



MEETING MINUTES
NORTH HAMPTON PLANNING BOARD
Work Session
Tuesday, January 17, 2006
Mary Herbert Conference Room

These minutes were prepared as a reasonable summary of the essential content of this meeting, not as a transcription.

Members present: (1) Shep Kroner, Chairman; (2) Phil Wilson; (3) Laurel Pohl; and (4) Craig Salomon.

Others present: Jill Robinson, RPC/Circuit Rider and Wendy Chase, Recording Secretary.

Alternates present: Rich Goeselt

Mr. Kroner convened the Work Session meeting at 7:00pm.

Noting Dr. Arena's absence Mr. Kroner seated Mr. Goeselt.

Mr. Kroner commented that the Board is moving in the right direction regarding the proposed amendments to the Wireless Telecommunication Ordinance. He stated that procedurally it is up to the Board to discuss and decide whether or not to hold a public hearing on the proposed amendments and vote to adopt it. The Board also has to decide whether or not to have it ready for next year's town election or to hold a special town meeting.

Mr. Wilson stated, after speaking with Attorney Ciandella and Attorney Loughlin, that the earliest the Town can hold a Special Town Meeting would be the beginning of June 2006 because of the time requirements. Mr. Wilson also stated that a proposed amendment becomes effective 120 days prior to the Town Election and the same rule applies to Special Town Meetings.

Mr. Wilson suggested that the Board hold at least one more Work Session on the Wireless Telecommunication Ordinance amendments before a public hearing to vote to adopt it or post it.

Mr. Kroner feels the Board could get through it in one more Work Session. Mr. Kroner stated that he is happy with the draft before them.

Mr. Salomon stated that the Board might not be able to complete the revisions of the proposed Telecommunication Ordinance in one meeting. He would like to give Dr. Arena an opportunity to discuss his concerns.

Mr. Wilson will meet with Dr. Arena and go over the proposed ordinance and try and incorporate his point of view into the ordinance that is consistent with the goals that the Board has set out to achieve; which are as follows:

- Get coverage everywhere in Town.
- Do it in a way that would make it as unobtrusive as possible.
- Make the Ordinance bulletproof so that the Town can defend it in Court if need be.

Mr. Goeselt stated that he is pleased with the latest draft that incorporates suggestions made by Attorney Ciandella.

Mr. Wilson stated that he is much more comfortable with the way the preferences are now stated in the proposed ordinance, which are as follows:

- First, use of existing towers, existing antennas or existing alternative antenna structures to co-locate a new WCF.
- Second, use of either permissible new alternative antenna structures in the WCF District 1 or 2 or use of DAS or other antennas as permitted in WCF District 3.
- Third, use of WCF District 1 for a new tower that is not an alternative antenna structure.

Mr. Kroner suggested the proposed amendments to the Wireless Telecommunication Ordinance be the primary discussion at the February Work Session Meeting. The Board agreed.

Mr. Goeselt referred to the letter sent from Richard Enright of Verizon Wireless where Mr. Enright brought up valid points that were the basis of Mr. Goeselt's concerns. He also stated that the new draft addressed his concerns.

Ms. Robinson voiced concerns that the one company that will profit from this system is also the applicant and is also the entity or group of people that are helping to revise the proposed Wireless Ordinance. She stated that a Judge would look at the legislative history and the process of how the Ordinance was arrived at. The Board needs to make sure that the process is completely even handed to all technology and to express that principle.

Mr. Kroner stated he felt that Gridcom did not exhaust their search on finding locations to put up towers. Mr. Kroner suggested a location to them at the January 6, 2006 Work Session.

Ms. Chase was directed to send a letter to Gridcom, Thera Research and Cellco/Verizon inviting them to the next Work Session scheduled for February 15, 2006 at 6:30pm where the proposed amendments to the Telecommunication Facilities Ordinance will be the main topic of discussion. Mr. Wilson suggested that they be invited to the public hearing as well and to keep record of this.

Mr. Wilson stated that the Board has agreed to the three principles that the Board is working on; (1) that the entire town receives wireless coverage; (2) the system is not obtrusive and (3) that the ordinance is bullet proof and will hold up in Court. He also added that the Board has consulted with the Town's Attorney who encourages the Board

to follow these principles. Mr. Salomon added to the third principle that the process should address all State and Federal requirements and affords due process to all applicants.

The next Work session will be held on February 15, 2006 at 6:30pm with the main topic of discussion to be the proposed amendments to the Wireless Telecommunication Facilities Ordinance.

Mr. Wilson informed the Board that the Town has hired Amy Kane to write up short descriptions on each of the proposed Warrant Articles in simple terms to be placed on the town web site and sent out in a mailing to all town residents. Mr. Wilson will draft a short description on the proposed Sign Ordinance and the proposed Aquifer Protection Ordinance. He will first send the draft of the Aquifer Ordinance to Rich Goeselt for him to review before sending it to Ms. Kane, and he will send the draft about the Sign Ordinance to Ms. Robinson.

Mr. Wilson stated that not only is the town adopting the proposed Aquifer Ordinance but they are also adopting an Aquifer map that will be used as a reference before going before the Planning Board. It is up to the applicant to determine whether or not they are in the aquifer protection district.

Mr. Wilson moved and Mr. Salomon seconded the motion to accept the Work Session minutes of December 19, 2005 as amended.

The vote was unanimous in favor of the motion (5-0).

Mr. Wilson moved and Mr. Salomon seconded the motion to accept the Public Hearing minutes of December 19, 2005.

The vote was in favor of the motion (4 yes, 0 no and 1 abstention made by Ms. Pohl who was not in attendance).

Mr. Wilson moved and Mr. Salomon seconded the motion to accept the Public Hearing minutes of January 3, 2006 as amended.

The vote was unanimous in favor of the motion (5-0).

Mr. Wilson moved and Mr. Goeselt seconded the motion to accept the minutes of January 3, 2006 as amended.

The vote was unanimous in favor of the motion (5-0).

Ms. Pohl updated the Board on the Long Range Planning Committee meeting.

Ms. Pohl informed the Board that she did not write the letter of recommendation regarding the CIP input received from each Department to the Board of Selectmen and Budget Committee as she had planned on doing for the January 10, 2006, public hearing of the Budget Committee and Board of Selectmen.

Ms. Pohl informed the Board that the Long Range Planning Committee meeting scheduled for January 17th was cancelled due to this Work Session meeting.

Ms. Pohl handed out graphs and detailed lists she had compiled with information received from each Department for the CIP. She stated that the CIP should correspond with the CFS Chapter, which Jill Robinson is working on.

Ms. Pohl informed the Board that the next Long Range Planning Committee meeting is scheduled for January 31, 2006. Ms. Pohl would like to have everything ready for the February 15, 2006 Work Session meeting so that the Board could adopt the CIP and CFS Chapter.

Mr. Kroner informed the Board that he would attend the two Saturday meetings the Library has scheduled regarding long range planning for the Library.

Mr. Kroner read a resignation letter submitted by Planning Board Member, Judith Day to become effective January 5, 2006. The Board regretfully accepted her resignation.

The Planning Board has the authority to appoint a Planning Board Member. Ms. Chase was directed to place appointment of a Planning Board member on the February 15, 2006 Work Session Agenda.

**Mr. Salomon moved and Ms. Pohl seconded the motion to adjourn at 8:45pm.
The vote was unanimous in favor of the motion (5-0).**

Respectfully submitted,

Wendy V. Chase
Recording Secretary