

LIMERICK PLANNING BOARD —Approved 4-6-16

Minutes January 6, 2016

Dottie Richard, Aaron Carroll, Ilene Dashner, Wendy Farrand and Dave Coleman were all present.

WALK INS: Steve McLean Santa's Lookout Gift Shop/Workshop

Aaron stated that he would take up Steve McLean's gift shop conditional use application under new business.

CORRESPONDENCE:

Aaron stated he would take up one piece of correspondence later and that there were no minutes so he went right to new business.

MINUTES: None

NEW BUSINESS: Conditional Use Application for McLean Gift Shop/Workshop

Aaron asked Steve McLean to get up and give a brief overview of his proposal for a gift shop.

Steve stated he wants to open a gift shop/workshop on top of the mountain on his property on Route 5.

Aaron looked over the application and asked the board if they agreed it was complete.

Dottie motioned and Wendy seconded the motion that the application for Santa's Lookout Gift Shop/Workshop was complete.

Vote 4-0 In Favor

The board set the public hearing for 7:00pm on February 3, 2016 and the site walk for the same day at 4:00 pm. Dottie motioned and Wendy seconded the motion to set this date and times.

Vote 4-0 In Favor

CORRESPONDENCE:

Aaron read correspondence received from Steven McLean asking for a formal request to have the board deny his application for a conditional use permit for his cell tower. This request read in part, that because the board would not follow up in getting an opinion from the town's attorney for the three conditions that the applicant stated were not information required in the tower ordinance and which was discussed at the August 19th

meeting and to be forwarded to the town's attorney for opinion and since this process has taken eight months he wishes to have the application denied so he can move forward with other action.

Aaron stated that he personally feels that the board has asked for additional information and until the board receives this information it is on hold; that's where he feels the board is at this point.

Steve stated that then we are at a standstill, the prior chairman was going to ask for clarification and only one item was mentioned, then you Aaron asked the question again because you didn't like the attorneys answer but the other two questions were not asked, the board voted to ask those questions to the attorney and that wasn't done so you need to deny it.

Wendy stated that other conditions were added on.

Aaron stated that the board can ask for clarification.

Dottie stated that she read where the town's attorney wrote that the town cannot require a balloon test.

Aaron stated yes as part of the tower ordinance we can't but we can require addition information under the 16-conditions.

Dottie asked, don't we ask for those things while going through the 16-conditions.

Aaron stated no, we have asked for additional information to complete the application and we have not received it.

Steve stated well I'm not going to do it so you need to deny it.

Aaron stated then you need to withdraw your application.

There continued to be a lengthy back and forth between the applicant and the board and the denial was not voted on. Because there was apparently some question as to the other two conditions that Mr. McLean asked for a waiver request the secretary copied McLean's Dec 2nd correspondence and gave it to the board for their brief review. No action was taken on Mr. McLean's request to have his application denied.

Aaron asked for a motion to adjourn, Dave made the motion to adjourn and Ilene seconded the motion, no vote was taken.

Respectfully submitted:

Joanne L. Andrews
Secretary