

**Town of Goshen  
Planning Board  
Minutes of August 2, 2018  
FINAL**

**Planning Board members present:** Alicea Bursey (Chair), Fred Smith, Bruce Nadeau and Steve Bursey (alternate)

Chair Bursey stated for the record that Steve Bursey is not yet an official Planning Board member as he has not been officially sworn in yet; for this meeting and until after the upcoming Zoning Board of Adjustment meeting, Mr. Bursey will not be acting in an official capacity on the Planning Board.

**Meeting called to order at 7:00 p.m.**

**O'Brien/White Lot Line Adjustment Update**

The thirty (30) day appeal period for the O'Brien/White lot line adjustment has officially ended. No concerns were brought to the boards attention. This lot line is now considered complete. No further actions were made.

The Recording Secretary will bring the signed mylar to the town hall for the O'Brien's to file with the Registry of Deeds.

**Review of Excavation Regulations (continued)**

**Bruce Nadeau made a motion to table the discussion of proposed changes to the Excavation Regulations. Fred Smith seconded the motion. All were in favor; the board will review the Excavation Regulations during a future meeting**

**Member Discussion**

The board discussed the current member situation; they agreed to continue the search for members. See below in Right-to-Know section for more information regarding Steve Bursey's membership.

**Berriault Project Update (Ice Cream Stand)**

The ice cream stand will be opening on Saturday August 4, 2018. The board requires no action, no vote was taken.

**Vail Resort Update**

There was a brief discussion on the info session held at Mount Sunapee on July 25, 2018. A few members of the Planning and Zoning Board were able to attend the meeting and found it helpful to hear the potential new owners plans for the resort.

**Davis Pit**

It was recently brought to the attention of Chair Bursey that the Davis renewal permit issued in May 2018 has a typo in the lot numbers. The lot numbers were originally listed as 4.1 and 4.2 on map 403. The permit has been

edited and re-signed with NO changes to the permit wording other than to correct the lot numbers, which now reflect map 403, lots 4.2 and 4.3. The corrected permit will be mailed to Newport Sand and Gravel as well as updated on the Goshen website.

**Right-to-Know (P.Brigham email):**

Chair Bursey received an email from P. Brigham on July 17, 2018 and responded on August 2, 2018 regarding dual membership of Stephen Bursey on two land use boards and the use of the Davis Pit as a by-pass to Coon Brook Road by Mr. Bruce Nadeau. The email and response to Mr. Brigham is attached to these minutes, in short the email states, these concerns will be brought to the respective boards.

*Point one of Mr. Brigham's email:* As stated in the July 5, 2018 minutes, Mr. Carroll Jr., has granted permission to Mr. Nadeau to use the Davis Pit as a by-pass during the Coon Brook Road closure. This was discussed at the July 5, 2018 Planning Board meeting to provide transparency to the town. Providing this information to the town is not a requirement nor is it an actionable item. An explanation of this courtesy is not required so long as all regulations and laws are being followed.

Chair Bursey would like to remind Goshen residents that landowners whether or not they are operating a business, retain the rights to grant access to their property. Access to property may still be provided at the discretion of the landowner and is not a board issue unless regulations/laws are being violated; this is not the case.

*Point two of Mr. Brigham's email:* Stephen Bursey was voted on to the Planning Board as a full member during the July 5, 2018 meeting. Per RSA 673:3, I, Mr. Bursey cannot serve on more than one land use board. Mr. Bursey is an alternate on the Zoning Board and Planning Board and this overlap went unnoticed as a violation of 673:3. Chair Bursey contacted Selectman Doug O'Clair to report the violation on July 23, 2018. At that time, Mr. Bursey had not become an official board member and it was discussed that formal recusal from one of the boards should occur. Mr. Bursey has refrained from being sworn in as a full member and serving on the Planning Board until he can properly remove himself from the Zoning Board during their next formal meeting on August 8, 2018; after that time, Mr. Bursey will be sworn in and assume Planning Board duties.

Chair Bursey will also bring this issue before the Zoning Board.

The board agreed to Chair Bursey's well-thought out and researched response and decided that in the future when questions through emails are presented to the board there should be time allotted for the board to review them during the next scheduled meeting before answers are given. No vote was taken, this is simply a suggestion for best practices.

Chair Bursey also asked the board if they would like to take any other actions regarding Mr. Bursey as an alternate on both boards. The board felt the formal recusal from Mr. Bursey would be sufficient and that no further action was required.

**Review of July 5, 2018 Meeting Minutes**

**Bruce Nadeau motioned to accept the minutes from July 5, 2018. Fred Smith seconded the motion. All in favor, minutes approved 'as is'.**

### **Other Business**

- Chair Bursey noticed a small change that needed to be updated in the new blurb that had been added to the website during the last meeting. The Recording Secretary will send changes to the webmaster.
- Chair Bursey reminded the Recording Secretary that the updated changes that were voted upon in March needed to be finalized in the Zoning and Building Ordinances as well as the Subdivision Regulations. Melissa Salinardi will make the necessary changes and allow the board to review the changes before posting the final version to the website.
- Chair Bursey asked the board whether they would like to create a code of ethics. The board discussed and decided that they would follow the RSA.
- **Bruce Nadeau made a motion to cancel the second meeting in August. Fred Smith seconded the motion. All were in favor, the August 16th meeting has been cancelled.**
- The next meeting will be the first Thursday of the month - September 6th, 2018.

### **Standing items**

- Member Discussion
- Continued review of Excavation Regulations
- Zoning and Building Ordinances Update
- Subdivision Regulations Update
- Prepare for Public Meeting on suggested regulation updates

### **Items to be voted on during end of year public hearing**

- Set back regulations (revised)
- Small detached building regulations (revised)
- Proposed Signage Regulations (revised)

**Bruce Nadeau motioned to adjourn the meeting; Fred Smith seconded the motion, all were in favor.**

**Meeting adjourned at 7:30p.m.**

Respectfully Submitted,

Melissa Salinardi  
Recording Secretary