

DRAFT MINUTES
PLANNING BOARD MEETING
MAY 6, 2015

PRESENT: Ed Dekker, Chairman, Liz Freeman, Tim Jones, Woody Meiszner, Bert Hamill,

The meeting was called to order at 6:30 p.m. at the Town Office. Joanne was appointed to fill the vacancy of Ned Nichols.

Bert made a motion to approve the minutes of the April 15, 2015 meeting. Tim seconded the motion and it passed unanimously.

Deirdre Daley, 63 Old Beaver Road, informed the Board that the homeowners' association for Old Beaver Road had not yet been formed. A draft of the declaration of covenants and restrictions was prepared by the homeowners and sent to San-Ken with no response from them. The homeowners are now trying to figure out their options and Ms. Daley inquired if it was the Planning Board's intention to be involved with that. Ed responded the Planning Board's vote on the matter was that the homeowners' association had been created but needed to be formalized by the homeowners. He suggested the questions be asked of the homeowners' attorney or the Attorney General's office and find out the holdup in formalizing the homeowners' association. Also suggested was to contact Attorney Michael which Ms. Daley said they had done three times with no response.

Sound ordinance: Ed informed the Board he had started putting together a sound ordinance for commercial and industrial sound. He took the sound section of the wind ordinance and changed it to have separate sound levels for noise that have a pure tone or impulsive character and those that do not. He took out the sound studies information about the advance study and computations, but left in that the levels need to be met. He questioned how to differentiate between a temporary and transient noise and a noise that is enforced by the ordinance. At the conclusion of the discussion, Ed stated he would look at other towns for sound ordinances.

7:30 p.m. Iver Koivula gravel pit: The Board received a complaint from Steven and Barbara Michaud, 23 Appleton Road, on the Iver Koivula gravel pit located on Appleton Road. The complaint was filed because of the 18 wheeler trucks traveling on Appleton Road at unacceptable hours. Some days they start as early as 4:00 a.m. and continue as late as 9:00 p.m. The noise from the trucks is extremely loud. Some of the trucks do not observe the speed limit. In addition the small bridge before Appleton Garden Apartments has been comprised. The Michauds asked that their concerns be addressed before the start of the new season of haulage and noted their complaints stemmed from activity in 2014. They asked the Board to limit the hours and number of trucks that can access the pit daily.

Mr. Steve Lowe, operator of the pit, stated there are no trucks going in or out at 4:00 a.m. He opens the Pit between 5:00-5:30 a.m. and he is the first one out between 5:30-6:00 a.m. If there are any trucks going down the road before that time, they are not going to the pit. There are some trucks that come back to the pit between six, seven and eight o'clock but nothing is being hauled out; the trucks are empty at that time. There are no Sunday hours of operation and on Saturday the pit is open until 12.

Mr. Michaud stated he had seen Pitcherville and Mariano trucks going down the road as early as 4:30 a.m. Mr. Mariano stated they do not let anyone in the pit until 6:00 a.m. It was noted there are new houses being constructed on Appleton Road and trucks could be going to those locations. Also, Mike Maki at the end of Appleton Road had stockpiled material from his gravel pit and may be selling it. Mr. Michaud asked that the hours of operation for the pit be adhered to.

Mrs. Michaud stated that the trucks are noisy going down the road especially A&R trucks. Sometimes they go by at 4:00 a.m. in the morning. Mr. Lowe responded the pit does not have trucks coming in until 6:00 a.m. Also, there is a culvert on Appleton Road that is in disrepair which causes noise when the trucks travel over it. With regard to speeding, Mr. Lowe stated he has warned the haulers if they are caught once for speeding, they are not invited back.

The Board asked Mr. and Mrs. Michaud if starting at 5:30 a.m. was a problem for them. They responded that it was not a problem and they could live with that.

The Board stated if there are further complaints on hours of operation a camera will be put up.

Meeting hour: The Board agreed to start the Planning Board meetings at 7:30 p.m.

The meeting adjourned at 8:00 p.m.

Respectfully submitted,

Joanne Meshna
Town Administrator