

COMMISSION ON THE CITY PLAN AND ZONING - PUBLIC HEARING - WEDNESDAY -
SEPTEMBER 8, 1971 - 7:30 P.M. - MUNICIPAL BUILDING - COUNCIL CHAMBER -
DEKOVEN DRIVE - MIDDLETOWN, CONNECTICUT

Edward F. Button, Chairman
Robert F. Chamberlain, Vice-Chairman
Phillip C. Alexander, Secretary
David B. Mylchreest
Joseph P. Otfinoski, Alternate

COMMISSION
MEMBERS PRESENT

Seb Passanesi
Frederick Congdon, Alternate
Salvatore Lisitano, Alternate

COMMISSION
MEMBERS ABSENT

George A. Reif, Director
William M. Kuehn, Ass't. Planner
Althea Rinaldi, Recording Secretary

STAFF MEMBERS

Phillip Bauer, Engineer, Public Works Dept.
L. Norman Germaine, representing Lorretto T.
Morrissey and Arthur P. Levine, the only
member of the public at large.

OTHERS

The hearing began at 7:35 P.M.

CHM. BUTTON:

And now the meeting, the Secretary will
read the first item on the agenda.

SEC'Y. ALEXANDER:

LEGAL NOTICE

LEGAL NOTICE

THE MIDDLETOWN COMMISSION ON THE CITY PLAN
AND ZONING, WILL HOLD A PUBLIC HEARING ON
SEPTEMBER 8, 1971, STARTING AT 7:30 P.M.,
IN THE COUNCIL CHAMBER, MUNICIPAL BUILDING,
DEKOVEN DRIVE, MIDDLETOWN, CONNECTICUT, to
receive and consider application for:

1. Salvatore DeBari, 4 lot subdivision
west side of Millbrook Road at Rubber
Mill Pond, located in R-1 Zone.
2. Application for Text Amendment to
Zoning Code. Re: Minerals.

CHM. BUTTON:

Correspondence on this item 1 or A.

SEC'Y. ALEXANDER:

I have a letter dated August 6, from
Salvatore DeBari, to the Planning Commission.

SALVATORE DEBARI
APPLICATION SUBDIVISION

ATTENTION OF MR. REIF

Dear Mr. Reif:

Please be advised that I represent Mr. Salvatore DeBari of Portland, Connecticut, who hereby makes application to the Planning Commission for approval of four lot subdivision as outlined on the enclosed map and which map is entitled "Property of Salvatore DeBari, Millbrook Road, Middletown, Conn. Showing lots 1, 2, 3 and 4. Scale 1" = 20', Dated August, 1971, by: William C. Baron" which map and five copies are forwarded with this application to your office.

Enclosed you will find a check for \$10 covering the fees for such services.

Very truly yours,
Salvatore DeBari
by Charles W. Snow, Jr., his attorney

I have a letter from the Police Dept. dated August 10, 1971.
To: The Commission on City Plan and Zoning

CORRESPONDENCE FROM
POLICE DEPARTMENT

Gentlemen:

With reference to your memorandum regarding the above subdivision, the Police Department cannot foresee any problems at this time.

Very truly yours,

Vincent S. Marino
Chief of Police

I have also a memorandum from the Department of Health, dated August 9, 1971.

CORRESPONDENCE FROM
HEALTH DEPARTMENT

Since City water and sewer is available for the proposed subdivision, this department has no comments pertaining to it.

H.A. Solek, R.S.
Sanitarian

I have also a letter from the Department of Public Works.
TO: The City Plan and Zoning Commission
August 10, 1971

CORRESPONDENCE FROM
PUBLIC WORKS

Gentlemen:

Please be advised that this department has no comments to offer for the above referenced project.

Very truly yours,

John C. O'Brien
Director of Public Works

CHM. BUTTON:
Spread the map out will you. What does he mean no comments. I don't see the sidewalks. How come the Public Works didn't pick that up?

PHILLIP BAUER:
Are you asking me?

CHM. BUTTON:
You didn't see them?

PHILLIP BAUER:
Yes I did. I didn't review this. I felt--- I honestly feel personally that a man employed in the City shouldn't be drafting subdivision maps.

CHM. BUTTON:
This is a conflict of interest.

PHILLIP BAUER:
Well, to me it is, but I have nothing to say about that.

CHM. BUTTON:
Well, I think this is a conflict of interest and before this thing is reviewed it a (INAUDIBLE) should be obtained from the City's attorney on whether a man can act in that capacity or are they jeopardizing themselves.

Next item. Application for a section of the Zoning Code, regarding Minerals. Now, in the present Code apparently there is ambiguities in wording against owners of mineral rights in the zoned properties appealing that they may be jeopardized in their financial interest. That in effect we may perhaps be confiscating properties without just compensation. Now most certainly a --- this Commission has never been petition to deliberately to wish do us on this sort, nor should it. This has been brought to our attention before. We had so many things hit us these last couple of years we never got around to try and to resolve the problems to hearings or missing or conflicting the Code regarding mineral rights. This proposal is such that we hope it will remove any unfair or arbitrary commitments in the Code regarding mineral rights, and still keep a reasonable

control for the City and in the City's best interest also. I would therefore ask the Secretary to read the entire write up for the record and that we then engage in questions and answers to see if there is any conflicts in it as it recites. First of all would you please read the exact text of the advertisement in the Middletown Press.

MR. GERMAINE:

Would you accept a copy from the enemy?

CHM. BUTTON:

Certainly. We have a copy right here.

SEC'Y. ALEXANDER:

Alright the Legal Notice in the paper word for word reads as follows:

LEGAL NOTICE OF 9/8/71

THE MIDDLETOWN COMMISSION ON THE CITY PLAN AND ZONING WILL HOLD A PUBLIC HEARING ON SEPTEMBER 8, 1971, STARTING AT 7:30 P.M., IN THE COUNCIL CHAMBER, MUNICIPAL BUILDING, DEKOVEN DRIVE, MIDDLETOWN, CONNECTICUT, to receive and consider application for:

1. Application for proposed four (4) lots subdivision of property owned by Salvatore DeBari, on the west side of Millbrook Rd. at Rubber Mill Pond, located in an R-1 Zone.
2. Application for the Text Amendment to the Zoning Code.
 1. Delete all references to minerals in Section 41, Natural Resources Removal.
 2. Add to item 60.02.14, Sec. 60.02, Special Exception Uses, Extracting of Minerals in R-1, R-2, R-3 and R-4 Zones.
 3. Add to item 61.02.15, Sec. 61.02, Special Exception Uses, Extracting of Minerals in I-1, I-2 and I-3 Zones.
 4. Add to item 44.08.22, Extraction of Minerals, (A) shall be a permitted use in any zone in the schedules in Section 60 and 61 provided:
 - (a) The integrity and stability of property owners who do not own the mineral rights is protected:
 - (b) A site plan is submitted, showing the area to be mined with

- pertinent data, i.e. streams, drainage, contours, public roads and property lines, as well as other appropriate information for the site plan as herein before required in item 44.03.01;
- (B) Proposal shall be submitted in sufficient quantity so that via the Commission office, the following may review it;
 - (a) State Department of Environmental Protection;
 - (b) appropriate regional planning agencies;
 - (c) city depts., including Public Works, Health, Water and Sewer and Police.
 - (C) Proposals shall be heard at a public hearing. Abutting property owners, whose names and addresses shall be provided by the proponent, having been notified in the same manner as for a zone change.
 - (D) Approval of a proposal shall require an affirmative vote of four Commission members.
 - (E) Approval of a proposal shall be null and void after one year unless actual commercial mining operations are underway within that period.

CHM. BUTTON:

George, would you go back and tell us about Section 60 and why you word it in that way, so that we will all understand it.

GEORGE REIF:

It would be well to have your Code in front of you to understand this if you'll turn to Section 60.

CHM. BUTTON:

Bring your chair. Go ahead, bring yourself right up here to the table.

GEORGE REIF:

Have your code in front of you and turn to Section 60. You'll see that it deals with Residential Zones. Section 60.01 has a list of permitted uses and they go on all the way over to 60.01.20. 60.02 is a beginning of a list of Special Exception Uses and while we are here I'll note that it says at the beginning of Special Exceptions Uses "The following uses by Special Exception may be permitted in accordance with the provisions of Section 44." We'll refer to Section 44 in a moment. Listed under 60.02 are a number of uses and they end with 60.02.13.

CHM. BUTTON:

And your attempt is to add it.

GEORGE REIF:

To add as 60.02.14, The Extraction of Minerals.

CHM. BUTTON:

Alright then, that should be noted in the records.
Do you intend to add Extraction of Minerals as
60.01.14?

GEORGE REIF:

60.02.14 and it will be the next item listed as a
Special Exception Use. The zone shown for that
Special Exception Use shall be R-1, R-2, R-3 and
R-4. Now lets move over to 61. Section 61.

CHM. BUTTON:

Those are Residential Zones.

GEORGE REIF:

They are Residential Zones. This Code separates
Residential Uses from Business and Industrial
Zones. The Section 61 deals with the Business
and Industrial Zones. So 61.01 has a list of
Permitted Uses, in the various business and
Industrial Zones going all the way from 61.01.01
on over to 61.01.37. Now 61.02 is the beginning
of Special Exception Uses which begin at 61.02.01.
It is the intention here to add as the next item
which is the last item 61.02.14. The intention
is to add 61.02.15 The Extraction of Minerals in
the Industrial Zones not in the Business Zones.
Not in B-1, B-2 or B-3 Zones. B-1 Zone of course
is out along the river, B-2 is the Commercial
Zone, B-3 is the Central Business District so ---
probably unwise to have extraction of minerals in
those areas, but it is ---

CHM. BUTTON:

You know where the Commercial Zones are.

L. NORMAN GERMAINE:

O yes.

GEORGE REIF:

It is intended to have them in the Industrial Zones
I-1, I-2 and I-3.

CHM. BUTTON:

So they'll not be in the Commercial Zone but you
understand.

GEORGE REIF:

Now for all these Special Exceptions, whether they're
in Residential or in Business or Industrial there is
a section in the Code and Section 44 which goes into
some detail about all the Special Exception Uses and

it just list in a --- know doubt a chronological listing of the things that they came up during the development of the Code over the years and it starts out with --- in fact they're standards for Special Exceptions as shown as 44.08. The first one being 44.08.01 which happens to be an ambulance service and we go along over to the last one and you'll find that the last one deals with multi-family dwellings and it happens to be 44.08.21. So the next item would be 44.08.22. So these specifications for considering the granting of the Special Exception would be listed as that item 44.08.22.

CHM. BUTTON:

And there you would list ---

GEORGE REIF:

All those things that were read.

CHM. BUTTON:

A.B.C.D. and E. that have been read to-night you would list under 41.08 ---

GEORGE REIF:

44.08.22

CHM. BUTTON:

This would be what do you call it a procedure for requirements.

GEORGE REIF:

No, there're some here called in the Code, Standards for Special Exceptions.

CHM. BUTTON:

This would be a standard for mineral extractions, in this case, right?

GEORGE REIF:

Correct.

COMM. ALEXANDER:

Would this standard for mineral extraction also appear under 60.02.14 and 61.02.15?

GEORGE REIF:

Yes, it's already there, it's already built into the system of the Code. You're just adding some items in the Code in fact taking out of Section 41 a --- items that really all which fit into these other categories.

CHM. BUTTON:
What is 41?

GEORGE REIF:
41 is the section that deals with Natural Resource Removal. Just minerals. So using the organization of the Code to end this proposal.

CHM. BUTTON:
Do you have a copy?

COMM. MYLCHREEST:
Ed, why wasn't Paragraph A sub-paragraph small c printed in the paper?

L. NORMAN GERMAINE:
I don't know what that is. Isn't in the Code .
Is it? O, yes, yes, I have no idea what that is.

GOMM. MYLCHREEST:
Small c, small c, keep going down to small c,
small c., go back up there.

GEORGE REIF:
Does that not show in satisfactory?

COMM. ALEXANDER:
A satisfactory program and schedule of extraction.

COMM. MYLCHREEST:
Yes that's it.

L. NORMAN GERMAINE:
I don't think so.

COMM. MYLCHREEST:
I don't think it is either.

COMM. ALEXANDER:
It did not appear.

GEORGE REIF:
It's not on the sheet.

COMM. CHAMBERLAIN:
It's just what is here--is what was exactly read-but
what's here is different.

COMM. MYLCHREEST:
Was it an intent not to include it that-

GEORGE REIF:
No, there was no intent. It was just--apparently didn't
get typed on the sheet. Now ---

CHM. BUTTON:

No you take this, have your people review this. Two weeks from now, I would recommend that you have Mr. Orth show up at our next meeting.

COMM. CHAMBERLAIN:

Is there any correspondence on this?

GEORGE REIF:

Yes.

COMM. ALEXANDER:

Yes, there is other correspondence.

GEORGE REIF:

The requirement for Regional report.

CHM. BUTTON:

It's got to be read.

COMM. ALEXANDER:

Well basically from the Regional Planning Commission to various agencies it went. A request went to Midstate Regional Planning Agency, also the Central Conn. Regional Agency, from the City Plan Office.

It was in reference to a proposed Text Amendment in the Middletown Zoning Code.

Gentlemen:

The Middletown Planning and Zoning Commission is proposing a Text Amendment to the Zoning Code as it concerns minerals.

LTR. TO REGIONAL
AGENCIES

A public hearing is contemplated to be held on September 8, concerning this proposal. Will your agency please provide a report of your comments and/or recommendations prior to that time.

Thank you for your cooperation.

George A. Reif, City Planning Director

GEORGE REIF:

The date is ---

COMM. ALEXANDER:

August 4, the date of this letter is August 4th, 1971. There is only one reply to date on this particular letter. This reply is from Midstate Regional Planning Agency. It is

REPLY FROM MIDSTATE
REGIONAL AGENCY

dated September 8, 1971. It reads as follows:

Mr. George Reif, Director
Commission on the City Plan and Zoning
Municipal Building
Middletown, Connecticut 06457

Dear Mr. Reif:

Thank you for notifying the Midstate Regional Planning Agency of the proposed Text Amendment to the Middletown Zoning Code. In accordance with the provision of Section 8-3b of the General Statutes of Connecticut, the Agency at its September 7, 1971, meeting reviewed the proposed changes.

CHANGE #1 - Making the Extraction of Minerals a Special Exception.

Findings/Recommendations: The proposed change would strengthen the Commission's control over such operations, and at this time it might be appropriate for the Commission to review the advisability of making the other activities permitted under the Natural Resources Removal section of the Zoning Code Special Exception.

Geoffrey L. Colgrove, Director

GEORGE REIF:

No comments from other City Departments.

CHM. BUTTON:

Mr. Germaine, you must have comments.

L. NORMAN GERMAINE:

Yes sir, untollable. You make all references to extraction of minerals in your deleting minerals from one of your sections there in Section 41, but you look at 61.05 - 61.05 prohibited uses in Business and Industrial Zones. PROHIBITED USES - The following uses shall be prohibited: ore reduction and stone mill/quarry.

CHM. BUTTON:

That will have to be deleted.

L. NORMAN GERMAINE:

I should think so.

CHM. BUTTON:

We'll have to take note, to be consistent then

we will have to delete it from that section.

L. NORMAN GERMAINE:

This thing got to be -----

COMM. MYLCHREEST:

Wait a minute Norm, you said ore reduction. I don't think -- still find ore reduction is or the extraction of it. Ore reduction to me is the processing of ore, in feldspar, that's what you are saying here, is that it is allowed to extract these minerals from the ground and possibly taken somewhere else. It doesn't necessarily mean that you're going to process on the site.

COMM. CHAMBERLAIN:

Is this for industrial?

L. NORMAN GERMAINE:

That's for business and industrial.

CHM. BUTTON:

Wait a minute. This is for business and industrial zone?

L. NORMAN GERMAINE:

That's right here, here Business Zone and Industrial Zones Use Schedule.

CHM. BUTTON:

So this means in essence we are saying that present Feldspar operation is illegal or a non-conforming use.

L. Norman Germaine:

I have no quarrel with the toast marshall.
(Laughter follows)

CHM. BUTTON:

No, no, but you bring this up, lets explore this.

L. NORMAN GERMAINE:

Oh another thing I liked to ---

CHM. BUTTON:

Wait a minute, lets complete ---

L. NORMAN GERMAINE:

O.K. I don't see how you can -- I-can consistently leave that section in your Code and then pass these other things because what you are proposing here is to permit these things under Special Exception Use, but your Code in Section 61, prohibits them. You can

at one hand permit it and at the same time prohibit it.

CHM. BUTTON:

You're point is well taken, well what I think what we have to do is to remove all ambiguities.

L. NORMAN GERMAINE:

Yes, well, shall we get on with the ambiguities.

CHM. BUTTON:

George will you take note of that and ---

GEORGE REIF:

Maybe you --- you're right and maybe you're going to far.

CHM. MYLCHREEST:

I'm still looking for a definition of reduction.

CHM. BUTTON:

Well I don't know that --- that's Alex Posze wrote that, could you read that again? Read the whole thing, will you please.

L. NORMAN GERMAINE:

I'm trying to find it here.

CHM. BUTTON:

Start right at the beginning of that particular----

L. NORMAN GERMAINE:

61 --- 61.05. PROHIBITED USES---The following uses shall be prohibited: You want me to read off all these things that are in here?

CHM. BUTTON:

Alright go ahead.

PROHIBITED USES 61.05

L. NORMAN GERMAINE:

The following uses shall be prohibited: Acetylen gas manufacture and storage; acid manufacture; alcohol manufacture; ammonia; bleaching powder or chlorine manufacture; arsenic; asphalt manufacture or refining; blast furnace; bag cleaning; boiler works; cement, lime, gypsum, or plaster of paris manufacture; coke ovens; creosote manufacture for treatment; disinfectants manufacture; distillation of bones, coal or wood; dye-stuff manufacture; explosives or fireworks manufacture, excepting dry blending and packaging of chemical salts; offal or dead animals reduction; gas manufacture or storage; glue, size or gelatin manufacture; oilcloth or linoleum manufacturer; ore reduction; paint, oil, shellac, turpentine or varnish manufacture; paper and pulp

manufacture; petroleum or its products, refining or wholesale storage of rock crusher; rolling mill; shoe-polish manufacture; smelting of tin, copper, zinc, or iron ores; stockyard or slaughter of animals or fowels; stone mill or quarry; tanning, curing or storage of raw hides or skins; tar distillations or manufacture; tar roofing or water-proofing manufacture; yeast plant.

CHM. BUTTON:

When we mention that we are talking about feldspar type of mineral extraction.

GEORGE REIF:

It says in Section 44, in the list permit the removal of top soil, peat moss, sand, gravel, or ores or minerals. It's only the minerals that have been extracted from Section 44, the ores are still over there. There's nothing said in this proposal about ore at all. From this, minerals---this one says you can't have ore reduction.

CHM. BUTTON:

Is Feldspar mining an ore or mining a mineral?

GEORGE REIF:

Well that doesn't matter, your proposed deal change, deals with minerals.

L. NORMAN GERMAINE:

I'm not connected with Feldspar.

CHM. BUTTON:

I know, but its the people that are concerned with the term, with selling and the use of the land.

L. NORMAN GERMAINE:

I think it would really be classified as an ore. You see they extract the mineral from the ore down there in the flotation plant and---

CHM. BUTTON:

Remove the ore and the whole business. This is what we are trying to do is resolve this conflict.

GEORGE REIF:

Well as a play on words, the word ore is in prohibited uses and not in the proposed new listings.

CHM. BUTTON:

I would recommend that we consider deleting the word ore and rock crusher from that section (inaudible) and from Natural Resources. I would recommend that George try and dig into this by the next meeting and give us a little more information on the definition of ores and minerals as related to, as to what's parculiar to Middletown.

GEORGE REIF:

I think Mr. Germaine has another list here of things he wants to bring out before you make -----

L. NORMAN GERMAINE:

Are you ready to go ahead.

CHM. BUTTON:

Be sure to hit them all.

L. NORMAN GERMAINE:

Alright, you've got -- you have your own definition of --- somethings got to apply to those definitions to your proposed changes. I want to hear you say Section 44. Add item 44.08.22, Extraction of Minerals. A. should be permitted use in any zone shown in the schedule, Section 60 and 61. Scheduled zoned in 60 and 61 --- are residential and business and industrial, I believe. What you are proposing in the previous sections there to make the extraction of minerals a restriction or what ya call it there, Special Exception, down below there refer it to a Permitted Use. Now ----

CHM. BUTTON:

Permitted Use in and Industrial Zone that is a Special Exception (Inaudible) in Residential Zone.

GEORGE REIF:

No the primary gist of this---that there be a Permitted Use if granted a Special Exception regardless of the zone and all the zones, the R Zones and the I Zones.

L. NORMAN GERMAINE:

Well, I understand this correctly that a Permitted Use that you don't have to make any application for it? For a Special Exception you still have to?

CHM. BUTTON:

No, a Permitted Use may also be a part of---be a Special Exception. This is what he is saying, there are all Special Exceptions, and be permitted as Special Exception if granted in R-1, R-2, R-3 and R-4, the I-1, I-2 and I-3.

L. NORMAN GERMAINE:

You see that word Permitted Use is what confuses---

GEORGE REIF:

Would it be fair to say it---shouldn't be a Permitted Use?

L. NORMAN GERMAINE:

No, no, I---but I mean the use in connection with the definition that you give the thing, but what you really saying is---is permitted to have one of those in the---

GEORGE REIF:

If it is granted a Special Exception.

L. NORMAN GERMAINE:

That's right, yes, I think---

CHM. BUTTON:

What's he's trying to do is wrap everything into one type of format, that most of the Code criteria is in---which all of the Code not in fact that---whole Natural Resources got chopped up into that trying to get---

L. NORMAN GERMAINE:

You won't get laid off for several years.
(followed by laughter)

CHM. BUTTON:

If I were to ask for something and I wanted to ask for Special Exception for to do X,Y,Z and alright you can have a hearing for Special Exception for X,Y,Z and will give a Special Exception and then we'd would look down the Code for that zoning but it is not a Permitted Use. You've got a Special Exception, but it is not a Permitted Use so you still cannot do it. So what you're saying is that you get a Special Exception and he also goes through all the sections of the Code and putting down that it is a Permitted Use, it is a Permitted Use in an R-1, R-2, R-3, R-4 and I-1, I-2 and I-3 after you obtained a Special Exception. I don't like even the word Special Exception, it's funny sounding thing when it's used that way.

L. NORMAN GERMAINE:

Are you sure you're finished with this?
O.K. then gentlemen, I'll then report to
Attorney Orth, have him go to work on---
You want him to make an appointment to meet
with the Commission, not with the Corporation
Council.

CHM. BUTTON:

If he wishes Mr. Reif, Corporation Council
head wishes and we also invite him to come
to the next meeting with any comments he has
about this proposal, as to whether or not
it will resolve the apparent conflict between
him and the City of Middletown.

L. NORMAN GERMAINE:

O.K. I'll tell him that.

CHM. BUTTON:

To get in touch with the Commission, O.K.

L. NORMAN GERMAINE:

Sure, Yup.

COMM. MYLCHREEST:

Whom does Norm represent? I didn't get that.

L. NORMAN GERMAINE:

Lorretto T. Morrisey and Arthur P. Levine.
They're the owners of the Henderson property
out here on Bow Lane.

(Conversation is inaudible between Comm. Mylchreest
and Chm. Button.)

CHM. BUTTON:

Mr. Orth and the City for us haven't meet for---
haven't independently met for a long period of
time.

L. NORMAN GERMAINE:

They say a long distance because they never got
together during the in fighting.

CHM. BUTTON:

Sit down and solve the God Damm thing and straighten
it out.

L. NORMAN GERMAINE:

And getting it out of the way. It's been hanging
on a little over two years.

CHM. BUTTON:

My apologies for hanging that long. It's just because (inaudible)

L. NORMAN GERMAINE:

There's no lawyers here so I can say this, that anyone that does business with the lawyers expects to have to wait. (Laughter)

CHM. BUTTON:

Alright, proceed with other comments regarding the two items on this agenda.

COMM. MYLCHREEST:

Yes, I have a question on this---extraction a definition. Is this taking the minerals out of the ground and moving them some place else: property or is it taking it on a (inaudible) or mining it out of the ground, processing right on the site?

L. NORMAN GERMAINE:

I see your point but I don't think I have a definition for it.

COMM. MYLCHREEST:

I think this should be frank (inaudible to many talking at the same time)

L. NORMAN GERMAINE:

We'll have to ask Webster----

CHM. BUTTON:

And for the next meeting suggest that you also call somebody out there at Feldspar and ask them of (inaudible) After all they are working out there and they acknowledge this from Sam Allen, of Pickett, Allen & Dzialo, because he had at one time represented Feldspar.

L. NORMAN GERMAINE:

He does, he still represents them.

CHM. BUTTON:

We were discussing this at---one other thing--- (inaudible) We had been negotiating with Feldspar people and they came to George. We all sat down and talked with---tried to come up with an ordinance that would be effective in the interest of both the people and the City.

L. NORMAN GERMAINE:

Of course they are interested in this change too, but they should be.

CHM. BUTTON:

Of course they are interested in this, they certainly are, but I'm sure you make it a point to call Sam Allen. You can get him to get you some answers and those things that we can't get. Alright? Anything else?

L. NORMAN GERMAINE:

You think your meeting will be in about two weeks?

CHM. BUTTON:

It will be in two weeks.

L. NORMAN GERMAINE:

Oh I'll tell Mr. Orth that.

CHM. BUTTON:

Second and fourth Wednesday of the month.

L. NORMAN GERMAINE:

Second and Fourth Wednesday.

CHM. BUTTON:

The schedule will be the fourth Wednesday of this month.

L. NORMAN GERMAINE:

O.K. then I'll probably shall see you with Mrs. Maloney still----

CHM. BUTTON:

It isn't necessary that action be taken at next meeting. If there is room for a need for a little more study or compromising on it that can be attended to and the action can be delayed for another two weeks etc. So there is no rightful schedule and getting things straighten out.

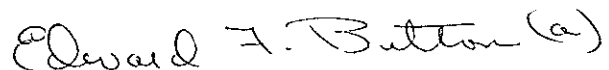
L. NORMAN GERMAINE:

O.K. then, thank you gentlemen, good-night now.

Respectfully submitted



Althea Rinaldi
Recording Secretary



Edward F. Button, Chairman
Commission on the City Plan
and Zoning