

**TOWN OF DAY PLANNING BOARD
REGULAR MEETING – APPROVED MINUTES
JUNE 2, 2014**

Members Present:

Ted Mirczak, Chairman
Jack Vaillancourt
Dick Traeger

Also Present:

David Avigdor, Town Attorney

Members Absent:

Eileen Brennan
Mary Ann Johnson

The final draft of the minutes from the previous meeting were reviewed and one more change needed to be made; on page 2, paragraph 6, where it states “Jack Vaillancourt asked if there was going to be a garage on the second lot?” The person asking was Dick Traeger and the minutes will be changed to reflect this.

Motion by Jack Vaillancourt and seconded by Dick Traeger to approve the minutes from May 5, 2014, as amended.

Ayes: Chairman Mirczak, Jack Vaillancourt and Dick Traeger.

Carried 3-0

Old Business: **Ottman/Cronk
Tax Map #42.11-2
Subdivision Variance**

Chairman Ted Mirczak stated that the application for subdivision for Ottman/Cronk is still pending due to further investigation of the well/septic locations. Chairman Mirczak did talk with Code Enforcement Officer Ken Metzler to get clarification on where these could be located. He read from an email that he had sent to each member describing his conversation with Ken Metzler regarding the customary requirements for wells closer than 100’ from a septic system. Chairman Mirczak asked the board members if they had any other questions before we declare this application complete.

Motion by Dick Traeger and seconded by Jack Vaillancourt to declare the application of Ottman/Cronk complete.

Ayes: Chairman Mirczak, Jack Vaillancourt and Dick Traeger.

Carried 3-0

Chairman Mirczak explained to Mr. Ottman that the board would schedule a Public Hearing for the next meeting which will be on July 7th at 7 p.m. He also informed him that they would have to send certified mail to each neighbor within 500’ to inform them of this. Mr. Ottman did not understand why this was necessary, as they had just done this for the Zoning Board. Chairman Mirczak explained that the Zoning Board and the Planning Board each deal with different issues, which causes the

need for a Public Hearing in each case, and that the requirement is in the town law. Town Attorney David Avigdor stated that it was also in the state law.

Town Attorney David Avigdor advised the Planning Board that he will be away for the next meeting on July 7th and if there are any legal issues regarding the decision to let him know beforehand, or to delay making a determination until he could be consulted. Chairman Mirczak said he thought it might be possible to make a decision on the night of the hearing.

Motion by Jack Vaillancourt and seconded by Dick Traeger to adjourn the meeting at 7:10 p.m.

Ayes: Chairman Mirczak, Jack Vaillancourt and Dick Traeger.

Carried 3-0

Respectfully submitted,

Brenda Ward
Secretary