

MEREDITH PLANNING BOARD

PRESENT: Vadney, Chairman; Flanders, Finer; Bliss; Bayard; Edgar, Town Planner;
Tivnan, Clerk

Chairman Vadney called the meeting to order at 7:30 p.m.

Flanders moved, Bliss seconded, THAT THE MINUTES OF January 13, 2004 and January 27, 2004, BE APPROVED AS PRESENTED. Voted unanimously.

DELIBERATIONS

1. **J & B MARINA ENTERPRISES, INC. FOR DEEP WATER MARINE MANAGEMENT, INC.-** (d/b/a Shep Brown's Boat Basin)- Proposed Site Plan Amendment to construct two boat storage buildings and related site improvements, Tax Map U35, Lot 8A, located at 31 Lovejoy Sands Road in the Shoreline District. Application accepted September 23, 2003; Public Hearings held on October 28, 2003, December 9, 2003 and January 13, 2004.
2. **J & B MARINA ENTERPRISES, INC FOR DEEP WATER MARINE MANAGEMENT INC.-** (d/b/a Shep Brown's Boat Basin)- Architectural Design Review of two proposed boat storage buildings, Tax Map U35, Lot 8A, located at 31 Lovejoy Sands Road in the Shoreline District. Application accepted September 23, 2003; Public Hearings held on October 28, December 9, 2003 and January 13, 2004.

Vadney explained that the applicant has requested to withdraw the application. Vadney, Edgar, along with Tim Bates, Town Attorney, in relation to State Law and Case Law, are agreeing with the withdrawal as long as it's "with prejudice". This means that any further submission would have to be materially different from the withdrawn application. The applicants Attorney has submitted a letter saying they will withdraw "with prejudice" and subject to limitation upon any future submission to those principals set forth in ***Fisher v. Dover***.

Flanders moved, Bayard seconded THAT WE ALLOW J & B MARINA ENTERPRISES, INC. TO WITHDRAW ITS APPLICATION FOR SITE PLAN REVIEW AND FOR ARCHITECTURAL DESIGN REVIEW FOR PROPERTY AT LOVEJOY SANDS ROAD, TAX MAP U35, LOT 8A. AS AGREED BY THE APPLICANT, THIS WITHDRAWAL SHALL BE "WITH PREJUDICE" AND SUBJECT TO THE REQUIREMENT THAT ANY FUTURE APPLICATION (S) MUST BE FOR DEVELOPMENT AT THE SITE THAT IS MATERIALLY DIFFERENT FROM THAT PROPOSED IN THE APPLICATION BEING WITHDRAWN. VOTED 5-0 IN FAVOR.

TOWN PLANNER'S REPORT

1. Discuss and Approve a Tape Destruction Policy

John presented to the Board a copy of the Tape Destruction Policy that the Board of Selectmen have adopted. Carol has asked that each Board adopt the same or a similar policy.

Bliss moved, Bayard seconded TO ADOPT THE TAPE DESTRUCTION POLICY WITH A CHANGE OF THIRTY (30) DAYS TO NINETY (90) DAYS AND WORDING OF TAPE MINUTES TO TAPE RECORDINGS. VOTED UNANIMOUSLY.

Meeting adjourned at 7:50 p.m.

Respectfully submitted,

Christine Tivnan
Planning/Zoning Clerk

The above minutes were read and approved by the Meredith Planning Board at a regular meeting on _____.

William Bayard, Secretary
Meredith Planning Board