

Commissioner Gibson announced that installation of a watering system at the Town Hall would begin in June. He also stated that he has invited two firms to meet with him to consider procedures and costs to remedy drainage problems in the eastern section of the Town. In addition, an offer of the PKS Garden Club to provide a trophy case for display of awards to the Club, the Rescue Squad, etc. was accepted, Commissioner Gibson to determine where it should be placed.

The Board was told that during May the Town issued building permits for \$877,000. of construction, comprising six single homes and 24 condominium units. There are now 17 single homes and 97 condominium units in 9 buildings being built.

In other action, the Board approved the appointment of Dan Sotir as Chief, and Brenda Cox as Assistant Chief, of the Rescue Squad.

At the proposal of Commissioner Johnson, the Board called a public hearing for 1 p.m. on July 12th to consider stopping all building in the Town east of and including Cedar Street until a study of the drainage problem in that area has been completed.

The recently conducted survey relating to the possibility of having a post office at the Town Hall has resulted in 66 affirmative responses and only two in the negative. Twenty one persons indicated that they would rent post office boxes and the survey showed that those responding to it would purchase \$8,000. of stamps annually. Mayor Cleveland will pursue the matter further with the Post Office Department.

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The Planning Board held its regular monthly meeting on May 23rd. Its principal business was consideration of zoning changes which may be required in the area west of PKS when annexation of that area becomes effective. Winston Seale reported that he, together with Luke Hargroves and Gil Millington, had toured the Episcopal Church property. They found existing uses which would not conform to present requirements of PKS Ordinances including trailers, one-story concrete structures providing sleeping accommodations for 16 people each, etc. There was discussion, but no final action was taken toward recommending zoning changes. The Board also received for study the new codification of the Waterway Ordinance.

PLANNING BOARD

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At a recent meeting of the Board of Adjustment the question was whether a set-back variance would be granted to a property owner in Maritime Place whose ocean front had been substantially moved back by story erosion. Four "yes" votes were needed to grant the variance. Three members of the Board voted "yes", but a fourth member "abstained". The Chairman then voted "No", so that it appeared that the variance had been denied. However, a question was raised because of a State law which provides that an abstention, in a vote taken by a Board of Commissioners, is to be considered as a "yes" vote. Does the same rule, then, apply to the Board of Adjustment? The State statute relates specifically to the Board of Commissioners, but since that Board appoints the members of the Board of Adjustment, are both Boards subject to the rule? A legal opinion was sought by the Board of Commissioners. The attorney (Town Attorney Ken Kirkman disqualified himself and H.B.Coyne served as Counsel) responded in the affirmative, although there appears to be no statutory or case law specifically answering the question. Because of the attorney's response, there were, in fact, four "yes" votes and, despite the way in which it was first reported, the variance had been granted.

LEGAL COBWEBS BOARD OF ADJUSTMENT

The Board of Adjustment, meeting on June 7th with their alternates, the members of the Board of Commissioners and the Town Attorney, were advised that they could and should develop rules of procedure which, if not in contravention of State law or Town Ordinances, would prevent similar occurrences in the future.