

TOWN OF SEABROOK

SELECTMEN'S SPECIAL MEETING

SEPTEMBER 8, 2016

Present: Aboul B. Khan
Theresa A. Kyle
Ella M. Brown
William Manzi

12:00PM

Mr. Khan opened the meeting at 12:02PM.

CAR WASH RACCOON EXPRESS

The town manager's office was notified last week there were some issues with this car wash. Mr. Manzi said the water superintendent detected a large amount of water usage and the planning board was notified. They found that the owner was no longer using well water and had disconnected the recycling unit. The planning board discussed this at the last meeting and found that when the owner was before the board it was determined they would need to use well water along with the recycling unit. A letter has been sent to the owner along with the notice of decision. The water superintendent recommends and concurs that they allow the owner to take remedial action within a 14-day timeframe to come into compliance. The board is the water commissioners and they can take whatever action they feel is appropriate for the town.

Mr. Khan said this business did come before the planning board and it is important that the board understand what was discussed at that meeting which is in the minutes provided by the planning board. The owners at the time did not request any changes to the well or the recycling unit. Mrs. Brown said where they were to be using well water and they are under the severe drought conditions this makes her very upset.

Mr. Manzi said for the new recycling unit it would go before the water superintendent to approve and then it could come back before the board so they are notified as to how much water would be drawn from the well and the town's water system. Mr. Khan asked if they could have the water superintendent at the meeting on Monday with an update on this issue.

The board discussed having the business shut down until the violation is completed and in compliance. The board would consider letting them reopen along with the water superintendent's recommendation that they open once they are back on well water.

MOTION: Aboul B. Khan
Second: Theresa A. Kyle

To authorize the town manager to notify the

Unanimous

business they must stop
the use of town water
and have the water
superintendent comes

back

on Monday to give an
update on the issue.

Joe Guiffre asked what the cost is to bring water to someone's house. He said as he understands it they are not paying enough for the use of town water. Mr. Manzi said currently the water revenue is about 65% of the overall budget of the department. He feels the rates need to be looked at and it may be they need to adjust the water rate and in return this may reduce the budget.

CARNIVAL - FIESTA SHOWS

John Flynn was present for the meeting. Mr. Manzi said the documents were given to the board with recommendations from the building inspector, fire and police departments. The deputy police chief said that there has been no commitment from Fiesta Shows for a detail. Fire Chief Edwards indicated they are also waiting on some items. Deputy Chief Walker also indicated there is an issue with overnight camping and the traffic control configuration. Mr. Manzi said he spoke with Mr. Flynn in regards to the early setup and he indicated he would comply with the board's decision.

Mrs. Brown asked about the dates he had given. Mr. Flynn said he did try to move the dates based on information from the planning board but when he went to Brixmor for approval of the new dates they did not approve the new ones but authorized the previous dates. In regards to the police detail he said he would not book that until he had approval from the board. Mr. Manzi said it is not his understanding that they can get a detail within 3 hours.

Mrs. Kyle said she is thoroughly disgusted with this process and how it has been handled by Fiesta Shows. She said it has been advertised all around town that they were opening tonight at 6PM without even coming before the board or filling out the application. Mr. Flynn said at the last meeting he was told to go before the planning board again and he did just that. Mrs. Kyle said they have violated the town ordinance on overnight camping. Mr. Flynn said they do stay overnight when they have approval. Deputy Police Chief Walker said to his knowledge there has been no violation of overnight camping. In regards to

a detail he does not know if he can fill it in 6 hours, where they have mutual aid with Hampton they would call upon them for assistance but they are also committed to the Seafood Festival. Mr. Flynn said the state requires an inspection every so many days and they have an inspector who comes out to inspect every time they set up for an event.

Mr. Manzi read the memo from the fire chief (see attached). Mr. Khan said there is a safety issue from 2 of our departments and they have not received enough knowledge about the request. Mrs. Brown said without an officer present she cannot approve. Mrs. Kyle said because they have not followed proper protocol she would not approve.

Dave owner of Eye Appeal said he has concerns with this and understood they would be in front of the old Wal-Mart building but the setup is near the old Shaw's building which is where the remaining store are located. He agrees this plaza needs a boost but it is going to make him lose business for this weekend. He said the last time this was requested they were told two days before and this time he wasn't notified at all, even though Brixmor insists he was notified. Mrs. Kyle commented this is just a complete and utter mess.

Mr. Manzi asked what the closing time would be. Mr. Flynn responded between 9PM and 10PM but it would not go beyond 10PM. Mr. Manzi said it looks as though they have run out of calendar time and some items have not been completed. A lot more work needs to be done before the board would be able to approve.

Paula Wood said she was contacted by Mr. Flynn's partner asking if she could help to get the permit approved. She said they are bringing up Lyndsey's name again and they are only members of a non-profit that is not affiliated with the town.

Steve Zalewski said he understood the dates to be next week and when speaking with the state inspector they also stated next week. He is not sure if he could get the electrical inspector out there today but he has made contact with him. He went to the site yesterday with the deputy fire chief and was not happy with the electrical setup. He feels the department heads were surprised with the dates as everyone was under the impression it was next week. Mr. Khan said he is not comfortable with the public safety.

MOTION: Theresa A. Kyle To deny the application
Second: Ella M. Brown for Fiesta Shows to hold
Unanimous a carnival.

Mr. Khan said the town manager's office has spent a lot of time dealing with this application and it should really be thought about.

MOTION: Theresa A. Kyle
Second: Ella M. Brown
Unanimous

To adjourn the meeting
at 1:00PM.

Approved and endorsed

Ella M. Brown, Clerk

Date: _____