

Minutes of Selectmen's Meeting

March 21, 1978

Present: R. Outhuse, A. DiBiaso, W. Hoxie, Robert Dillenback, Benjamin Thompson, Donald White and his son, Richard Taylor, Raymond Estabrook.

The following delegations were heard:

1. Messers Dillenback, White, and Thompson, representing Milliken Tomlinson; discussion of the proposed shopping center.

A. Mr. Dillenback responded to the letter he received from the Planning Board, stating that Milliken Tomlinson was not considered to be grandfathered according to counsel of SMRPC. The following information was given by him for support of his contention that his proposal is grandfathered:

1. Discussions of a shopping center began in September, 1977 with Dr. DiBiaso.
2. An option to purchase the land from the Riverside Cemetery Association was secured on December 1, 1977.
3. The land was purchased on February 27, 1978.
4. Plans were submitted to the Planning Board on February 16, 1978.
5. A building permit was obtained on March 2, 1978.
6. The Board

He also explained that the Planning Board had not acted after two meetings with them. At one of the meetings the zoning map was not available, nor was a copy of the zoning proposal because the files were locked and the key could not be located.

The Selectmen were shown evidence of considerable activity by Milliken Tomlinson since September of 1977.

- B. The Selectmen will confer with counsel and advise the representatives of the planned course of action as soon as possible.
2. Mr. Richard Taylor presented a handwritten bill of sale for a tract of land formerly owned by Eva Lord, signed by her and dated October 28, 1967. At a later date, Eva Lord accepted a deposit of \$500.00 from Milt Chamberlain for the same tract of land. Mr. Taylor wants a deed to the land and wants the Selectmen to take action on it. At the time he has a deed, he will pay all back taxes due on the property.

Action taken: The Selectmen will seek advice from their counsel and inform Mr. Taylor of any action taken as soon as possible.

3. Mr. Raymond Estabrook, representing the Planning Board, suggested the following items be acted upon by the Selectmen:

- A. Appointment of a Board of Appeals
- B. Establish a shedule of fees for building permits
- C. Have a new supply of Zoning Ordinances printed
- D. Consider updating the building code
- E. Reappoint Stephen DiBiasco to the Planning Board.

Regarding Milliken Tomlinson's proposed shopping center, he made the following points:

- A. The integrity of the Zoning Ordinance can be endangered if it is not properly enforced.
- B. The Planning Board would concur with counsel's opinion regarding the proper course of action.

Action taken:

- A. The Selectmen requested a list of suggested members to be submitted by the Planning Board.
- B. A committee will be formed to update the Building Code and shedule of fees for building permits.
- C. Monies will be provided for the printing of new Zoning Ordinances.
- D. Reappointed Stephen DiBiasco to the Planning Board.
- E. The Zoning Ordinance will be enforced.

Other Business:

- 1. Application form will be sent to Grossman's for tax adjustments.
- 2. Received correspondance from DEP regarding sludge disposal site. No action taken.
- 3. Acted to request minutes and attendance of Planning Board meetings.
- 4. Elected Ronald Outhuse as Chairman, Board of Selectmen.

Meeting adjourned at 10:35 P.M.