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3 ASHLAND ZONING BOARD
4 MEETING MINUTES
5 NOVEMBER 4, 2013
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8 Call to Order

9 Chairman Badger called the meeting to order at 6 PM.

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11 Roll Call

12 Present – Ellison Badger, Don Latulippe, Elaine Allard, Michelle Fistek
13 Absent without notice – Robert Boyle
14

15 Case 2013-05 Administrative Appeal of Building Permit B-29-13
16 Applicants – Donald Bell and Frank McBournie
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18 Chairman Badger stated that BI VanValkenberg had been notified of this
19 meeting.

20 Chairman Badger asked the applicants if they had any objection to the
21 sitting members of the Board [known to the applicants and property owner] being
22 able to act fairly on this application. *There were no objections.*
23

24 ***Motion to accept the application – Allard; second – Fistek;*** discussion
25 noted that the zone should be rural residential; ***vote 4-0 in favor***
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27 Mr. McBournie stated that the reason for the appeal was that they were
28 not informed of the proposed project.
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30 Discussion and comments –

- 31 ▪ Stop work order already given to owner
- 32 ▪ Applicants are appealing the decision to issue the building permit
- 33 ▪ Property owner was issued a special exception in 1992
- 34 ▪ Generally a business would come to the Planning Board for any
- 35 modifications to original site plan
- 36 ▪ Anthony Guyotte [on behalf of Donald Lester] filled out a building
- 37 permit and was subsequently notified by the building inspector that
- 38 the permit was ready to be picked up
- 39 ▪ Issue at hand for the Zoning Board is to accept the appeal of the
- 40 granting of the building permit and to decided if the permit was
- 41 properly given
- 42 ▪ Process was that the Building Inspector should have sent the
- 43 applicant to the Zoning Board to amend the original special
- 44 exception
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- 2
- 3 ▪ Donald Lester made the statement that permits were given over the
 - 4 years for other projects that were done and were never sent to the
 - 5 land use board.
 - 6 ▪ Dates of appeal process were – 10/4 original notice of appeal; 10/9
 - 7 stop work order; 10/21 application and fees processed

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9 Chairman Badger closed the public portion of the meeting for board

10 deliberations.

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12 Fistek – stated that this was the building inspectors error; no justice

13 being done; property already had exception

14 Latulippe – felt that the town did not comply

15 Badger – the permit process was not followed and the addition

16 needs a site plan review

17

18 ***Motion to grant the administrative appeal dated 10/21/13 that***

19 ***Building Permit 29-13 was not issued properly – Allard; second –***

20 ***Badger; roll call vote – Fistek – yes; Allard – yes; Latulippe – no;***

21 ***Badger – yes***

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23

24 Other Business

- 25 ▪ Board needs to review and adopt Rules of Procedure
- 26 ▪ Board discussed and agreed to having a joint meeting for
- 27 applications to be forthcoming from Donald Lester for site plan and
- 28 special exception; date to be determined.

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32 Meeting was declared adjourned at 7:05 PM.

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36 Taken by Patricia Tucker

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