

**Board of Warden and Burgesses
Minutes of Special Meeting ~ September 4, 2013**

CALL TO ORDER:

- A. A Special Meeting of the Borough of Stonington Warden and Burgesses was called to order in Borough Hall at 7:03 PM by Warden Jeffrey Callahan. Present were Burgesses Sibby Lynch, Amy Nicholas, Howard Park, Robert Scala, and Clerk- Treasurer Brian Krajack. Burgesses Michael Adair and Michael Blair were absent.

REQUEST OF SHEULI AKTER- FOOD VENDING TRAILER AT THE POINT:

- A. Warden Callahan noted that Ms. Akter had submitted a revised Certificate of Insurance and information about the trailer requested by the Board during the August Board Meeting.
 - 1. Warden Callahan asked Ms. Akter if she would like to make a verbal presentation to the Board.
 - a. Ms. Akter said that she had nothing new to add to her presentation given at the August Board Meeting.
 - 2. Warden Callahan asked Ms. Akter when she proposed to operate the food vending trailer.
 - a. Ms. Akter said from the beginning of April to the beginning of October.
 - b. Burgess Scala said that if the Board were to grant approval tonight, by the time the trailer arrives and is inspected by the Health Department, it would most likely be the beginning of October.
 - 3. Burgess Scala asked how uncooked food was kept cold in the trailer.
 - a. Ms. Akter explained that the trailer has a refrigerator that is run by a generator; a 12 hour charge by the generator will keep the food in the refrigerator cold for 10 hours.
 - b. Burgess Lynch asked Ms. Akter if the generator would be run at The Point.
 - i. Ms. Akter said that it would be operated at The Point.
 - c. Burgess Park asked Ms. Akter how much noise the generator would make.
 - i. Ms. Akter said she did not know.
 - d. Burgess Lynch asked Ms. Akter if there was a similar trailer located close by so that Board members could visit and see for themselves.
 - i. Ms. Akter said she was not sure.
 - e. Burgess Park noted that the information submitted on the trailer indicates it includes a 120 volt 1,300 BTU roof mounted air conditioner, and asked Ms. Akter if that would be run by generator.
 - i. Ms. Akter said the air conditioner would not be operated by generator at The Point.
 - 4. Burgess Scala, noting that approval would require the trailer to be removed from The Point every night, asked Ms. Akter if she had a place to store and clean the trailer at her home.
 - a. Ms. Akter said the trailer would be stored in a garage at her home.
 - b. Ms. Akter said that the generator could be run while the trailer is at her home in order to charge the refrigeration rather than running the generator at The Point.
 - c. Ms. Akter noted that there may be times when the generator will have to be run at The Point.
 - d. Ms. Akter said that the trailer she would buy is set up so that the refrigeration could either be powered by the generator, or run by propane.
 - 5. Warden Callahan asked Ms. Akter if food would be cooked at The Point, or cooked at home and served from the trailer.
 - a. Ms. Akter said that food would be prepared at home, but cooked and served at The Point.

6. Warden Callahan asked Ms. Akter if there would be a deep fat fryer.
 - a. Ms. Akter said yes, noting that it was operated by propane.
7. Warden Callahan expressed concern that if the Board granted approval for what would amount to a couple of weeks for this year, Ms. Akter would be making a big investment in the purchase of the trailer, noting that approval might not be granted next year if the generator, or any other number of things, turned out to be a problem.
 - a. Burgess Scala concurred and said that Ms. Akter would be taking a substantial risk investing in the trailer for an operation that could potentially only operate for a couple of weeks.
 - b. Burgess Park said that he would vote against the proposal this year and next year because he does not feel The Point parking area should be filled with food vendors.
8. Warden Callahan said he felt it would be reasonable for the Board to approve operation through the end of October, giving the Board Members and the public a chance to see for themselves, noting that approval this year does not guarantee approval in subsequent years.
 - a. Warden Callahan noted that the decision on whether to take the risk on the investment in the trailer is a decision that Ms. Akter will have to make, based on the fact that approval is only valid until the end of October of this year, and will have to be voted on by the Board on a year-by-year basis.
9. On a motion by Warden Callahan, seconded by Burgess Scala, permission for Sheuli Akter to operate a food vending trailer in The Point parking lot until 31 October 2013, requiring a new application and new permission from the Board in the Spring of 2014, was approved by majority vote. Burgess Park voted against approval.
10. Stonington resident David Bareford thanked the Board for their consideration, noting that granting approval and letting the entrepreneur make the decision on the risks involved was the right thing to do.

APPOINTMENT OF LISSA VAN DYKE TO THE ZONING BOARD OF APPEALS:

- A. Warden Callahan called the Board's attention to a letter from Ms. van Dyke expressing interest in filling a vacancy and serving on the Zoning Board of Appeals (ZBA).
 1. Warden Callahan noted that ZBA Chairman Robert Montgomery wrote an email stating that Ms. van Dyke would be a great addition to the ZBA.
 2. On a motion by Warden Callahan, seconded by Burgess Park, appointment of Lissa van Dyke to the Zoning Board of Appeals for a two-year term ending 31 December, 2015 was unanimously approved.

PARKING REQUIREMENTS FOR RESTAURANTS:

- A. Warden Callahan said that the Planning and Zoning (P&Z) Commission has invited the Board to attend a meeting on Tuesday September 10, 2013 to discuss parking requirements for restaurants.
 1. Warden Callahan explained that the P&Z regulations currently require 1 parking space for every 100 square feet of floor area for Class II restaurants.
 - a. Warden Callahan said that P&Z is considering eliminating that requirement, and the Board should come to the meeting prepared to discuss.

ADJOURNMENT:

- A. On a motion by Burgess Scala, seconded by Burgess Park, adjournment of the meeting at 7:34 PM was unanimously approved.

Respectfully submitted,
Brian Krajack

Clerk- Treasurer