

Georgetown Planning Board
Executive Session
February 14, 2001

**MEETING
GEORGETOWN PLANNING BOARD
Georgetown Middle/High School Cafeteria
Executive Session
February 14, 2001
7:30PM**

Present: Peter Sarno, Chairman; Christopher Hopkins, Vice-Chairman;
Jack Moultrie, Clerk; Glen Johnson, Alex Evangelista
Kathleen Bradley Colwell, Town Planner

Mr. Evangelista made a motion to go into Executive Session to discuss pending Litigation for Littles Hill. Second by Mr. Hopkins.

Mr. Johnson-yes
Mr. Evangelista-yes
Mr. Hopkins-yes
Mr. Moultrie-yes
Mr. Sarno-yes

All in favor 5-0.

Mr. Ogden, Ms. Sachs, and Ms. Leal were present.

Mr. Sarno stated that he met with the Selectman on Monday Night to discuss the Littles Hill litigation. He stated that the Selectman stated that they would like to have the case dismissed. He stated that with the case Mr. Spear could not sell the three homes he has finished. He stated Mr. Spear wants to open the barriers and Mr. Sarno asked him not too. He stated he told Mr. Spear that the Board would not act on this issue Wednesday night. Mr. Sarno stated that he does not feel that the barriers should be moved.

Larry Ogden stated that they asked to have the case dismissed. They feel case is between Planning Board and Mr. King.

Ms. Colwell stated that Kay Goree stated that they plan to ask for the case to be dismissed on Friday. She stated that the case states the Town closed the road. She stated that Mr. Graham would check if the barriers are not on Hillside Drive and not Mr. Kings property. She stated that if the section that says that the Spears can not use Hillside Drive is not dismissed than there will be an issue on access.

Mr. Sarno stated that if the Spears finished the road it would be the best thing.

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Ms. Colwell stated that Mr. Graham stated that it would be too hard to finish road at this time. Ms. Colwell asked if barriers are moved what is next step.

Mr. Sarno stated that the Board could issue a cease and desist order and keep the barriers up.

Ms. Sachs stated that the Selectman only authorized the Attorney's to dismiss.

Mr. Sarno asked what would the Board do if Mr. Spear moves the barriers because it is a condition of the subdivision.

Board stated that they feel that if the barriers are taken down it strengthens the King case.

Mr. Moultrie and Mr. Evangelista stated that a cease and desist order should be given if Mr. Spear removes the barriers.

Mr. Moultrie made a motion to authorize a cease and desist order if the barriers are moved. Second by Mr. Evangelista.

Ms. Leal thought Mr. Spear would be present. She stated that Mr. Bard stated that the Board should do as they would do to any other person in the same consequences.

Mr. Hopkins asked if there is a time frame on closing Canterbury.

Mr. Sarno stated that no trucks were to use Canterbury.

Mr. Moultrie stated that the Spears did not police traffic and they were told to put up the barriers to control the traffic.

Mr. Hopkins stated that it is a requirement of the conditions for the road to be blocked and the problems with the traffic closed the road sooner than was expected.

The Board asked Ms. Colwell to send a letter to the Spears that if the barriers are moved than the Planning Board would issue a cease and desist.

All in favor 5-0.

Discussion on Bailey Lane and Centore lawsuit.

Mr. Sarno asked if the Board has to see a form of ownership of the land from Mr. Devellis.

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Ms. Colwell stated that she received a copy of the purchase and sale agreement for all 60 acres.

Mr. Hopkins stated that he is not comfortable with making a decision on a property that has a lawsuit pending.

Ms. Sachs stated that the attorney feels that the board should hear the plan and inform them of the plan.

Mr. Evangelista made a motion to go out of executive session. Second by Mr. Moultrie.

Mr. Johnson-yes
Mr. Evangelista-yes
Mr. Hopkins-yes
Mr. Moultrie-yes
Mr. Sarno-yes

All in favor 5-0.

Minutes transcribed by J. Pantano.

Minutes approved as amended March 14, 2001.