

Draft -LIMERICK PLANNING BOARD MINUTES

January 15, 2020

Dottie opened the meeting with Laura, Wendy, Ed and Aaron were all present and led with the pledge of allegiance.

**PUBLIC HEARING:**

Dottie opened the public hearing for CIA Salvage Automobile Graveyard/Junkyard Conditional Use on Map 30 Lot 18B, 41 Range E. Rd property at 7:03 PM.

Dottie asked Shawn to speak on the subject.

Shawn stated that he has applied for a conditional use permit to have a junkyard at 41 Range E Rd.

The following people signed the Public Hearing signup sheet: Frances Burridge

Ed Shultz, Mary Graham, Ray Bishop, Antony Carroll and Merrill Farrand.

Ed Shultz asked Shawn about an environmental impact on the property.

Shawn stated that he applied for a building permit to build a house and was told that he had a junkyard on the property and was in violation of his conditional use permit he received for the building use on the property.

Code officer Mike Gilpatrick stated that the property is currently under a conditional use for a machine shop and in looking at the definition for a junkyard it seemed that this situation fit that bill as a use for that property.

Wendy stated that when you have a conditional use and that use changes she understands that the owner should apply for a new conditional use.

Mike stated that he received calls from citizens that prompted him to look at the use so he went there and investigated that there is a surplus of lumber, a number of unregistered box trailers, metal, shelving, scraps, a lot of other stuff that is hard to determine if it has a use or not; so by definition that falls under the term as a junkyard.

Ed asked about the box trailers being registered.

Mike read the state definition of automobile graveyard junkyard.

Wendy asked about a law in the 2019 Land Use Law Booklet on page 121 and read in part the section under Chapter 183 Sub Section 3753 pertaining to a permit being required from the municipal officers for an automobile graveyard, automobile recycling business or junkyard.

Mike stated that not only does the applicant have to come before this board but then has to obtain a permit from the municipal officers.

At 12:41 minutes into the meeting Merrill Farrand a homeowner living at 106 Range E Road in the vicinity of the property read some of his thoughts and concerns he has primarily for pollution and groundwater contamination. He stated that this business concerns him because of the dismantling of automobiles and the fluids, heavy metals, mercury switches, batteries and tires that need to be contained properly. He stated he has a fact sheet produced by the N.H. Environmental Department for concerns at automobile recycling facilities which he read. Mr. Farrand also continued by stating that there has been several storage containers in front of the berm which was built in 2011 to shield the public from the operations on the property and there should be nothing stored in front of the berm for that reason. Mr. Farrand continued a mentioned a stormwater plan that has been pending at the applicants other property that has not been finished since 2011. Mr. Farrand also played statements made by Shawn at a prior meeting that he has seven other properties that could be junkyards if the planning board pushed back on this project (on Range E Rd.).

Ed asked Shawn if that was his intent.

Shawn stated that he could do that in the farm forest district according to the ordinance.

Anyone interested in the entire presentation it ended at 24.50 minutes into the meeting.

Dottie stated that some of what he said is recycling and that is not what's going on there that's a whole separate license and permit, it's just an automobile graveyard/ junkyard.

Shawn stated that the recycling is a separate license through the state it is good for 5-years and you pay the state \$250.00 but it is all part of a junkyard. Shawn continued and stated there is no limit to the amount of cars you can have in a salvage yard, there hasn't been for years also the stormwater pond is part of the transfer station license that he has pending with the DEP.

26.04

**WALK-INS:**

None

**CORRESPONDENCE:**

**MINUTES:**

None

**NEW BUSINESS:**

**OLD BUSINESS:**

**ADJOURNMENT:**

**ANNOUNCEMENTS:**

Respectfully Submitted:

Joanne L. Andrews - Secretary