

Development Review Board
Town Offices, New Haven, Vermont
June 21, 2010

Members Present: Donna Blaise, Kathy Barrett, Tim Bouton, Jim Gallott,
Donald Johnston

Members Absent: George Apgar, Mike Sweeney

Alternates Absent: Andy Dykstra, Steve Dupoise

Public Present: John Madden

Tim Bouton, Chair called the Development Review Board (DRB) to order at 7:00 pm.

Public Hearing

No Warned Hearings tonight

Visitors Business

No Visitors business tonight

Correspondence

Certificate of approval for location of a salvage yard – Salvage yard located on 7531 Ethan Allen Hwy (Route 7) is currently in operation and owned by Floyd Bartlett and Floyd would like to continue to operate said salvage business.

The Select board has already acted on this and this was just information to the DRB. Upon further examination of the form, the form was not clear as to who was the responsible party to sign approval – the Select Board or the DRB. Final conclusion by the DRB was to leave said form unsigned and on the table for the Town Clerk. Bouton will contact the Agency of Natural Resources in an attempt to find out an explanation of what the DRB is supposed to do with the form and what party is responsible for its approval.

Minutes

Gallott made the motion to accept the minutes of the June 14, 2010 DRB meeting with corrections.

Barrett seconded

Discussion – none

Vote: Yes – 4 (Barrett, Bouton, Gallott, Johnston)

No – 0

Abstention -1 (Blaise)

Motion carries

Blaise made the motion to accept the minutes of the May 17, 2010 DRB meeting as presented.

Gallott seconded

Discussion – none

Vote: Yes – 4 (Blaise, Bouton, Gallott, Johnston)

No – 0

Abstention -1 (Barrett)

Motion carries

New Business

The Town's attorney (Cindy Hill) was not present tonight but in an earlier conversation with the DRB Chair, she indicated that the mediator for the RL Vallee Mobil station was disappointed in the DRB's decision as there were no conclusive "Findings of Fact" and "Conclusions of Law".

Discussions amongst DRB members regarding a decision are put into the minutes, but are not decisions; they are only a means of forming a decision. A decision must be based on the current rules and regulations, wording for motions must be very specific – identifying Sections and Items Numbers - and identify the Findings of Fact and Conclusions of law. A separate form needs to be made up for "Findings of Fact" for any decisions made by the board.

There was discussion on how to implement this. Cindy Hill prefers to have a separate form identifying the decisions and this would be signed by all members. Blaise brought up the question of...do the individuals that didn't agree with the decision, do they sign this form. Gallott indicated that that is where the previous discussion on this subject fell apart. He would not feel comfortable signing his name if he was opposed to the decision.

The chair indicated that he wanted to put this information out to the board now so they would have some background when Cindy Hill is able to attend a DRB meeting to discuss this.

Rules of Procedure, needs to be adopted. The Chair will make corrections on his copy and email to all members of the DRB for their input and corrections. The Chair indicated that he would like the editing to be done prior to the July 12, 2010 meeting, so this could be brought up for discussion.

Old Business

Bouton attended the June 18, 2010, public hearing for the proposed Solar Farm on Route 7. Bouton indicated there was very vocal opposition to this project by the neighbors. An alternate proposal was presented – to move the panels closer toward the barn and the panels would be placed in wider (deeper) rows, thus the panels would not extend so far to the south on the property, but more toward the westerly direction.

Gallott made the motion to adjourn.

Barrett seconded

Discussion – none

Vote: Yes – 5 (Barrett, Blaise, Bouton, Gallott, Johnston)

No – 0

Abstention -0

Motion carries

The meeting was adjourned at 8:00 PM

Respectfully Submitted By

Karen Gallott

Tim Bouton, Chair

Kathy Barrett

Donna Blaise

Jim Gallott

Donald Johnston