



# Town of Duxbury Massachusetts Planning Board

TOWN CLERK  
15 MAY 12 PM 12:26  
DUXBURY, MASS.

## Minutes 03/14/15

The Planning Board met on Saturday, March 14, 2015 at 8:30 AM at the Performing Arts Center Cafeteria, 73 Alden Street, prior to the opening of Annual Town Meeting.

Present: George Wadsworth, Chairman; Brian Glennon, Vice Chairman; Cynthia Ladd Fiorini, Clerk; Scott Casagrande,

Absent: John Bear, Jennifer Turcotte, and David Uitti.

Staff: Thomas Broadrick, Planning Director; and Diane Grant, Administrative Assistant.

Mr. Wadsworth called the meeting to order at 8:34 AM. Mr. Broadrick introduced Town Counsel, Atty. Kevin Batt. Mr. Wadsworth noted that this meeting had been scheduled based on Town Counsel advice through an email dated March 11, 2015 that the Planning Board's earlier votes to take no position on three proposed zoning articles for Annual Town Meeting do not constitute recommendations. The purpose of today's meeting would be for the Planning Board to re-consider its earlier votes and possibly take new votes.

Mr. Wadsworth noted that the public hearings had closed for all the three zoning articles and that only Planning Board input would be allowed.

### **RE-VOTE OF ANNUAL TOWN MEETING WARRANT ARTICLE #39: RE-ZONE OF 0 NORTH STREET (009-010-001) TO MODIFY WETLANDS PROTECTION OVERLAY DISTRICT (CITIZEN PETITION)**

**MOTION:** Ms. Ladd Fiorini made a motion, and Mr. Glennon provided a second, to recommend INDEFINITE POSTPONEMENT of Annual Town Meeting Article #39, a citizen petition to modify the Wetlands Protection Overlay District for 0 North Street (009-010-001).

**VOTE:** The motion carried unanimously, 4-0.

### **RE-VOTE OF ANNUAL TOWN MEETING WARRANT ARTICLE #40: RE-ZONE OF 0 NORTH STREET (023-010-001) TO MODIFY WETLANDS PROTECTION OVERLAY DISTRICT (CITIZEN PETITION)**

**MOTION:** Ms. Ladd Fiorini made a motion, and Mr. Glennon provided a second, to recommend INDEFINITE POSTPONEMENT of Annual Town Meeting Article #40, a citizen petition to modify the Wetlands Protection Overlay District for 0 North Street (023-010-001).

**VOTE:** The motion carried unanimously, 4-0.

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**RE-VOTE OF ANNUAL TOWN MEETING WARRANT ARTICLE #41: RE-ZONE OF 0 CONGRESS STREET (070-005-001) TO MODIFY WETLANDS PROTECTION OVERLAY DISTRICT (CITIZEN PETITION)**

**MOTION:** Ms. Ladd Fiorini made a motion, and Mr. Glennon provided a second, to recommend INDEFINITE POSTPONEMENT of Annual Town Meeting Article #41, a citizen petition to modify the Wetlands Protection Overlay District for 0 Congress Street (070-005-001).

**VOTE:** The motion carried unanimously, 4-0.

Atty. Kevin Batt, Town Counsel, stated that these zoning articles require a two-thirds vote at Annual Town Meeting in order to be adopted. Without a Planning Board recommendation the articles could not be addressed by Town Meeting. Now that the Planning Board has made recommendations, the articles can be considered at Annual Town Meeting.

Mr. Casagrande noted that if any of the articles is voted down, it could not be re-introduced for two years.

Atty. Batt advised the Planning Board that the Planning Board may make a motion at Town Meeting to indefinitely postpone the articles. He stated that it would be helpful for the Planning Board to explain why it is taking its position on these articles. Atty. Batt departed the meeting at this point.

Planning Board members then discussed what had happened at the Planning Board public hearings and how the process might have been improved with Mr. Paul Brogna, representing the property owner for both North Street citizen petitions; Mr. Neal Doherty of 8 Pheasant Hill Lane; and Ms. Kathy Muncey, member of the Zoning Board of Appeals and member of the Zoning Bylaw Review Committee.

**ADJOURNMENT**

The Planning Board meeting adjourned at 8:55 AM. The next Planning Board meeting will take place on Monday, March 23, 2015 at 7:00 PM at the Alden School, Room 104, 75 Alden Street.

**MATERIALS REVIEWED**

No materials were distributed to the Planning Board for this meeting.

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