

Town of Norwell
BOARD OF APPEALS
Business Meeting Minutes
with Public Hearing Votes
January 23, 2019

MEETING DATE: Wednesday, January 23, 2019
TIME SCHEDULED: 6:30 P.M.
LOCATION: Building Office (executive session and business meeting) and Gym (Public Hearings)
MEMBERS PRESENT: Lois S. Barbour, Chair
Philip Y. Brown
David Lee Turner, Clerk (arv. 6:35 P.M.)
Ralph J. Rivkind, Asst. Clerk
Thomas P. Harrison (arv. 6:55 P.M.)
Roy W. Bjorlin
Matthew H. Greene
Stephen T. Bright
TOWN REPRESENTATIVE: R. W. Galvin, Town Counsel

2019 FEB 14 AM 10:46

TOWN OF NORWELL
TOWN CLERK

RECEIVED

The meeting was called to order at approximately 6:30 P.M. at which time Members Brown, Rivkind, Bjorlin, Greene, Bright, and Barbour were individually polled and **VOTED** unanimously to enter into Executive Session, the purpose of which was for Town Counsel Galvin to provide an update on litigation of the Board of Appeals, and to return to open session immediately following.

At approximately 6:55 P.M. Members Brown, Turner, Harrison, Rivkind, Bjorlin, Greene, Bright, and Barbour were individually polled and **VOTED** unanimously to return to open session.

MINUTES: Upon a motion duly made and seconded, members present **VOTED** to approve the business meeting minutes for January 9, 2019.

INVOICES: Upon a motion duly made and seconded, members present **VOTED** to approve Chessia Consulting invoice #2056, dated 12/14/18, in the amount of \$189.00 for the 40 River Street 40B project.

BOARD UPDATES:

1. **40 River Street 40B – tree removal question:** In accordance with an email, dated 1/16/19, John Curtis of Curtis Construction, contractor for the 40 River Street project advised in response to a question raised at the last meeting that all trees removed were on project property with the exception of one on church property for which permission was received to remove.
2. **40 River Street 40B – lighting question:** The Applicant had requested a change in the submitted lighting plan, so that the driveway entrance light would be brighter than others on project property. No one was able to identify the origin of

that request, including Fire Chief Reardon who had indicated that request had not originated with him. Mr. McBride then offered at the 1/9/19 meeting to check with the Highway Department. In a subsequent telephone conversation with the Chair, Mr. McBride indicated no Town official appears to have indicated any interest in increasing the intensity of the entrance lighting, including Highway Department Superintendent Glenn Ferguson.

3. **Bylaw Review Committee**: The draft recodification document to be submitted for vote at the 2019 Spring Annual Town Meeting was recently received and is now posted on the Town website. Town Counsel will be reviewing the four recodification articles and has additionally provided a draft article that would at long last conform the Town's General Bylaw to the changes necessitated by the 2012 Charter adoption.
4. **State Ethics Training**: The Town Clerk has arranged for State ethics training of Town officials, including members of boards, commissions, and committees on 1/30/19. Members were also reminded to update their ethics on-line training certificates, as needed, and submit those to the Town Clerk, as required every two years. [N.B. The Town Clerk subsequently advised the 1/30/19 training has been canceled due to lack of sign-ups.]

Upon a motion duly made and seconded, members present **VOTED** unanimously to adjourn the business meeting at 7:24 P.M.

PUBLIC HEARING VOTE:

1. Upon a motion duly made and seconded, Members Brown, Turner, and Barbour **VOTED** unanimously to continue the **Site Plan/Special Permit** public hearing on property located at **41 Accord Park Drive** to Wednesday, March 20, 2019, at 7:30 P.M.
2. Upon a motion duly made and seconded, Members Brown, Harrison, and Rivkind **VOTED** unanimously to consolidate the **Variance and Special Permit/Section 6 Finding** applications on property located at **33 Winter Street** and to continue the public hearing to March 20, 2019, at 7:40 P.M.

NEXT SCHEDULED MEETING: Wednesday, February 13, 2019.

These minutes have been approved with reading of the minutes waived by unanimous vote of the Board of Appeals at a public meeting duly held on 2/13/19 in accordance with M.G.L. c40A, Section 11, and the Massachusetts Open Meeting Law.

Signed: _____



ASS'T Clerk

Date: 2/13/19

As Clerk/Assistant Clerk

Copy filed with:

Office of the Town Clerk