

**Town of West Rutland Development Review Board (DRB) Special Meeting & Public Hearing Minutes
September 18, 2019 - 7:00 pm - at Town Offices, 35 Marble St., W. Rutland**

DRB Members present: Mike Moser, Denis Lincoln, Deb Higgins **Members Absent:** Tim Ponto, Jim Mumford
Also Present: Jeffrey Biasuzzi, Zoning Administrator (ZA) & Recorder; Steve Wilk

Call to Order: Chairman M. Moser called the Meeting to order at 7:01 pm, and led the reciting of the Pledge of Allegiance. The Meeting was not electronically recorded.

Agenda: M. Moser requested a MOTION for the draft Meeting agenda. D. Lincoln made the MOTION to accept the Agenda; all approved, and MOTION passed.

Minutes: M. Moser asked for a MOTION to approve the Minutes of July 17, 2019 (no August meeting held). D. Lincoln Moved to approve the Minutes. D. Lincoln & M. Moser approved. D. Higgins abstained (was absent). Motion passed.

Public Concerns and Input: There was no Public in attendance and no input.

M. Moser opened the Public Hearing to Appeal the action of the Zoning Administrator to issue a Notice of Violation (NOV) of Permit #18-06, issued to S.J. Wilk Properties (owner) and JAG Automotive (applicant) for conditions at 668 Rutland Road.

M. Moser swore in Owner and ZA. The ZA detailed the violations to conditions of Permit 18-06; and DRB conditions required in its review of the application and decision (issued 4/18/2018). Mr. Wilk explained that the tenant (JAG Automotive) was responsible for the situation, and has been evicted. The tenant left behind (in the open yard, a FEMA SFHA) junk auto parts, tires, and old box trailers. The Owner has been working to remove and dispose of these materials; and had hoped to be in compliance by this Hearing; but the cleanup has taken more time than anticipated. M. Moser asked for a date in which the Owner was confident would provide enough time to complete the clean-up. Mr. Wilk stated that he would complete this by October 25, 2019.

M. Moser requested a Motion to close the Hearing. D. Lincoln Moved to close the Hearing, and deliberate in open session. All approved, and Motion passed. In discussion, the Owner agreed to complete the clean-up and bring the property into permit compliance by October 25, 2019. D. Lincoln made a Motion to postpone any enforcement action until October 25, 2019. If in compliance by that date; the NOV would be rescinded, and Permit #18-06 would continue to be valid. All approved and Motion passed.

Miscellaneous & Other Business: There was no RRPC report available.

M. Moser noted that Stewarts Main Street Store exterior lighting was being left on after closing, in violation of its permit. He also noted that a new fence had been installed on the west side of the Jiffy Mart, and asked about permitting. ZA is to check into these matters.

J. Biasuzzi reported that the Traverse project on Mead St. appeared to be progressing in compliance with its permit.

The owners of the "Pie Shack" on Main St. are applying for the change of use from restaurant to single family residential.

Meeting Schedule: The next regular meeting was scheduled for 7:00 pm, Wednesday 10/16/2019, at Town Offices; providing there is business for the DRB.

DRB Concerns: Recruitment efforts for Planning Commission members was discussed.

Adjournment: D. Higgins made a MOTION to conclude the Meeting, all approved, and the Board Adjourned at 8:00 pm.

Respectfully submitted by: Jeffrey Biasuzzi

Approved on behalf of the DRB on Oct. ____ 2019

By: _____ Michael Moser, Chairman