



LEBANON CLASS VI ROADS ADVISORY BOARD
NOVEMBER 5, 2020 - 6:30 PM
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 15, 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
 - C. Review Revised C6 Road Assessment Template
 - 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**

The order of agenda items is subject to change.

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
November 15, 2020

Agenda Item #2A
Approval of Minutes

October 15, 2020

DRAFT

CLASS VI ROADS ADVISORY COMMITTEE
REGULAR MEETING AGENDA
Remote via Microsoft Teams
LebanonNH.gov/Live
Thursday, October 15th, 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 6:30 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:** October 1st, 2020

8

9 *Mr. Heistad MOVED to approve the October 1st, 2020 Minutes as amended below and presented in*

10 *the October 15th, 2020 agenda packet.*

11 *Seconded by Ms. Hirai.*

12

13 Amendments:

14

15 Page 3, Line 48, Change “Heistad” to “Hirai”

16

17 **Roll Call Vote:**

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

19 **None voted Nay.**

20

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

22

23 **3A. STUDY ITEMS: ROAD (ATHERTON) REVIEW AND DISCUSS:**

24

25 Mr. Goodwin shared his screen with a slide of the Torbet map image of Atherton Road. The legend in the

26 map said it was built between 1830 and 1860. The next slide Mr. Goodwin showed was of the 1860

27 Walling map with Atherton depicted on it. The third slide was the 1892 Hurd Map with Atherton on it.

28 The next slide he showed was a 1927 USGS Map showing Atherton as a solid line on the map which he

29 believed meant that the road was still in use. The next slide was a 1932 USGS Map showing Atherton

30 Road and the following slide was a 1937 White Pine Blister Map showing Atherton Road as well. The

31 next slide that Mr. Goodwin showed was a 2019 Tax parcel Map that he marked showing where different

32 parcels of land were located. He also showed a 1999 DPW Atlas, a 2018 Lidar Imagery map, as well as

33 The Red Barn Survey Trust map of the approximate location of the Atherton Road.

1 Next, Mr. Goodwin shared photos that Mr. Ron Bailey had taken in 2000. Mr. Bailey described the
2 photos of Atherton Road that he had taken. One of the photos had a shovel sticking out of the ground
3 next to the pin that depicted the start of Atherton Road near the old Benwood Tavern. Mr. Bailey went
4 over several other photos that he took along the roadway.

5
6 Mrs. Barbara Patch said she spoke with the woman who has lived in the Benwood Tavern for the last 35
7 years and said she has not seen anyone walking on Atherton Road except Mr. Bailey. Mrs. Patch also
8 said that she had meeting notes from an April 24th, 1984 City of Lebanon Planning Board meeting where
9 Mr. Nash, City Engineer at the time, said that there was no deed to Atherton Road and he did not think
10 that the City of Lebanon had any legal rights to the Road. Mrs. Patch also pointed out that there is no
11 where to park near Atherton Road for people to get out and walk on the Roadway. Lastly, she said that
12 Chair Wood talked about no one getting paid except Mr. Mark Goodwin, but she believed that Mr. Ron
13 Bailey and the City Attorney were also getting paid. Mr. Ron Bailey replied that he did not get paid for
14 much of the work that he does, he does it non-gratis.

15
16 Discussion was had among the Board and the Patches on the comment made by City Engineer, Mr. Nash
17 during the 1984 Planning Board meeting.

18
19 Chair Wood spoke about Mr. Peter Johnson drawing a map of Atherton Road and showing it to him and
20 Mr. Goodwin. Mr. Johnson believed that it was always a right of way. Chair Wood said he believed,
21 with all due respect, Mr. Nash's thoughts on Atherton Road were his view.

22
23 Mr. Josh Patch said his family had all the Benwood Tavern designs and plans and almost all of them say
24 discontinued trails pointing to the East. He also said there were no stone walls on the Atherton Road
25 except near the bottom of the Road near Meriden Road.

26
27 Mr. Arthur Patch asked what kind of research the City of Lebanon had done on the Roads in question
28 recently? Mr. Goodwin said that in the past, two different times, volunteers went through the City of
29 Lebanon's record books looking for any references to discontinuances of roadways. Mr. Goodwin then
30 went over the list the volunteers prepared and cross referenced them back to the books that they had
31 referenced to double check that the information was accurate.

32
33 Mr. David Fracht, Chair of the Enfield Planning Board, spoke about the fact that the Town of Enfield
34 considered Atherton Road a Class VI Road on their end. He felt that if Lebanon really had discontinued
35 the Road years ago then he believed that Enfield would have done the same thing. He said a Road going
36 nowhere did not make a whole lot of sense to him and that is what would have occurred if Lebanon
37 discontinued the Road and Enfield did not. Mr. Josh Patch responded that the Road did not go to
38 nowhere, it went to people's homes that were on that Road.

39
40 Mr. Heistad said that years ago when the Class VI Roads Committee met, they considered these Roads
41 that the Committee have currently been discussing, to be valuable. Ms. Monroe said that she walked on
42 Atherton Road at least twice in the late 1990s, early 2000s. When she did that, she parked on the western
43 side of Route 120. Mr. Smith has also been over Atherton Road a few times in the past.

44
45 Mr. Goodwin and the Committee went through the 2008 template that the Class VI Roads Committee
46 went through back then and then updated the template to help decide on Atherton Road now.

47
48 ***Mr. Heistad MOVED to extend the meeting by 15 minutes.***

1 ***Seconded by Ms. Monroe.***

2
3 **Roll Call Vote:**

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

6 **None voted Nay.**

7
8 **** The Vote on the MOTION passed (6-0).***

9
10 Conversation continued between the Committee members and Mr. Goodwin, going over the template of
11 Atherton Road.

12
13 ***Mr. Heistad MOVED to extend the meeting by 15 minutes.***

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

15
16 **Roll Call Vote:**

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

19 **None voted Nay.**

20
21 **** The Vote on the MOTION passed (6-0).***

22
23 More discussion was had among the Committee members while they finished going through the template.
24 Conversation was also had on whether to make a motion tonight on Atherton Road.

25
26 ***A MOTION was made by Mr. Heistad to adjourn the meeting at 8:21PM.***

27 ***Seconded by Ms. Monroe.***

28
29 Mr. Heistad withdrew his motion to adjourn the meeting.

30 Ms. Monroe withdrew her second on the motion.

31
32 ***Mr. Heistad MOVED that the Class VI Roads Advisory Committee recommend to the City Council***
33 ***that Atherton Road be classified as a Class A Trail from Route 120 to the Enfield Townline and***
34 ***that it be pedestrian by right, traffic by horse and other use by vehicles to be defined by the City.***

35 ***Seconded by Ms. Hirai.***

36
37 Public commenting was closed.

38
39 Committee members discussed the motion. It was decided that the Committee wanted to wait until the
40 next meeting to make a motion on Atherton Road.

41
42 Mr. Heistad withdrew his motion on making Atherton Road a Class A trail.

43 Ms. Hirai withdrew her second on the motion.

44
45 **5. ADJOURNMENT:**

46
47 ***A MOTION was made by Mr. Smith to adjourn the meeting at 8:33PM.***

48 ***Seconded by Mr. Heistad.***

1
2 **Roll Call Vote:**
3 **Colin Smith, Erling Heistad, Joan Monroe, Barbara Hirai, Stephen Wood, and Marc Coleman all**
4 **voting Yea.**
5 **None voted Nay.**
6 **** The Vote on the MOTION was approved (6-0).***
7
8 Respectfully submitted,
9 Barbara Higgins
10 Recording Secretary

Agenda
Class VI Roads Advisory Committee
November 15, 2020

Agenda Item #3A
Study Items

**Road (Atherton) Review and
discussion**

===== **Atherton Road** =====

PROPOSED MOTION

Move that the Class VI Roads Advisory Committee recommend that the Lebanon City Council reclassify Atherton Road, a class VI Road, as a Class A Municipal Trail as defined in RSA 231-A:1(I), extending from the Meriden Road (Route 120) to the Enfield town boundary, and as shown on the City of Lebanon Draft Class VI Roads Map, printed May, 2014. The Committee further recommends that Atherton Road be subject to the following public trail use restrictions: Means of travel shall be restricted to horse and foot, and also snowmobiles when snow cover is adequate; bicycles shall be allowed when and where the City deems that the condition of the road warrants their use; motorized vehicles, wheeled vehicles other than bicycles, and off-highway recreational vehicles other than snowmobiles shall be prohibited, subject, however, to vehicular uses of abutting landowners for access to uses of their land as set forth in RSA 231-A:1(1). The Public Works Director shall cause to be posted legible signs at the entrances to the trail describing the restrictions contained herein, as provided by RSA 231-A:4.

**Agenda
Class VI Roads Advisory Committee
November 15, 2020**

**Agenda Item #3B
Study Items**

**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**

===== BARDEN HILL ROAD =====

EXISTING MOTION (September 17, 2020)

Mr. Heistad MOVED that the Class VI Roads Advisory Committee recommend to the City Council that Barden Hill Road from the intersection with Downer Road, Easterly over the top of the hill to the Methodist Hill Road near Exit 16, be a Class A Trail.

PROPOSED MODIFIED MOTION

Move that the Class VI Roads Advisory Committee recommend that the Lebanon City Council reclassify Barden Hill Road, a class VI Road, as a Class A Municipal Trail as defined in RSA 231-A:1(I), extending from the intersection with Downer Road, easterly over the top of the hill to the Methodist Hill Rd near Exit 16. The Committee further recommends that Barden Hill Road be subject to the following public trail use restrictions: Means of travel shall be restricted to horse and foot, and also snowmobiles when snow cover is adequate; bicycles shall be allowed when and where the City deems that the condition of the road warrants their use; motorized vehicles, wheeled vehicles other than bicycles, and off-highway recreational vehicles other than snowmobiles shall be prohibited, subject, however, to vehicular uses of abutting landowners for access to uses of their land as set forth in RSA 231-A:1(1). The Public Works Director shall cause to be posted legible signs at the entrances to the trail describing the restrictions contained herein, as provided by RSA 231-A:4.

===== Durkee Road =====

EXISTING MOTION

***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.**

PROPOSED MODIFIED MOTION

Move that the Class VI Roads Advisory Committee recommend that the Lebanon City Council reclassify Durkee Road, a class VI Road, as a Class A Municipal Trail as defined in RSA 231-A:1(I), extending from the Meriden Road (Route 120) to the Enfield town boundary, and as shown on the City of Lebanon Draft Class VI Roads Map, printed May, 2014. The Committee further recommends that Durkee Road be subject to the following public trail use restrictions: Means of travel shall be restricted to horse and foot, and also snowmobiles when snow cover is adequate; bicycles shall be allowed when and where the City deems that the condition of the road warrants their use; motorized vehicles, wheeled vehicles other than bicycles, and off-highway recreational vehicles other than snowmobiles shall be prohibited, subject, however, to vehicular uses of abutting landowners for access to uses of their land as set forth in RSA 231-A:1(1). The Public Works Director shall cause to be posted legible signs at the entrances to the trail describing the restrictions contained herein, as provided by RSA 231-A:4.

Agenda
Class VI Roads Advisory Committee
November 15, 2020

Agenda Item #3C
Study Items

Review Revised C6 Road Assessment Template

CLASS VI ROAD ASSESSMENT TEMPLATE

(Sheet 1 – Legal Status)



Road Name: Atherton Rd

Step 1 – Evidence Supporting Creation of the Road

CREATION OF THE ROAD	Yes	No
Layout (a record of the governing body's layout of the road)		
Dedication and Acceptance (e.g. Subdivision Layout)		
Evidence of Prescription (prior to 1968) - To include map, field, deed, historical documentation, etc)		

Step 1A – Evidence of Prescription

Map Evidence

Torbet Map Series	
1855 W.C. Eaton	
1860 Wailing	
1892 Hurd Atlas	
USGS Map(s)	
1930 Torbert Map	
City Historian Map(s)	
Other	

Field Evidence

ROW Evidence	
Stone Walls	
Cellar Holes	
Other:	

Deed Reference

* *Abutting parcels*

Yes	No
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Historical Documentation

Downs History Book	
R. Carroll History Book	
Oscar Jewell Inventory	
NH DOT Archives	
Other	

Governing Body Reference

Public Meeting Minutes	
Maintenance or Admin management task	
Other	

Map Comment(s) :

Step 2 – Evidence of Discontinuance

Discontinuance Documentation

Town Record Volumes	
Town / City Meeting Minutes	



CLASS VI ROAD ASSESSMENT TEMPLATE

(Sheet 2 – Condition & Use Status)



Road Name: Atherton

Step 3 – Current Field Condition of Road

	Yes	No
Historical ROW distinguishable?		
Erosion Issues		
Vegetation Overgrowth		
Supports Hiking		
Supports Biking		
Passable by Auto		
Passable by 4x4		

Step 4 – Current Users

	Yes	No
Snowmobile		
Pedestrian Hikers		
Mountain Bike		
Wheeled Vehicle Use		
Abutter Access – Driveway or Thru-way		
Abutter Access – Forest & Ag. Use		
Other		

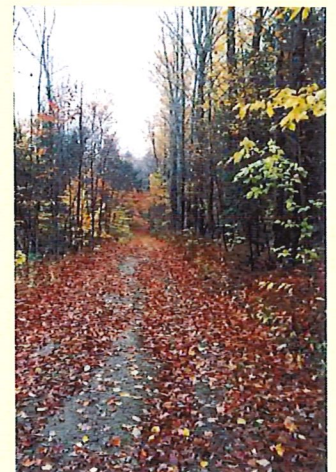
Evidence of Road Mis-Use

e.g. unpermitted uses,
visible damage such as
excessive rutting, etc.

	Yes	No

Step 5 – Potential Future Uses

	Yes	No
Hiking / Foot Trail Network		
Biking Network		
Emergency Roadway Access		
Lebanon Road Network		
Other		



CLASS VI ROAD ASSESSMENT TEMPLATE

(Sheet 3 – Status of Recommendation)



Road Name: Atherton

Step 6 – Outreach Activity

	Yes	No
Abutters Notified		
Public Meeting Posting Requirements		
City Department Feedback		

Step 7 – Class VI Road Committee Recommendation

Status Recommendation	Yes	No
Discontinuance		
Class B Trail		
Class A Trail	?	
Class VI Road	?	
Class V Road		

Step 8: Potential Maintenance Considerations

	Yes	No
Signage to be installed		
Gates / Barriers to be installed		
Other:		

