

TOWN OF MARLBORO
REGULAR SELECT BOARD MEETING
Thursday, April 11, 2013

ATTENDANCE:

Present were select board members Andrea Livermore, chair, Pieter van Loon and Andy Reichsman. Also present were Stillman (Stretch) Vonderhorst, the town representative to Windham Solid Waste Management District (WSWMD); Karl Rinker, President, Rinker Communications, Barre; Ed Metcalfe, owner of Hogback Properties LLC; Edith Mas, Planning Commission member; Matthew Tell, Planning Commission chair; and Marcia Hamilton, Select Board Assistant.

CALL TO ORDER:

The meeting came to order at 4:30 PM.

APPROVAL AND SIGNATURE OF PAY ORDERS:

The board approved and signed pay orders.

SCHEDULED AND UNSCHEDULED TIME:

The board asked Stretch Vonderhorst for advice on managing the town recycling center. Stretch said WSWMD possibly has cameras and he will check to see if they are available for Town use. The board learned from previous contact with WSWMD that there would have to be electrical power and WiFi at the site for cameras if real ones were to be used. Stretch offered to check WSWMD and the Windham County Sheriff's Department for a loaner.

Karl Rinker visited the select board meeting to report on his proposal to buy a site at Hogback currently owned by Ed Metcalfe and build a telecommunications tower site. He is interested to have a building on the site and a building now exists, occupied as a residence. He reported the Marlboro Zoning Bylaws prevent constructing a tower because of the ratio of height of the tower to the amount of acreage of the land involved and required setbacks. Edie Mas invited Karl Rinker to connect with the Planning Commission to discuss this tower site. Mr. Rinker stated the timetable of events, (approximately 135 days) that would allow him to move forward with plans to acquire the site, hire an engineer and wetlands expert and lawyers to prepare a package to present to the select board. The timetable involves notifying abutters, an appeal process and a Public Service Board (PSB) ruling. Because the application will be reviewed by the PSB under the ACT 248a rule, the tower does not have to meet zoning requirements. No official action was requested or taken by the select board.

Matthew Tell, Planning Commission Chair and Edie Mas, PC member, came to the board to propose an ordinance to regulate signs. Most towns in the area have an ordinance to regulate signs but Marlboro regulates signs in the zoning bylaws. Pieter will work with the Planning Commission and Mary Sargent, Zoning Administrator, to define the process, draft an ordinance that includes penalties for violations and bring the matter back to the select board for further discussion.

Edie and Matt informed the Select Board that although the communications tower mentioned above will not have to comply with Marlboro zoning regulations, it will have to comply with the

town plan. The planning commission is in the process of updating the town plan and one of the changes is to mirror the zoning regulation's setback requirements for towers. The selectboard requested that the planning commission be in touch with Mr. Rinker to inform him of the proposed change and the timeline for adopting the new town plan, as it may effect his application.

APPROVAL OF MINUTES:

The board voted (van Loon/Reichsman) to approve the minutes of the regular meeting of 03/28/13 and voted (Reichsman/Livermore) to approve the Select Board *Mixer* article for the May/June issue.

OLD BUSINESS:

Andy produced a final draft of the Agricultural Lease for the Muster Field. After discussion, the board voted to approve the lease as drafted. (Vote: Livermore/Reichsman; van Loon abstained because of his association with the Vermont Land Trust who has an interest in the Muster Field land.) Andy will contact the potential lessor and ask him to come to the Town Office to execute signing and notarizing the lease.

Andrea presented the draft Facilities Use Policy and draft Facility Rental Agreement. She had asked Forrest Holzapfel, Town Clerk, not present at the meeting, to review and submit his drafts. With both sets of draft documents present at the meeting and no action taken on them, Andrea will follow up with Forrest for discussion. Future drafts will be taken up at a subsequent select board meeting.

NEW BUSINESS:

The Town Office will be closed for floor refinishing May 23-28. The select board meeting of Thursday, May 23 will likely happen at Marlboro Elementary School in the junior high room. Pieter will contact the school to reserve the room.

The board approved and Andrea signed the Excess Weight Permit for Bazin Brothers Trucking, Inc.

INFORMATION ITEMS AND MAIL:

The board discussed the grant application made by Forrest Holzapfel to the Vermont Council on Rural Development Digital Economy Project for a new town website. The grantor is still reviewing applications. Andrea will follow up with Forrest to obtain a copy of his application and discuss it with him. If the grant is approved, there will be more discussion about the possibilities.

ADJOURN:

The meeting adjourned at 6:50 pm.

Respectfully submitted,
Marcia L. Hamilton, Select Board Assistant