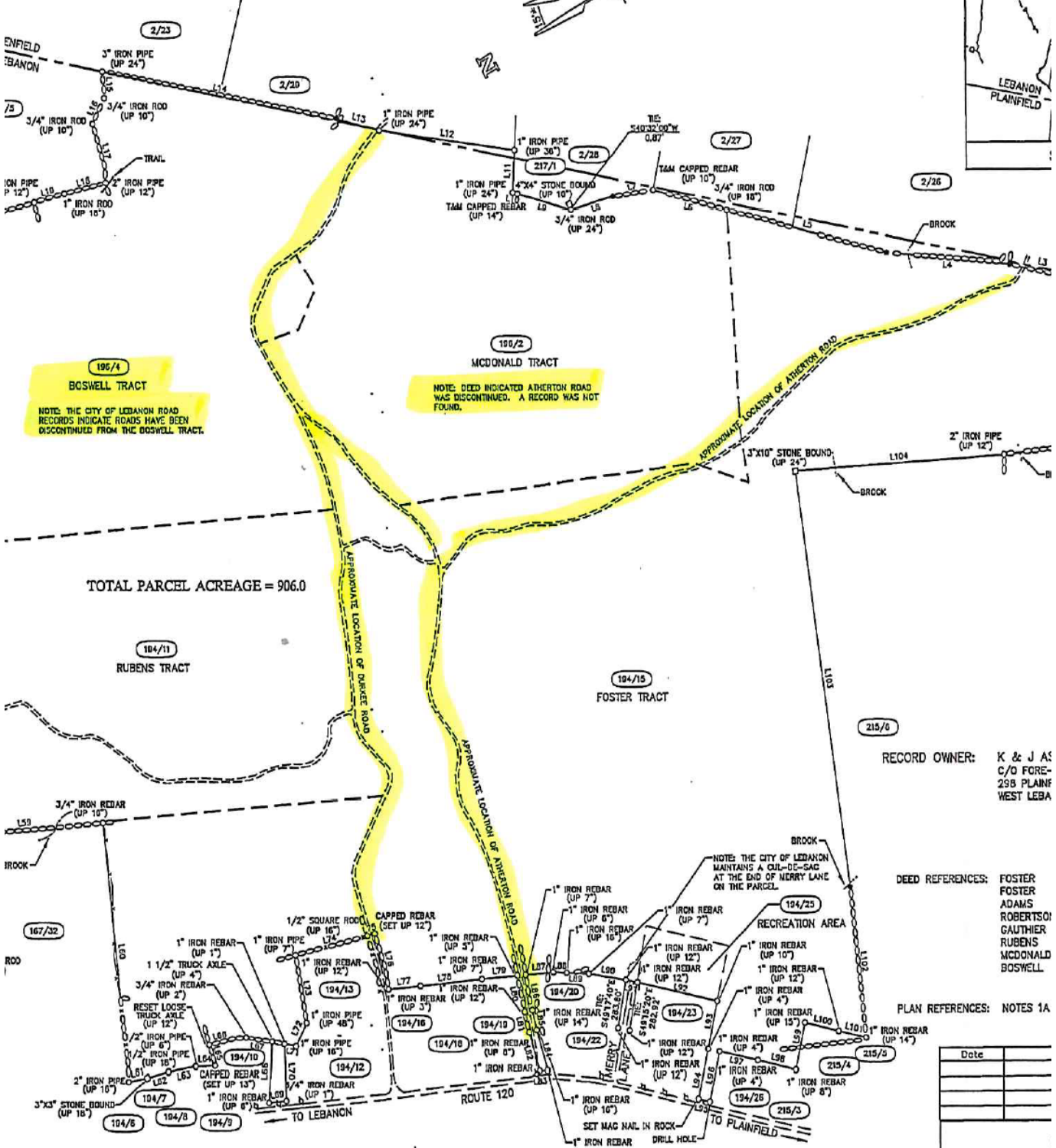
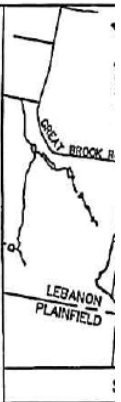
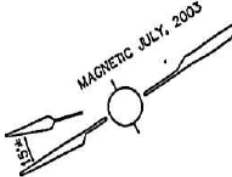
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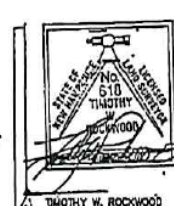
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A SUBDIVISION PURSUANT TO N.H.R.S.A.
AND WAYS SHOWN ARE THOSE OF
EASY ESTABLISHED AND THAT NO NEW

LICENSED LAND SURVEYOR

I HEREBY CERTIFY TO THE BEST OF MY BELIEF AND KNOWLEDGE THAT
A NEW HAMPSHIRE URBAN CLASS SURVEY WAS DONE ON THE PROPERTY
SHOWN. BOUNDARY LINES ARE CONSISTENT WITH EXISTING MONUMENT-
ATION AND THE REFERENCED DEEDS AND PLANS.



Date

THE R
ROUTE 120 -
0 400
JULY 3, 2003
PATHW/
3 SCHOOLHOUSE
(P.O. BOX 60

the following references to roads in the historical deeds for these parcels:

1.Lot 194-15, 194-25 (Foster Tract)

Parcel 1 - “respects the rights of Lebanon”

Parcel 2 – bounded on the north by Durkee Rd. Excepting Atherton to City (Bk 619, Pg 115)

1.Lot 194-11 (Rubens Tract)

Deed at Bk 4335, Pg 282 says “conveying rights may have in and to the road right of way as shown on plan that forms the southerly boundary of the above-mentioned premises”.

Deed at Bk 1647, Pg 216 references a 1979 Drew & O’Neil plan but we can’t find it recorded – the description is by lengths, degrees and people’s names, not roads

1.Lot 196-2 (McDonald Tract)

Bk 1638, Pg 531 says it is on “Meriden Rd to Methodist Hill Rd hereinafter referred to as Atherton Rd”

Also says “west following a wire fence...to the easterly side of an old discontinued road” The reference to “old discontinued road” is stated in prior deeds (Bk 1098 Pg 238; Bk 1063 Pg



Photo 22-3
House on right mows area in road



Photo 22-5
Opposite Durkee House looking N (after brushing)



Photo 21-2



Photo 9-15
Enfield end off Methodist Hill Rd



Photo 8-20

At snowmobile intersection; road meets Durkee Road



Photo 8-19

Where snowmobile trail leaves toward north to Barden Way



Photo 8-18
Looking S 35 E from
snowmobile intersection



#17 11/21/00
Atherton Road
Goes straight looking ???
snowmobile trail right.

Photo 8-17
Goes Straight looking ???;
snowmobile trail right.



Photo 8-16
Incised section near Enfield
boundary



Photo 6-7
Atherton Looking east



Photo 5-8
Lower Atherton- Looking west toward route 120



Photo 6-5
Near Intersection with
snowmobile trail

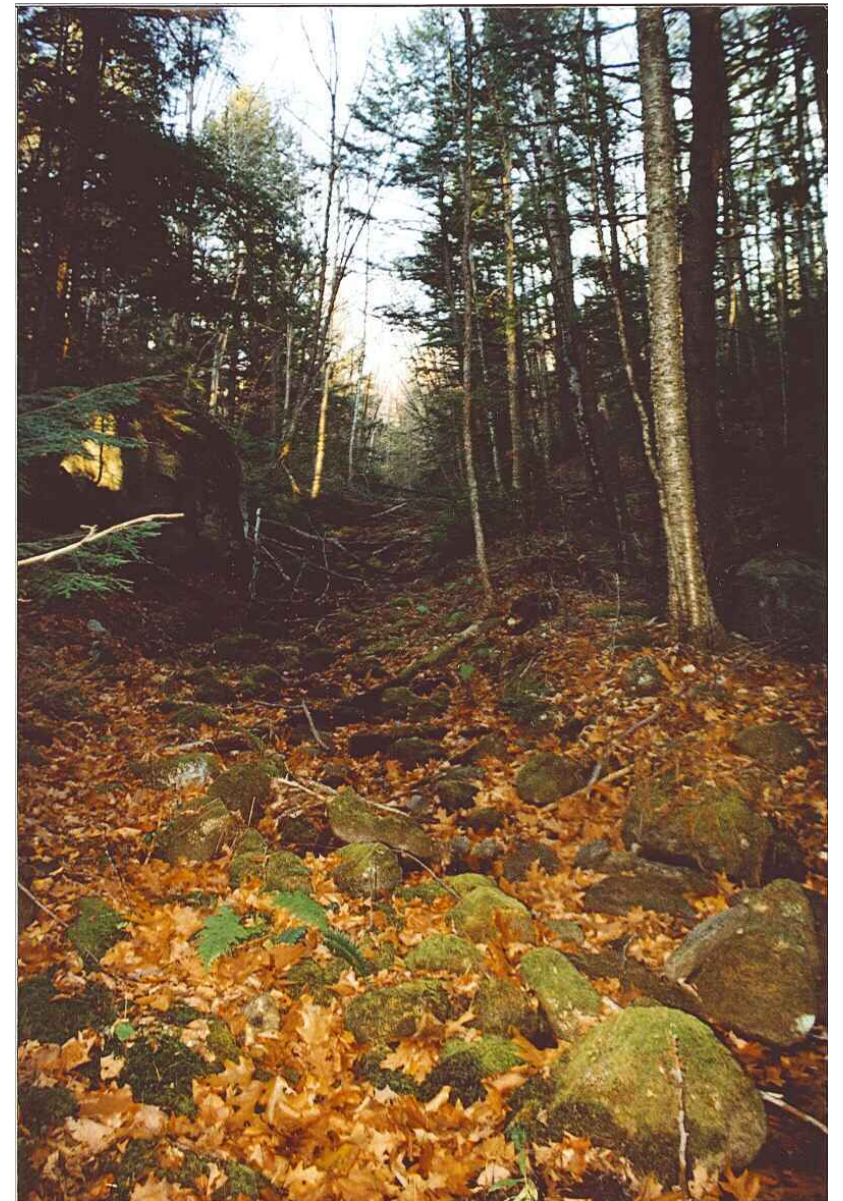


Photo 6-6
McCallister Road
Near second bridge and junk car looking east