

**Town of Gorham  
Planning Board Minutes  
September 27, 2012**

**Members Present:** Daniel Buteau, Wayne Flynn, Michael Guay, Reuben Rajala (Alt), Paul Robitaille, Mike Waddell

**Excused:** Earl McGillicuddy

**Absent:** Barney Valliere, Bruno Janicki (Alt), John Losier

**Others:** John Scarinza, Robin Frost, Burke York, Larry Latarte, Clermont & Gracienne Drouin, Arthur & Aldea Finnigan, Norman Labbe, Claudine Safar (Atty), Chad Crane, Steve Bennett, PJ Cyr

**Call to order:** 6:30 pm by Chairman Wayne Flynn

**Acceptance of Minutes:** Motion by Mike Guay to accept as written; 2nd by Dan Buteau. All were in favor.

**Case # 05-2012 – Clermont & Gracienne Drouin:** Wayne Flynn recused himself; Mike Guay chaired the meeting. Burke York presented the members with updated plans reflecting the requested changes. There was further discussion and concerns were addressed by Burke and Attorney Safar. Mike Waddell asked Code Enforcement Officer, John Scarinza, if he has seen it staked out. He has not and feels it would be good to have it staked and an engineering design. Paul Robitaille asked for an engineering study. John Scarinza stated since the plans have changed and the second driveway is being added the plans need to be revisited/reviewed. There are questions on how it will be built, and the overall exit design. There was also a discussion about the retaining wall. Burke and Attorney Safar disagree there should be an engineering study, but recognize should there be an incident the Drouin's will be liable and their insurance would cover it.

**Public Comment** - Norman Labbe stated there are many walls there and most wall do not fail unless hit. Arthur Finnigan also spoke for himself and wife, stating they are in favor of this expansion. Mike Guay asked the board what they wanted to do. Paul Robitaille stated that public works is in charge; if they have concerns they should ask for an engineering stamp. If Mr. Doucette is doing the work he can view the work and approve and it should be all set. Mike Waddell made a **motion to approve the plans with the condition the retaining wall (being any new, currently non-existing retaining wall) receives an engineering stamp. If extremely expensive they are to return and it will be revisited.** Mike further stated that they usually don't have to ask for an engineering stamp because the plans come with it. Dan Buteau 2nd the motion.

**Check List** was reviewed by Mike Guay and the board. Items which need to be completed: Name the street with a 9-1-1 compliant name, and department head signatures. Vote was taken: 4 in favor, Paul Robitaille opposed. The motion was passed with conditions, will discuss again at October 11th meeting. Burke agreed they will return with the Street name, necessary signature and engineers stamp.

**Case # 02-2012 - Berlin City Chevrolet:** John Scarinza gave a status update and there was a general discussion with Chad Crane and Steve Binette responding to all the inquiries. There are four areas still in need of work, 1.) Fire Lane 2.) Signage 3.) Water Department concerns 4.) Signatures from all department heads. Mike Waddell made a **motion to accept conditionally, what remains allow the Code Enforcement Office to oversee then report back to this board when it meets again on October 11, 2012.** This was 2nd by Paul Robitaille and all were in favor.

**Case # 04-2012 – Tourist Village Motel:** Burke York submitted a check for the fees. Mike Waddell made a **motion to approve the minor subdivision, case number 04-2012.** The motion was 2nd by Dan Buteau and all were in favor.

**Work Session with Tara Bamford:** Wayne Flynn back as chairman at 7:40 pm. Handouts on each topic were given

**Fences** - There was a general discussion, all were happy with the changes made to it.

**Fowl** – There was a general discussion and it was found there is still a lot more work to be done here.

**Trailer Park** – (using Rochester NH ordinances as an example) there is more work to be done. Tara will consult with attorney for guidance.

**Driveway Regulations** – there was question whether this should be ZBA or Planning Board. Robin will consult with the town's attorney.

Tara feels it will take 2-3 more meetings to finish. She will be available on **October 25, November 15 and December 13.** These meetings will be work session ONLY meetings.

**Homework for the board:** find out how got the current driveway regulations and how to get out of them.

**New Business:** Application for lot merger from Scott and Elaine Riendeau. Tax Map U17; Lots 55 & 55C Book/Page: 1357/363. After viewing the map Paul Robitaille made a motion to accept the lot merger, 2nd by Reuben Rajala; all in favor.

**Old Business:** Mike Guay asked, since John Losier was absent had the board heard from the town attorney concerning his appointment? Wayne stated they had not. There was further discussion concerning letters that should be sent to the attorney and Secretary of State. It is felt there should be a record that the board is looking into this matter. There was further discussion concerning recusal. It was found one could not be forced to recuse oneself, but in the case of an alternate if there is another one available that one can be appointed over another member.

**Next meeting is October 11, 2012 at 7 pm.**

**Motion to adjourn** was made by Mike Guay, 2nd by Paul Robitaille; all in favor. Adjourned at 9:02 pm

Respectfully submitted,

Sharon Amero