

**PLANNING BOARD**  
**27 School Street**  
**HILLSBOROUGH, NH**  
**May 18, 2016**

**DATE APPROVED:** June 1, 2016

**TIME:** 7:00 p.m. – 8:35 p.m.

**CHAIRMAN:** Herman Wiegelman

**FIRST VICE CHAIRMAN:** Donald Solomon

**SECOND VICE CHAIRMAN:** Denise DeForest

**MEMBERS:** Gary Sparks, John Penny and Terry Cutter

**EX-OFFICIO:** James C. Bailey, III

**PLANNING DIRECTOR:** Robyn Payson

**ALTERNATES PRESENT:** Larry Baker

**EXCUSED:** James Bailey, III

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**MEMBERS of the PUBLIC:** Michael Reopel, Ann Poole, Denise Colby, Thomas Colby and Michael Tardiff from Central New Hampshire Regional Planning Commission (CNHRPC)

**CALL to ORDER:**

Chairman Wiegelman called the meeting to order at 7:00 p.m.

At 7:02 p.m. the Board entered a non-meeting.

At 7:35 p.m. the Board returned to the public meeting.

Chairman Wiegelman appointed Larry Baker to sit and vote on the board in place of Mr. Bailey.

**MINUTES:**

Chairman Wiegelman entertained a motion to approve the minutes for May 4, 2016.

Mr. Sparks made a motion to accept the minutes of May 4, 2016 as presented. Mr. Solomon seconded the motion. The Board voted all in favor.

Chairman Wiegelman entertained a motion to approve the non-public minutes for May 4, 2016.

Mr. Penny made a motion to accept the non-public minutes of May 4, 2016 as presented. Mrs. DeForest seconded the motion. The Board voted all in favor.

**NEW BUSINESS:**

Chairman Wiegelman introduced Mr. Reopel who wished to service as an alternate on the Planning Board. Chairman Wiegelman made a motion to appoint Mr. Reopel as an alternate to the Planning Board. Mr. Sparks seconded the motion. The Board voted all in favor.

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Mr. Tardiff introduced himself as an employee of the CNHRPC who has been working with the Town on the updating of its Master Plan. He brought the Board up to date on what has been complete and what still needs to be addressed. He covered the topics of land use, downtown parking, downtown beautification, sidewalks, better communication services (internet, broadband, cell coverage, etc.), community center, outdoor activities and others.

Mrs. Payson announced that the final phase of the Woods Woolen Mill cleanup is the top project in the region and is being considered for a Brownsfield Grant.

Mr. Tardiff said Hillsborough has several other sites which could qualify for Brownfield Grants, like the Associates Electric and Spiller properties.

Mr. Solomon said the sewer plant is in need of upgrading but there are no plans to do that until the systems fails.

Mr. Reopel said the ideal scenario is to come to a decision on the three to five projects with the highest priority.

The Board thanked Mr. Tardiff for coming in this evening.

Mrs. Payson addressed the issue of the vape store and a discussion she had with State Representative Richard McNamara regarding unknown health risks. She looked into whether the State or any towns were working on any regulations. She said none were because we would have to define every type of retail we have.

Mr. Baker disagreed. He said there are defined rules in many towns regarding smoke shops. He added that a parallel can be drawn between a smoke shop and a vape shop.

Mrs. Payson asked if he had found any zoning regulations regarding smoke shops.

Mr. Baker said he had in other state but not yet in New Hampshire.

Mrs. Payson said the only thing she has found is to set the age for purchasing at eighteen or over.

Mr. Solomon said there is a push to regulate vaping products. He said they are attempting to require every juice (which is used in the vaping cigarettes) to be approved by the Food and Drug Administration (FDA) at a processing cost of one million dollars for every combination of chemicals. He said individual shops would no longer be able to manufacture their own juices but would have to buy them from regulated manufacturers.

Mr. Baker said his main objective is the location which is within a school zone. He feels that the Board should look into regulating where these types of retail can be located.

Chairman Wiegelman said the issue should stay on the Board's agenda in keep up with how the state and federal government are dealing with this.

Mr. Baker asked why do we have to wait.

Chairman Wiegelman said we need to do research so we don't get sued.

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Mr. Sparks asked Chairman Wiegelman to recognize Mr. and Mrs. Colby who own the school next door to the vaping store.

Chairman Wiegelman asked the Colby's if they had any comments on this subject.

Mr. Colby said he has heard that vaping products will be under the jurisdiction of the FDA. He said at present we prohibit pornography in the downtown area so why couldn't we regulate stores which cater only to consumers eighteen years of age and older from operating in the same area or in a school zone. He said some parents have said they would not have registered their child in their school if they had known a vape store was going to be next door.

Mrs. Payson will look into his suggested retail regulation regarding the downtown area.

Mr. Solomon said the sign ordinance needs to be updated and he would like to see it on the agenda. He mentioned that The Villager had an article about the renovations which have taken place at 19 Bridge Street and how nice the building now looks.

Mr. Sparks made a motion to enter a non-public session. Mrs. DeForest seconded the motion. The Board voted all in favor.

The Board went into non-public at 8:25 p.m.

Mr. Sparks made a motion to leave Non Public Session. Mrs. DeForest seconded the motion. The motion carried unanimously.

Mr. Solomon stated the Non Public Session was on the "advice of counsel"  
(RSA 91-A:3 II (e) )

The Board returned to public session at 8:34 p.m.

Mr. Penny made a motion seal the minutes. Mrs. DeForest seconded the motion. The Board voted all in favor.

**ADJOURNMENT:**

Meeting adjourned at 8:35 p.m.

Respectfully Submitted:

Iris Campbell  
Recording Secretary