

WARREN PLANNING BOARD
MINUTES OF OCTOBER 26, 2011

Present: Mr. Bill Ramsey; Chairman, Mrs. Susan Libby; Vice-Chairman, Mr. Peter Krawczyk, Mr. David Messier and Mrs. Melissa Sepanek

Attendees: Peg Gorman, Mary Belrose, Cliff Fountain, Dave Johnson, Dale Tabor, James Fountain, Joe Fillion, Bob Souza, Jr., Michelle Murray and Robert Downing

Opened the meeting at 6:00 PM

Comments and Concerns – None

Motion to approve the Minutes of August 31, 2011 as written made by Mrs. Libby; second: Mr. Krawczyk – (3 Yes, 2 Abstention – Mr. Ramsey and Mr. Messier absent)

Motion to approve the Minutes of September 7, 2011 as written made by Mrs. Sepanek; second: Mr. Krawczyk – (3 Yes, 2 Abstention – Mr. Ramsey and Mrs. Libby absent)

Motion to approve the Minutes of September 28, 2011 as written made by Mr. Krawczyk; second; Mrs. Sepanek – (3 Yes, 2 Abstention – Mr. Ramsey and Mrs. Libby absent)

Motion to approve the Minutes of October 12, 2011 as written made by Mrs. Libby; second: Mrs. Sepanek (4 Yes, 1 Abstention – Mr. Krawczyk absent)

Both Mr. Messier and Mrs. Libby expressed concern over the way Mr. Scanlan submitted an invoice that detailed additional hours due to a vacation that was previously taken. Mrs. Acerra explained that Mr. Scanlan was a contractual employee at a fixed rate and averages 10 hours per week. He has the ability to work the hours he chooses however he must keep within the contractual amount throughout the year.

The Board will request a copy of Mr. Scanlan's contract from the Board of Selectmen.

The Board reviewed a memo from Tom Boudreau stating that maintenance work will be done on Town Farm Road, which is a designed scenic road.

Motion to sign payroll for Rebecca Acerra in the amount of \$131.77 and \$100.56 made by Mrs. Sepanek; second: Mrs. Libby – unanimous.

Motion to sign the invoice for Wm. Scanlan in the amount of \$1,300.00 made by Mr. Krawczyk; second: Mrs. Libby – unanimous.

The Board was notified that the Attorney General's Office has approved the Solar Energy By-law.

6:30 PM – Opened the Public Hearing for Special Permit Application No. 248 for James Fountain and Fountain & Sons Fuel Co. Mr. Fountain has requested a Special Permit under Section 3.23.15 to allow the operation of a contracting business with equipment and the construction of a 60' x 80' garage on Brimfield Road (Map 30, Lot 2).

Mr. Fountain asked the members if a Land Surveyor's plan would be suitable. Due to the nature of the project and its location, all members were in full agreement that an Engineered Plan will be required. He did request a quote from Sherman and Frydryk, however it will take several weeks to prepare. Mr. Messier asked if he intended to have a wash rack to which Mr. Fountain stated that it was not his intent at this time. Warren Water Commissioner, Cliff Fountain, stated that the water department does not have any problem with this proposal. Mr. Fountain requested for a continuance in order for a plan to be prepared. The Board was in agreement.

Motion to continue the Public Hearing for Special Permit Application No. 248 for James Fountain for Fountain and Sons Fuel to Wednesday, November 30, 2011 at 6:30 PM made by Mrs. Libby; second: Mr. Messier –unanimous.

The following Public Hearing was held in conjunction with the Tree Warden. Mr. Ramsey recused himself from this portion of the meeting as to having known Mr. Tabor prior to this evening.

7:00 PM – Opened the Public Hearing for Dale Tabor – 612 Southbridge Road. Mr. Tabor has requested the removal of two trees on town property which is on a Designated Scenic Road. A Black Walnut and Red Maple was the subject of the hearing. As Tree Warden, Ken Lacey felt that there is no valid reason from an arboricultural standpoint to remove the trees. He also requested that the Highway Surveyor and Police Department evaluate the trees as to public safety. Both Chief Spiewakowski and Detective Mark Chase independently visited the site and each found that neither one of the tree pose a threat to safety. Tom Boudreau's report that was submitted resulted in the same findings. All Planning Board members also visited the site and did not find any issues with the trees themselves. The Board is sensitive to the fact that Mr. Tabor does live on curve where caution should be taken, however all members were in agreement that the trees were there when he purchased the house. In presenting his side, Mr. Tabor provided a handout for the Board and although all members realized his passionate stance on the matter, he discussed many issues that did not fall within this Board's jurisdiction. The Board members agreed that the Black Walnut should be trimmed, which the Tree Warden was agreeable to. Members of the public were present and both who spoke (Peg Gorman and Mary Belrose) feel that there are many roads in town that caution should be taken when exiting and entering their property. Mr. Lacey was receptive to the possibility of clearing some of the brush clutter opposite Mr. Tabor's property which could provide a better line of sight when traveling toward town. Mr. Souza as a member of the Board of Selectmen stated that Mr. Tabor has already come before his board and feel that in light of the reports he received from our Public

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Safety Officials, no action will be taken by the Selectmen and referred the matter back to the Tree Warden. After a lengthy discussion the Planning Board voted not to remove the trees however did request that the Tree Warden trim the Black Walnut as agreed.

Mr. Lacey would like the record to reflect that he does not support approval for removal. Mr. Tabor supports the tree to be taken down.

A letter will be sent to Mr. Tabor confirming the decision of the Board not to remove the trees as requested.

The members reviewed a memo from the Board of Selectmen regarding the proper procedure for taking time off. This would not affect this department as it is a part-time position and therefore does not receive paid time off.

Next Meeting date: November 30, 2011 at 6:00 PM.

Motion to Adjourn made by Mrs. Sepanek; second: Mr. Messier – unanimous at 9:00 PM.

Respectfully submitted,

Rebecca Acerra
Secretary

Date Approved _____