

TOWN OF DAY – Planning Board
REGULAR MEETING MINUTES - Approved
May 6, 2019
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Members Present:

Ted Mirczak
Gary Newton
Ellen Taylor
Mary Ann Johnson

Members Absent:

Craig Trombley (excused)

Counsel: not in attendance

Other Attendees:

John Fiore

Chairman Ted Mirczak opened the meeting at 7:00PM

Pledge

Motion, made by Gary Newton, seconded by Ellen Taylor, to accept the meeting minutes from the April 1, 2019 regular meeting of the Planning Board.

Ayes: Gary Newton, Mary Ann Johnson, Ellen Taylor and Chair Ted Mirczak.

Carried 4-0

Old Business: Informal discussion at April 1st regular meeting with Attorney Susan Millington who represents property owner (Alberto Fortoul and Isabel Charbonneau) that have a subdivided portion of Tax Map# 44.-1-6.1. Atty. Millington has received Code Enforcement Officer letter of denial and her next step is to file an application with the Town of Day Zoning Board of Appeals. Chairman Mirczak has a few concerns with this application regarding compliance. If the ZBA schedules a Public Hearing regarding this case he will go to that meeting.

New Business: John Fiore appeared at this Planning Board meeting with regard to the Area Variance granted to Donna McGraw, Tax Map#33.7.1-28-29 at the ZBA Public Hearing on April 15, 2019. This case was not on the agenda but he is a neighbor and has an interest in the outcome. Chairman Mirczak explained that he can't tell them to us now because we do not have the application before us at this time and can't make a decision on the case without a

formal application and time to review the application. Chairman Mirczak explained that once a ZBA variance is granted, the property owner must come before the Planning Board with a "Boundary Line Adjustment Application" form. This application is for a determination that a proposed boundary line adjustment is not a subdivision. This form must be submitted on the Tuesday prior to the regular Planning Board meeting. Ms. McGraw is not yet on the agenda for an appearance before the Planning Board. According to the law, the property owner has one year to come before the Planning Board or their variance will expire.

Chairman Mirczak told Mr. Fiore that he is welcome to come to the regular Planning Board meeting, and if there is a Public Hearing on the issue he may also attend to voice his concerns. The agendas for each of the Planning Board and Zoning Board of Appeals are posted on the Town of Day website (or on the bulletin board in the Town Hall), on Wednesday the week before the regularly scheduled meeting.

Continuing Business: None

Correspondence: None

Secretary's Report: None

Motion, made by Ellen Taylor, seconded by Gary Newton to **adjourn** this regular meeting of the Town of Day Planning Board was made at 7:40 PM.

Ayes: Chairman Ted Mirczak, Gary Newton, Mary Ann Johnson, and Ellen Taylor

Carried 4-0

Diana Edwards
Clerk