

December 16, 2008

Members present: J. Marot, B. Hoeg, K. St. George, W. Healey and Greg Kashigagian

Meeting called to order at 7:30 p.m.

Earth Removal Permit

Jim – we have before us an earth removal permit concerning Glenn Chistelini. (Mr. Chistelini was present with his engineer)

Engineer – this is concerning 40 acres on Elliot Way. The cranberry bogs involve 2.6 acres. The intent is to build up the bogs. It is upland area. The three bogs consist of 2.6 acres. The reason that we are requesting this is to expand the existing pond. It is a holding pond. We are going to replicate in the back area. This is a 61A parcel. Brian – did you get a copy of the recommendation of the Highway Department? A copy of Chris' letter was given to the engineer. Mr. Chistelini – the truck route is Highland to County to 140. The quantity is 100,000. Jim – would some one be willing to make a motion contingent upon satisfaction of the requests from the Highway Supt. Greg – I make a motion that we recommend approval provided that the recommendations of the Highway Supt have been satisfied. Walter – 2nd the motion. Jim – all in favor. Vote was unanimous. Glenn – I will be using a local contractor. Greg – I believe that we should be talking normal working hours.

Brian Lewis

Jim – we are concerned about the wall that you have put in. We are also concerning about some type of mulching. When we approved a wall I don't believe that the Board was thinking anything along the line of what you have put there. Brian – when Pauline told me that you had concerns about the wall I was very surprised since I have had a good number of comments but all have been favorable. I even had a woman stop to ask me who had done the wall for me. I think the problem is that you are looking at what is there and I am looking at the finished project in my mind. The wall will have vegetation and color above it. There will be vines between the rocks and there will be flowering trees. We have had good feedback. At this point I have not been able to fill it in. The wall is progressing very well as far as I am concerned. The stone will be washed and sealed. Once you put all the vegetation in it should make a great difference. I would ask that you work with me on this and I am sure that you will be very pleased with the results. Brian H – we are giving you a jerk reaction. There is a pipe in the driveway. Brian L – the pipe has been disconnected. Jim – where is the water going? Brian L – it goes out into the grass. The pipe goes directly in to the stone. It will be disbursed underground, We will be digging a dry well. Kevin – the lights need to reflect down. Brian – they are on sensors – 13 watts. Kevin – we are trying to get everything to shine down. Brian – I am planning on using

shorter poles and did not feel that the Board would have any objection. I am not interested in a 20 foot pole. Jim – a shorter pole is not a problem. Our main concern at this point is housed. 20 foot was the maximum. We would rather see shorter. It would be appreciated if you could get more detailed information to us. We need something noted on the plan. We will mark this employee parking. Brian L – the grass will be sod. Brian H – they make jute that will just roll out. Jim – we want what is here to be clarified.

Harrison Lee

Harrison Lee – I have presented the sketch to the ZBA that you were more in favor of. They still are firm about no variance. If you could consider this plan with a paper road it would be helpful because I need to go back to the ZBA on Thursday. Jim – I think the hardship is self-created. We have never waived construction of a road for a 1 lot sub-division. In the past we have waived two lots with one lot be unbuildable. From what I can see your options are to move the house or build the roadway. Mr. Lee – I want to keep the house and have one lot in the back. Jim – we don't have a retreat by law. We can't waive road construction. We are not will to do that. If the ZBA is not willing you are stuck between a rock and a hard place. Mr. Lee you would not support this. Jim – I do not think we could. Brian – he would have to build the road. If we were to grant this by next summer we will have all kind of paper roads in town. Mr. Lee – I don't feel that the Boards are communicating with each other. Jim – we are not going to waive the construction of the road. The ZBA need to make the determination. You can move the house or build the road as far as we are concerned. Brian – we could diminish the size of the road. Jim – you have to be able to show us that the road could be built. Mr. Lee – what do I do now go back to the ZBA? Jim – you need to ask them to make a decision.

Demoranville Drive

Pauline—Chaves & Cincotta have dropped plans off as they would like to have Demoranville Drive accepted as a town road. Jim – I would suggest that we contact Conservation to find out if everything has been done to their satisfaction and also have Chris check the road.

Hearing Date

Hearings have been scheduled for the rezoning of County Street . Two hearings have been scheduled one for 8 p.m. and one for 8:15 p.m.

Priscilla Drive

Clay Marston and Dick Robidoux. Dick R – we are here concerning the funds that were disbursed as concerns Fuller Shore and Nelson Shores. It was my understanding that it was \$6,000 to Fuller Shore Association, \$6,000 to Nelson Shores and \$6,000 to both with that \$6,000 being used to make repairs to Priscilla Drive. It is my further understanding that Fuller Shores signed over the joint check to Nelson Shores and they have not done anything with the funds that were to go to Priscilla Drive and I was told that they do not intend to give us any

funds. Clay M – I have spoken with them and have not got anywhere. Dick R – was there any direction given to them? Jim – the associations have control over the roads they were suppose to get together and come up with some type of plan. Dick R – could they use the money anywhere? Clay M -- \$6,000 was deemed to be used on Bartelli. Jim I believe that there is one catch basin. Clay – as far as I can see all they put in was a burm. Dick R – I thought the money was to correct the mistakes and that the remainder was for other repairs. Greg – it was up to the association to decide. Dick R – Mr. Faria told me that he was not going to release the money unless he had engineering plans. Can you send a letter to him. He told me that the money was in a CD. I believe the town should help us. Brian – a lot of money was spent – there were a lot of problems. Dick R – I am sure it was done with counsel. Jim -- we were actually just the go between. However, if the Board is in agreement I would entertain the idea of sending a letter to Mr. Faria and ask that he attend our next meeting on January 20, 2009. Board was in complete agreement. Letter to be sent. Dick R – They have benefited by having the road fixed. They should give us the money. Clay M –Redlon gave us a figure of \$11,000. Dick R – I will talk to Ed Faria. We will spend the money to fix the road. Clay M He sent people with equipment and it comes up on Bartelli Road. Dick R – the easy thing would be for him to just give the money to us so that we can repair Priscilla Drive. Jim – letter to be sent to Ed Faria at 33 Nelson Shore Road requesting that he be present at our meeting on January 20, 2009.

Trinity Lane

Bob Mather – I am here on behalf of my client. The plan that was originally signed by the Board did not get recorded. I am here to ask the Board to sign this form stating that there are no changes to the plan. Walter – I make a motion that we sign the form. Greg – 2nd the motion. Jim – all in favor. Vote was unanimous. Form signed.

Meetings

January meetings 1/5/09 and 1/20/09

At 10:30 p.m. upon the motion made by Walter Healy and seconded by Kevin, the Board unanimously voted:

To enter into Executive Session and not to return to Open Session to discuss possible litigation: Polled vote::

J. Marot – aye
B. Hoeg, - aye
K. St. George aye
W. Healey – aye
G. Kashigagian – aye

