

March 5, 1986

Case # 86-1

Case # 86-2

Case # 86-1RB

Members present:

Greg Bohosiewicz  
Arlene Laurenitis  
Gail Proctor  
Eddie Lamminen Jr.  
Steve Blanchard

Case # 86-1RB postponed by applicant due to unavailable evidence. Another hearing will be permitted.

Case # 86-1 - Applicants Peter J. Caridi and Steven E. Krook withdrew application.

Case # 86-2 - High Mowing School

Before meeting was called to order Board Member Arlene Laurenitis asked Selectman Stuart Draper for verification of the Wilton Zoning Board of Adjustment members. Draper requested Selectman Dick Greeley be present as then all three selectmen would be.

Stuart then read the minutes of the previous Selectmen's meeting. The meeting of March 3rd.

He explained the Selectmen had updated the appointed positions. There are as follows:

Arlene Laurenitis whose term now expires 4-1-1990.

Eddie Lamminen Jr. to replace Gary Crooker who resigned verbally whose term expires 4-1-1987.

Steve Blanchard to replace Gail Proctor whose term expired 4-1-1984. Steve's term expires 4-1-1989.

After much discussion of who is the legal board as Gail Proctor is protesting the decision the meeting was finally called to order as to acknowledge the presence of High Mowing School.

Meeting was called at 8:45 p.m. Eddie Lamminen motioned Arlene Laurenitis to act as chairman. Steve seconded the motion as did Gail Proctor. Motion Passed. Gail then announced that she would accept Eddie Lamminen position on the board for Gary Crooker but objected to Steve Blanchard's presense on the board.

Steve Blanchard then objected to Gail Proctor's presense on the

board. It was decided then to recess the meeting until legal council could make a decision. Apologies were extended to High Mowing School. Arlene Laurenitis then promised another hearing to High Mowing School to be held before the 19th of March.

Eddie Lamminen then made a motion to recess the meeting Arlene seconded. Motion passed.

Meeting adjourned at 9:30 p.m.

Let it also be stated Greg Bohosiewicz left premises before meeting was opened. So that it is still undecided whether a legal quorum was present.

WILTON, N.H. BOARD OF ADJUSTMENT

March 5, 1986

Case # 86-1RB.....Postponed at applicant's request.

Case # 86-1.....Withdrawn by applicants.

Case # 86-2.....Request by High Mowing School for a Special  
Exception concerning Article V, Section C-1.

On this date the Wilton Zoning Board of Adjustment (ZBA)  
met to hear the cases listed above.

ZBA members present: Chairman Greg Bohosiewicz, Gail  
Proctor, and Arlene Laurenitis.

ZBA members absent: Tom Mitchell and Gary Crooker.

Also present were two people newly appointed to the ZBA  
by the Selectmen on March 3, 1986: Edward Lamminen Jr.  
to replace Gary Crooker and Stephen Blanchard to replace  
Gail Proctor.

The action of the Selectmen in appointing new ZBA members  
was confusing to Arlene Laurenitis and others and raised a  
question in her mind as to the correct membership of the board.  
Chairman Greg Bohosiewicz requested that Selectman Stewart Draper  
explain the action to the ZBA. Mr. Draper called the third Selectman,  
Richard Greeley into the room. Thereupon Arlene Laurenitis  
proceeded to ask the Selectmen a series of questions about the  
Selectmen's actions on March 3, 1986 regarding ZBA members  
Gail Proctor, Gary Crooker, and herself. The first question was  
who were the present members of the ZBA. Selectman Draper  
stated that Gail Proctor and Arlene Laurenitis had been illegal  
members of the ZBA since neither had been formally reappointed  
to their positions at the close of their terms. (Gail Proctor's  
term expired in 1984 and Arlene Laurenitis' in 1985) Therefore,  
he said, the Selectmen acted to correct the situation. The  
terms of the new appointments, he said, were: Arlene Laurenitis,  
to expire in 1990; Eddie Lamminen Jr to expire in 1987 (to  
replace Gary Crooker); and Stephen Blanchard to expire in  
1989 (to replace Gail Proctor).

When asked why she (Laurenitis) was reappointed and Gail Proctor was not, Selectmen stated because Mr. Blanchard received two votes and Gail Proctor received only one vote. Arlene Laurenitis stated that she was unaware that Gary Crooker had resigned from the board. Selectman Draper said he had spoken to Gary Crooker and that he had not expressed an interest in continuing on the Board. When asked if Gary Crooker had submitted a formal resignation, Selectman Draper said no. Asked of Gary Crooker ~~and~~ given a verbal resignation, Selectman Draper said yes. Arlene Laurenitis asked the Selectmen what the status of the ZBA decisions over the previous years was if ZBA members Gail Proctor and herself were not legal members of the ZBA. Selectman Draper said he did not know. Eddie Lammimen suggested that people who had been denied variances could bring suit.

Eddie Lammimen objected to the questioning of the Selectmen and asked if they were on trial. ZBA members Laurenitis and Proctor stated that they had a right to receive answers to their questions. Eddie Lamminen said that when he was asked to serve on the ZBA he had no idea that he would be butting heads. Selectman Greeley said it was time some heads were knocked together and that it was time there were Board members that would make the right decisions.

When someone suggested that they get on with the meeting because the applicant was waiting, Arlene Laurenitis stated that it was because of the applicant and the necessity of having a legal Board that the question of the correct composition of the Board should be resolved. At this point Selectman Draper began trying to reach town counsel Silas Little on the telephone. Greg Bohosiewicz left. When asked if they would like to postpone the meeting, the applicant said they would like to stay to hear what town counsel had to say because they needed a decision on this matter prior to their meeting with the Wilton Planning Board on March 19, 1986. After some time, Selectman Draper said he had talked with counsel and was advised the Selectmen's actions were valid. When asked if it was town counsel who had given this decision, the Selectmen first refused to answer, then said

yes, then no, but it did not matter because he was a reputable attorney. Then Selectmen revealed they had spoken to Attorney Wil Sullivan. When asked if he was town counsel, they replied no, but that his answer would do and that he had been town counsel in the past. Then Selectman Greeley ordered the ZBA to hold its meeting *at approximately 9:20 PM.*

Seated were Arlene Laurenitis, Gail Proctor, Eddie Lamminen, and Stephen Blanchard. In the confusion, the meeting was never formally convened. Eddie Lamminen made a motion that Arlene Laurenitis be made Acting Chairman for the night, seconded and passed. Gail Proctor stated that she did not recognize Stephen Blanchard, and he stated that he did not recognize her. Eddie Lamminen made a motion that the ZBA recess and meet before March 19 to act on High Mowing's Application. Seconded and passed. The applicant did not object to that action. The gathering then dispersed at approximately 9:30 P.M.

Respectfully submitted by:  
Arlene Laurenitis, Acting Chairman on  
March 5, 1986