



HALIFAX ZONING BOARD OF APPEALS

Meeting Minutes

Monday, January 13, 2014

The Halifax Zoning Board of Appeals held a public hearing on Monday, January 13, 2014 in Meeting Room #1 of the Town Hall with the following Board members in attendance:

Debra Tinkham, Kozhaya Nessralla, Robert Gaynor and Peter Parcellin present.

Chairman Tinkham calls the meeting to order at 7:05pm and reprises the audience that this public hearing/meeting is being audio taped.

Appointment:

7:14pm - Appointment of new Zoning Board Member - Robert Durgin, 8 Bourne Drive, Halifax, MA

Present: Robert Durgin

Motion to accept applicant Robert Durgin for Member of the Halifax Zoning Board of Appeals:

MOTION: Robert Gaynor

SECOND: Kozhaya Nessralla AIF

Passes: 4-0-0

Correspondence/mail/notices:

Zoning Board Secretary reviews and reads into record mail items.

Bills:

"Landlaw Specialty Publishers" 2014 MA Land Court Reporter Subscription Renewal - Municipal Rate Volume 22 = \$230.00 [missing 1 signature]; "Gatehouse Media MA" Legal Advertising/Petition #786 = \$82.50; "Halifax Postal Service" 3 rolls of forever stamps & 1 sheet of \$1 stamps = \$158

Appointments:

7:15pm – Petition #801 - Bowker LLC, Land off Franklin Street, Halifax, MA

Present: Robert DiBona (abutter)

Zoning Board Secretary reads the Public Hearing Notice into record. She explains the Zoning Board received a letter of withdrawal for Petition without prejudice.

Motion to accept withdrawal of Petition #801 without prejudice:

MOTION: Robert Gaynor

SECOND: Kozhaya Nessralla

Passes: 4-0-0

An unidentified abutter expresses her aggravation with this Petition as it has wasted much of her time over the years. She asks the Board protocol questions. Mr. DiBona asks how he can be notified when this Petition comes before the Board. The Board Secretary answers that it is posted in the Town Hall as well as advertised in the paper and all abutters are contacted via certified mail. The road for the project is discussed amongst the Board and abutters (167-12 is cited) and whether a road is a structure. There is other access on to this property. Mr. Nessralla states that there's no point in speculating what Mr. Springer (owner of property) will do in the future, they will just have to wait and see.

Correspondence/mail/notices (continued) and Discussion:

The Board reviews the Annual report and Ms. Tinkham reads this report into record. Ms. Tinkham reviews and reads into record additional mail items.

Petition #802's incomplete application is discussed and memos related are read into record. The Board Secretary has an application time-stamped by the Town Clerk by the applicant. The Secretary informed the applicant that it's an incomplete application and feels that she should advertise the Petition to open the hearing with hopes that the applicant will supply the missing information in time, as advised by Town Counsel. Mr. Gaynor feels the application should be rejected and not advertised. The Board Secretary will reach out to Town Counsel tomorrow to see if Attorney Hucksam has reviewed the incomplete application and will send an email to the applicant to remind them of the incomplete application.

Adjourn:

It was unanimously voted to adjourn the meeting at 8:35p.m.

MOTION: Kozhaya Nessralla

SECOND: Peter Parcellin AIF

Passes: 4-0-0

Respectfully submitted,

Robert Gaynor
Chairman, Zoning Board of Appeals