

TOWN OF EPPING, NEW HAMPSHIRE**ZONING BOARD OF ADJUSTMENT****Wednesday April 7, 2010**

PRESENT: Dave Mylott, Mike Yergeau, Robert Silva, Mark Vallone; Planner Brittany Howard.

CALL TO ORDER: Chairman Mylott called the meeting to order at 7:00 P.M.

Chairman Mylott explained the Board is meeting for administrative reasons. The Chairman first wanted to thank Paul Brown and Rob Nowe for their dedication to the time served on the Board, and welcomed Robert Silva and Mark Malone as their replacements to the Board.

REORGANIZATION OF THE BOARD

Yergeau moved, Vallone seconded the motion to appoint Mylott to sit as Chairman. The motion carried unanimously.

Silva moved, Vallone seconded the motion to appoint Yergeau to sit as Vice Chairman. The motion carried unanimously.

Chairman Mylott moved, Vallone seconded the motion to appoint McDonough to sit as secretary to the Board. The motion carried unanimously.

Bob Jordan gave his letter of resignation, with regret, after being elected to the Board of Selectmen.

Chairman Mylott explained with the resignation of Bob Jordan, newly elected Selectman, there is now a vacancy on the board. The Chairman noted the Board will handle this procedure under RSA 669:61 & RSA 673:12.

Chairman Mylott explained this person will serve a one year term and will be up for election March 2011. Chairman Mylott explained the position was advertised on ETV and the Town's website. The Chairman announced there are five candidates for the position, each wrote a letter that the board has reviewed, and explained each candidate will have two minutes to tell the Board about themselves. The Chairman announced the procedure for this will be by alphabetical order.

Phil Gamache addressed the Board, and explained he feels residents should get involved in the town. He informed the Board he served on the budget committee for the town of Hampstead and a consultant to Governor Weld (MA). He stated he feels he can bring judgment and good opinion to the Board.

Patrick Pagnani addressed the Board and explained he has been an alternate on the zoning board for the past two years. He stated he has also attended municipal law lectures as an alternate, in 2008 and 2009. He explained as an alternate he sat in on some of the application preparing like he was a member of the board, and he has been to almost every meeting.

Paul Spidle addressed the Board and explained he has served the town for the past 22 years on the Planning

Board, Zoning Board, Budget Committee, and as a Selectman. He explained he would be of great value to the board with his experience. He informed the Board if not chosen to serve as a voting member he would like to be appointed as an alternate.

Kim Sullivan addressed the Board and explained he has served for over 20 years on the Board of Selectman and that he ran this year and had support. He explained if chosen he would be fair and give an applicant an adequate amount of time as well as an abutter to speak without being redundant. He stated he would like to see the agenda posted on ETV during meetings with a scroll along the bottom of the screen so that people know what is going on. He stated he is someone who is going to be fair to everyone, friend or neighbor.

Rene Archambault noted there are four qualified candidates before the board. He reminded the Board the people spoke at the election in March when Spidle lost on the ballot for this position and stated if the Board chooses him it would be a direct slap in the face to the voters who did not want him.

Chairman Mylott stated it would be fair to say the town selected two of the three and not against the third.

Yergeau stated they all seem more than qualified.

Vallone noted that Spidle and Sullivan have a lot of experience and reiterated there was an election that Spidle lost and that should be looked at.

Chairman Mylott noted it is wonderful that there are so many who have come forward for this vacancy and feels the person that is appointed should have the most experience. He spoke of Spidle who has sat on the board and feels this is needed on a new board.

Yergeau concurred with the Chairman with the part of the experience and noted that Pagnani has been to all the law lectors and is a good candidate.

Vallone moved, Yergeau seconded the motion to nominate Kim Sullivan to sit on the Board. The motion failed 2-2.

Chairman Mylott explained he hesitated to agree as Sullivan has never sat on the Zoning Board before and that would be his only hesitation.

Chairman Mylott moved, Vallone seconded the motion to nominate Paul Spidle to sit on the Board. The motion failed 2-2.

Silva moved, Yergeau seconded the motion to appoint Jane Kelly to sit on the Board. The motion failed 2-2.

Kim Sullivan addressed the Chairman's statement. He explained he has been involved in the ZBA even though he has never served on the ZBA he was on the Board of Selectmen and had to deal with zoning issues. He explained he is against building on a Class VI road as it is a big liability, and that yielding to developers is not what the ZBA should be doing.

Paul Spidle urged the board to pick someone with experience, stating this is a green board and suggested looking at Patrick Pagnani who is qualified after sitting for two years.

Philip Gamache stated he has no agenda, not emotional to certain issues in the town, and would offer the other side of the experience.

Rob Silva stated he came to the board with no experience, no hate, and a fresh clean new start. He stated the law is written and that you are only allowed to do what is on the books.

Bob Jordan explained he had no experience when he came to the board and his first year was a big learning experience. He explained to Silva that even though the law is written it still takes understanding and interpretation, and agreed the Board needs someone that can hit the ground running.

Chairman Mylott explained legally you don't have to have any experience to be on the board, but what we are trying to fill a vacancy and should be in the board's best interest to choose some with experience. He noted the Board should be very objective and look at people who have experience, and reminded the Board that Vallone is brand new and is going to get his feet wet.

Vallone advised to reconsider Spidle as he does have experience.

Yergeau stated we are a young board and agree someone with experience is needed.

Vallone stated the long term interest is what is good for the Town, understanding of the laws is important. He asked Gamache what his experience was with the budget committee Hampstead.

Phil Gamache explained understanding town politics and how it's all handled and found it beneficial to serve on that board. He explained his business experience is in quality management to facilitate other departments. He stated he worked for a year on the zoning board, being able to interpret what is brought to the board and feels with no baggage and a fresh mind for the good of the Town is important, and agrees there is a learning curve.

Silva moved, Vallone seconded the motion to appoint Gamache to fill the Board's vacancy for one year. The motion carried unanimously.

Spidle informed the Board he is withdrawing his offer to sit as an alternate. Pagnani stated he is shocked and gave his resignation for position of an alternate as the board has offered the position to someone with less knowledge and less integrity. He thanked the board and the people of the town for serving on the board.

Kim Sullivan asked the Board to consider him for the position to serve as an alternate to the Board.

Vallone moved, Yergeau seconded the motion to appoint Sullivan as an alternate to the board for one year. The motion carried unanimously.

Chairman Mylott noted the next meeting will be held on Wednesday April 28th at 7:00pm.

Vallone agreed with putting the agenda on ETV, Chairman Mylott agree the more communication to the town the better.

Chairman Mylott explained every year the state holds training courses and stated the next conference is on May 8th in Nashua. He recommended it to everyone and stated if interested in going talk to Phyllis.

Silva stated at this time the Board can move forward and what just transpired with Spidle and Pagnani is not called for.

ADJOURNMENT: Vallone moved, Yergeau seconded the motion to adjourn at 7:45 pm. The motion carried unanimously.

Respectfully submitted,

Phyllis McDonough,
Zoning Board of Adjustment Secretary

Transcribed from notes taken by Brittany Howard, Town Planner