



BELLINGHAM PLANNING BOARD

P.O. BOX 43

BELLINGHAM, MASSACHUSETTS 02019

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ANNE M. FARRIS
JOHN P. MURRAY

SPECIAL MEETING - 11/25/87

Meeting opened at 7:50 p.m. Emile W. Niedzwiadek was absent.

Correspondence from Lee Ambler, Esq. re: Plaintiff's Request for Admissions I. - Brook Estates.

ETM read the copy of D-1 Certificate of Approval for Shellendy Estates. JPM/GG moved to sign the document. Anne M. Farris abstained from the vote and the signing of the document as she had also abstained from the proceedings of the public hearings regarding Shellendy Estates.

Reviewed the D-2 Certificate of Disapproval of "Beaver Brook Gardens" ETM explained the Board's decision to the applicant, Russ Santora, Nautilus Realty Trust, William D. Sack, Esq., court stenographer, and buyer of the project in the rear of the room.

Sack, Esq: We had a feeling this plan would be disapproved and we are here to show a plan which conforms to the rules and regulations. You can revoke your negative decision.

ETm questioned what effect that would have on the time frame.

You are showing us a plan tonight?

GG: How many days do we have?

Clerk explained that clock was running down quickly.

Esq: Explained you can revoke a denial.

ETm: We must also file a decision.

Esq: Then i have to appeal it within 20 day period. Both can go at the same time. If you review the amended plan. .

Under 81BB appeal of denial of definitive plan . A disapproval of this plan would be grossly negligent and in bad faith and I could recover monitary damages including attorneys fees.

ETM: Requested a copy of the stenographer's notes.



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Special Meeting 11/25/87

Decision Beaver Brook Gardens

Esq: You might be able to have them at a cost.

Is there a vote to sign the approval or shall I hold the new plan in abeyance.

AF - I'm confused - this process is new to me.

ESq: Explained you can sign a disapproval and revoke it - if it's approved (the amended plan.).

ETM: We can. . .

Esq: I must inform you that I will have to appeal your denial under 81BB and sue for damages.

JPM: Called for a recess - Mr. Chairman until 8:10.

Sack, Esq. presented a check to the clerk for the Advertising expenses to Milford Daily News and the Call. /\$49.50 and \$55.86

Meeting reconvened.


ETM: We voted on this and we should sign it. Then, we will review the plan. and we can revoke the disapproval if need be.

The board suggested that the applicants forward a copy of amended plan to Herr's office, certified mail, immediately.

AF/GG motion to sign the D-2. Motion carried unanimously.

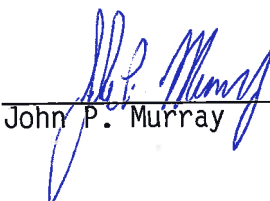
Due to the fact that there is a member missing, we will present the amended plan at the next meeting. 12/10/87 around the general business hour.

Meeting adjourned at 9:00 p.m.


Edward T. Moore, Chairman

Glenn E. Gerrior, Vice-Chairman


Anne M. Farris


John P. Murray

:bal