

SELECTMEN'S MEETING – September 16, 2019

Present: Margaret Connors, John Strasser, Richard Bielefield, Jennifer Gaudette

Guests: Chief Allan Clark, Bill Roy, Representative Tim Egan, Dolly McPhaul, Dan Hinds, Carl & Nancy Martland, Ron & Wendy Cole, Carlene Quinn Newell, Bud Weiler, Kate Taylor,

Correspondence was read and acted upon

CHIEF ALLAN CLARK met with the board to discuss the pending ambulance contract with the Town of Littleton. Chief Clark has made several recommended changes and the board will review and give the chief their feedback. The board also discussed with Chief Clark the potential for a regional ambulance service and the process for discussion and having North Country Council involved in the process. The board discussed the need for a definition in the Zoning Ordinance to deal with indoor and outdoor function locations. This use constitutes a change of use and would require site plan and also a special exception. The board also discussed amending the noise ordinance and adding a nuisance ordinance for a vote in March. Ms. Connors will work on the drafts of both and meet with the Planning Board. A hearing must be noticed and scheduled for January.

BILL ROY met with the board in regard to the sidewalk in front of his driveway on Route 117. The concrete has heaved and makes it difficult for cars to enter. The DOT Engineer said that the sidewalk is owned by the town but the Select Board disagreed as the town has never maintained it. Jennifer will talk with the Road Agent and a call will be made to DOT Engineer Paul Regis.

REPRESENTATIVE TIM EGAN met with the board to discuss legislative business and request the board's assistance by calling the Governor's Office to ask that he not veto the new budget proposal and that they do not pass a continuing resolution as that is affecting many departments. In addition, he asked that they call in support of HB365 Net Metering and also HB183 Biofuel Industry which is supported by NH Timber Association and the logging industry. DOLLY MCPHAUL asked about a potential bill to deal with municipal waste to reduce the out of state waste brought in. Tim noted that the State of Maine has been successful with their Municipal Waste Program.

DOLLY MCPHAUL met with the board in regard to the noise report that the town had hired Resource Systems Group to complete. The town has received a written report from the company and Dolly requested the video and audio from the report and didn't understand why the board hadn't requested it. MARGO CONNORS has called the company and the video is 100 GB and they will get back to the town with the cost to download. The company also advised that release of audio is not permitted. There was confusion as Dolly thought that the town was getting information on truck traffic as well. The board stated that they had hired the company to do a noise evaluation and that they tracked this for one week. The report stated that the noise was not over 70 decibels and the board did not require further information. CARL MARTLAND noted that there are several opportunities for people to participate in the State DOT Ten Year Transportation Plan in Conway and Berlin the next two days. Executive Councilor Mike Cryans and other members from NHDOT would be attending. This would be a good time to make it

clear that small towns do not want the heavy trucks coming through. He also mentioned that NH DOT collects truck traffic information and makes it available upon request. Dolly asked what the status of the town litigation is and Margo stated that the town felt Mr. Presby has made concessions by removing the waste hauling trucks and the truck traffic was down. The board would rather solve any additional problems amicably. Margo went on to explain that the board has been working on the situation over the past 4 ½ years and was told by the municipal attorney that the town did not have a case and did not think it would be successful when contacted four years ago. Dolly questioned if our attorney had received the lost minutes from 1987 and she was told that he had been sent the minutes. The board is inclined to look for solutions and not spend money on attorney fees. The town attorney is ready should the town decide to pursue any legal action. It was noted that the town should have done a site plan review. Margo advised that the Select Board intends to amend the noise ordinance and also add a nuisance ordinance for vote at Town Meeting in March 2020. Dolly felt that it wasn't right to let someone get away with something and that the board should not be scared of lawsuits. The group is fighting what is right or wrong. Margo stated that other residents have been letting the board know that they think the lawsuit is frivolous. Dolly stated that she respected what the board is doing but doesn't agree with it. DAN HINDS felt that the town should get the video information for the price already paid and it's as if the town only got half the report. Carl asked if the Town Committee would ever have a meeting as he is a member but no meetings have been called. Carl explained that the 100 GB of information is a huge file that the company has specialists analyze. It was suggested that Dolly advise the attorney of the magnitude of the file. The board hopes to have the town attorney's reach out and meet with the group's attorney. Dolly felt that the problem is not fixed and that it is breaking the law. Margo felt that the group had made positive progress with Dan and Barry meeting with Mr. Presby. It is not a black and white issue and that zoning itself is open to each person's interpretation. BUD WEILER inquired about a water issue and was provided with a water sample kit.

The board approved the use of the Meetinghouse by the North Country Chamber Players on February 15, 2020.

The board approved and Intent to Cut Wood or Timber for Sarah Pinney, Map 216 Lot 7.

The board approved a building permit for a shed for the Lawton Company on Map 230, Lot 21.1.

MS. CONNORS made a motion to approve the minutes of September 9, 2019, seconded by MR. STRASSER. The motion passed unanimously. With no more business before the Board, MR. BIELEFIELD made a motion to adjourn, seconded by MR. STRASSER the meeting was adjourned at 7:35 PM. The next regular scheduled meeting will be on Monday September 23, 2019, at the Carolina Crapo Building at 5:30 pm.

Respectfully submitted,

Jennifer P. Gaudette
Administrative Assistant

