

Approved \_\_\_\_\_  
Approved with changes \_\_\_\_\_  
Unapproved \_\_\_\_\_

Effingham Zoning Board of Adjustment  
Meeting Minutes April 5, 2017

- 5 Present: Mike Cahalane, David Strauss, Tom Hart, Jory Augenti, Tim White  
Absent: Tim Murphy (Alternate)  
Others Present: Selectman John Meisner  
Minutes prepare by Cheryle A. Feirick

- 10 The meeting was called to order at 7:03pm.

**Approval of Minutes:** Jory moved and Tom seconded to accept the minutes from the March 1, 2017. The motion passed.

- 15 **Election of Officers:** Tom motioned to keep the slate of officers the same, David 2<sup>nd</sup>, Mike-Chair, Tim White-V. Chair and Tom-R.Secretary. Everyone accepted to keep their positions, all in favor-Aye, motion passed.

- Chairman's Comments:** Mike informed the board we haven't received notice of the  
20 Folsom rehearing on whether it had been filed in court.  
**NHMA** "Knowing the Territory" training, Wednesday May 10, 8:30am to 4:00pm,  
at 104 Sawmill Lane, the North Conway Water Precinct.  
**OEP** Spring Conference on April 29 in Concord, Mike and Theresa Swanick are attending.

- 25 **Correspondence: None**

- Old Business:** Mr. Lacasse (Province Shores) public hearing on Wednesday, April 19th.  
addresses of abutters have been confirmed and property cards were pulled.  
Recording Secretary: Discussion on increasing the Recording Secretary's pay scale.  
30 Mike provided hourly rates from area towns for both ZBA and Planning Board. The  
rates varied along with the total number of hours worked. Mike will inquire with the  
Town Administrator the amount budgeted for 2017 for ZBA and Planning Board.  
Mike will be having this conversation with the Planning Board tomorrow evening.  
David and Jory would like to see where the Planning Board stands on this, before  
35 making a decision.

*These minutes are considered draft until approved at a future regular meeting of the ZBA. Any changes or corrections will be noted in the next meeting minutes.*

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Mike presented a letter to the board for reading only, not open for discussion. Mike said let us be mindful of our employees.

Meeting with all land use boards, Selectmen and Town's Attorney is tentative for May 15.

- 40 John mentioned the Selectmen are waiting to hear back from the Attorney with his schedule. Boards were asked to come up with five questions of concern to be presented to the Attorney prior to this meeting, so he may be prepared to give those answers. A lengthy discussion on enforcement is of concern with several board members.

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- Steps of process for enforcement.
- Why haven't we had enforcement?
- How are we going to enforce?

- 50 Tim asked is there a larger stick behind the Board of Selectmen to enforce violations; Tim stated there needs to be checks and balances. Tim wanted to know when a notice of decision is made with conditions attached, who monitors to make sure the conditions are followed through, the ZEO monitors. ZEO sends correspondence to the owner to correct the problem(s); John stated giving ample time to correct is important, especially if it should end up in court.

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Mike spoke on lack of attendance by the board's alternate. Mike's concern is the board has another public hearing coming up and Tim hasn't had any involvement. How do we encourage him to participate more often?

- 60 Jory moved and David seconded to adjourn the meeting. The motion passed and the meeting ended at 8:50pm.

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