

Development Review Board Meeting: 10-16-18

Attending: Alan McBean, Dennis Mewes, Cami Elliott, Patty Walior and ZA Roger Jasaitis

Other interested parties: Jason Cooper and Malcom Moore

Meeting Called to order at 7:00 by Chair Alan McBean. Roger reported that there will be a November meeting to be held on Nov. 13<sup>th</sup>. If necessary we will have a Dec. meeting on the 18<sup>th</sup>. He also asked the board to amend the date on Christie Turner's decision from October 18<sup>th</sup> to October 5<sup>th</sup>. Motion made and carried, the date was changed to the 5<sup>th</sup> of October.

Hearing for permit #3528 was called to order at 7:05. This is to review a permit for Conditional Use by Friends of The West River Trail in order to have an informational kiosk on Parcel #441.1 Rice Farm Road, a Flood Hazard area. Site visit was completed prior to hearing. Warning was read and all interested parties were sworn in. Malcom stated that application and site visit seem to cover what they are asking for. It will be 20 square feet, (4x5) kiosk held in place by 2 six" square posts set in concrete. There will be a board on top to help shelter and a plexi-glass covering messages. Being that the posts will be set in concrete it will sink if there is ever a flood in that area. This purpose of the kiosk is to keep trail users informed and give instructions for trail use. Jason and Malcom recapped the court decision regarding a question of ownership. The court ruled that the public has a right to use the trail by prescriptive easement and the Friends of the WRT also have the right to maintain the trail. The court also ruled that the FWRT owns the northerly area from the easterly edge of the railroad right of way to the easterly bank of the West River. This places the proposed kiosk of the land that the FWRT owns. The Power Company also has the right to access trail so that it can maintain poles. Hearing was closed at 7:20 for deliberations.

Respectfully submitted

Patty Walior DRB Member