

## Minutes for the Planning Board (PB) Meeting of 06/28/2023

### Call To Order 7:05 P.M.

**Roll Call:** Members Present: Deb Johnson, Ray Blake, David Madden, Russ Carruth, Dave LaBar, John Rescigno

**Absent:** Kristina Madden

**Alternates Present:** Eric Jones

### Quorum

If a quorum is lacking the Chair will appoint an Alternate if present to sit as a voting member.  
PB vote \_\_\_\_\_

### Minutes

Deb moves to waive reading the minutes aloud and set-aside review following public business. Dave M. and John R. seconded the motion with unanimous agreement by the PB.

**Public Business** - Applications/Building Permits, Inquiries, Informational session  
(Interested residents or others should request to see the meeting files of April, May and this month to read all materials reviewed by the PB)

1. MIT Hearing opened at 7:06 pm

The MIT plans depict the revised access trail design, which complies with all Fish & Game and Wildlife Service regulations. The trail grading has been reduced and the culvert has been replaced with a bridge in order to avoid any wetlands impacts. In all other respects, these plans are unchanged from the ones that were presented and at previous PB meetings.

Also presented is a letter from Mr. Lawrence to the Rumney Fire Chief dated 6-10-2023, and the Chiefs response, dated 6-12-2023.

Deb J discusses with the PB the ruling by the ZBA dated Sept 4, 2020. She shares a letter from the NHMA that indicates " in the absence of a motion for rehearing and appeal to Superior Court, a ZBA approval of a special exception with conditions cannot be collaterally attacked ... Nevertheless, acting under its site review regulations the planning board can impose conditions of approval".

She asks John if the select board discussed the access issue and asked the ZBA to reconsider its ruling. They had not nor was there an appeal to the courts. Further, Deb confirms that the PB took no action in 2020. Rather, the PB left the 6 conditions of the ZBA decision intact.

Since the only issues preventing the PB from accepting the MIT Application for access and building a second bunkhouse have been resolved, there is nothing which prevents the PB from exercising jurisdiction. Deb moves to accept the MIT Application and subject to the ZBA conditions, to further approve the plans as presented for access, parking and construction of another bunkhouse. Russ seconds the motion. With no additional discussion, the PB unanimously approves.

Deb moves and Dave M seconds to close the Public Hearing, all members of the PB approve.

2. **Non-Binding informational meeting** - GreenAcres lot-line adjustment of Lots on Halls Brook RD – RSA 674:41 applies and a Road Agreement is required when lots sell. The PB reviewed the Plan presented. Approval merely constitutes recognition by the municipality that the lot configurations, as proposed, are in conformance with local land use regulations

Green Acre Woodlands asks the PB if we can hold our July meeting on the 19<sup>th</sup> due to the LIKE-Kind Exchange, Deb motions to accommodate this request and Dave M seconds. Following discussion, the PB votes yes. Deb will notify Sara to post accordingly.

3. **Building Permit**

George Girouard III at 114 Dodge Road to build a 24x36 garage-

Deliberations

Deb MOTIONS and Dave M seconds: After review and comment, the planning board recommends that the local governing body (Select Board) vote to authorize the issuance of the building permit, subject to any Covenants and Road Maintenance obligations of the applicants. PB approves.

**Unfinished/Continued Business:**

Michael Lytle Map 5 Lot 157, 1 acre, no application received from inquiry

John & Vera Ziemba Map 1 Lot 75, 57.01 acres, no application received from inquiry

**Announcements and Communications:**

None

There being no other business on the Agenda, Deb motions and Dave M seconds to adjourn.  
Adjournment 8:56 P.M.

Minutes submitted by Planning Board