

Rye Conservation Commission Site Walk  
Tuesday November 30, 2021  
4pm

Property: Beynon residence; 30 La Mer Road

The site walk meeting at 30 La Mer Road was opened by Chair Suzanne McFarland at 4:02pm. Present at the site walk in addition to the Chair were Vice Chair Sally King and Susan Shepcaro, as well as alternates Karen Oliver and Jeff Gardner, both of whom were seated by the Chair. Public members were the neighbors to 30 La Mer Dana Heaney, Babs Dallmeyers and John and Linda Cavanaugh.

The Beynon's wish to install a fence around their property to contain their dogs. The fence would be in two sections. One section would come out of the right of the rear of the house and runs southwest into the stone wall. The other section would come out of the left of the front of the house and runs north to within approx. 1 foot of the property line between Beynons and Dallmeyers and runs along the property line to the stone wall that sets the boundary for the eastern part of the lot. The fence would not run along the stone wall.

The purpose of the site walk was for RCC to review the fence location in the northeast corner of the lot because this portion of the fence is in the 75' wetland buffer. Approximately  $\frac{1}{2}$  to  $\frac{1}{3}$  of this section of the fence would be in the 75 ft wetland buffer. The Beynons have applied for a permit with DES for this portion of the fence that would fall within the NH DES statute. Only this portion of the fence falls within the NH DES statute. The statute requires that a fence in the wetland buffer would need to be 20 feet from property lines. Therefore, in order for the fence to be within 1 foot of the property line instead of the required 20 foot per the statute, the Beynons would need the permission of Ms. Dallmeyers. She was the meeting and stated she was unwilling to grant permission. It is up to the Beynon to pursue a waiver from DES for the currently proposed fence location should this remain to be the case.

The fence is a 5 ft high aluminum fence with two gates; there are no gates in or near the 75 ft or 50 ft wetland buffers.

The RCC has no objections to the fence in the wetland buffer regardless of whether it is 1 ft or 20 ft from the property line.

When asked about where the playhouse would be relocated, Mr. Benyon was unprepared to discuss their plans but confirmed that they are aware of the December 10<sup>th</sup> deadline to remove it completely from the 100 ft wetland buffer.

The meeting adjourned at 4:50

Submitted by Jaci Grote, member RCC