

**Town of Sumner - Planning Board Minutes**  
**October 1, 2019 6:30 pm**

The meeting was called to order at 6:30.

Members present were James McCarthy, Larry O'Rourke, Ralph Bennoch, Eric Austin, CEO John Evans, and secretary for the Planning Board Susan Strout.

Members absent were Mary Standard, John Allen (illness) and Don Berry

**Public Present: none**

The minutes from the September 17, 2019 meeting were read and accepted with a motion by O'Rourke, seconded by Bennoch and voted.

**Open Session: none**

**CEO/LPI Report:**

The two building notifications from the last meeting that were on property in subdivisions were review by Evan. Evans saw no violation to the subdivision requirement.

William MacMillan, 468 Redding Rd, PO Box 7, R20-3-2, pole barn, subdivision research update  
Peter Russell, Sr., Tuell Hill Rd, R19-05-5, seasonal residence, subdivision research update

**Forms, Reports, Correspondence:**

none

**Building Notifications:**

Richard Hutchinson, 138 Fields Hill Rd, R15-33, open canopy  
BN was approved with a motion by O'Rourke, seconded by Bennoch and voted.

**New Business:**

Marijuana Cultivation Ordinance draft

The Planning Board members and the CEO were asked to read and review the current draft of the Marijuana Cultivation Ordinance. O'Rourke outlined sections of the ordinance that he felt needed different language to be consistent with other Sumner Ordinances. O'Rourke also noted several sections that he felt could be viewed as taking away a person's right to use their property. He felt other residents could take these objections to court. A motion was made by O'Rourke to request the Marijuana Cultivation Ordinance be redrafted in order to protect property owners' rights to use their land. The motion was seconded by Austin and unanimously voted. O'Rourke, McCarthy and potentially other Planning Board members will attend the Select Board meeting on October 8<sup>th</sup> to present their objections.

**Old Business:**

The request to discuss renewable energy at a Planning Board meeting has been moved to a future meeting.

**The meeting was adjourned** at 7:15 with a motion by Bennoch, seconded by McCarthy and voted.

**Upcoming events:**

October 8: Food Sovereignty / Special Town Meeting and Vote at 7:00

October 22: tentative date for Public Hearing on Marijuana Cultivation Ordinance  
(between these dates - advice and vetting from MMA and revisions)

November 12: possible report of any revisions of Marijuana Cultivation Ordinance

November 26: tentative date Special Town Meeting and vote Marijuana Ordinance

Meeting minutes from October 1, 2019  
Submitted by Susan Strout

Approved: October 15, 2019