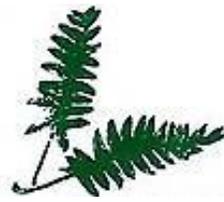


Town of Dorset, Vermont



Dorset Town Offices:
PO Box 715
112 Mad Tom Road
East Dorset, VT 05253

Dorset Town Manager's Office:
Phone: 802-362-4571 x 3
Fax: 802-362-5156
Email: townmanager@gmail.com
Website: www.dorsetvt.org

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Chartered 1761
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Regular Meeting of the Dorset Select Board June 29, 2017

Present: Henry Chandler (Chairman), Jack Stannard, Tom Smith, Liz Ruffa, R. Gaiotti (Town Manager)
Absent: Megan Thorn
Also, present: Robert Menson, Joan Menson, Bo Thorn, Luanne Hardy, Allan Sullivan, Rosalie Fox, Jean Kingston, D. Green, Sandra Pinsonault, Jim Salsgiver (Manchester Rescue Squad)

H. Chandler, Chairman, called the meeting to order at 7:04 p.m.

Approve Minutes of May 16, 2017

M. Thorn moved and J. Stannard seconded to approve the May 16, 2017 minutes as presented. Motion carried 4-0.

Public Comment

None

Owls Head Public Trail Update

R. Gaiotti noted that the site visit for the Select Board members is set up for Saturday and the Public Hearing is Wednesday. Notifications have been done. Maps will be available for both days and some of the Conservation Commission members will attend. On Saturday, the SB members will walk the existing trail and look at the proposed trail. H. Chandler said that the Public Hearing is to determine if compensation is due to any landowner and R. Gaiotti commented that the surveyor and Town attorney have concluded that the section where the new trail is located is of indeterminate ownership. It was mentioned that the hope was the landowner would come forth to claim ownership at the Public Hearing. R. Gaiotti explained the difference between a title search and a survey and it was recommended by the Town attorney to conserve the land where the quarry is and connect the two Town parcels by a trail. M. Thorn clarified that compensation would be paid only for the trail section if the owner shows proof.

Manchester Rescue Squad (MRS)

J. Salsgiver was present to represent the Manchester Rescue Squad and explained that they have always asked for a dollar amount for Town support. The Public Safety report recommended that MRS have closer relationships to the Towns they serve.

An agreement for emergency medical services was presented along with an agreement for an ambulance lease. J. Salsgiver noted that MRS has three ambulances which are on a three year replacement rotation. MRS would like Dorset to act as lessor in the lease financing of an ambulance for MRS as Towns get better financing deals. MRS would be obliged to make the lease payments. T. Smith asked if the Town lawyer has looked at the agreements. Discussion ensued covering non-payment of lease, MRS annual budget, revenues, and Towns that have approved the Emergency Medical Services agreement. R. Gaiotti noted that three-four lawyers from other Towns have already looked at the agreement and were comfortable with it. It was the consensus of the Board members to have the Town attorney review the two agreements and bring it back before the Board at the next meeting.

Fire District Agreement

Dorset Fire District has approved the renewal of the Financial and Administrative Services Agreement between the Town of Dorset and the Dorset Fire District #1. R. Gaiotti explained the new sections to the SB members.

T. Smith moved and J. Stannard seconded to approve the renewal of the Financial and Administrative Services Agreement between the Town of Dorset and the Dorset Fire District #1. Motion carried 4-0.

Noise Ordinance Discussion (Continued)

Changes made by the Town attorney to the noise ordinance were explained by M. Thorn who said that the changes were more structural and clarified the language. T. Smith presented an email (attached) outlining the changes he would like made to the noise ordinance and verbally stated the changes he would like made to Article IV ~ Exemptions, #12 regarding the discharge of firearms. He felt that it should be changed to include practice and/or target shooting. J. Stannard agreed. M. Thorn stated that she had no problem going back to the original language for the firearm exemption.

It was the consensus of the SB members to remove the words “from the street” in Article III ~ Prohibition, B ~ Express Prohibitions, #2 (d) Loud or unreasonable noise section. J. Kingston asked about prolonged noise being acceptable up to 11:00 p.m. and M. Thorn responded that the ordinance gives an opportunity to request the offender to turn down the noise. There is nothing in the noise ordinance which says that you cannot have a wedding with music and she hoped that people would support each other when having parties/events.

Discussion ensued regarding blanket noise exemption for the Vermont Summer Horse Festival with T. Smith expressing he was not in favor of this blanket exemption as no one knows how long the current ownership of the festival will continue. M. Thorn explained that J. Barlow suggested putting the Horse Show as an agricultural exemption and then revisit this section if the ownership changes. T. Smith said he supports the Horse Show, but asks that language be added to cover the current ownership or take out the exemption totally. S. Pinsonault noted that the loudspeaker noise does carry and they start very early in the morning. R. Gaiotti remarked that there have not been recent complaints about the Horse Show and M. Thorn felt strongly that if there are issues, the SB can reconsider the exemption. T. Smith requested that R. Gaiotti do some fact finding and L. Ruffa volunteered to help. H. Chandler stated that the ordinance will be reviewed again at the next meeting. T. Smith also wanted the noise ordinance to go to a Town vote and not be just a SB vote. M. Thorn will make the agreed upon changes: change headings, remove “*from the street,*” and use original language for firearm section.

R. Fox suggested a list of changes:

- Article I ~ Authority & Purpose: balance with something else
- Article III ~ Goal, B ~ Express Prohibitions, #1 ~ Music Devices: Change the word “*music*” to “*amplification devices.*”
- Article III ~ Goal, B ~ Express Prohibitions, #2 ~ Social Events: add definition for “*guest.*” “*Guest*” should be added to any section that mentions “*host, owner, resident*” in the following paragraphs
- Article III ~ Goal, B ~ Express Prohibitions, #2 ~ Social Events, Section (a): remove “*not residing at the premises*” and replace with “*whether residing there or not.*”
- Article IV ~ Exemptions, #13: 6:00 a.m. is too early for lawn maintenance; it’s offensive.
- Article V ~ Landlord Responsibility, second paragraph: clarify who will be writing the written notice of a tenant’s prior violation.
- It was also suggested to clarify who to pay the fine to, address of remittal and who has the authority to write the ticket.

Mad Tom & Route 7 Update (Continued)

Letter received from Amy Gamble, AOT Traffic Operations Engineer, outlined the approvals for speed and parking changes as follows:

- Extend the no parking zone on the North bound side of Route 30 approximately 1,000 feet. (quarry vicinity)
- Retain existing 30 mph speed limit on Route 30 in the Village, but upgrade signage.
- Retain existing 40 mph speed limit on Route 7 in the Village, but upgrade signage.

T. Smith asked if the Town would have an opportunity to give input on the signs

being installed and R. Gaiotti responded no, as there are regulations that the State has to be followed. R. Gaiotti also noted in response to T. Smith's question that the pine trees cannot be cut as they are in the State right-of-way.

2017 Local Emergency Operations Plan (LEOP)

T. Smith moved and M. Thorn seconded to approve the 2017 Local Emergency Operations Plan as presented. Motion carried 4-0.

Finance Report

Delinquent taxes are higher than last year at the end of June and expenses are tracking as predicted. A small surplus may be possible at the end of the FY17 audit. M. Thorn moved and T. Smith seconded to approve the Finance Report as presented. Motion carried 4-0.

Manager's Report

R. Gaiotti reviewed:

- Highway schedules
- Grievances have been processed
- Dorset Fire District support
- East Dorset sidewalk installation
- Policing needs discussed with Sgt. Bravata & quarry patrols set-up.
- USFS & Trout Unlimited projects in Dorset Hollow
- VYCC – Conservation crews working on trails
- OHTF project
- Road grant opportunity
- Barrows House correspondence
- Town Attorney coordination for questions/issues (private to public road & quarry liability)

T. Smith moved and M. Thorn seconded to sign the document to participate in the RPC and DEC Roads Grant (clean water road) program. Motion carried 4-0.

Approve Payroll and Accounts Payable for the Week of 06/29/17

It was the consensus of the SB to approve the Payroll and Accounts Payable for the week of 06/29/17 as presented.

Other Business

- Discussion ensued regarding enacting an ordinance regarding soliciting in Town. The Board is to review the document.
- M. Thorn suggested sending all ordinances to J. Barlow for review and updating.
- It was the consensus of the Select Board members to have J. Barlow review and update the Town ordinances.

- The next Select Board meeting will be July 18, 2017 at 7:00 p.m.

M. Thorn moved and T. Smith seconded to adjourn the meeting at 9:35 p.m.
Motion carried 4-0.

Respectfully submitted,

Nancy Aversano

Town of Dorset ~ Select Board

Date ___/___/___
 Regular Meeting ___
 Special Meeting ___

(Please Print)

Name	Address	Representing	Testifying (Yes or No)
ROBERT MENSON	1131 ROUTE 30 DORSET	SELF	NO
JOAN MENSON	"	"	?
BO THORN	597 DORSET WEST	"	"
Luanne Hardy	27 Lane Rd.	"	NO
Allan Sullivan	932 McNAMARA ROAD	Self	No
Rosalie Fox	POB 1011	Self	No
Jean Kingston	POB 10, ^{3370 Rte 30} Dorset	Self	N
D GREEN	POB 88	"	?
Sandra Pinsmault	PO BOX 6 E Dorset	self	?
JIM SALSGIVER	243 NICHOLS HILL	Manchester Rescue Squad	Y



FOR JUNE 29th

MINUTES

town manager <townmanager@gmail.com>

Noise ordinance May 23 revision

Tom Smith <tom@madtomorchard.com>

Fri, May 26, 2017 at 12:26 PM

To: Megan Thorn <megan.thorn@gmail.com>

Cc: Henry Chandler <hchandler@chandler4corners.com>, Rob Gaiotti <townmanager@gmail.com>, Liz Ruffa <lizruffavt@gmail.com>

Hi Megan,

Sorry for the continued emails regarding noise ordinance.

To make it simple:

- 1) I would like to rework paragraph 2 under Article IV Prohibition, A. General Prohibition to not include hours and to not define "any noise that is plainly audible from another property or the street" as a violation. The "reasonable person" phrase needs to be included.
- 2) Add hours Sunday thru Thursday 10:00 PM to 7:00 AM and Friday-Saturday 11:00 PM to 7:00 AM to B Express Prohibitions, 2 Parties and concerts.
- 3) Remove blanket exemption for the horse show from Article V, A, 6.

When you get a chance, please send a revised copy of paragraph 2 out for comment prior to the next SB Meeting.

Rob – please see that a copy of this email gets mailed to Jack and gets included/appended to the minutes. I think this single email fully summarizes my earlier ones to Megan on possible noise ordinance changes.

Thanks,

Tom

Tom Smith
Mad Tom Orchard
2615 Mad Tom Road
East Dorset, VT 05253
Orchard Tel 802-366-8107
Home Tel 802-362-2373
tom@madtomorchard.com
www.madtomorchard.com

