

MORRISTOWN BOARD OF ADJUSTMENT -- MINUTES  
JULY 10, 1991

**MEMEBERS PRESENT:** Theresa Breault; Gary Nolan, Chairman; Rose Lambert; Ralph Wiltshire, (Acting Chairman) and Paul Trudell.

**MEMBERS ABSENT:** Jean Wickart, Excused Absence

**ZONING ADMINISTRATOR:** Gloria Wing

**GUESTS/APPLICANTS:** [See Attached List].

The meeting was called to order at 7:30 P.M. by Chairman Gary Nolan, who reviewed the minutes of the June 26, 1991 meeting for amendments/corrections. Theresa moved to accept the minutes as written. Ralph seconded. All in favor.

Gary Nolan, Chairman, advised that at 7:30 P.M. there was a scheduled Hearing/Application for an Expansion of a Non-Conforming Use of the DUHAMEL GRAVEL PIT, by the Town of Morristown and that due to his professional relationship with the seller/present owner, that he was removing himself from the Board, during any action concerning this application and that Ralph Wiltshire would be the Acting Chairman. Therefore, there would be two (2) members absent, as Jean Wickart was unable to attend.

**7:30 P.M. -- WARNED HEARING FOR THE TOWN OF MORRISTOWN -- DUHAMEL GRAVEL PIT APPLICATION, FOR AN EXPANSION OF A NON-CONFORMING USE, to be reviewed under the Town of Morristown's Zoning By-Laws, ARTICLE III, Section 302.**

Theresa administered the sworn oath to all parties wishing to give testimony at this hearing.

Charlie Burnham, representing the Town of Morristown, presented the application and answered questions from by concerned area residents. Don Avery; Don & Carol Ostler; Lawson Ainsworth; Chris Ransom; Bill Moulton; Tom Hirschak; Gloria Wing; George Stearns gave testimony at this hearing. The major concern was health and safety.

**8:31: WARNED HEARING/VARIANCE: ROBERT & COLEEN CHENEY** were in attendance seeking approval of a 7' Variance for construction of a 21' wide X 24' long garage on Lower Bridge Street. Theresa administered the sworn oath to Cheneys. The proposed garage will be attached to house/porch with the same pitch. The roof line will be approximately the same height as the back porch. The property abutts Dennis Provoncha's three apartment building and he has no objection to their plans. The driveway is approximately 15' wide and they have a deeded right of way around the building. Paul Trudell voiced his concern of the closeness of the proposed garage due to fire safety and vehicles getting blocked in. Cheney's advised there is no way vehicles could get blocked in.

Theresa moved to grant applicant a 7' Variance. Rose seconded. Ralph called the question. Paul Trudell opposed due to concern of fire and safety. All others voted in the affirmative.

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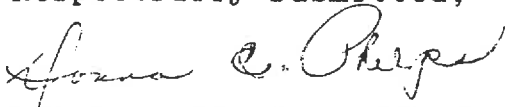
After discussion, it was recommended that Cheneys speak with the Morristown Fire Chief regarding their plans, prior to construction.

FACTS OF FINDING: Based on and examined under the Village of Morristown Zoning By-Laws, this application was granted approval with a recommendation the applicants discuss their plans with the Fire Chief. ARTICLE IV, GENERAL PROVISIONS, VARIANCE--SECTION 416, Page 19.

The Town of Morristown's Hearing reconvened at 8:45 P.M. At the conclusion of testimony, Theresa made the motion to reconvene this Hearing in a deliberative session. Rose seconded. All in favor.

This meeting was adjourned at 10:10 P.M.

Respectfully submitted,



Donna C. Phelps, Recording Secretary  
Morristown Board of Adjustment

Transcript of the Duhamel Gravel Pit Application Hearing is on file in the Town Clerk's Office, Town of Morristown, VT.

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