

**-- FILE COPY --**

**HUDSON PLANNING BOARD  
MEETING MINUTES  
August 13, 2008**

**I. CALL TO ORDER**

Chairman Barnes called this Planning Board meeting to order at 7:05 p.m. on Wednesday, August 13, 2008, in the Community Development meeting room in the Hudson Town Hall basement.

**II. PLEDGE OF ALLEGIANCE**

Chairman Barnes asked Ms. Stewart to lead the assembly in pledging allegiance to the Flag of the United States of America.

**III. ROLL CALL**

Chairman Barnes asked Ms. Quinlan to serve as Acting Secretary and to call the roll. Those persons present, along with various applicants, representatives, and interested citizens, were as follows:

**Members**

**Present:** James Barnes, George Hall, Suellen Quinlan, Vincent Russo, Terry Stewart, and Richard Maddox (Selectmen's Representative).

**Members**

**Absent:** Marilyn McGrath (excused).

**Alternates**

**Present:** Ken Massey (Selectmen's Representative Alternate).

**Alternates**

**Absent:** Brion Carroll (excused) and Tierney Chadwick (excused).

**Staff**

**Present:** Town Planner John Cashell.

**Recorder:** J. Bradford Seabury.

**IV. SEATING OF ALTERNATES AND ANNOUNCEMENTS**

Chairman Barnes noted there were no alternates to seat in place of the missing member, but that a quorum was present. He then announced that he wished to take a couple items out of order.





X. OLD BUSINESS (CONTINUED)

B. Thurston's West LLR  
SB# 04-08

Map 185/Lots 11 & 12  
14 & 51 Flying Rock Road

***Purpose of Plan:*** Lot line relocation with an even exchange of land between Lots 11 & 12. No new building lots created. Hearing. Deferred Date Specific from the 07-09-08 Planning Board Meeting.

Chairman Barnes read aloud the published notice, as repeated above.

Town Planner Cashell said he had no updates to his staff report.

Mr. Richard Maynard, Professional Engineer, of Maynard & Paquette, Engineering Associates, LLC, appearing before the Board as the engineering representative of the applicant, affixed a copy of the plan to the meeting room wall. He noted that the Board had wanted to discuss this with the Town Attorney, which he hoped had happened, and he then concluded by describing this as a typical lot-line relocation.

Chairman Barnes opened the meeting for public input and comment, in favor or opposition. No one coming forward to provide input for comment for or against, Chairman Barnes asked if members of the Board had any questions.

No questions being brought forward, Mr. Russo moved to deny approval of the Plat Plan entitled Lot Line Relocation Plan, Map 185/lots 11 & 12, Thurston's West 14 & 51 Flying Rock Road, Hudson, NH, prepared by Maynard & Paquette, Engineering Associates, LLC, and dated: April 3, 2008, consisting of Sheets 1 of 2 and notes 1 - 11, in accordance with the following reasons:

On July 30, 2004, the Planning Board voted to deny a plan involving the same two-lot land area as presently proposed (with both lots having similar lot and building envelop configurations) and, finding no material difference between the previously denied plan and the present plan, the Planning Board, hereby, denies said plan. [See, *Fisher v. City of Dover*, 120 NH 187 (1980)]. The foregoing action is further based on the fact that on June 7, 2005, the New Hampshire Superior Court, by its decision to approve Plaintiff's Motion Voluntary Non Suit with Prejudice, upheld the Planning Board's denial of said previous plan.

As with the previously submitted plan, the present plan shows that proposed Lot 012/Map 185 has a significant drop-off (28 ft. ±1), due to the steep slopes, and as such, the board herein determines that development of this lot will pose safety concerns and impact the wetland buffer that is located at the southeast corner of this lot.

Ms. Quinlan seconded the motion.

Ms. Quinlan noted that she and Mr. Hall had been sitting on the Board when the original plan came before the Board, adding that she was not convinced that this plan was materially different from the plan that was denied at that time.

**-- FILE COPY --**

**HUDSON PLANNING BOARD Meeting Minutes  
August 13, 2008**

**Page 5**

**VOTE:** No further comment being brought forward, Chairman Barnes called for a verbal vote on the motion. Mr. Russo Ms. Quinlan voted in favor; Mr. Hall, Ms. Stewart, and Mr. Barnes voted in opposition, and Selectman Maddox abstained. Chairman Barnes then declared the motion to have failed (2 –3–1).

Mr. Hall moved to approve Plat Plan entitled Lot Line Relocation Plan, Map 185/lots 11 & 12, Thurston's West 14 & 51 Flying Rock Road, Hudson, NH, prepared by Maynard & Paquette, Engineering Associates, LLC, and dated: April 3, 2008, consisting of Sheets 1 of 2 and notes 1 through 11, with a stipulation that bounds be set or bonded before issuance of a building permit.

Ms. Stewart seconded the motion.

Mr. Hall noted that he had voted in the minority on the original plan, as previously approved by the Board. He said this definitely was a better lot configuration than had previously been proposed, with this new version offering significantly less impact to the wetlands. Mr. Barnes said he concurred with respect to the wetlands impact, stating that building a house on the lower portion would have a much greater impact than building it on the slopes. Mr. Hall added that he did not see any sense in forcing the applicant to adhere to the previous location—adding that he did not see how the Conservation Commission or the Zoning Board of Adjustment could deny on the basis of buffer impacts.

Mr. Russo asked for information about the steep slopes on the lot; Mr. Maynard said the proposed house location would be further away from the steep slopes than the two adjoining houses already built, noting those two already existing houses had a greater slope and less of a backyard.

**VOTE:** No further comment being brought forward, Chairman Barnes called for a verbal vote on the motion. Mr. Hall Ms. Stewart Mr. Barnes voted in favor; Ms. Quinlan and Mr. Russo voted in opposition, and Selectman Maddox abstained. Chairman Barnes then declared the motion to have carried (3 –2–1).

Chairman Barnes noted at this time that some neighborhood residents of the Ferry and Adelaide Streets subdivision had entered room during the preceding case. He announced to them that that had been deferred to the August 27<sup>th</sup> meeting because the Planning Board had not received input it had requested from the Town Attorney. Mr. George Mackie, 18 Blackstone Drive, stated that he had come down from upstate to attend this meeting; he then submitted some documentation to Mr. Russo, saying he had said at the previous meeting he would provide that to him, after which he left the meeting room.

**C. Lindquist Subdivision  
SB# 06-08**

**Map 173/Lots 7 & 8  
Webster Street**

**Purpose of plan: To relocate the lot line between lots 6 & 7 Map 173, to consolidate lots 7 & 8 Map 173, and re-subdivide the new lot into four building lots for residential Hearing. Deferred Date Specific from the 07-09-08 Planning Board Meeting.**

Chairman Barnes read aloud the published notice, as repeated above.

Town Planner Cashell said he had no updates to his staff report.

Mr. Tony Basso, of the firm of Keach -Nordstrom Associates, Inc., Bedford, New Hampshire, appearing before the Board as the engineering representative of the property owner, noted this case had been before the Board a couple months ago, adding that he had addressed most of the comments made at that time with the Revision 4 version of the drawing . He said a 20 -foot wide easement for the Heritage Trail had been added to the plan, with a drainage analysis having been prepared and submitted. Addressing the plans Map 173, Lot 6, he noted there was a shed located in the wetland buffer, describing it as a pole barn used as a gardening shed , which had been there for as long as the Lindquists had owned the property, if not longer, and the Lindquists did not want to remove it, as they needed it —adding that it predated the Wetlands Ordinance buffer requirements. He noted that a post -and-rail fence had been added in some sections, but not where it would block off the driveway, but it would be done on the new lots. He noted a green line on the colored Revision 2 version of the plan , dated 08 -04-08, posted on the meeting room wall , saying the intent was just to straighten out the lot line rather than have it follow the brook. He noted that a typo on the plans had been fixed, with the revised plans then being resub mitted.

Town Planner Cashell said there had not yet been a response from CLD (Costello, Lomasney, and deNapoli, Inc.), the Board's engineering review consultants, with respect to the drainage plans, but it merely stated that a silt fence and erosion control measures would be used when the sublots were divided.

Selectman Maddox said the split -rail fence only appeared to go halfway on Sublots 1 and 2. Mr. Basso described the fencing segments on the wall -mounted plan, noting that he had not run the fence under the power easement but had done it in the area where the house would be, on land that would be developed as a yard.

Ms. Stewart asked if the CAP fees should be specified for each residential unit. Chairman Barnes concurred, and Mr. Basso noted it was designated that way on the plan. Chairman Barnes asked about the shore line, and Mr. Basso clarified, noting that no construction was planned in that area.

Chairman Barnes opened the meeting for public input and comment, in favor or opposition. No one coming forward to provide input for or against, Chairman Barnes asked if members of the Board were ready for a motion.

Selectman Maddox asked the intent of LMRAC (Lower Merrimack River Advisory Committee). Chairman Barnes said LMRAC wanted the applicant to come before that group first, so that the group could provide comment.

Mr. Hall questioned what comment would be useful in this case, saying it would seem out of order to approve something and then send the applicant to that organization, but that it would be more appropriate to have the applicant go there first. Chairman Barnes noted that the Board also had not yet received anything from CLD, so the case would be deferred, anyway.

[Mr. Basso said there was not even an opportunity in this case to build along the river, adding that the proposed construction would be way outside the 250-foot buffer from the Merrimack River by at least 100 feet.

Mr. Hall asked when the next LMRAC meeting would be held. Mr. Basso said he would be appearing before that group on August 28<sup>th</sup> (the day following the Planning Board's next meeting).

Mr. Hall then moved to defer this meeting to September 10<sup>th</sup>, in order to give LMRAC an opportunity to comment. Ms. Quinlan seconded the motion.

**VOTE:** Chairman Barnes called for a verbal vote on the motion. All members voted in favor, and Chairman Barnes declared the motion to have carried unanimously (6 -0).

**D. O'Loughlin Subdivision  
SB# 07-08**

**Map 174/Lots 15 & 16  
18 & 22 Baker Street**

**Purpose of plan: To show the proposed subdivision of Lots 15 & 16, Map 174, into three new lots: Lot 15, having 0.360 acres; Lot 15-1, having 1.185 acres; and Lot 16, having 0.292 acres. Hearing. Deferred Date Specific from the 07-09-08 Planning Board Meeting.**

Chairman Barnes read aloud the published notice, as repeated above.

Town Planner Cashell said all the outstanding issues from the previous meeting had been addressed.

Mr. Tony Basso, of the firm of Keach-Nordstrom Associates, Inc., Bedford, New Hampshire, appearing before the Board as the engineering representative of the property owner, noted this matter had been before the Board a month ago as two existing lots of record, to be consolidated and re-subdivided into three lots: Lot 15, 12,744 ft<sup>2</sup> with an existing house; Lot 16, 15,684 ft<sup>2</sup> with a proposed house; and the remainder, Lot 15 -1, 1.58 acres with an existing garage, which had been there for many years. He outlined the intent of the proposal, noting waivers for traffic and drainage had been granted, and noting he had had to modify some notes on the plan. He noted the only thing allowed in the TR district would be TR houselots, which would have to come back before the Board, but nothing was being planned at this

time—adding that his client had purchased Lot 16 and was moving the lot line so that he could get another lot, as his previous holdings had been ten feet short of frontage.

Mr. Russo asked how many lots Mr. Basso estimated the owner could get into the large lot. Mr. Basso said it would be only a few, as the street needed for legal frontage would be 50 feet wide; he suggested there could be two houselots, possibly three, but he did not know if it were feasible.

Mr. Hall asked why the Board would approve this subdivision plan without getting comment from LMRAC, expressing concern about the concept of fairness. Chairman Barnes noted that the parcel was a little further from the river but still within a quarter of a mile. Mr. Hall said he had no problem with the proposal, but questioned why the two parcels should be treated differently. Mr. Basso confirmed he had not intended to do that for this parcel—adding that he also had not intended to do it for the other, but he had been asked to do it. He expressed objection that there was no requirement to get LMRAC input in the Town Code. Chairman Barnes said there had been discussion about adding it as a requirement to the checklist. Town Planner Cashell confirmed it was not there yet, saying he would make that change.

Mr. Hall asked if the Board had that request in writing, noting that all that was being requested here was a lot-line relocation, not construction. He then questioned if the Board perhaps should reconsider its decision with respect to the previous case.

Selectman Maddox said he had been on LMRAC three years ago, and he felt it had been put on the checklist at that time. He then suggested that the Board could approve this with a stipulation that any development of the large lot would have to follow that procedure.

Ms. Quinlan noted that there were a number of different subdivision and site plan sections advising the Board to be concerned about wetland impacts with respect to the Merrimack River. She then expressed agreement with Mr. Hall's idea that this plan should go before LMRAC, recalling that there had been testimony and/or letters from abutters about sink holes and water problems in that area; she then read from one of those letters. She said she felt LMRAC should determine if that information was correct, saying she agreed that all applicants should be treated the same.

No further comments being brought forward, Ms. Quinlan moved to defer this matter to September 10th, 2008, to give LMRAC an opportunity to furnish information to this Board as to the impact on the river relative to this site.

No second being brought forward, Chairman Barnes declared the motion to have failed for lack of a second.

Ms. Stewart moved I move to approve the Consolidation & Subdivision Plan, Map 174 Lots 15 & 16, 18 & 22, Baker Street, Hudson, NH, prepared by Keach-Nordstrom Associates, Inc., dated: June 6, 2008, revised thru August 4, 2008, consisting of Sheets 1 - 4 and Notes 1 through 20, in accordance with the following terms and conditions:



1. All stipulations of approval shall be incorporated into the Decision of Approval, which shall be recorded at the Hillsborough County Registry of Deeds, together with the Plan.
2. All monumentation shall be set or bonded for prior to the Planning Board endorsing the Plan -of -Record.
3. Prior to Planning Board endorsement of the plan, the following notes shall be properly inscribed on said plan, as follows:
  - a. A cost allocation procedure (CAP) amount of \$902.64 per residential unit shall be paid prior to the issuance of a Certificate of Occupancy.
  - b. A public school impact fee in the amount of \$3,578.00 per residential unit shall be paid prior to the issuance of a Certificate of Occupancy.
  - c. A public library impact fee in the amount of \$124.00 per residential unit shall be paid prior to the issuance of a Certificate of Occupancy.
  - d. A recreation contribution in the amount of \$400.00 shall be paid prior to the issuance of a Certificate of Occupancy per the staff report
4. The applicant shall provide some input from LMRAC prior to issuance of the Building Permit, to be reviewed by the Community Development Department.

Selectman Maddox seconded the motion.

Mr. Hall advised Mr. Basso to take both plans to LMRAC, adding that he thought Mr. Basso should advise that group that this Planning Board was a little uncertain as to the kind and scope of projects that LMRAC was interested in. Mr. Basso said he would do that. Mr. Hall said he would be concerned if the Board did not hear from that group, saying he was hoping to hear what members of that organization were looking for—adding that it would be helpful, for example, if LMRAC said that proposed subdivisions where there was not going to be any immediate development was not what its members were interested in.

Ms. Quinlan said she would not vote in favor, commenting about the comments from the abutters and neighborhood residents, and saying she felt the Board had to look at these plans and, if there were not sufficient information, defer them to experts.

**VOTE:** Chairman Barnes then called for a verbal vote on the motion. All members present voted in favor except for Ms. Quinlan, who voted in opposition, and Chairman Barnes, who abstained. Chairman Barnes then declared the motion to have carried (4 -1-1).

**E. Rebel Square Site Plan  
SP# 09-08**

**Map 101/Lots 30-1 thru 30-4  
1 Rebel Road**

**Purpose of plan: Allow showroom use for portion of building. Hearing.  
Deferred Date Specific from the 07-09-08 Planning Board Meeting.**

Chairman Barnes read aloud the published notice, as repeated above.

Town Planner Cashell said he had no updates in addition to the staff report.

Mr. Tony A. Marcotte, PE, of the firm of Bedford Design Consultants, representing the applicant, Green Mountain Trust, reviewed the plan, dated July 4, 2008, noting that the Board had asked a note to be changed to reflect that units 1 and 2 would have a display area, which had been done, and Note 6 had been revised to identify the uses of the various units. He said Note 14 had been added, to state that no retail sales would be allowed anywhere in the building.

Ms. Stewart moved to approve the Amended Site Plan entitled ***Candy Lane, Tax Map 101, Lots 030 & 031***, prepared by: Bedford Design Consultants, 136 Harvey Road, Hilltop Center, Unit 4, Londonderry, NH, dated February 4, 2003, and revised through July 17, 2008, in accordance with the following terms and conditions:

All stipulations of approval shall be incorporated into the Decision of Approval, which shall be recorded at the Hillsborough County Registry of Deeds, together with the Amended Site Plan.

The approved amendments to the previously approved Site Plan, dated 20 June 2003 and recorded at the Hillsborough County Registry of Deeds, Bk. 7037, Pg. 2699, shall be exclusive to Units 1 and 2 of 5 units and include the following uses: showroom, product storage, processing and display areas. The uses allowed in units 3, 4 and 5 of 5 shall be exclusive to office and warehouse.

All of the terms and conditions of approval cited in the previously approved Site Plan, and its respective Development Agreement, shall remain in effect.

Mr. Hall seconded the motion.

Selectman Maddox expressed concern about just saying there would not be retail, saying it was a case of smoke and mirrors.

Mr. Russo asked for comment about the intended use. Mr. Marcotte described how the tiles were displayed and cut.

**VOTE:** Chairman Barnes then called for a verbal vote on the motion. All members present voted in favor except for Selectman Maddox, who voted in opposition, and Chairman Barnes declared the motion to have carried (5 -1).

**XI. NEW BUSINESS/PUBLIC HEARINGS**

No **New Business** items were addressed this evening.

**XII. OTHER BUSINESS**

**A.** Chairman Barnes noted that Mr. Tony Basso, of the firm of Keach -Nordstrom Associates, Inc., Bedford, New Hampshire, appearing before the Board as the engineering representative of the property owner, had asked that the Board review and comment about the medical center.

Ms. Quinlan expressed concern about hearing a presentation without warning, so that she could get prepared, saying she and other members would have brought their file packets on this case if they had known it would be discussed. Mr. Basso said the Board had seen and acted on this before, noting that he had given out copies of the Hoffman site plan, which the Board had approved in 2005. He said this was about the CAP fees, saying there had been substantial research by staff back in 2004 and 2005 about the CAP fees that the Tate brothers had paid. He noted that a note on the Hoffman plan, with that note having been prepared by staff, had credited the Tates with \$140,000 due for prior payments, with the Hoffman plan to use \$18,500 of that, with a remainder of \$121,496. He said the CAP fee for the hospital would be \$91,701.28, adding that he would like to use that portion of the credit remaining. He said Director Sullivan had said it was a Planning Board matter and had assured him it would be on the agenda this evening.

Selectman Maddox concurred with Ms. Quinlan, saying all members had backup information that they could have reviewed and brought in, had they known this would be discussed. He expressed a belief that the fees in question actually predated CAP fees, saying it would be nice to have something in writing in the Board members hands, that they could reference and put in the minutes.

Ms. Quinlan noted that Mr. Leonard Smith, now deceased, when he was on the Board, had had a wealth of information about this matter, recalling that the last time there had been some indication that the credit that had been allocated had already been credited to the development that occurred on that site; she then expressed a belief that this appeared to be a perpetual credit. She said she did not think it had ever been answered as to what the actual credit was, or whether the credit had been decreased. She said she recalled that Mr. Smith had contended that this credit situation had already been resolved, but she did not think it could be done in hindsight, without some extensive research. She said there would be impact from this site, adding that she was fully in favor of the site, which she described as beautiful, but she was not willing to give away \$90,000.

Mr. Hall asked if Mr. Basso had represented Melissa Hoffman. Mr. Basso answered in the affirmative, saying Town Planner Cashell had done the research back then and had provided the referenced note.

Mr. Hall asked why this was not done when that plan had been approved, asking why the Board had not taken care of it, adding that it was a significant change in the

conditions of approval. He said he did not recall it having been proven to the Board, adding that he thought it only applied to the front lots. Mr. Hall asked about the Chaffee parcel; Mr. Basso said that was an whole different set of CAP fees, whereas this instance referred to an approved retail development back in 1994.

Mr. Hall said there would have to be a review and a modification of the site plan, to change the conditions of approval, saying a noticed public hearing would be needed. He said he would have to see the documentation, which presumably had been done at the time of the Hoffman approval.

Mr. Basso said he was just asking for an existing credit to be applied, adding that he had not been part of figuring it out—that Town Planner Cashell and Director Sullivan had done that, as well as writing the note.

Mr. Hall asked what the note said relative to CAP fees on the St. Joseph's site plan. Mr. Basso said Certificate of Occupancy. Mr. Hall expressed a belief that that was a lot different from what was being proposed now.

Town Planner Cashell said he agreed with Mr. Basso's numbers, saying there was no problem with that. He said at the time of approval of the St. Joseph's site plan, it had been brought up specifically and the applicants had not wanted that prior fee payment to be applied to this particular lot, but they had agreed to the CAP fee stated on the plan. Mr. Cashell said he had been asked by Director Sullivan to get ahold of Atty. Buckley and find out what the status was with respect to the water line documentation. He said Atty. Buckley had said that was not the case, saying Atty. Westgate had forwarded some documents prior to going on vacation. Chairman Barnes said that documentation pertained to the waterline and had nothing to do with this request.

Town Planner Cashell said he had all the paperwork, but it had never been formally presented to him that this matter was going to be on the agenda this evening, adding that the Board had wanted the applicant to do the research to prove this fee structure. He said he had been waiting for finalization of the waterline issue, saying this had become a separate issue. He noted that Mr. Hall had questioned how the Board would handle amending an approved site plan by deleting the CAP fees that had been established and reestablishing them as fees that had been paid by the Tates many years ago—adding that he had been able to convince the Planning Board at the time of the Hoffman plan, and he asserted that the note on that plan was true and factually determined by extensive research. He then reiterated that the applicants had specifically said "No" when the Board had specifically asked if they wanted that previous money applied.

Mr. Basso said they were not asked and had never stated that they did not want that credit, adding that he had never discussed it with staff. In light of that, he said, he had submitted a request in writing on July 2<sup>nd</sup>, saying he had asked a number of times what he had to do, and Director Sullivan had said he just had to come in under correspondence—adding that Director Sullivan had said two weeks ago it was on the agenda and that the Board just needed to see the letter and agree with the credits. He said this was a completely separate matter for the water-line, saying the credit was on that property and needed to come back to St. Joseph's.

Selectman Massey said he was unable to understand how someone who paid \$140,000 for something that never materialized did not immediately come in and ask for the money to come back. He questioned whether the money had not been paid back, saying the situation did not pass the smell test, as he could not understand how someone would leave \$140,000 on the table.

Mr. Hall said the Board certainly needed a little diligence, saying the Board had had very clear understanding of what was to happen with respect to the CAP fee at the time the Hoffman plan was approved. He said he could not vote for a change of conditions of approval with respect to waiving a \$100,000 CAP fee without a public hearing.

Mr. Basso said he had not been told that it had to be decided at a public hearing, only that he would be on the agenda under correspondence. He said he had no problem amending the application and would do so, but there was a time problem, as the Mr. Tate would not sign off until he got the CAP fee.

Selectman Maddox said this needed to be put into a motion, adding that he did not think these were CAP fees. He said some documentation was needed, as the Board was sitting here tonight with nothing before it.

Town Planner Cashell asked why the two parties could not handle this and have Mr. Tate come in and seek this credit some time in the future, in a public meeting.

Mr. Hall said he did not recall what fees had been agreed on with respect to the Hoffman case, but Ms. Hoffman had also agreed to do \$10,000 of offsite improvements. He then stated that Mr. Basso needed to convince the Board why there should not be any outside improvement in addition to the \$99,000, in the same ratio as applied to other plans. Mr. Basso noted that the traffic signal light had not been there then.

Chairman Barnes expressed doubt that the Board would do anything tonight, saying the Board should receive an application to modify the site plan and get the matter on the agenda.

Selectman Massey asked why this could not be something that the Minor Site Plan Committee could deal with, as it was an accounting issue. Mr. Hall suggested that more than one member of the Planning Board would have a problem with having the matter going to the committee. Town Planner Cashell said it would require action by the full Planning Board.

## V. MINUTES OF PREVIOUS MEETING(S)

Chairman Barnes expressed concern about the number of minutes waiting for approval, saying he wanted the minutes for June 4<sup>th</sup> and May 28<sup>th</sup> to be covered at the next meeting. Mr. Russo said he had gone over the April 2<sup>nd</sup> and February 27<sup>th</sup> minutes. Mr. Russo then moved to approve the minutes of April 2<sup>nd</sup> as submitted, saying he had found no changes to be needed. Mr. Hall seconded the motion.

**-- FILE COPY --**

**HUDSON PLANNING BOARD Meeting Minutes**  
**August 13, 2008**

**Page 14**

**VOTE:** Chairman Barnes called for a verbal vote on the motion. All members voted in favor, and Chairman Barnes declared the motion to have carried unanimously (6-0).\*

Mr. Russo said he had reviewed the minutes of February 27<sup>th</sup>, 2008, and wanted a change made on Page 5, in Note 7. He then asked for those minutes to be displayed on the computer-projection screen, which Mr. Cas hell did. Mr. Russo noted that "at" was combined with "high." Mr. Russo then moved to approve those minutes as amended. Mr. Hall seconded the motion.

**VOTE:** Chairman Barnes called for a verbal vote on the motion. All members voted in favor, and Chairman Barnes declared the motion to have carried unanimously (6 -0).

Chairman Barnes referenced the announcement for the Law Lecture Series. Members of the Board expressed interest in attending the Derry presentations. Town Planner Cashell noted that there was a conflict

Selectman Maddox moved to cancel the October 22<sup>nd</sup> meeting so that members could attend the Law Lecture Series. Mr. Hall seconded the motion.

**VOTE:** Chairman Barnes called for a verbal vote on the motion. All members voted in favor, and Chairman Barnes declared the motion to have carried unanimously (6 -0).

Chairman Barnes noted that NRPC had send out a request for recommendations for the Great Places contest.

Mr. Hall recalled his comments about the Highway Safety Committee, saying he had neglected to point out that the Police Chief, who objected to flashing, had noted that the opticon system would be disabled, and the Fire Chief had been opposed, upon hearing that, as there would be a safety issue. He noted that the State DOT personnel had also expressed opposition to concept of switching the lights to flashing.

### **XIII.ADJOURNMENT**

All scheduled items having been addressed, Selectman Maddox moved to adjourn; Mr. Hall seconded the motion.

---

\* Recorder's Note: The minutes for the 04 -02-08 meeting in fact were corrected and approved as amended at the 07-09-08 meeting, with the revised file copy having already been submitted.

**-- FILE COPY --**

**HUDSON PLANNING BOARD Meeting Minutes  
August 13, 2008**

**Page 15**

**VOTE:** Chairman Barnes called for a verbal vote on the motion. All members voted in favor.

Chairman Barnes then declared the meeting to be adjourned at 8:49 p.m.

Date: August 17, 2008

\_\_\_\_\_  
James Barnes, Chairman

J. Bradford Seabury, Recorder

\_\_\_\_\_  
Suellen Quinlan, Acting Secretary

These minutes were accepted as submitted following review at the 10-08-08 Planning Board meeting.