

**MARION BOARD OF SELECTMEN  
WATER/SEWER COMMISSIONERS**

**December 20, 2011**

**Executive Session**

**Meeting Minutes**

**MEMBERS PRESENT:** Jonathan Henry, Chairman  
Roger Blanchette  
Stephen Cushing, Clerk

**ALSO PRESENT:** Paul Dawson, Town Administrator  
Attorney Witten  
Debra Paiva, secretary

The meeting was called to order at 8:48 p.m. in the Town Administrator's office.

The Executive Session was held to discuss:  
Status of Tabor Academy issues and potential settlement  
MOSAC land purchase  
Frigate Restaurant purchase

**Tabor Academy**

Attorney Witten described a recent pretrial conference. There are two current cases (lights, site plan review for the field) and a third case coming (ZBA's decision to uphold the Building Commissioner's denial of the scoreboards under the same theory that site plan review is required.) The judge asked if the parties were willing to mediate; both attorneys indicated that they would meet with their clients and ask. It was agreed that the Board would invite the ZBA and Board of Health to an Executive Session and discuss what to do. Attorney Witten will inform Attorney Bobrowski that he has met with the Selectmen and they plan to meet with the ZBA and Board of Health on January 10.

**MOSAC**

Attorney Witten will be meeting with MOSAC on Thursday to discuss the Purchase & Sale Agreement for a parcel of land to allow shore access to the public.

**Frigate Restaurant Purchase**

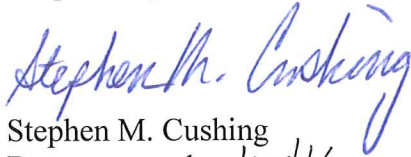
At a recent meeting of the Marion Affordable Housing Trust a vote was taken to purchase an option to buy the property for the purpose of developing affordable housing. Attorney Witten said the trustees could sign a Purchase and Sale Agreement with sufficient contingencies, the most important being Town Meeting vote. The owner of the property has indicated that he is willing to wait provided an agreement is signed. The Trust believes that eight housing units could be constructed on the site. Attorney Witten recommended the Board sign a Purchase and Sale Agreement with the lowest possible down payment, contingent on a Town Meeting vote and other contingencies. It was agreed that the dwellings should be serviced by an onsite septic system.

**185 Wareham Street**

The Board discussed how to increase the land area of the proposed lot from 5000 square feet to 15,000 square feet. A Town Meeting vote approving the increase will be required.

Moved by Mr. Cushing and seconded by Mr. Blanchette at 10:27 p.m. to adjourn. VOTE: A roll call vote was taken, with all members voting aye.

Respectfully submitted,



Stephen M. Cushing

Date approved: 11/15/16

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