



Town of Burlington

**PLANNING AND ZONING COMMISSION
MINUTES OF REGULAR MEETING
FEBRUARY 22, 2024
VIA HYBRID MEETING**

PRESENT: Richard Miller- Chair, Rob Wilson, John Hebert, Rich Miller, Mohamed Amer, Vince Lambri, Jay Valigorsky, and Mark Smaldone.
Jerry Burns, ZEO
Ashlee Goshdigian, Recording Secretary

1. **CALL TO ORDER:**

A. **Attendance and Designation of Alternates**

Chairman Miller was present for the meeting and called the meeting to order at 7:00 p.m. Regular members present were seated for the meeting. Alternates will be assigned to each application, as needed.

B. **Approval of Minutes**

Motion Wilson seconded Lambri to approve the minutes from the December 14, 2023, regular meeting; unanimously approved.

C. **Communications:** Town of Canton Notice; Capital Region Council of Governments

2. **OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION:**

One-Year Extension Request for App 2178 – O&G Industries – Special Permit Earth Processing – Covey/Foote/Schwarzman Pit- Richard Warren was present and addressed the Commission. Chairman Miller thanked Mr. Warren for being so accommodating. Jerry presented a map and read his February 22, 2024 review into the record. Commissioner Hebert questioned if there have been any complaints which there have not been any.

Motion Wilson, seconded Miller to approve the one-year extension request for Application 2178-O & G Industries- Special Permit Earth Processing- Covey/Foote/Schwarzman Pit per regulations section IX.A.5.b. ALL IN FAVOR.

2023 Commissioner Training Certification Process – Jerry advised where the Commissioners were credit wise in terms of their training. The Commissioners who needed to complete their credits all attested to completing their credits. All current members except for Commissioner Lambri who is brand new have completed their training.

Motion Hebert, seconded Smaldone that as indicated by the current charter, all Commissioners have met their obligations. ALL IN FAVOR.

Jerry will give this information to the First Selectmen's office.

M. Steiner- CB Zone Mural- Ms. Steiner was present and advised the Commission that there had been some slight changes to the renderings she had presented to the Commission previously. The



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doctor who commissioned the piece would like his pictures to be included on the mural. She presented pictures and the Commission agreed to the update.

3. **CITIZEN COMMENT:** None
4. **OLD BUSINESS:** None
5. **NEW APPLICATIONS / NEW BUSINESS:** None
6. **PUBLIC HEARINGS:** None
7. **CITIZEN COMMENT:** None
8. **ZONING OFFICER REPORT:**

MS4 Annual Report – DRAFT- Jerry advised where to locate the report on the Town’s website. The report is housed in multiple areas of the website. The Town has put safeguards in so that there is no lapse again in reporting and the Town doesn’t face any further issues. Chairman Miller asked about ongoing costs, which Jerry advised we do have to pay for the consultant. Chairman Miller asked if we could use some of the ARPA funds to pay for the ongoing costs, Jerry advised that is a question for the First Selectman.

Bi-Annual Consent Decree Status Report- This is a 146-page document and Jerry will send to Commissioners if requested. Jerry went over the key points of the document. This is the agreement that came about out of the Save the Sound lawsuit, and includes key compliance dates.

Complaint and Enforcement Updates- The rooster complaint issue has been closed. The issue with Nightmare’s Gate is being discussed with the Town Attorney and they are trying to determine what the next steps are. The light glare issue on Briham Way has come up again. Jerry has deemed it a civil matter. There has been a separate LED light complaint which is being investigated.

9. **STAFF / COMMISSION COMMENT:** Commissioner Lambri has 1 year to obtain his 4 credits and the rest of the Commissioners will now have to obtain their credits every 2 years. Chairman Miller brought up a training in Middletown, which Jerry will bring to the First Selectman to see if the training would be considered.
10. **ADJOURN:**

Motion Lambri, seconded Wilson to adjourn the meeting at 8:01 p.m.; unanimously approved.

Respectfully submitted,
Ashlee Goshdigian
Planning and Zoning Clerk