

**TOWN OF HYDE PARK  
SELECTBOARD (SB) MEETING MINUTES**

April 28, 2011

**SB Members present:** David Gagnier (D. Gagnier), Vice-Chairman, James "Rick" Heath (J. Heath), Chairman, Brian Jones (B. Jones).

**Selectboard Members absent:** None

Others present: Shannon Courville, Municipal Services Coordinator Roger Marcoux, Lamoille County Sheriff's Department, VCOMM Chair J. Paul Duquette, Peter W. Lind, VELCO, Will Dodge, Downs Rachlin & Martin, Daniel Nelson (D. Nelson), VELCO, Todd Goad, BCS, Carl Szlachethco, Diane Szlachethco, Ken Grierbach, Kathleen Grierbach, Tim Yarrow, Todd Goad, Jack Anderson, Terrie McGill, Lisa Dimondstein (L. Dimondstein), Marcel Putvain, Howard Manosh, James Allister (J. Allister), Andrew Martin, Lloyd Jones, Russell Jones, Judy Clark, John Clark, Mary Walz (M. Walz).

J. Heath called the meeting to order at 6:00 p.m.

**1. The Lamoille County Sheriff's Department** proposes to construct a 140' self support lattice communications tower, multiple antennas, two equipment shelters and appurtenances at 125 Garfield Crossroads, Hyde Park.

J. Heath noted that he had conversations with Sheriff Marcoux and Planning Commission (PC) Chairman Greg Paus pertaining to the PC meeting on the previous night. He added that the application had been amended in the following manner: The height had been reduced from 140' to 120', the peak was reduced to 3 square feet and the base reduced from 20 square feet to 11 square feet. He concluded that a major concern of the people that attended the meeting was a possibility that the tower could be extended to 160' high.

The Applicants were asked to rewrite their application to state that the tower will not exceed 120' high.

M. Walz asked how many towers would be located in the area? She recommended that any approval be conditional upon there being only 1 tower.

J. Heath mentioned that the property owners, Russel and Neil Jones, said that they would ask Mr. Manosh to remove his tower.

L. Dimondstein asserted that the tower proposal does not meet the Bylaws: She mentioned that a similar tower had been denied an Act 250 permit because it did not preserve the character of the area. She added that the Bylaws specify that equipment must have limited view, and that the proposal failed to meet the second part of the *Queechee* Analysis.

J. Allister remarked that there were many alternatives to the proposed tower, said that the Planning Commission had worked hard to develop the Bylaws and urged the Selectboard not to recommend the tower. He added that Roger Marcoux might not be the Sheriff in five years.

M. Walz asked why it was necessary to have a tower higher than the existing 80' tower, and why was it necessary to go to 120'? R. Marcoux responded that the FCC mandate for narrowbanding made it necessary. M. Walz asked if there would be multiple towers at the site.

D. Nelson explained that VELCO is building a statewide network and planned to install equipment on the tower to provide new communication services. VCOMM would place

equipment on the tower for police fire and Emergency Medical Services, and R. Marcoux needs a new tower to handle the narrowbanding mandate.

M. Walz remarked that tower height is a sensitive issue.

J. Heath recessed the meeting for 15 minutes for the Selectboard to deliberate on the matter.

J. Heath called the meeting back to order at 7:46 p.m.

J. Heath made a motion to recommend approval of the Project by the Vermont Public Service Board, but noted the following concerns that the petitioners should address in their Petition for Certificate of Public Good under 30 V.S.A. 248a:

The tower shall be constructed as depicted in Plans revised and submitted on April 28, 2011.

The petitioners should work in collaboration with adjoining property owners to ensure that the tower design is aesthetically pleasing.

The petitioners should work in collaboration with the Hyde Park Development Review Board, Hyde Park Planning Commission, and the Lamoille County Planning Commission to ensure that the tower design is aesthetically pleasing.

The tower shall not exceed 120 feet high.

The Selectboard would like to see only one tower on the property.

D. Gagnier seconded the motion. Motion passed with all in favor.

**2.Highway Access-**Nina & Marcell Putvain seek permit approval for highway access off from North Hyde Park Road. Ken Alexander, Road Foreman, approved the site distance on April 15, 2011.

B. Jones made a motion to allow D. Gagnier to sign on behalf of the Selectboard, the Application for Highway Access. D. Gagnier seconded the motion. Motion passed with all in favor.

D. Gagnier made a motion seconded by B. Jones to enter Executive Session at 8:20 p.m. for a personnel review, inviting Kim Moulton to remain.

Consensus to leave executive session at 8:47 p.m.

D. Gagnier made a motion seconded by B. Jones to extend Shannon Courville's probationary period until May 31, 2011. Motion passed unanimously.

J. Heath made a motion seconded by D. Gagnier to adjourn the meeting at 8:48pm. Motion passed unanimously.