



BOXBOROUGH PLANNING BOARD
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John Markiewicz, Chair Abby Reip, Clerk Nancy Fillmore Eduardo Pontoriero Hongbing Tang

Meeting Minutes
April 10, 2018
7:30 PM
Grange Room, Town Hall, 29 Middle Road

Members Present: John Markiewicz, Chair, Abby Reip, Clerk, Eduardo Pontoriero, and Hongbing Tang

Member Absent: Nancy Fillmore

Also Present: Adam Duchesneau, Town Planner

The Chair called the meeting to order at 7:32 PM.

Mr. Markiewicz inquired if anyone was recording the meeting and, if so, he asked them to identify themselves. Heather Fleming of 140 Stow Road, Evan Perry, on behalf of the Applicant, and Jesse Collings of The Beacon, indicated they were recording the meeting.

Correspondence

Mr. Duchesneau noted the Planning Board had received two pieces of correspondence since their last meeting.

The Planning Board received an email dated April 4, 2018 from Robert Childs of 847 Burroughs Road inquiring as to when the Planning Board would be allowed to speak with the public regarding the 700, 750, & 800 Massachusetts Avenue Site Plan Approval and Stone Wall Alterations Permit application. Mr. Duchesneau noted, at the request of the Planning Board Chair, the inquiry had been forwarded to Town Counsel to obtain a response.

Additionally, on April 10, 2018, the Planning Board received an Open Meeting Law Complaint filing from Blatman, Bobrowski & Haverty, LLC on behalf of Boxborough Town Center, LLC. Mr. Markiewicz requested the Open Meeting Law Complaint be forwarded to Town Counsel.

Meeting Minutes of April 2, 2018

Mr. Markiewicz MADE a MOTION to approve the minutes of April 2, 2018 as amended. Ms. Reip SECONDED the MOTION. All members voted in favor.

700, 750, & 800 Massachusetts Avenue – Site Plan Approval and Stone Wall Alteration Permit Decision

Based upon information recently received from Town Counsel, Mr. Markiewicz noted there had been changes in the interpretation of the Open Meeting Law that limited the Planning Board's ability to review changes to a document in advance of a public meeting where other members

had proposed edits to the document. Mr. Markiewicz indicated that at their meeting on April 23, 2018, the Planning Board would review an updated version of the draft denial decision. He requested the Planning Board members provide any comments they might have on the draft denial decision to Mr. Duchesneau in advance of the Planning Board's next meeting. Mr. Markiewicz also noted that at their meeting on April 30, 2018, the Planning Board would make final changes to the draft denial decision.

Mr. Markiewicz stated at their last meeting the Planning Board had discussed moving forward with an approval decision with conditions or denying the application. He then asked each member how they intended to vote on the application. All four members indicated they would vote to deny the application.

Mr. Markiewicz MADE a MOTION to deny the 700, 750, & 800 Massachusetts Avenue Site Plan Approval and Stone Wall Alteration Permit application. Ms. Reip SECONDED the MOTION. All members voted in favor.

With no further business, the meeting was adjourned at 7:45 PM on a MOTION by Mr. Markiewicz, SECONDED by Mr. Pontoriero, with all members voting in favor.

On Behalf of the Boxborough Planning Board:



Abby Reip, Clerk