

**MINUTES OF REGULAR PLANNING BOARD MEETING OF JANUARY 24, 2011
Held at 7:00 p.m., Planning Board Meeting Room #315, Town Office Building
400 Slocum Road, Dartmouth, MA**

Planning Board

Mr. John V. Sousa, Chairman
Mr. John P. Haran, Vice Chairman
Mr. Joseph E. Toomey, Jr., Clerk
Mrs. Lorri-Ann Miller
Mr. Arthur C. Larrivee

Planning Staff

Mr. Donald A. Perry, Planning Director
Mrs. Joyce J. Couture, Planning Aide

The Chairman called the meeting to order at 7:01 p.m. with three Planning Board members and Planning staff present. Mr. Larrivee arrived late and Mr. Toomey was unable to attend.

Administrative Items

(1) Approval of Minutes

Regular Meeting of January 10, 2011

A motion was made by Mrs. Miller, duly seconded by Mr. Haran for discussion, and unanimously voted (3-0) to approve the minutes of the regular Planning Board meeting of January 10, 2010 as written.

(2) Correspondence

Legal Notices from Board of Appeals
Legal Notices from Conservation Commission

A motion was made by Mrs. Miller, duly seconded by Mr. Haran, and unanimously voted (3-0) to acknowledge and file the above referenced correspondence.

(3) Endorsement of Approval Not Required (ANR) Plans

794 Smith Neck Road Smith Neck Road December 28, 2010

The Planning Director stated that this ANR is for property located on the west side of Smith Neck Road south of Dyke Creek Lane. It creates a 14.5 acre parcel of land (saltmarsh) to be given to the Dartmouth Conservation Commission. He noted the remaining land of 12.9 acres with an existing house is well above the minimum area requirements of the Single Residence B zoning district. Mr. Perry recommended plan endorsement.

MINUTES OF REGULAR PLANNING BOARD MEETING OF JANUARY 24, 2011

A motion was made by Mrs. Miller, duly seconded by Mr. Haran, and unanimously voted (3-0) to endorse the ANR plan prepared for 794 Smith Neck Road Nominee Trust for property located on Smith Neck Road dated December 28, 2010.

(5) Update on F/Y'11 budget through December

A motion was made by Mr. Haran, duly seconded by Mrs. Miller, and unanimously voted (3-0) to acknowledge and file the Planning Board's F/Y'11 budget update through December.

(6) Update on Project Timeline Chart

The Planning Director stated Town Counsel has completed his legal review of the Section 16 update and a copy was included in the Board's packets for their review and future discussion. Mr. Perry also mentioned he met earlier this evening with the Executive Administrator, the Town Moderator, and the Town Clerk to discuss submission and completion timelines for Town Meeting articles leading up to June Annual Town Meeting. Board members indicated they would like advance knowledge of all zoning articles for Town Meeting and did not want to wait until the date of the public hearing to know what was being proposed.

(7) Approval of Planning Board's F/Y'12 budget

The Planning Director noted that departments were asked to prepare two budgets. A level-funded budget and a budget reflecting a 5% cutback scenario from what was budgeted for FY'11. However, Mr. Perry mentioned that staff has prepared a second budget which only reflects a 3% cutback.

Brief discussion ensued.

The Chairman noted the Planning Board has a scheduled appointment and this agenda item will be further discussed later this evening.

Appointment

(4) 7:15 P.M. – APPOINTMENT – Matthew Smith (representing Walmart): Discussion of expansion to Walmart located off State/Cross Roads

Present: Matthew Smith, Bohler Engineering
Thomas Killoran, Killoran & Killoran

The Planning Director noted that representatives from Walmart are here this evening to informally discuss a proposed Walmart expansion. He mentioned that for the most part, the changes do not significantly impact existing traffic circulation, but additional parking has been provided to meet the parking requirements of the expansion.

MINUTES OF REGULAR PLANNING BOARD MEETING OF JANUARY 24, 2011

Mr. Matthew Smith, of Bohler Engineering, distributed a color-sketched site development plan which illustrated the proposed modifications to the building and the parking lot layout. He proceeded to identify the proposed changes.

Mr. Larrivee arrived at this time being 7:30 p.m.

Discussion ensued.

Board members offered their comments and guidance. Some of the more important concerns were the suggested removal of proposed parking spaces on the main access drive across from the garden center, visibility around the curve at the garden center, and pedestrian access to the garden center. The Board generally found the proposal acceptable. It was suggested that Mr. Smith research prior conditions of approval placed on this site before preparing a submittal plan.

Administrative Items

(7) Approval of Planning Board's F/Y'2012 budget

Discussion continued on this year's budget submission. Board members were not agreeable with reducing the Planning Board's budget even by the 3% as prepared by Planning Staff. The Planning Board strongly felt that further cuts could compromise the functions of the Planning Department and asked that the Planning Director express those concerns in a memo with the submission of the Planning Board's budget.

(8) Planner's Report

- In responding to a question from John Haran at the last Board meeting on whether Planning Staff's reports that are sent to the Smart Growth Committee are also forwarded to Attorney Mark Bobrowski, the Planning Director said he spoke with the Conservation Commission's secretary, Donna Farias, who is handling the paperwork, and found out that they were not. She indicated that she would ask her Chairman about it. In the future, Mr. Perry noted he would c.c. his written reports to Mark Bobrowski.
- Mr. Perry mentioned that the Alternate Energy Committee has finalized their review of the draft Solar Farm Bylaw and will be meeting with the Planning Board at its meeting of February 28th.
- The Planning Director mentioned the annual APA Conference is in Boston this year and he is planning on attending.
- Mr. Perry noted Staff has distributed tonight the e-mail correspondence of agenda items to be discussed at the joint meeting with the Select Board on January 31st. The Chairman asked the Planning Director to be prepared to respond to items on the agenda.

MINUTES OF REGULAR PLANNING BOARD MEETING OF JANUARY 24, 2011

(9) For Your Information/New Business

- Planning Staff timesheets
- Public Hearing Notice for Amendment to Riverside Woods
- Mr. Haran noted the Charter Commission meeting was postponed until next week.

The Chairman asked if there was any other business this evening. There was none. The Chairman reminded the Board they will be meeting next week on January 31st with the Select Board. He then called for a motion to adjourn.

A motion was made by Mr. Larrivee, seconded by Mrs. Miller, and unanimously voted (4-0), to adjourn this evening's regular meeting at 8:39 p.m.

Respectfully submitted,
Mrs. Joyce J. Couture
Planning Aide