

PORTSMOUTH TOWN COUNCIL MEETING
SEPTEMBER 13, 2018 MINUTES

5:30 PM – Town Council Chambers, Portsmouth Town Hall, 2200 East Main Road

MEMBERS PRESENT: Keith E. Hamilton, David M. Gleason, Paul F. Kesson and Linda L. Ujifusa

MEMBERS ABSENT: Kevin M. Aguiar, Elizabeth A. Pedro and J. Mark Ryan

Time: 5:41 PM

EMERGENCY EVACUATION PLAN

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was followed by a Moment of Silence for our men and women serving around the world in harm's way.

SITTING AS THE PORTSMOUTH TOWN COUNCIL

NEW BUSINESS

1. PUBLIC HEARING: Sound Variance Application for Thrive Coffee House, 706 Park Avenue, Portsmouth – Motion to open the Public Hearing made by Mr. Kesson, seconded by Ms. Ujifusa. Motion passed 4-0. Mr. Aguiar, Ms. Pedro and Dr. Ryan absent.

RELIEF REQUESTED: Thrive Coffee House requests a variance to the sound limits set forth in the Codification of Ordinances Chapter 257: NOISE, on Sept. 16, 2018 from 4:00-7:00 p.m. to allow for Country Fest to take place on the lawn.

Tarney Waring, 30 Crossing Court, asked if the Portsmouth Police Department is the enforcement authority to enforce the sound variance and enforce all conditions in its entirety if conditions are attached?

Mr. Hamilton replied that if it went outside of the sound variance that they are doing, then yes, they would be responsible to shut it down at 7:00 pm and make sure it doesn't start before 4:00 pm.

Mr. Waring said that was not what he was asking and restated his question. Is the Portsmouth Police Department the enforcement authority for this section of the sound variance ordinance, and also enforce all conditions attached in its entirety?

Mr. Hamilton said that both the Portsmouth Police Department and the Zoning Department/ Zoning Officer would have the authority. Mr. Hamilton doesn't see where this question applies

to this particular application for this variance that is in front of them. Mr. Waring said he just wanted to ask this general question.

Mr. Kesson wanted to know if it is any volume that they want for three hours?

Ms. Kidd said that it would be an intimate Coffee House setting. The band would have their backs to the water and would be facing the building.

– Motion to approve the Sound Variance for Thrive Coffee House on September 16, 2018 from 4:00 pm to 7:00 pm made by Ms. Ujifusa, seconded by Mr. Gleason. Motion passed 4-0. Mr. Aguiar, Ms. Pedro and Dr. Ryan absent.

FUTURE MEETINGS

Sept 15 12:00 PM - Town Council Meeting - Prudence Island (Saturday)
Sept 24 7:00 PM - Town Council Meeting
Oct 9 7:00 PM - Town Council Meeting (Tuesday)

ADJOURN – Motion to adjourn made by Mr. Kesson, seconded by Ms. Ujifusa. Motion passed 4-0. Mr. Aguiar, Ms. Pedro and Dr. Ryan absent.

Time: 5:53 PM

Jennifer M. West, Town Clerk