

MINUTES

**VILLAGE OF LUDLOW
BOARD OF TRUSTEES**

REGULAR MEETING

6:00 PM

Tuesday November 5, 2013

BOARD MEMBERS PRESENT:

David Rose, Vice Chairman Richard Harrison

BOARD MEMBERS ABSENT:

Bob Gilmore, Chairman

STAFF:

Frank Heald Rose Goings

OTHERS PRESENT:

Helen Grace Bostock	Terry Carter	Logan Nicoll
Paul Bostock	Marilyn Dunwoody	Ralph Pace
Francis Broza	Phil Dunwoody	Scott Gwynn – LPCTV

1. **Call to Order**

A. Vice Chairman, David Rose, called the meeting to order at 6:00 p.m., Bob Gilmore absent.

2. **Approve Minutes from Previous Meetings**

A. David Rose advised the minutes to be approved are from the regular meeting of October 1, 2013.

B. **MOTION by Richard Harrison and seconded by David Rose to approve minutes from the meeting of October 1, 2013 as presented. Motion passed unanimously.**

3. **Comments From Citizens**

A. Helen Grace Bostock commented that the sign on the sidewalk near the old IGA by Dunkin' Donuts is in a poor location and she hits her head on it

B. David Rose said he would go look at the sign.

4. **Continue Discussion of Village of Ludlow Flood Hazard Regulations**

A. Rose Goings said that at the last meeting they stopped at the proposed stream setbacks. There were questions on definitions. She said that she had received an email from Jason Rasmussen yesterday.

B. David Rose said that some of the questions were how streams were defined, by watershed or cubic feet per second.

C. Jason Rasmussen said that he had put together some language for the definitions; some from the dictionary and some from the State Planning Laws. The State Planning Laws lump rivers and streams together as having perennial flow. He said that at the Select Board meeting on Monday night, it was noted that the map is inconsistent and he has suggested that the Planning Commission review this and possibly amend the map. There is no good reliable data on intermittent and perennial streams. This should return to the Planning Commission for review.

D. David Rose said that the village map only shows a few streams, such as the Jewel Brook.

E. Jason Rasmussen said that the Vermont Hydrologic Data Set from 2008 is based on the national data set and is not perfect.

F. David Rose said if they adopted the definition of river, would it include more streams.

G. Rose Goings said probably less.

- H. Frank Heald said that in some areas of the town where they have had to do work, they have done drainage studies and have hydrologic analysis to find out what the stream does. They could consider a possible setback with ability to do science to mitigate the effect of the setback.
- I. David Rose said that for pre-existing lots, with a 50 foot setback, the people would lose a lot of their lots. Maybe for smaller lots, the setback could be less, maybe 10 feet.
- J. Jason Rasmussen said there are options. Setbacks and buffers are not the same. The state is pushing for buffers that are not cut or mown. With setbacks, there are no new structures allowed or fill. The State Shoreland Protection Bill looks like it will come back before the legislature this year. The state wants the 50 foot buffers. They could consider waivers for pre-existing small lots or sliding scales based on lot size.
- K. David Rose said that would be good for the village because of all of the small lots.
- L. Richard Harrison said that people should be able to develop their lots.
- M. Francis Broza said that he would like to hear some positive answers, not maybes.
- N. Logan Nicoll said that he likes the idea of setbacks. He does not want things close to the rivers and ending up in them n floods. He also respects that there are small lots. The Planning Commission wants to protect everyone else from buildings too close to the river.
- O. David Rose said that with 50 foot setbacks, some lots would be useless.
- P. Francis Broza said that he owns several properties in the village and little lots do count. He wants better measurements.
- Q. David Rose asked Jason Rasmussen how they would define top of the bank.
- R. Jason Rasmussen gave David Rose a sketch
- S. David Rose said it helps.
- T. Richard Harrison said that another problem is the silt that starts in Plymouth and comes all the way down through the lakes. He would like try to have someone work with Plymouth to help stop this.
- U. David Rose asked the Planning Commission to go back and review this and to try to come up with something that would help the smaller lots.
- V. Rose Goings said the Planning Commission would come back next month.
- W. David Rose said that would be good because Bob Gilmore would be back and he would like Bob Gilmore to have a chance to discuss this.

5. **Consider Action on Junkyard Ordinance Violation**

- A. Frank Heald said that this item was resolved.

6. **Wastewater Requests**

- A. Francis Broza
 - i. Property address is 80 Pleasant Street
 - ii. David Rose advised that this is a request for a sewer allocation for 1 additional bedroom to a single family dwelling. Loran Greenslet has approved this request.
 - (1) Allocation fee – 1 bedrooms @ \$545.00/bedroom = \$545.00
 - iii. **MOTION by Richard Harrison and seconded by David Rose to approve this application for 1 additional bedroom @ \$545 per bedroom for a total of \$545.00. Motion passed unanimously.**
- B. Kenneth Saccardo
 - i. Property address is 22 Tapper Street
 - ii. David Rose advised that this is a request for a sewer allocation for 2 additional bedrooms to a single family dwelling. Loran Greenslet has approved this request.
 - (1) Allocation fee – 2 bedrooms @ \$545.00/bedroom = \$1,090.00
 - iii. **MOTION by Richard Harrison and seconded by David Rose to approve this application for 2 additional bedrooms @ \$545 per bedroom for a total of \$1,090.00. Motion passed unanimously.**

7. **Glow in the Dark 5K Walk/Run Request**

- A. David Rose advised that a letter had been received from Katie Cloutier for approval to sponsor a Glow in the Dark 5K walk/ run on Saturday, May 10, 2014 with a rain date of May 17, 2104 from 5:00 to 9:00 p.m. to start at the High School go down Main Street and end back at the High School. Registration will be at the Community Center. Half of the proceeds will go to the Black River High School Valente Scholarship and the other half will go to the Downs Syndrome Research and Treatment Center.
- B. David Rose asked if the Chief of Police had given his approval.

- C. Frank Heald said the chief has not signed off, yet.
- D. **MOTION by Richard Harrison and seconded by David Rose to approve the request from Katie Cloutier to hold a Glow in the Dark 5K run to benefit the HS Scholarship fund and the Downs Syndrome Research and Treatment as presented, conditioned to approval by Chief Billings. Motion passed unanimously.**

8. **Radar Speed Signs - Update**

- A. David Rose advised that a report for the period September 30 through October 29, 2013 had been received for the portable sign that had been placed on Route 100S by Dorsey Park. The average speed was 22 mph.
- B. Francis Broza said that the 25 mph speed limit is too low for that area. You need to ride your brakes all the way down the hill.
- C. Phil Dunwoody disagreed, saying the 25 mph speed limit should be throughout the Village. He asked if the NO THROUGH signs by the Churches on High Street had been made an ordinance.
- D. David Rose explained that the state considers that road a Class II Highway and will not allow it. The signs were put up, but have no bite.
- E. Frank Heald said the signs were not enforceable, but may deter some people.
- F. Phil Dunwoody verified that the state could say the road is a Class II even if the town does not want it to be.
- G. Frank Heald said that is correct.
- H. Richard Harrison said they also tried to get the speed limit on Main Street lowered to 25 mph, but the state would not allow that either.
- I. Helen Grace Bostock asked if there was a weight limit on the road.
- J. David Rose said no.
- K. Phil Dunwoody said that quite a few trucks use High Street.
- L. Marilyn Dunwoody said that people still speed on High Street and run the STOP sign.

9. **Discuss Holiday Party**

- A. Frank Heald asked they are looking toward mid-December for the Holiday Party and are getting prices now. It will be for elected and appointed officials and employees.

10. **Other Business**

- A. **Newport Ski Club**
 - i. Frank Heald advised that the Newport Ski Club meters their wastewater usage and may be coming to a meeting to discuss it. They are concerned about the charges.
 - ii. David Rose asked if they are located on the Mountain.
 - iii. Frank Heald said yes.
- B. **Long Term Power Contract**
 - i. David Rose advised that there would be a vote on a long term power contract on November 19th.
 - ii. Frank Heald advised that there would be a public informational meeting on Monday, November 18th at 7:00 p.m. to discuss a possible long term power contract.
 - iii. Phil Dunwoody asked if any information is available that people could review before the meeting.
 - iv. David Rose suggested that Phil Dunwoody contact the Electric Company.
 - v. Frank Broza asked if there would be public notices about the meeting. He would like to see more people attend these meetings.
 - vi. Frank Heald said the meeting would be warned in the newspaper, and in 5 places in the village.

11. **Set Date for Next Meeting**

- A. Next regular meeting set for Tuesday, December 3, 2013 at 6:00 p.m.

12. **Sign Warrant Orders**

A. Warrant orders were signed.

13. **Possible Executive Session/Personnel/Contracts**

A. Frank Heald advised that an Executive Session would not be needed.

14. **Adjourn**

A. **MOTION to adjourn by Richard Harrison and seconded by David Rose. Motion passed unanimously.**

B. Meeting adjourned at 6:36 p.m.

Respectfully submitted,

Lisha Klaiber

Robert Gilmore, Chairman

David Rose

Richard Harrison