

Town of Mason, New Hampshire

Board of Adjustment (BOA) meeting, 20 June 2016, held at Mann House

Meeting was called to order at 7:30 by Mike Davieau, acting Chair (senior member)

Roll call of BOA member attendance: Mike Davieau, Bob Bergeron, Guy Daniello, Bill Fritz

Non-members present: Charles Moser, Nicole Ruggerio, Phil Garside, Patricia Pina, Pat Letourneau, Carol Iodice

Business Meeting:

A general discussion occurred concerning membership and the recent resignations of Bill Rendle, former Chair, and Pat Letourneau, former Clerk. The procedures call for a 5 member BOA, with up to 5 Alternates, and a clerk. Charles Moser indicated that the BOS will be reaching out into the town for interested member candidates, and that the BOA members should do the same.

In view of the changes, Mike Davieau is performing as Acting Chair at tonight's session, and Carol Iodice sat at the table to record the minutes.

Mike Davieau gave an overview of the general structure and order for business for a typical BOA meeting. He also noted that an application has been submitted, which calls into play a timeline of events for posting, mailing notices to abutters, and scheduling the next BOA meeting within the required timeframe. BOA Business will be conducted from 7:30 until 8:00 pm, and then applications will be undertaken for review. The application which has been received must be held pending the 30 day period on the recent warrant article vote, and can be heard after July 7.

Under old business, a call for the minutes of the previous BOA meeting found them unavailable for review or approval at this time.

Public citizens Patricia Pina and Phil Garside indicated their interest in participating on the BOA.

A discussion was held about the task, workload, and requirements for a Clerk, and various means to fill the position, and the need to fill it quickly. The Clerk has considerable tasks required in the processing of an application to the BOA.

In addressing the procedures surrounding the handling of an application, and processing, and BOA activities thereto, Mike Davieau identified that in the Range case, he is an abutter, and will have to recuse. There was general discussion over the topic of recusal, and Bill Fritz read the applicable statute, RSA 673:14. With Mike needing to recuse for the Range application, Bob Bergeron was identified as the next senior member, with experience in conducting application hearings, and will act as Chair. Bob, Guy, and Bill will satisfy the need for a quorum (3 of 5), but any vote would need to be unanimous.

Further discussion over the processing of an application was held, with considerable input from Charlie Moser of the BOS, particularly as to the detailed activities and timeline required. RSA 672:3 was read to provide review of the definition of abutter. Charlie Moser identified that it is the responsibility of the applicant to provide the abutter list and communication vehicles (addressed envelopes, return receipt notices, etc.) for all applicable abutters, and the Town Counsel will provide the letter of notification which is to be sent to all abutters. With all that in hand, the mailings will need to be made, and the public notices arranged. The newspaper of record is the Monadnock Ledger.

The hearing on the application in hand was scheduled for July 18, 2016, with general agreement that we hold the meeting in the Town Hall, rather than the Mann House. A request was made to Charlie Moser if the BOS could provide a professional stenographer for this session.

Further general discussion was held relative to the conduct of the application hearing, the rights of the BOA in questions and expected answers, and the application of the requirements of Article VIII, section 2,A, c and d, and the required elements of consideration; along with the general protocols of the public hearing.

Charlie Moser, BOS, requested, in the absence of a BOA Clerk, and in the interest of meeting required timelines, that one of the existing BOA members undertake the activities required, mailings, notices, etc. After discussion of details, member Bill Fritz agreed to undertake that, with request to Charlie Moser for guidance/assistance, and help if possible from the BOS Administrative Assistant.

A motion to adjourn was made at 8:27 by Bob Bergeron, and seconded by Bill Fritz, and passed, and the meeting was adjourned.

Respectfully submitted,

Carol Iodice

Retyped by Martha M. Jacques, after additions by the BOA.