

## HENNIKER PLANNING BOARD

April 28, 2010

*Draft Minutes*

**Members Present:** Terry Stamps; Rick Patenaude; Jeff Roach; Leon Parker, Selectman, ex-officio; Kristin Claire, Chairwoman; Ed Miner, Vice-Chairman; Kellie Dyjak

**Others Present:** Mark Fougere, Town Planner; Jennifer Astholz, Recording Secretary  
Chairwoman Claire called the meeting to order at 7:00 pm.

### *Review and Approve April 14, 2010 Meeting Minutes*

Minutes of the April 14, 2010 were reviewed and corrected. Terry Stamps **MOVED** to approve the minutes as corrected; Kellie Dyjak **SECONDED** the motion. Motion **PASSED, 6-0-1** (Chairwoman Claire abstained as she did not attend the last meeting.)

### *Board Discussion*

a. Earth Moving: Mr. Fougere reviewed the information that had been sent to the Board members (Chapter 201, revised 4/8/09; RSA 155-E; 4/3/09 memo from Laura Scott, former Town Planner, about previous Board discussion and comparisons). Mr. Fougere stated that he read the minutes from last year's Board meetings about this topic to familiarize himself with what had been discussed. Mr. Fougere stated that the Town regulations could refer to RSA 155-E and list any additional regulations that the Board members would like to implement specifically for the Town of Henniker.

Mr. Parker stated that he agrees with referencing the state RSA as it simplifies the matter, especially when changes are made to the RSA. The State statute can be attached to the Town regulations to make it easy for the public. Also, he stated that Chapter 201 regulates new projects, not the grandfathered operations in town.

The Board reviewed each section of Chapter 201. References to RSA 155-E were made where appropriate. The need for Section 201-6A(2)(d) was discussed. Chairwoman Claire stated that it is a proactive measure to understand the larger picture around the development. Mr. Parker stated that he can anticipate a problem with future Boards using this to limit an applicant's ability. Mr. Fougere stated that he will include a sentence about offsite access issues.

There was lengthy discussion about Section 201-6A(2)(l). Mr. Patenaude stated that he didn't see the need for this as it appears to try to put a law to something that doesn't need it. He stated that anyone who is going to run excavation trucks will build the road properly. Chairwoman Claire explained that this section was added in response to mandated fire standards. Mr. Parker stated that he believes this section can be omitted since the fire department will review applications. The Board decided to eliminate this section.

Regarding Section 201-6(2)(m), Mr. Miner stated that he believes that it is excessive to require 2, 25, 50 and 100 year designs. Since the Alteration of Terrain process has specific requirements, the Board changed this section.

There was discussion about the purpose of requiring boundary flags. Chairwoman Claire stated that the Board often requests flags for site walks, but the Board stated they would request flagging if necessary.

Hours of operation were discussed. Mr. Fougere stated that he will verify the Town noise ordinance and list the hours accordingly.

There was discussion about aquifer and recharge maps. Mr. Patenaude stated that engineered plans will take care of needed information. Hydrostudies are very expensive, and the Board can request them if they feel they are necessary in specific circumstances.

Reclamation requirements were discussed. Vice-chairman Miner stated that a process should be established within the reclamation bonding process to provide for permanent reestablishment. Mr. Fougere stated that he will add a section about 2-3 year security for vegetation growth.

Fair wear and tear of Town roads was discussed. Mr. Parker stated that it is hard to charge for fair wear and tear to the roads. The Board agreed to change the terminology from *fair* wear and tear to *extensive* wear and tear to the roads as all taxpayers share the burden of regular wear.

Mr. Fougere will make the revisions and have them ready for review and continued discussion at the next meeting.

b. Filling Alternate Positions: Mr. Parker **MOVED** that Kristin Claire continue in the position of Chairwoman for the next year. Mr. Roach **SECONDED** the motion. Motion **PASSED, 6-0-1** (Ms. Claire abstained). Chairwoman Claire **MOVED** for Ed Miner to continue as Vice-Chairman. Ms. Dyjak **SECONDED** the motion; motion **PASSED, 6-0-1** (Mr. Miner abstained). Mr. Miner **MOVED** for Kellie Dyjak to fill the position of Secretary. Mr. Patenaude **SECONDED** the motion. Ms. Dyjak stated that she will be out for a time for maternity leave but is willing to serve in the position. Motion **PASSED, 6-0-1** (Ms. Dyjak abstained). Mr. Parker **MOVED** that Terry Stamps continue in the position of Budget Director. Ms. Dyjak **SECONDED** the motion. Motion **PASSED, 6-0-1** (Ms. Stamps abstained).

The Board discussed Dale Jennings' application to volunteer for an alternate Planning Board position. Ms. Stamps **MOVED** to approve that Mr. Jennings fill the Alternate Board Member position. Chairwoman Claire **SECONDED** the motion. Motion **PASSED, 7-0**.

Meeting was adjourned at 9:17 pm.  
Jennifer Astholz, Recording Secretary

