

Town of Danbury
BOARD OF SELECTMEN MEETING MINUTES
October 6 , 2021 6:00 PM

Present: Selectmen Jessica Hatch, James Phelps
Administrative Assistant Karen Padgett

Absent: Selectman Tracy Shepard

Others Present: Deborah Aylward, Jason Potter, Michelle Potter

Checks/Applications/Signatures)

- **Payroll & accounts payable** were signed
- Jim motioned to approve the meeting **minutes of 9/22 and 9/28**, seconded by Jessica. Motion passed 2-0.
- Fire Department purchase orders:
 - \$1700 for air pac and hydraulic tool service. Jim motioned to approve, seconded by Jessica. Motion passed 2-0.
 - \$1,303.08 for repairs to 2010 Ford Expedition. Jessica motioned to approve, seconded by Jim. Motion passed 2-0.
- **Yield Tax Warrants Polizzi 21-111-04-T \$532.15**
Greatwoods 21-111-01-T \$1076.07
Jessica motioned to approve both timber tax warrants, seconded by Jim. Motion passed 2-0.
- **Building Permit Application -Sorrell 411-108/34 Drake Hill Rd/24 x 40 shed.** Jim noted that the Planning Board determined that no site plan review is needed. Jim motioned to approve the building permit, seconded by Jessica. Motioned passed 2-0.
- **Driveway Permit Application – Bemis 201-002/Old Turnpike Rd.** Jim motioned to approve, seconded by Jessica. Motion passed 2-0. An updated current use map will be requested as it appears some of the driveway will be on land that is in current use.
- **A revised MS-535, Financial Report of the Town** was signed.

Old Business

- Dan Hudnut is looking for a time and date of when work will be done at the New Canada Road turnaround so he can coordinate the dumpster delivery. Jessica spoke with Road Agent Cornell and a date of October 18 has been set. Jim believes it should only take a couple of days to clean up the trash over the bank at the turnaround. The property owner will provide a dumpster. Jim suggested having it set as close to the road as possible to allow for equipment to get near the bank.

New Business

- Mark Zaccaria sent an email to the Board of Selectmen to express interest in filling one of the vacancies on the Planning Board. Information will be conveyed to the Planning Board as the remaining board members make the appointments to fill vacancies.
- The Road Agent reported to Jessica that the new highway truck is stuck in the location it was built., without transportation needed to get it to the next spot.

Mr. and Mrs. Potter expressed frustration and anger over their situation of not being able to get power from Eversource to their property on Railroad Drive because of their neighbors' septic system that is in the road right of way.

Mr. Potter says he has spoken to the Attorney General and the NH Department of Environmental Services and has information the septic in the roadway is not legal in any way shape or form. It violates the rule of the road that states that you cannot obstruct travel on any roadway. Also, the Surface Water Protection Act is being violated as the septic is 50 feet from the well and 15 feet from wetlands.

Mr. Potter feels the Town can issue a cease-and-desist order to the Ardines to have the septic removed. Jim requested of copy of the document that Mr. Potter was referencing as he is not certain the Town has that authority in this instance.

Ms. Aylward, on behalf of the Potters, showed the Board a recorded easement for the property between AT&T and Mr. Dean Martin. Mr. Potter also has copies of the 1929 state highway plans for the building of US Route 4 that clearly show that a road existed through his property.

Jim informed the Potters that Greg Ardine had forwarded to the Selectboard an email from Christopher Blevens that states that he has reached out to the legal department to see what they need from the Ardines for Eversource to access the Potters property.

The Potters have conflicting information from Eversource.

Jim will reach out to Christopher Blevens on Thursday 10/7 and call Mr. Potter with the information that he receives.

Selectmen Items

Jim informed the Board of an issue with the Town of Hill and a gravel pit on Currier Road. There is a possibility that access to the gravel pit will be through Poverty Pond Road. There will be a Hill Zoning Board hearing for a special exception pursuant to NH RSA 155 E on October 14 at 7pm. Per Jim, Danbury should be considered an abutter in this issue because it is a development of regional impact. Jessica agreed. Jim will compose a letter from the Danbury Board of Selectmen asking for status as an abutter and read it into the record at the special exception hearing.

Deborah Aylward asked to have public comment to the Board.

She read a statement and provided a copy of it for the record.

Select board Meeting Oct. 6, 2021 Public Comment Deborah Aylward

1. *Appreciated is increase in transparency in minutes where I am concerned, however, and correct me if I'm wrong, there is no mention of:*
 - a. *My attendance at joint meeting/Alexandria on 8/3/2021 - Joint PD*
 - b. *Letter to both boards/news release: Aug. 22, 2021 - Joint PD*
 - c. *Announcement Sept. 15, 2021 meeting submission/criminal conduct, etc.*

Unfortunately, sanitizing public records to withhold information from the public, then approving said governmental records is reportable under several statutes, and such will be reported.

Sorry.

At 6:55 Jim motioned to adjourn, seconded by Jessica. Motion passed 2-0. Meeting adjourned.

FYI/No action needed

- Alan vacation
- Hazard Mitigation \$\$ received
- DRA monitoring inspection report
- Info regarding rail trail sign
- Surplus auction information
- September property sales
- Septic construction approval 68 Pillsbury Lane
- Firefighter grant application denied
- Floodplain information
- Letter to Clearys re current use map needed
- State driveway permit application – Horan NH Route 104 – for paving/

The next meeting of the Board of Selectmen will be October 20, 2021 6pm, Danbury Town Hall.

Respectfully submitted from the audio recording, Karen Padgett, Administrative Assistant