

**5:30 p.m. - Public Hearing for KENO - NH RSA
284:41 through 51 as directed by the Secretary
of State.**

**FLETCHER PAINT SUPERFUND SITE
GROUNDWATER MANAGEMENT ZONE**

Adopted _____ by the Town of Milford Board of Selectmen (hereafter "Board")

I. AUTHORITY AND PURPOSE

Pursuant to RSA 147:1, Local Regulations, the Board adopts a Groundwater Management Zone in consultation with the United States Environmental Protection Agency (US-EPA) and New Hampshire Department of Environmental Services (NH-DES) to be entitled, "Fletcher Paint Superfund Site Groundwater Management Zone" (FS-GMZ).

Objectives of the Fletcher Paint Superfund Site Groundwater Management Zone are:

- A. To prevent use of groundwater drawn from within a designated Federal Superfund site, as defined under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 960 I et seq., until the cleanup goals required under CERCLA decision documents for the Fletcher Paint Superfund Site are achieved.
- B. To protect the public health and safety of the residents of Milford in the vicinity of the Fletcher Paint Superfund Site by preventing the possible spread of contaminated water from groundwater to drinking water.

II. ZONE BOUNDARIES

The FS-GMZ is superimposed over the existing underlying zoning districts and is comprised of thirty-six (36) parcels, those being shown on plan entitled "Fletcher Groundwater Management Zone / Town Ordinance Area", dated February 2018 and shall extend to any newly-created lot and map numbers created as a result of a legal subdivision within the defined area. The extent of the boundary of the FS-GMZ shall be reviewed no less frequently than every five years and possibly with greater frequency depending on the results of testing. Subsequent to such review, lots may be removed from or added to the FS-GMZ after consultation with US-EPA and NH-DES.

When the actual boundary of the FS-GMZ is in dispute by any owner or abutter affected by said boundary, the Town will engage, at the owner or abutter's expense, a professional geologist or hydro geologist to determine more accurately the precise boundary of the Zone. The Town shall consult with the US-EPA and NH-DES, before any modification of the Groundwater Management Zone is made.

III. PROHIBITED USES

- A. Additional to the prohibited uses of the underlying zoning district in which the FS-GMZ is located, all use of groundwater for any purpose whatsoever in this district is prohibited without prior approval from the Town, US-EPA and the NH-DES. No wells of any nature whatsoever shall be dug, installed, or otherwise created within the district without prior approval from the Town, US-EPA and the NH-DES. No groundwater shall be drawn by any means whatsoever or for any use whatsoever from within the Zone without prior approval from the Town, US-EPA and the NH-DES.
- B. No disturbance of wetlands within the FS-GMZ shall be permitted without prior approval from the Town, US-EPA and the NH-DES.

- C. These restrictions do not apply to US-EPA and NH-DES activities authorized under CERCLA or associated with remedial activities at other contaminated sites within the GMZ.
- D. Nothing in this regulation shall prohibit a property owner from developing property within the FS-GMZ provided that any development proposal requiring on-site water shall demonstrate the ability to connect to town water or other acceptable off-site water supply at the applicant' s expense.
- E. Temporary dewatering activities for construction or maintenance activities within the FS-GMZ are permissible with prior approval by the Town and US-EPA/NH-DES.

IV. ADMINISTRATION

- A. The provisions of the FS-GMZ shall be administered by the Board acting through the Health Officer.
- B. Any element of this ordinance may be waived by the Board and US-EPA and NH-DES, provided that the granting of such waiver does not adversely affect any adjoining property.
- C. The Town shall conduct annual review of FS-GMZ property transfers and provide notice of the ordinance to new property owners.

V. ENFORCEMENT

The Board shall be responsible for enforcement of the provisions of the FS-GMZ and may pursue all legal and equitable remedies to ensure compliance with this ordinance.

VI. EFFECTIVE DATE

This Article shall become effective upon passage.

The FS-GMZ shall remain in effect until the cleanup goals required under CERCLA decision documents for the Fletcher Superfund Site are achieved. The Town shall consult with the US-EPA and NH-DES before modifying or terminating the FS-GMZ.

Adopted _____, 2018

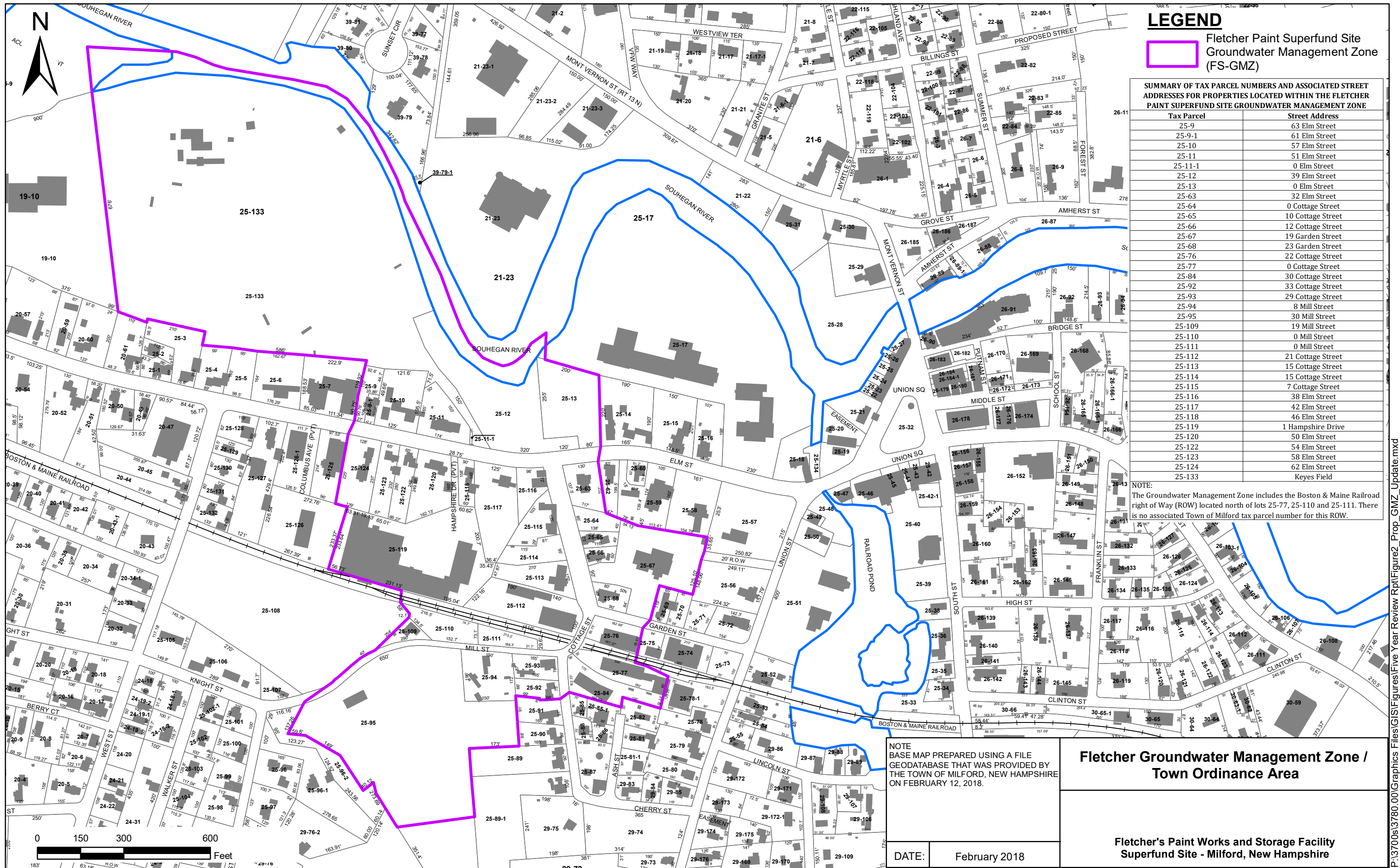
Mark Fougere, Chairman, Board of Selectmen

Kevin Federico, Vice Chair, Selectmen

Gary Daniels, Selectman

Mike Putnam, Selectman

Laura Dudziak, Selectwoman



LEGEND

- Fletcher Paint Superfund Site Groundwater Management Zone (FS-GMZ)

SUMMARY OF TAX PARCEL NUMBERS AND ASSOCIATED STREET ADDRESSES FOR PROPERTIES LOCATED WITHIN THE FLETCHER PAINT SUPERFUND SITE GROUNDWATER MANAGEMENT ZONE

Tax Parcel	Street Address
25-9	63 Elm Street
25-9-1	61 Elm Street
25-10	57 Elm Street
25-11	51 Elm Street
25-11-1	0 Elm Street
25-12	39 Elm Street
25-13	0 Elm Street
25-63	32 Elm Street
25-64	0 Cottage Street
25-65	10 Cottage Street
25-66	12 Cottage Street
25-67	19 Garden Street
25-68	23 Garden Street
25-76	22 Cottage Street
25-77	0 Cottage Street
25-84	30 Cottage Street
25-92	33 Cottage Street
25-93	29 Cottage Street
25-94	8 Mill Street
25-95	30 Mill Street
25-109	19 Mill Street
25-110	0 Mill Street
25-111	0 Mill Street
25-112	21 Cottage Street
25-113	15 Cottage Street
25-114	15 Cottage Street
25-115	7 Cottage Street
25-116	38 Elm Street
25-117	42 Elm Street
25-118	46 Elm Street
25-119	1 Hampshire Drive
25-120	50 Elm Street
25-122	54 Elm Street
25-123	58 Elm Street
25-124	62 Elm Street
25-133	Keyes Field

NOTE:
The Groundwater Management Zone includes the Boston & Maine Railroad right of Way (ROW) located north of lots 25-77, 25-110 and 25-111. There is no associated Town of Milford tax parcel number for this ROW.

NOTE
BASE MAP PREPARED USING A FILE GEODATABASE THAT WAS PROVIDED BY THE TOWN OF MILFORD, NEW HAMPSHIRE ON FEBRUARY 12, 2018.

Fletcher Groundwater Management Zone / Town Ordinance Area

Fletcher's Paint Works and Storage Facility Superfund Site - Milford, New Hampshire

DATE: February 2018

12/27/2017

Robert Canty
48 Webster Street
Milford, NH 03055

Dear Board of Selectmen,

As the Chair of the Recycling Committee in the town of Miford, NH, I would like to recommend Kathy Fay-Clancy as a new member. Kathy expressed her interest in joining the committee in November and she then came to our meeting on December 19, 2017, as a guest. She provided helpful input and again, she expressed her interest in becoming a member of our committee.

Thank you all for your time and consideration regarding this matter.

Robert Canty
Recycling Committee, Chair

February 9, 2017

Milford Board Of Selectman
Attn: Tina Philbrick and Rob Cauty
Union Square
Milford, NH 03055

Re: Kathleen J Fay's Letter of Intent to serve on the Milford Recycling Committee

To whom it may concern,

Hello! My name is Kathleen J Fay and I am requesting to be added to the Milford Recycling Committee. I have attended the last two monthly meetings after seeing the need for additional members to join. I have yearned for a way to further help my community and increase awareness for the need for us as a society to reduce, reuse and recycle for our current and future environment.

I moved to the town of Milford in 1992 when my father retired from the US Navy after serving for twenty years. I graduated from Milford High in 1995. I have mainly resided in Milford since I originally moved here;but, moved out of the town a few times only to return as I found Milford was were I felt I belonged. I have four beautiful boys who I have raised and continue to raise in the Milford School Systems. My oldest graduated last year and my youngest is now a kindergartner at Jacques. Since my youngest is now in school, I am able to contribute more of my time to volunteering in the community. I am the Vice President of Jacques in the Milford Elementary Schools PTO, volunteer with the Boy Scouts Troop 4 as a committee chairperson, and have just been added to the Board on MCAA (with my husband) to run the concessions department. I have a vested interest in the continued growth and development of Milford as this is where my home is and where I will continue to raise my four children.

I sincerely hope that you consider my request to be officially added to the Milford Recycling Committee, as I would be honored to serve on it.

Please do not hesitate to reach out and contact me with any further questions or if you need any recommendations.

Sincerely,

Kathleen J. Fay

4. a) 1) Request for Approval to Re-appoint Jason Plourde and Dave Wheeler as Full Members to the Traffic Safety Committee.

Jason Plourde
23 Woodhawk Drive
Milford, NH 03055
February 12, 2018

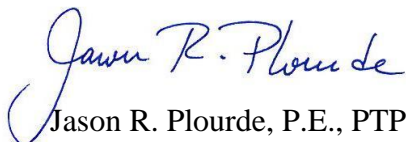
Mr. Mark J. Fougere, AICP
Chairman, Board of Selectmen
Town of Milford
1 Union Square
Milford, NH 03055

Chairman Fougere:

As Chairman of the Milford Traffic Safety Advisory Committee, I would like for you and fellow Board of Selectmen members to strongly consider allowing Mr. David Wheeler to serve another term with our Committee. He has a long list of volunteer efforts that have certainly helped to make Milford a better, safer, and stronger community. Mr. Wheeler currently serves on the Executive Council and previously as a State Senator and Milford State Representative. His experience, knowledge, and commitment are greatly appreciated.

In addition to Mr. Wheeler, my term is also expiring in March. Would you please consider allowing me to serve for another term with the Traffic Safety Advisory Committee? With 22 years of traffic engineering experience, a licensed Professional Engineer in the State of New Hampshire, and 1 of only 12 certified Professional Transportation Planners in New England, I believe that my background, skills, experience, and committed interest in the Town is of great value with my serving on this Committee.

Sincerely,



Jason R. Plourde, P.E., PTP, LPA
Chairman, Traffic Safety Advisory Committee

Town Status Report – February 26, 2018

Town Roads & Streets have taken a beating this winter. The freeze/thaw cycles combined with extreme temperature swings from very low to record highs have been brutal. We are filling potholes as quickly as possible. We encourage residents to report potholes and deteriorated road conditions to Public Works at 673-1662 or by email to mdickson@milford.nh.gov or on the DPW section of the town website. We will be evaluating overall road conditions and our 2018 paving/reconstruction plan over the next 4-6 weeks. Your input is very important to us.

DRAFT

MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

February 12, 2018

PRESENT: Mark Fougere, Chairman
 Kevin Federico, Vice Chairman
 Gary Daniels, Member
 Mike Putnam, Member
 Laura Dudziak, Member
 Mark Bender, Town Administrator
 Tina Philbrick, Recording Secretary
 Mitchell Hemmer, Videographer

1. CALL TO ORDER, BOARD OF SELECTMEN INTRODUCTIONS & PUBLIC SPEAKING

INSTRUCTIONS: Chairman Fougere called the public meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Chairman Fougere informed the public that prior to this meeting, the Board was in a non-public meeting for (RSA 91-A:3, II(a)) – Personnel, 1 decision was made. Chairman Fougere indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast.

2. APPOINTMENTS: There were no appointments scheduled for this meeting.

3. PUBLIC COMMENTS. (items not on the agenda). There were no public comments for this meeting.

4. DECISIONS.

a) **CONSENT CALENDAR.** There was nothing for approval on the Consent Calendar.

b) OTHER DECISIONS.

1). Scheduling of Selectmen at Polling Location for the Town Vote, March 13th (form)

We have two current Selectmen running for re-election, and they will not be able to be present inside the polls in accordance with 658:24 Disqualification of Certain Persons. – Any person, other than a moderator, clerk, selectman, inspector of election, or supervisor of the checklist, whose name appears on a ballot for an elective position, other than a position of an election official, shall be disqualified from performing duties as an election official in that election. A person so disqualified shall not be considered to have vacated any office but rather only to be absent therefrom. A temporary replacement shall be appointed as provided in RSA 658:22. A moderator, clerk, selectman, inspector of election, or supervisor of the checklist whose name appears on a ballot for an elective position, other than the position of an election official, shall be disqualified from the handling of marked ballots and the counting of votes. The remaining three Selectman have to choose times to cover at the Town Election. Selectman Federico said that he is asking two people to fill in as Selectmen pro-tem to help fill the spots. They will fill in the blanks offline.

5. TOWN STATUS REPORT**1) Deliberative Session Wrap-up**

- Very good participation and input from residents.
- Finished in record time according to a few long-term participants.
- Excellent work by Moderator, Town Clerk, Presenters, Town Attorney, Granite Town Media and everyone involved.
- Good input and guidance from Selectmen and BAC members.
- Great lunch with Dollars for Scholars.

Voter's Guide and Town Report are at the printer. We expect delivery the end of February.

2) Gravel Operator Agreement Extension - NE Sand and Gravel has incurred significant cost and unanticipated delays in starting the gravel removal operation at the Community Lands. They have requested a two year extension to the five year agreement that was signed in June 2016. The market for materials remains strong and the expectation is that the operation should be complete in the 3 – 5 year time frame. We recommend approval of the request and authorization to sign the amendment. Selectman Federico asked when they will start hauling the gravel. Administrator Bender said they are weeks away. They completed the wildlife crossing last week and brought in the concrete culverts and sand and gravel to support them. They will be working on the haul road, removing stumps and grubbing. Selectmen Daniels asked what the delays were. Administrator Bender said the delays were due to: the Permitting Process, Planning Board and Conservation Hearings and Meetings, the timber cut challenge that de-

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 02/12/2018

1 laid for ½ a season, the installation of the silt fence due to the temporary restraining order, and the ongoing chal-
2 lenge to the state AoT permit. Chairman Fougere said just getting the Alteration of Terrain Permit took a signifi-
3 cant amount of time, to include the lawsuit. Selectman Federico clarified that we are two years into a five year
4 agreement and they are asking to add on two years. Administrator Bender said yes. Chairman Fougere said that
5 their contract was signed before all the approvals and permits were in place because they wanted assurance that we
6 would be working with them. Selectmen Daniels moved to authorize a two year extension and authorize the Town
7 Administrator to sign the amendment. Selectmen Putnam seconded. There was no discussion. The motion passed
8 5/0.

9 **3) Perry Road Bridge Update** – Hoyle Tanner engineers completed their structural analysis regarding the load limit
10 on the Perry Road Bridge over Tucker Brook. As noted in the email included in your packets, their recommenda-
11 tion, approved by NH DOT, is to remove the E-2 load posting. No sign means the bridge can be crossed by all
12 normal and certified vehicles without restriction. We would request the Board to authorize removal of the E-2 sign
13 and we will also be relocating the plates to Mason Road in precreation of the culvert work to be done. Selectman
14 Daniels moved to remove the E-2 sign. Selectmen Putnam seconded. There was no discussion. The motion
15 passed 5/0.

16 **6. DISCUSSIONS**

17 1) There were no discussions for this meeting.

19 **7. SELECTMEN’S REPORTS/DISCUSSIONS.**

20 **a) FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.**

21 Selectman Federico said discussions are being started in Granite Town Media about the Comcast Cable Contract. GTA
22 is leaning about asking the Board to have a public meeting with town input about Comcast service. He will keep them
23 posted.

24 Chairman Fougere said that the Recreation Department held the annual Daddy Daughter Dance on Saturday night. The
25 dance was a big success.

26 **b) OTHER ITEMS (that are not on the agenda).**

27 **8. APPROVAL OF FINAL MINUTES.** Selectman Putnam moved to approve the both the minutes of January 22, 2018
28 and January 29, 2018. Selectman Daniels seconded. All were in favor. Motion passed 5/0.

29 **9. INFORMATION ITEMS REQUIRING NO DECISIONS.**

30 **10. NOTICES.** Notices were read by Chairman Fougere. One additional notice not on the agenda was to inform the
31 town’s people about a public meeting being held in the 3rd floor Banquet Hall on February 22nd from 6:30 to 8:30 to discuss
32 downtown parking. A meeting to discuss the Pumpkin Festival will be held at 7:00 tonight in the Board of Selectmen’s
33 meeting room.

34 **11. NON-PUBLIC SESSION.** Selectman Putnam moved to enter into non-public for (RSA 91-A:3,II(a)) Personnel and
35 Approval of Non-Public Minutes (RSA 91-A:3, II(a)) – Personnel January 22, 2018. Selectman Daniels seconded. All
36 were in favor. The motion passed 5/0.

37 **12. ADJOURNMENT:** Selectman Putnam moved to adjourn at 5:42 p.m. Selectman Putnam seconded. All were in favor.
38 Motion passed 5/0.

39 _____
40 Mark Fougere, Chairman

41 _____
42 Kevin Federico, Vice Chairman

43 _____
44 Gary Daniels, Member

45 _____
46 Laura Dudziak, Member

47 _____
48 Mike Putnam, Member