

WARREN PLANNING BOARD
NOTES FROM AUGUST 25, 2009

Present: Mr. Marc Richard: Vice-Chairman and Mr. Peter Krawczyk

Absent: Mr. Bill Ramsey, Mrs. Susan Libby and Mr. David Messier

Although posted, the Board was unable to provide a quorum and attended the Board of Selectmen's meeting as individuals.

The purpose of attending the Board of Selectmen meeting this evening is to discuss the zoning violation on Rte 19 (SP#205) and to support Mr. Keough in his decision.

Mr. Richard stated that he is looking for a resolution to the situation in light of the critical area that the material is in.

Mr. Souza, Chairman of the Board of Selectmen stated that a party asked him if he could haul material (at night). Mr. Souza admitted that it is not the Board of Selectmen's jurisdiction to oversee gravel pits. Mr. Richard expressed concern over the water supply. Mr. Krawczyk stated that the material is in a critical area, which could contaminate the water supply. Mr. Krawczyk requested a date as to when the Board of Selectmen voted on such a matter.

Mr. Souza told Mr. Krawczyk to "stand down" and as Chairman, evoked his right under Chapter 39, §24 of the Open Meeting Law. Mr. Krawczyk stated he would be filing a complaint and left the meeting.

Mr. Keough addressed the Board requesting their opinion in light of the letter from Mr. Souza and the request for an extension from Mr. Fountain. Mr. Souza stated that the letter was an error on his part and his Board should have never been involved. Mr. Souza is ok with an extension, however Mr. Delanski's only comment was "he has no opinion". He went on to say that the issue is up to the Building Inspector and Planning Board seeing the property has a Special Permit. Mr. Delanski concluded by saying that the Board of Selectmen cannot advocate violating the by-laws.

Mr. Downing did not want to comment. Mr. Keough stated that he must stand by his order and the material must be moved within the 7 days. Mr. Fountain believes it can be moved in 7 days but the town will not get anything.

The Planning Board will meet tomorrow at their next scheduled meeting on 8/26/09.

Respectfully submitted,

Rebecca Acerra
Secretary

Date Approved _____