



Town of Sheffield

Planning Board

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Regular Meeting

Wednesday, December 4, 2013, 7:00 PM

TOWN HALL – 2nd FLOOR MEETING ROOM

Planning Board Members Present:

Peter Cherneff, Chair
Maria Nation
David A. Smith, Sr.
James T. Collingwood Jr.

Absent Planning Board Member:

Margaret Martin

Members of the Public Present:

Marie Massini Reynolds, 115 Pike Rd. West
David Smith Jr. 599 Cooper Hill Rd.
Barbara & David West, 636 Silver St.
Ron Bubak, 7 Woodedge Lane
B.R. Poulter, 427 LeGeyt Rd.
Martin Mitsoff, 960 Undermountain Rd
Stephen & JoAnn Shmulsky, 594 Shunpike Rd
Melissa & Phyllis Joyce, 203 County Rd
Laurie Briggs, 118 County Rd

The Chair called this Regular Meeting of the Planning Board to order at 7:04 p.m.

Meeting Videotaped: The Chair informed those in attendance that David West had made a request to videotape the meeting and would be doing so.

Public Hearings December 18: The Chair reminded the Board that there will be two Public Hearings on December 18, the first at 7:30 is a hearing on the Special Permit of Berkshire Mountain Holdings and the second at 8:30 will concern the proposed bylaw.

Minutes:

The Board reviewed the minutes of November 20, 2013. *M. Nation made a Motion to accept the Minutes of November 20, 2013 as amended. D. Smith Sr. seconded the motion and it was approved by P. Cherneff, M. Nation and D. Smith, Sr. J. Collingwood Jr. abstained because he was absent on the 20th.*

Temporary Leave for Board Treasurer Margaret Martin: The Chair read an email he received from Margaret Martin asking if Christopher Tomich would take her place temporarily on the Board while she cares for her husband who is ill. Ms. Martin also asked if Mr.

Collingwood would take over her work as Treasurer. J. Collingwood Jr. agreed to assume the Treasurer's duties.

Mail:

- The Board received a notice from the Sheffield Zoning Board of Appeals (ZBA) that they will hold a hearing on December 12 concerning Old Castle Inc.'s application for a variance.
- The Board received a letter from the Board of Selectmen stating that the Planning Board must submit proposed bylaws to the Selectmen. The Chair mentioned that no section exists as quoted by the Selectmen and that Massachusetts General Law says proposed bylaws "may" be submitted to the Selectmen, which they have been.

Public Comment:

David West stated that there is usually a hearing for a proposed bylaw, as a result of the hearing the bylaw is rewritten, finally the bylaw is reviewed by town counsel and the Select Board. He is concerned that, in the case of the proposed formula business bylaw, town money has been spent on the advice of an attorney before this process began and more money will be spent when the town attorney reviews the bylaw after the hearing. David West questions the use of counsel twice. The Chair responded that no funds were expended in seeking counsel.

Marie Massini Reynolds asked if the proposed bylaw is available to the public. The Chair stated that it is available in the Town Clerk's office.

JoAnn Shmulsky asked Maria Nation to apologize for her comments in *The Record*. Ms. Nation apologized and mentioned that her written apology was published in *The Record*.

David Smith Sr. to Resume Planning Board Chair Duties: D. Smith Sr. explained that his health has improved enough for him to be able to resume his duties as Planning Board Chair, beginning at the December 18 meeting.

D. Smith Sr. made a Motion to adjourn, seconded by M. Nation. The Motion was approved unanimously.

At 7:45 PM the Planning Board adjourned the Regular Meeting.

Respectfully submitted



Nadia Milleron
Secretary to the Planning Board

Town of Sheffield Planning Board

Regular Meeting List of Persons Attending

Date: December 4, 2013

Time: 7:00 PM

<u>Name</u>	<u>Address</u>	<u>Representing</u>
MARV MASSIMBYREYNOLDS	115 PIKE ROAD WEST	
DAVID SMITH, JR	599 COOPER HILL RD	
BARBARA WEST	636 SILVER STREET	
DAVID WEST	636 SILVER ST	SEIR
RON BUBAK	7 WOODEDGE LANE	
BA POUTKA	427 LEBERT RD	
MARTIN MITSOFF	960 S. UNDERMOUNTAIN ROAD	
STEPHEN J. SHIMSKY	594 SHUN PIKE	
JOAN SHIMSKY	594 SHUN PIKE RD.	
MELISSA P. JOYCE	203 COUNTY RD	
LAURIE BRIGGS	118 COUNTY RD.	
PHYLLIS JOYCE	203 COUNTY RD.	