

**MEETING
GEORGETOWN PLANNING BOARD
Executive Session
October 22, 2003**

Mr. Gerraughty made a motion to go into executive session to discuss pending litigation, 2nd by Mr. Hopkins.

Roll call:

Mr. Moultrie-aye

Mr. Hopkins-aye

Mr. Gerraughty-aye

Ms. Byerley informed the Planning Board that the appeal for the denial of 197 Jewett Street Definitive Subdivision was filed on the 20th day but delivered to the BOS office. Kopelman & Paige had entered a motion to dismiss the case on the grounds that they did not file a proper appeal because it was not submitted to the Town Clerk's office as instructed in M.G.L.

Discussion took place on what to do about the length of road measurements. It was determined to speak with Town Counsel about trying to get the case dismissed prior to a final determination of measurement to insure that an approval of the definitive subdivision did not take place with a case against the Town pending.

Mr. Moultrie informed the Planning Board about concerns regarding trees that are ready to fall on a portion of land of Cedar Lane that is currently in litigation. Mr. Moultrie wanted to know if we could spend the developer's money to remove the trees. It was determined to check with Town Counsel. Mr. Hopkins abstained from discussion.

Mr. Gerraughty motioned to reconvene into public session, 2nd by Mr. Hopkins, voted 3-0 in favor of the motion.