

**THE PLANNING BOARD
TOWN OF FRANCESTOWN, NEW HAMPSHIRE**

January 20, 2015

APPROVED MINUTES

Planning Board Members Present: S. Pyle, L. Bourbeau, A. Arnold, L. Ames, L. Kunhardt, P. Tolman
Planning Board Alternates Present: H. Camirand

M. Callahan is taking the minutes.

The meeting was brought to order at 7:00 p.m.

Public Hearing: Amendment to Article IV: Signs

S. Pyle indicated that the Planning Board had approved the language for Article IV: Signs at the last meeting. She asked if any Board Members wanted to make any comments before the Public Hearing. G. Tolman asked why “Realtors” was capitalized in the first sentence of 4.5(a) Temporary Signs. There was discussion that using the term Realtors, capitalized, would exclude others who might want to sell a home privately. The Board agreed to use the phrase “real estate sales” in place of “Realtors” as it more closely represented the Board’s intended meaning. Further discussion ensued as to whether the change was substantive enough to necessitate another hearing.

Alternate Lisa Wilsher joined the meeting.

S. Pyle indicated she will check with Bart as to whether the Board needs to re-notice the hearing. It was further decided to use the phrase “real estate” instead of “real estate sales.”

L. Kunhardt stated that the 4.5(b) parenthetical phrase “(other than those covered in a 4.5-a)” is in the wrong place. She thought the parenthetical phrase should be moved so that the first sentence of 4.5(b) reads:

Temporary signs (other than those covered in 4.5-a), such as those announcing a single event or activity, occurring either on or off premises are allowed with the express permission of the property owner, if under six square feet in size and posted for a period not to exceed twenty-one (21) days in a 365 day period.”

Motion: Abigail made a motion to recommend the Ordinance with the non substantive edits discussed and send forward to the Public for vote. L. Ames seconded.

Vote: L. Bourbeau, L. Ames, H. Camirand, S. Pyle, A. Arnold, L. Kunhardt, G. Tolman
All in favor.

L. Kunhardt indicated that she wanted to discuss the above vote and to go on record because the Public Hearing Notice that was posted indicated that changing the period of time a temporary sign could be up from 48 hours to 14 days. It should have read 21 days. Kunhardt states that someone could argue that the Notice is invalid because of the error. Kunhardt said that the typo should be acknowledged

and note that it was entered into the record at the time of the Public Hearing. She suggested making a motion to reconsider the vote to legally incorporate it into the minutes of the Public Hearing.

Motion: L. Kunhardt made a motion to reconsider the vote, seconded by S. Pyle.

S. Pyle asked if anyone feels that the Sign Ordinance Notice should be re-noticed because the posted Notice stated that the duration of temporary signs was increased from 48 hours to 14 days, when it should have said 21 days, as voted at last deliberative session. H. Camirand stated that since the actual Proposed Amendment was attached to the posted Notice, and it was correctly noted on the Proposed Amendment, which was posted together with the Notice and at the same time, it's not an issue. If there was a question about the duration of temporary signs, the Proposed Amendment had the correct language. The Board felt that proper legal notice had been made. The Notice published in the newspaper did not contain the error.

Motion: L. Kunhardt made a motion to vote on whether the Planning Board Members believed adequate notice was given in light of the fact that although the cover page of the Public Hearing Notice has one days reflected change, the actual text proposed, which was posted with the cover page containing the correct date and the Board finds adequate notice has been made.

Vote: L. Bourbeau, L. Ames, H. Camirand, S. Pyle, A. Arnold, L. Kunhardt, G. Tolman
All in favor.

S. Pyle moved to close the Public Hearing. All in favor.

Announcements and Communications

S. Pyle noted that anyone who wants to sign up and run for the Planning Board can get forms from the Town Clerk's Office starting on January 21st and ending the 31st of January. The two members up for re-election are Linda Kunhardt and Larry Ames.

Upcoming Events:

- Site Walk has been rescheduled to February 7 at 10:00 a.m., meeting at Woodward Hill Road
- Scenic Road Hearing will be on Tuesday, February 17 at 7:00 p.m. at the Town Office
- Jack Munn will attend the February 3, 2015 Planning Board Meeting

Review of Minutes

January 6, 2015 meeting minutes review:

L. Kunhardt indicated that she thought the designation of "Alternate" or "Member" should be noted when a member joins the meeting. She also asks that when the vote is not unanimous, each member's/alternate name be individually listed and, whenever the vote is NOT unanimous, how they voted, i.e. in favor/opposed/abstained, etc. should be noted.

L. Kunhardt wanted to remove the last sentence under 4.5(b) Temporary Signs because it was not in the physical notes from Bart, however it was stated in notes from S. Pyle's discussion with Bart and S. Pyle stated that at the meeting. Kunhardt argued that the sentence should be stricken or the language be changed. S. Pyle indicated, in the interest of time, the sentence will be stricken from the minutes.

L. Kunhardt stated that the last sentence of 4.6(c) Directional Signs: “*He did however say that he would recommend issuing licenses versus permits because licenses are revocable.*” should be stricken because the Board decided it would not ask for permits or licenses. Because this sentence refers to the Board of Selectmen and not the Planning Board, it was decided the sentence would remain in the minutes.

L. Kunhardt indicated that, on the motion made by S. Pyle to amend the second sentence in 4.5(b), she was opposed to that motion and it was not noted in the minutes, and the minutes should be changed to reflect her opposition.

L. Kunhardt felt the language in the following motion was not adequate and should be changed from:

Motion:

L. Kunhardt made a motion to change 14 days to 21 days [in Article 4.5(b)], seconded by Lisa Bourbeau. L. Kunhardt asked that the vote be held to allow for discussion.

Discussion of the change from 14 days to 21 days took place.

to:

Motion:

L. Kunhardt made a motion to change 14 days to 21 days [in the first sentence of Article 4.5(b)], seconded by L. Bourbeau. S. Pyle commenced discussion of the second sentence relative to size and delegation of authority to the Selectmen. L. Kunhardt asked for clarification as to relevance to the motion. L. Kunhardt agreed that the vote be held to allow for discussion of the second sentence.

Discussion of delegating authority from the Planning Board to the Selectmen ensued.

Discussion of the change from 14 days to 21 days took place.

S. Pyle asked if there was a second to L. Kunhardt’s amendment to the Motion, L. Bourbeau seconded.

Vote:

Member L. Bourbeau, in favor
Member L. Kunhardt, in favor
Member A. Arnold, in favor
Member S. Pyle, opposed

Member L. Ames, in favor
Alternate Harry Camirand, in favor
Member P. Tolman, opposed

H. Camirand noted that his last name was misspelled in the Review of the Minutes, page 1.

Motion: A. Arnold made a motion to accept the minutes as amended, H. Camirand seconded.

All in favor.

Polly Freese asked about the scheduled time and date of the Site Walk on January 7, 2015 at 10:00 a.m., meeting at Woodward Hill.

L. Kunhardt indicated that the last Planning Board Meeting Agenda was not posted on the website until Tuesday morning. S. Pyle said that the previous day was a holiday and so she could not post it until Tuesday. Kunhardt also said that it was incorrectly labeled as the Agenda for 1/20/15 but was actually the Agenda for the 1/6/15 meeting. S. Pyle said she will try implementing a new system to post Agendas sooner.

Adjournment: S. Pyle moved to adjourn the meeting at 8:10 p.m.