

Town of Lenox
Planning Board
Board of Selectmen's Meeting Room
October 23, 2018
Approved Nov. 13, 2018

Members present: Chair Pam Kueber (PK); Kate McNulty-Vaughan (KMV); Kameron Spaulding (KS); Tom Delasco (TD); Deborah Rimmner (DR)

Also present: Town Moderator John McNinch and Land Use Director/Town Planner Gwen Miller (GM)

The meeting was recorded by the Planning Board and Clarence Fanto of the Berkshire Eagle.

Documents used:

- Minutes September 25, 2018
- Minutes October 9, 2018
- Warrant articles and bylaws proposed for November 1st Special Town Meeting
- Email sent regarding Lynnfield Land Court case
- How other Massachusetts Municipalities have zoned for STRs (Oct 23)

Approve minutes:

September 25, 2018-approved with KMV amendment

October 9, 2018-Amended by KMV and approved.

There was discussion with John McNinch around various process issues for how the Special Town Meeting (STM) would operate.

There was discussion on the planned presentations for the STM. GM confirmed that there will be handouts – complete warrant articles and all of the Board's bylaw language printed as handouts. The Board agreed they would not do any additional handouts. GM asked that all PowerPoint slides be sent to her by Friday, and at the very latest, first thing Monday morning.

Bylaw amendments – GM presented new language proposed by Town Counsel Joel Bard as the first sentence of 2b. of the STR inspection/registration General Bylaw. The language was discussed. It has been proposed as a way to help Town Clerk verify residency requirements required by the zoning bylaw but without obviating any claims of pre-existing nonconforming prior uses deemed legal. KM-V moved to adopt the language recommended by Town Counsel Joel Bard for Section 2b. of the proposed General Bylaw, seconded by PK. After discussion, new language adopted 4-1 with KS casting the dissenting vote.

The new language required as part of registration with Town Clerk process is as follows:

Notarized affidavit certifying location of host's domicile and primary residence.

GM will incorporate this new language into the materials on file at Town Hall and KS will need to inform voters at STM of the change.

Respectfully submitted,
Pam Kueber, Chair