

HOPKINTON PLANNING BOARD
NOTICE OF DECISION
April 14, 2009

Notice is hereby given that the Hopkinton Planning Board held a meeting/public hearing on Tuesday, April 14, 2009, and made the following decision(s):

- I. Public Hearing** – Findings of Facts and Notice of Growth Impact as part of Hopkinton's Indicators of Growth Impact in accordance with Hopkinton Zoning Ordinance Section XIII Growth Management and Innovative Land Use Control.

Motion made by Celeste Hemingson, seconded by Cettie Connolly to implement phasing of future developments given the fact that the Hopkinton exceeds three (3) indicators in determining growth impact. Motion Carried unanimously (Wilkey, Hemingson, Taylor, and Connolly).

- II. Review of the Minutes and Notice of Decision of March 12, 2009.**

Review of the Minutes and Notice of Decision was deferred to the May 12, 2009 meeting.

- III. Application(s).**

#2009-5 David & Jane Barkie – Request for a two lot subdivision of property located off Brockway Road in the R-3 district, Tax Map 256, Lot 25.

Motion made by Celeste Hemingson, seconded by Cettie Connolly, to accept the application as complete and for consideration. Motion carried unanimously.

Motion made by Cettie Connolly, seconded by Celeste Hemingson to approve application #2009-5 with the recommendation that the Selectmen have the Conservation Commission review any residential building permit for the remaining parcel. Motion carried unanimously.

- IV. Other Business.**

- a) Between Meeting Communications Policy – As a follow-up to previous discussions concerning the Planning Board adopting such a policy, Karen Robertson advised that she was not aware of a similar policy ever being adopted by the Board of Selectmen; however, she noted that the Zoning Board of Adjustment have adopted the Between Meeting Communications Policy as recommended by the Board's counsel. The Policy had been provided as a result of changes in the right-to-know-law and law concerning electronic communications. Following brief discussion, motion was made by Celeste Hemingson, seconded by Ed Taylor, to adopt the Between Meeting Communications Policy as recommended by the Board's counsel. Motion carried unanimously.
- b) Milton-Cat Lighting – As a follow-up to concerns raised by Bethann McCarthy regarding compliance with the Lighting Ordinance. Karen Robertson reported that Ed Taylor had viewed the Milton-Cat site to determine whether the lighting in the parking lot is in compliance with the Town's Lighting Ordinance. Karen Robertson referred to minutes of previous meetings in which representatives of Milton-Cat were made aware of the Ordinance and the need to comply with the requirement that all lighting fixtures be horizontal cut-offs. Karen Robertson noted that she had recently spoke with a representative from Milton-Cat, requesting that the lighting be redirected downward. The response was that it has been a number of years since

the lighting was installed with no one from the Town addressing the issue. Furthermore, it was noted that it would be costly for the fixtures to be changed. Following brief discussion, members agreed that the lighting needs to be in compliance with the Lighting Ordinance which was in effect at the time of the approval of the parking lot.

V. Adjournment.

With no other business to come before the meeting, Michael Wilkey declared the meeting adjourned at 8:50 PM. The next regular scheduled meeting of the Planning Board is Tuesday, May 12, 2009, at 7:00 PM in the Town Hall.

Karen L. Robertson
Planning Director

In accordance with RSA 677:15, any person(s) aggrieved by any decision of the Board concerning application(s) may present to the Superior Court a petition, duly verified, setting forth that such a decision is illegal or unreasonable in whole or part and specifying the grounds upon which the same is claimed to be illegal or unreasonable. Such petition shall be presented to the court within thirty (30) days after the Board's final decision regarding the application in question has been filed and becomes available for public inspection in the Planning Office.