

## MINUTES OF THE MONTGOMERY PLANNING COMMISSION May 10, 2016

Members Present: Roberta Baker (chair), Barry Kade (secretary), Abe Barnard, Joe Sherman  
arrived 6:20

Agenda:

Additions and/or Deletions to the Agenda: Barry noted that we should include an item titled  
“Public Comment” and moves to do so as an addition to the present agenda. Roberta seconded.

Vote: 3-0 Passed

Barry moved to move the approval of March 8 minutes down so that Joe can be present to vote  
on it. Roberta seconded 3-0 passed.

Approval of March 8, 2016 Minutes

Roberta moved to approve the minutes as written. Joe seconded. 3-0-1, with Abe abstaining.

Bylaws

a. Confirm Changes/Clarifications to be sent to Amanda

1. Yes. We did intend that fences not be required to meet setbacks.

2. Structure. Should read “(27) "Structure" means an assembly of materials for occupancy or use,  
including a building, mobile home or trailer, sign, wall, or fence.” as stated in Statutory  
definitions. We will add FEMA language “For the purposes of Floodplain management under  
Article 8; “A walled and roofed building, as well as a manufactured home, and any related built  
systems, including gas or liquid storage tanks.” Barry moved that a note should be inserted into  
the current bylaws stating that the definition of “Structure” on P. 75 is in conflict with statute  
and it should read as above. Passed 4-0

3. P. 5 6.4(2) also is not identical to statute. Next opportunity to amend should correct. In the  
meantime, a note should be added to bylaws noting correction and proper language. Should read  
and shall be interpreted by ZA and DRB as “(5) No defect in the form or substance of any  
requirements in subdivision (1) or (2) of this subsection shall invalidate the action of the  
appropriate municipal panel where reasonable efforts are made to provide adequate posting and  
notice. However, the action shall be invalid when the defective posting or notice was materially  
misleading in content. If an action is ruled to be invalid by the Environmental Division or by the  
applicable municipal panel itself, the action shall be remanded to the applicable municipal panel  
to provide new posting and notice, hold a new hearing, and take a new action.” Roberta  
seconded. Approved 4-0.

Meets and bounds for all districts. Merle requested the bylaws include meets and bounds for all  
districts. Noted that the 2010 bylaws contained meets and bounds for all but Ag/Res and Con I  
and Con II. We should include the old descriptions (as modified and shown on maps). Also the  
meets and bounds of several V2 were changed.

Yard sales. We cannot substantially change at present. At next amendment round the  
Commission will revisit.

P. 75 “Start of Construction” This is an error. To correct in next minutes. Suggest to selectboard  
that if a permit expires because of 180 days, rather than 365, the permit fee for a new permit  
shall be \$1.00.

Report Village Designation Grant

Maps submitted by Amanda need to be checked to determine whether businesses shown are still there.

Items for Future Agenda

Town Plan Implementation - What next?

1. Sidewalk maintenance
2. Possible path to PSB via Baptist Church land.
3. Continuous forest - education and promotion
4. Education and promotion of PUDs as a means of development that co-exists with land.
5. Cell service and community wireless

Public Comment: None

Move to adjourn at 8:15 made by Robeta. Seconded by Joe. All voted in favor.

Respectfully submitted,



Barry Kade,  
Secretary