

**TOWN OF TREMONT
BOARD OF APPEALS
TREMONT COMMUNITY BUILDING
OCTOBER 13, 2004
5:30pm**

1. CALL TO ORDER

The October 13, 2004 Board of Appeals meeting was called to order at 5:30 by Chairman Joanne Harris.

2. ROLL CALL

Board Members Marcia Madeira, Joanne Harris, Phil Worden, Mel Atherton, Mark Mosenteen (6:10PM) Applicant Keith Higgins, Recording secretary McKenzie Clough and Visitor Heath Higgins.

Keith Higgins is appealing the July 7, 2004 decision of the Planning Board. Joanne Harris informed the committee members that Keith Higgins is present to update the board. Section 6-Buffering standards are in question. Keith explains to the board that he doesn't feel that the buffering requirements need to be met.

Joanne Harris reads the finding and fact (see attached)

Keith has survey and explains the maps to members who haven't visited the site. Mr. Higgins shows pictures to the board members of the abutter's property. Mr. Rich is not present. Mr. Rich (the abutter) has an active boat repair shop, cottages and boat storage. Mr. Higgins doesn't feel his business will have heavy traffic. He has planted shrubs and trees on other sides of the property. Mr. Worden feels that if Mr. Higgins can go back to the Planning Board and convince the board members that Mr. Rich's property is zoned for Commercial use than buffering shouldn't be a requirement. Mr. Higgins agrees that he will take the proper proof back to the Planning Board and he will re-submit his application. There is no further discussion

Phil Worden motions to remand to the Planning Board to decide if Mr. Higgins abutter is commercial/residential or vacant. Mel Atherton seconds motion. There is no further discussion. All members vote yes, one abstains.

There is no further discussion on this matter. Phil Worden motions to adjourn meeting, Mel Atherton seconds motion. All in favor of adjourning October 13, 2004 Board of Appeals meeting.