

**Moretown Development Review Board
Minutes of DRB Hearing Held July 11, 2013**

Hearing on Appeal of Scott Baughman and Lisa Ransom from Decision of Zoning Administrator dated May 1, 2013

Members of the Board present: John Riley; David Russo; Erick Titrud; Paula Mastroberardino (Alternate). Absent: Jim O'Neill.

Others present: Martha Douglass, Sandy Fortune, Max Fortune, Maryann Raymond.

John Riley called the meeting to order at 6:30 p.m. The meeting was held at the temporary town offices off U.S. Route 2. This is a continuation of the appeal of Scott Baughman and Lisa Ransom from a decision of the Moretown Zoning Administrator. Minutes of the June 13 meeting had been circulated earlier today. Those minutes reflect the results of a deliberative session June 13 and subsequent motion by the Board to request that MLI submit copies of the 2005 engineering plans that were submitted and approved as part of Cell 3 conditional use permit.

Mr. Riley indicated Scott Jaunich for MLI had indicated earlier today that he is looking into making those plans available. Also, given the absence of a Board member, and that the plans are not yet available, there had been representations that the Board would not proceed on the substance of the appeal issue tonight but continue the matter to a later date (likely July 25).

Erick Titrud advised he is away on Thursday July 25. John asked about Thursday August 1. Dave Russo is away that week.

All present are available Thursday August 8. John asked if anyone knows if there is urgency for the Board to resolve the present appeal. Martha Douglass stated she participated in a conference earlier today on the issue of MLI's appeal of the denial of the five year certification by the Agency of Natural Resources for Cell 3. As Martha understands it, MLI has indicated it will not seek a continuance of the State's closure order as to the North part of Cell 3, but does still plan to seek permits for a Cell 4 (which may tie in to the South side of Cell 3). Although this information is not directly relevant to whether MLI needed an amendment to its existing Town permit for Cell 3 for work performed last winter, it is not apparent that there is any particular prejudice to a party if this matter is continued to August 8.

Two Board Members indicated they could not open the June 24 submission by Scott Jaunich that John R. had attempted to circulate by email to parties. John indicated there

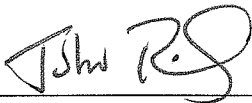
appeared to be a problem in the saving and then attaching the submission and he will either forward or scan and circulate the submission to the service list.

John Riley noted that the minutes should reflect that MLI provide the 2005 Cell 3 plans by July 18.

Erick moved to continue the appeal to Thursday August 8 at 6:30 at the temporary Town Offices off US Rt. 2. Dave seconds. All approve.

The meeting adjourned at 6:55.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "John Riley". The signature is written in a cursive style with a large, stylized "R".

John Riley, Acting Clerk