

AK

**March 23, 2010**  
**Selectmen's Meeting**

Present: Mark Richardson, Chairman, A. Richards, C. Guiry DMD & A. A. Milkovits

Meeting opened at 7:30 PM.

Vendor checks were discussed and signed.

**Agenda:**

**Appointments:**

1. Kirk Farrell, Brookline Road, met with the Board to discuss his complaint concerning the problem with his driveway flooding. He believes this flooding is caused by the drainage swale constructed for the Turner subdivision. His neighbor Shawn Jodoin was present for this discussion as well as Jerry Farwell, contractor for the site work at the Turner property. Town Counsel Silas Little was present at the request of the Selectmen. Mr. Farrell gave his background as resident of the Town for over 25 years, property owner for over 32 years. He stated that he had installed a culvert for his driveway to control the flow of water. He was very upset over the failed drainage easement that he felt had caused water to flow over his driveway and property. He had a copy of a recorded easement for the swale that he stated demonstrated that the easement was the Town's responsibility. Attorney Little corrected him and explained that this was not the Town's problem as the Town had not accepted the new (to be built) road. The swale had been designed to a 25-year storm and the two storm events that had happened recently were more "50-year" storms. Chairman Richardson reiterated that the Town does not take ownership of the road, easements until all specifications meet the Town's standards and after two years of the maintenance of the road by the developer. The developer for the subdivision will meet with the Town Engineer, Planning Board and Road Agent before proceeding. Mr. Farwell also reassured Mr. Farrell that he would take care of any problems with the berm. At present he has been doing all the work by hand as not to further increase the erosion of the swale. Mr. Farwell expressed his concern for this issue and the problems that the Farrells are experiencing with the overflow. He urged the Farrells to call him any time if they have any other concerns. There was further discussion of the bonding for the future work on the road. That will be determined by the Town Engineer and Planning Board.

**Selectmen reviewed the following:**

1. Legal: Re: Town vs. Blair – Copy of filing for Appearance as Counsel by Attorney Silas Little to the Superior Court.  
Re: A-1 Services – Report from Building Inspector after inspection of the site. A motion was made and seconded and voted in the affirmative that until Mr. Archambault, owner of A-1 Services, moves all vehicles on the "impermeable" surface per the Planning Board and BOA requirements, the Board will not sign the state form for Mr. Archambault's repair plate. Selectman Richards abstained from the vote due to business and personal knowledge of Mr. Archambault.

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- Re: Town access to lot K-52 – copy of letter to Felios, owners of lot K-53 concerning the Town's right of way to lot K-52. The Town has a right of way starting on the Felios' driveway, to access the Town's property. Attorney Little included a copy of a plan that showed the right of way and the explanation about the Town's right. There should be no doubt or contest of the location of the Town's right of way. Police Chief Hutchins may now proceed with his plans for setting up the K-9 training on the Town lot.
2. Copy of email sent by BOA to the NH Liquor Commission concerning application of Linda Ruggiero for beverage/wine liquor license for the Driving Range. Even though the Town does not have a liquor license, the BOA would like an opportunity to do an onsite review before the Commission grants the license. Attorney Little will send a notice to the NH Liquor Commission to stall the granting of the liquor license for Linda Ruggiero until the Ruggieros have applied for and been granted amended approvals for Special Exception and Site Plan Review for a "sit-down" restaurant.
  3. From NH Department of Safety, Homeland Security – letter concerning Town's Debris Removal from the February storm. This form was tabled at this time.
  4. MS-5 & MS-2: Selectmen signed both forms.
  5. Temporary Completion Certificates for the Mason Elementary School
  6. Building Permit: #10-01 Greer, lot H-56, septic
  7. State Septic Approval – lot H-32-1, Sawyer, Babb Meadow Lane
  8. From NH Highway Safety Agency-Grants approved: Traffic Enforcement & DWI Patrols
  9. From Nathaniel Demmons, 499 Townsend Road, complaint about neighbor's "free range" chickens. Mr. Demmons will be directed to the RSA concerning livestock and restitution.
  10. Police logs
  11. From DRA – Average Stumpage Value List, April 1, 2010-September 31, 2010 (date given by State!)
  12. From Ron Dube, on behalf of Boy Scout Merit Badge College, sent a thank you for the use of the Town Hall and Mann House and 2010 badges from the event, to the Selectmen.
  13. Photos of water over roads, taken by Building Inspector Kenneth Wilson.
  14. Re: Tree removal from Town property – Road Agent David Cook did not check area as the properties are on the State road. A letter will be sent to Shane Robinson directing him to contact the State Highway about this matter.
  15. Request from Census Bureau for the free use of a Town facility for 4 days, Tuesday, April 27<sup>th</sup> to Friday, April 30<sup>th</sup> from 8:30 AM to 5:00 PM for eighteen people. Selectmen will invite the Census contact person to a meeting to discuss the use of the Town Hall and also discuss the problems with the census forms that were sent to the residents in Mason showing the addresses in Greenville due to the shared zip code.
  16. Other correspondence

Selectman Richards made a motion to elect Selectman Richardson as the Chairman; this was so voted.

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Selectmen were updated on the status of the 2010 TAN. So far only Ocean Bank has responded with a rate. The Board will request a bid from TD Bank.

Meeting adjourned at 9:30 PM.

*Barbara L. Milkins*  
*Admin. Assistant*