



Town of Burlington

PLANNING AND ZONING COMMISSION MINUTES OF REGULAR MEETING AUGUST 13, 2020 VIA TELECONFERENCE

PRESENT: Richard Miller-Chair, Rob Wilson, JP Parente, Rich Miller, John Hebert.
Jerry Burns, ZEO
Allison Tharau, Recording Secretary.

1. CALL TO ORDER:

A. Attendance and Designation of Alternates

Chairman Miller was present for meeting and called the meeting to order at 7:01pm.
Regular members present were seated for the meeting. Alternates will be assigned on each application, as needed.

B. Approval of Minutes

Motion Wilson, seconded Hebert to approve the minutes from the July 23, 2020 regular meeting as submitted; unanimously approved.

C. Communications:

- A. CRCOG-Town of Canton Zoning Referral.
- B. July 2020 Permit Report

2. OLD BUSINESS:

- A. None

3. NEW APPLICATIONS/NEW BUSINESS:

- A. None

4. PENDING APPLICATIONS:

- A. None

5. PUBLIC HEARING(S):

- A. **Application #2164-Town of Burlington**-Text Amendment Zoning Regulations-Spielman Hwy #200.

Motion made, seconded and approved unanimously to close the regular meeting and open the public hearing at 7:05PM. (Miller/Wilson)

Jerry Burns, ZEO, summarized the proposed text amendments.

Proposed text amendment to add:

Section V.D – Outdoor Dining Space Permits Issued pre Gubernatorial Executive Order 7MM



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“Any Outdoor Dining Space that has not been the subject of a zoning enforcement action which is operating with a permit issued pursuant the 2020 Gubernatorial Executive Order 7MM, shall be permitted to operate until January 1, 2021, inclusive, provided that such extension shall not be interpreted to create any nonconforming right, and further provided that such extension shall not be interpreted to create any nonconforming right, and further provided that the operation of the Outdoor Dining Space between the date of the suspension of the State’s declared state of emergency and January 1, 2021, inclusive, shall be deemed to be a complete and total waiver of any claim of nonconforming rights under any local, state, or federal legal authority.”

Section IV. Residential Zones/A. R-44 Residential Zone/2.c

“Any community residence which houses six (6) or fewer individuals with intellectual disabilities and two (2) staff persons and which is licensed pursuant to Section 17a-227 of the Connecticut General Statutes.”

Public Comment: None

Motion made, seconded and approved unanimously to close the public hearing and reopen the regular meeting at 7:10PM. (Wilson/Parente)

Motion Wilson, seconded Miller to approve Application #2164 – Town of Burlington-Text Amendments Changes to add Section V.D – Outdoor Dining Space Permits Issued pre Gubernatorial Executive Order 7MM and text change to Section IV. Residential Zones/A. R-44 Residential Zone/2.c.
IN FAVOR: Miller, Wilson, Parente, Miller and Hebert
OPPOSED: None
ABSTAINED: None

6. OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION:

A. None

7. CITIZEN COMMENT: None

8. ZONING OFFICER REPORT:

A. Reported on an illegal dumpster business operated out of Barberry Drive in which the resident complied with shut down orders.

9. STAFF/COMMISSION COMMENTS:

A. Commission discussed upcoming meetings once the EO’s are lifted in September.

10. ADJOURN:

MOTION Wilson, seconded Parente to adjourn the meeting at 7:35pm; unanimously approved.



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Respectfully submitted,
Allison Tharau
Planning and Zoning Clerk