

## **PLANNING BOARD**

**SEPTEMBER 24, 2020**

## **MEMORIAL BUILDING**

**7:00 P.M.**

*The following are to be considered draft minutes until approved by the Board.*

Members Kevin Lee, and Peter Keene were present via ZOOM.

Darrin Patten, Dan Saulnier, and Tim Bray were present in the meeting room.

Absent: Bryan O'Day, Michael Howard, and George McCusker.

Others present via ZOOM: Whit Smith and B. Manning.

The meeting began at 7:00 p.m. Kevin shared the document via ZOOM.

There was no business before the Board other than to work on remaining sections of the Draft Noise Regulations. Amendments were discussed. Each section was approved to move forward.

Section 9 Special Permits. There were two Sections 8. The one they needed to review was renumbered Section 9. Tim moved to strike Item D in Section 9, and the board will work on the language and addressing existing businesses in a separate section. The motion was seconded by Darrin and unanimously approved. Letter D. in the draft contradicts other items in Section 9. Concerns were noted regarding how this applies to existing businesses. Forestry and logging operations were also discussed. The definition from the RSA for agriculture in the document includes forestry. The Board needs to decide whether there needs to be separate language for forestry.

Section 10: Penalties. Tim moved to accept as amended, seconded by Dan, and unanimously approved. The Board discussed penalties and enforcement and suggested changing all lines to be a citation shall be issued to the offender and a fine a levied in the amount of...

Section 11: Appeals: Darrin moved to accept as amended, seconded by Ken, and unanimously approved. Suggested changes were made to clarify the section.

Section 12; Severability: Tim moved to accept as written, seconded by Dan and unanimously approved.

The Board will review each section and amendments made, another draft of the regulations before the document moves any further.

The Board discussed the difference between bylaw and ordinance. Tim stated some things are written as ordinances and others as bylaws but from what he has been able to tell they are essentially the same thing. It is a town specific set of enforceable laws. The RSA (39:31) that provides authority to do this outside of the Zoning Ordinance consistently calls it a bylaw. The Board agreed the word ordinance needs to be replaced with bylaw throughout the document.

Section 2 Scope: To be amended, adding the authority given per RSA 39:31.

Section 3: Definitions: Timber harvesting, including logging and forestry is covered under RSA 21:34 a. Agriculture is exempted in Section 7, so the way it is written now, forestry would be exempted. If the Board decides not to use the definition of timber in the RSA a separate definition should be included. The Board reviewed if any restrictions could be applied on a local level to regulate noise from timber harvesting. The Board was unable to find any regulations regarding noise from timber harvesting. The agricultural RSA deals with best management practices for agriculture but does not mention timber. Further investigation is needed regarding timber.

Section 7: How these regulations fit with existing business needs to be further reviewed. There needs to be something written to deal with existing noise sources whether it is commercial or industrial operations. Ken was asked to work on crafting language for item I.

The Board discussed when this is ready to present to the public, there needs to be a statement written to explain the Board's goal in creating these regulations.

Ken moved to adjourn at 8:45 p.m., seconded by Tim and unanimously approved.

Submitted by,

Janet Roberts,  
Administrative Assistant