

**APPROVED**

**BOARD OF SELECTMEN'S MEETING**

**SEPTEMBER 9, 1996**

**7:30 P.M. - MUNICIPAL OFFICE BUILDING - HANOVER, NH**

The meeting of the Board of Selectmen was called to order at 7:30 p.m. by the Chairman, Marilyn W. Black. Present were: Marilyn W. Black, Chairman; Jack H. Nelson, Vice Chairman; Katherine S. Connolly; Dorothy King; Brian Walsh; Julia Griffin, Town Manager; and members of the public.

Ms. Black announced that this meeting was being taped by CATV 6 and that assistive listening devices were available for anyone who wished to use them.

**1. PUBLIC COMMENT**

Ms. King commented that she would like to remind the public that voting on Tuesday, September 10 is to be held at the Ray School gymnasium from 7:00 a.m. to 7:00 p.m.

Ms. Black noted that there will be notices posted at the high school indicating that voting is being held at the Ray School and will include directions to the Ray School. She stated that there is free parking at the Ray School and it is handicapped accessible.

**2. TO CONSIDER AND TAKE ACTION ON PROPOSED KING ROAD ORDINANCE**

Ms. Black stated that the proposed King Road ordinance states that there is to be no thru trucking from Laramie Road to Hanover Center Road, and that trucks servicing those houses on that portion of the road are free to travel one way on the road. Mr. Baschnagle stated that he believes that the correct road is the Etna Road rather than the Hanover Center Road, and Ms. Griffin will verify the correct name before finalizing the ordinance. Ms. Black also stated that there is a weight limit of 18,000 lbs.

Ray Eusden, a resident of King Road, noted that police cruisers have been in the King Road area and have stopped a number of vehicles. He indicated it was his understanding that many of the drivers had been given warnings rather than tickets, and he asked if the presence of the police cruisers had slowed down traffic.

Ms. Black indicated that most of the vehicles that had been stopped had been residents of the King Road area.

Ms. Griffin stated that the three or four times there have been directed patrols in the area, quite a few individuals travelling at a high rate of speed had been stopped, but this does not appear to have effectively slowed traffic. She indicated that the Town does not have the resources to dedicate a police officer in that area on an ongoing basis, and the hope is that the new signage will send a message to some drivers. Ms. Griffin commented that most of the traffic on the road consists of people who drive it on a daily basis, are used to tackling the road and are familiar with the problem areas, and have adapted to a rate of speed with which they are comfortable but which a number of people feel is too fast.

**TO CONSIDER AND TAKE ACTION ON PROPOSED KING ROAD ORDINANCE (Continued)**

Mr. Walsh stated that the proposed ordinance speaks specifically to trucks and heavy vehicles, and is not a general ordinance to change the speed limit on the road.

Mrs. Nan King asked how the public would become informed about this ordinance. Ms. Black answered that it would be published in the paper before it can be enforced. Mr. Nelson stated that there will also be adequate signage regarding no thru trucking and the weight limitation.

Ms. Black stated that the fine for a truck disobeying the no thru trucking ordinance is up to \$500 for the first offense.

**Mr. Walsh MADE THE MOTION that the Board of Selectmen adopt Ordinance #28 regarding no thru trucking on King Road. Mr. Nelson SECONDED THE MOTION and the Board of Selectmen VOTED UNANIMOUSLY TO ADOPT ORDINANCE #28 REGARDING NO THRU TRUCKING ON KING ROAD.**

**3. APPROVAL, ACCEPTANCE, AND AUTHORIZATION OF DEED FOR WILLIAMSON TRAIL EASEMENT**

Ms. Griffin noted that the Williamson trail easement and Domus, Inc. trail easement are the same; therefore, agenda item number 4 is no longer valid. She stated that acceptance and approval for the Williamson trail easement was requested by the planning Board.

Ms. Black stated that it concerns a 55 foot hiking path on the edge of this property, which is on Great Hollow Road.

Ms. Connolly commented that the deed does not contain a reference to a tax map or lot, and Ms. Griffin replied that she would check with an attorney to see why this reference is not routinely included, but saw no reason not to include it in this case and would do so before signing.

**Mr. Walsh MADE THE MOTION that the Board of Selectmen accept the deed for the Williamson Trail easement. Ms. King SECONDED THE MOTION and the Board of Selectmen VOTED UNANIMOUSLY TO ACCEPT THE DEED FOR THE WILLIAMSON TRAIL EASEMENT.**

**4. APPROVL, ACCEPTANCE, AND AUTHORIZATION OF DEED FOR DOMUS, INC. TRAIL EASEMENT**

Not applicable.

**5. RECOMMENDATION TO SET PUBLIC HEARING BANNING PARKING ON GOULD PLACE SOUTH OF THE GALLERIA PROPERTY**

Ms. Black stated that the Town's parking ordinance lists all of the streets that are no parking, and that Gould Place is not listed. She wished to set a public hearing at the Board of Selectmen's meeting of September 23 to specifically name Gould Place as a no parking zone in the Town ordinance.

Susan Schier, a resident on So. Main Street, stated that the Galleria refurbishing has eliminated a number of parking spaces for people who have appointments in the Galleria building. She stated that she would be in favor of less signage and that the situation has been well run until now.

Ms. Black noted that there had been a no parking sign previously, and without it being specified in the ordinance, it was not possible to replace the sign.

Mr. Nelson commented that the request for no parking often comes from residential neighborhoods adjacent to a business district; he stated that this situation is somewhat different because it is a safety issue as parking cannot be in the right of way which prohibits other vehicles from travelling the street.

Mrs. Call, a resident of Gould Place, stated that since Hilde's Salon moved to the downstairs area of the Galleria, the situation has worsened. She stated she has had customers parking in her driveway, and as many as five cars at one time parked along their back lawn on both sides of the street. Mrs. Call indicated that she felt the situation was getting out of hand, and met with the Town Manager to discuss the problem. She stated that last winter she and one other neighbor went without garbage pickup for three weeks because the truck could not travel through the street with the construction vehicles parked there.

Bill Baschnagle commented that if the street is posted as no parking, that restriction applies only to the town-owned paved portion. He said that if people were to continue to park off the paved portion of the street, they would be on private property and no police action could be enforced against them.

Mr. Call asked what recourse the private owner has against people parked on their property. Ms. Griffin answered that it is trespassing and the vehicle could be towed, at the car owner's expense.

Ms. Griffin noted that she believes the problem will abate considerably after signs go up and there is directed enforcement for a couple of days.

Ms. Schier stated that there is a sign presently at the end of the road that indicates the street is not a thru way. She suggested that a sign reading "dead-end" would be more effective.

**RECOMMENDATION TO SET PUBLIC HEARING BANNING PARKING ON GOULD PLACE SOUTH OF THE GALLERIA PROPERTY (Continued)**

Ms. Black will schedule a public hearing on no parking on Gould Place for the next Board of Selectmen's meeting on September 23, 1996.

**6. DISCUSSION RE: PROPOSED AMENDMENTS TO THE VENDORS' ORDINANCE**

Ms. Griffin stated that she had measured the height of rolling racks of clothing that Hanover shopkeepers routinely display in front of their stores, and found the tallest to be 5 1/2 feet. She stated that the current vendors' ordinance restricts the size to 8 feet in length, 4 feet in height and no more than 40 feet square. Ms. Griffin further indicated that Section 5a of the vendors' ordinance states that no shopkeeper shall be required to obtain a vendor permit to sell, distribute or display merchandise in the public way; however, all shopkeepers shall be subject to the regulations on use of temporary outlets as set forth in Section 15 of the ordinance. She noted that she feels the ordinance should either be modified to allow shopkeepers to maintain their current rolling stock, or start enforcing not just the vendor in question but also the shopkeepers. Ms Griffin's suggestion is that the ordinance be revised to allow a height of up to 5 1/2 feet, and either indicate an exception in the ordinance to allow a vendor to have a unit such as Ms. Johnson's that you can see through, or to restrict all displays to a 5 1/2 foot limit and work with Ms. Johnson to reduce the height of the shelving on her display unit.

Mr. Nelson asked what the height of Ms. Johnson's unit is, and she replied it is approximately 7 feet.

Mrs. Nan King asked whether the display racks are as close to the building as possible, noting that it is very difficult as a pedestrian to get through on the sidewalks.

Ms. Griffin stated that the Town needs to be more diligent about enforcing the ordinance in its entirety. The ordinance requires that there be 6 feet of passable sidewalk, and additionally that vendors occupy no more than 40 feet square. She stated that there are problems both with shopkeepers and vendors taking up enough space so that there no longer remains 6 feet of passable sidewalk.

Mr. Walsh indicated that he will be in favor of raising the height of display units to 5 1/2 feet, with the provision that an exception could be made for partially open structures that can be seen through.

Ms. Griffin suggested that language could be included in the ordinance which would authorize the Town Manager to negotiate exceptions with regard to height, establishing a maximum height at 7 feet, for example, under the assumption that the structural integrity of the unit is such that it does not present a hazard to pedestrians.

**DISCUSSION RE: PROPOSED AMENDMENTS TO THE VENDORS' ORDINANCE (Continued)**

Mr. Nelson suggested that a hearing be scheduled to modify the vendor ordinance to increase the height of display units to 5 1/2 feet with exceptions up to 7 feet, and then start enforcing the ordinance.

Ms. Johnson stated that she feels the bicyclists on the sidewalk are a serious problem.

Ms. Connolly noted that bicycling on the sidewalks is a violation.

Ms. Black scheduled a public hearing on modifications to the vendor ordinance for the next Board of Selectmen's meeting on September 23, 1996.

**7. DISCUSSION RE: PARTICIPATION OF SELECTMEN IN PLANNING PROCESS FOR PROPOSED COMMUNITY CENTER**

Ms. Black stated that at last year's Town Meeting the Town purchased a lot on which to build a community center, and feels this is a good time to start a process to plan a new community center.

Ms. Connolly clarified that the intent was to have a community center which would house both the services at 10 School Street and the Senior Center.

Mr. Nelson suggested that the committee should determine the content of the facility, such as a gymnasium, offices, etc., which would determine the size of the lot required. Ms. Black noted that it is possible to combine the present lot with the new one if needed.

Mrs. Nan King asked if there would be an individual representing senior citizens on the committee; Ms. Black stated that there would definitely be a senior citizen on the committee.

Mrs. King further stated that there is presently a substantial amount of traffic at that location, and questioned the advisability of adding more traffic coming in and out of that area.

Ms. Black indicated that one of the reasons for the location is that is contiguous to the senior housing, and the senior citizens could walk to the facility.

Mr. Walsh stated that this is a good time to start thinking who would be good members of a committee, and asked the public to let the Town know if they are interested in serving on these committees in the future.

**8. DISCUSSION RE: TRI-CENTENNIAL CELEBRATION IN JOIGNY, FRANCE**

Ms. Black noted that the Tri-Centennial Celebration is to be held in Joigny, France the weekend of October 17 and 18. She stated that there is one individual presently planning to attend as a representative from Hanover, but would like additional representatives from the Town in attendance. Ms. Black also indicated that a gift should be presented at the Celebration to Joigny, and asked for ideas from the Selectmen as well as members of the public as to an appropriate gift.

**9. ADMINISTRATIVE REPORT**

Ms. Griffin reported that Patrick O'Neil has been appointed to take the Sergeant's position to become the community outreach officer and parking supervisor. She stated that Sgt. O'Neil and the parking staff assistant will be relocating to an office adjacent to the conference room in the Municipal Building on Monday, September 16. This relocation will establish a police presence in the building and the office will handle parking complaints, payment of fines and general parking related business.

Ms. Griffin requested that the Board set a public hearing on September 23rd to discuss a request from a citizen to establish a handicapped parking space in front of the high school.

**10. SELECTMEN'S REPORTS**

**Mr. Walsh**

Mr. Walsh reported that the Conservation Commission had visited eight sites recently. He further reported that he had attended a meeting with the public works department, and is looking forward to meeting with the fire and police chiefs. Mr. Walsh stated that there is a Howe Library trustees' meeting on Thursday, September 12.

**Ms. King**

Ms. King stated that she and Julia Griffin had attended a reception presented by Dartmouth College to launch a College/ Chamber of Commerce committee that will begin discussing cooperation between the College and business owners in Hanover.

**Mr. Nelson**

Mr. Nelson reported that he will be sitting on the Planning Board for the psychology building that Dartmouth College is planning to build.

**10. SELECTMEN'S REPORTS (Continued)**

**Ms. Connolly**

Ms. Connolly stated that the Planning Board met with Granite State Electric and approved their proposal to trim trees on the River Rd. She noted that they are working on a subdivision on Great Hollow Road across from Hypertherm. Ms. Connolly also reported that the Board was revisited by Hypertherm due to an error by the contractor which required a modification of the site plan.

Ms. Connolly stated that there was a question regarding the Greensboro Partnership as to whether drainage calculations were adequate. The Partnership subjected themselves to a peer review which was almost perfect, with the imperfection addressed by the exchange of a culvert on part of the property. She also reported that Mascoma Savings Bank is putting an installation in the GoGo Mart at the entrance to the hospital which required modifications to the site plan. She also noted that Dartmouth College is beginning the psychology building.

**Ms. Black**

Ms. Black reported that she and Ms. King attended the elected officials meeting with Upper Valley Lake Sunapee Council. She stated that under the new telecommunications act the Town should have a local ordinance on the construction of towers.

**11. OTHER BUSINESS**

Mr. Walsh noted that on the schedule of next year's selectmen's meetings a conflict exists between two budget hearings and school vacation. Ms. Griffin is to coordinate the schedule with the school's vacation schedule.

**12. ADJOURNMENT**

**Ms. Connolly MADE THE MOTION to adjourn the meeting. Ms. King SECONDED THE MOTION and the Board of Selectmen VOTED UNANIMOUSLY TO ADJOURN THE MEETING.**

**Mr. Walsh MADE THE MOTION to go to non-public session to discuss a matter which may affect the reputation of an individual. Ms. King SECONDED THE MOTION and the Board of Selectmen VOTED UNANIMOUSLY TO GO TO NON-PUBLIC SESSION TO DISCUSS A MATTER WHICH MAY AFFECT THE REPUTATION OF AN INDIVIDUAL.**

The meeting was adjourned at 8:50 p.m.

**SUMMARY**

1. **Mr. Walsh MADE THE MOTION that the Board of Selectmen adopt Ordinance #28 regarding no thru trucking on King Road. Mr. Nelson SECONDED THE MOTION and the Board of Selectmen VOTED UNANIMOUSLY TO ADOPT ORDINANCE #28 REGARDING NO THRU TRUCKING ON KING ROAD.**
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Respectfully submitted,



Brian Walsh, Secretary

These minutes were taken and transcribed by Nancy A. Richards.