

Medway Planning and Economic Development Board Special Meeting

Tuesday, June 16, 2009

7:00 p.m.

Medway Senior Center, 76 Oakland Street

PRESENT: Andy Rodenhiser Rodenhiser, Karyl Spiller-Walsh, Tom Gay Gay, Bob Tucker tucker, Chan Rogers, John Williams

ALSO PRESENT: Susy Affleck-Childs Affleck-Childs, Planning and Economic Development Coordinator

Gino Carlucci, PGC Associates

Betty McCall Vernaglia, owner of Daniels Village property

The meeting was called to order at 7:00 p.m.

Public Hearing Continuation – Daniels Village ARCPUD

Andy Rodenhiser – We received an email note from Jim Williamson this afternoon. (The note is attached and made a part of these minutes.) Barberrry Homes has terminated their agreement with the property owner (Betty McCall Vernaglia) and assigned the plans over to her.

Betty McCall Vernaglia – I signed a release with them yesterday, but I would like to keep this going. I like the plan. I want to pick up where they left off.

Andy Rodenhiser – Is it your intent to sell the property?

Betty McCall Vernaglia – Yes.

Andy Rodenhiser – John Schroeder is here. He is chairman of the Open Space Committee. He would like to speak with you about the property.

Susy Affleck-Childs - I spoke with Town Counsel this afternoon. She felt it would be OK to keep the public hearing open to provide some time for the property owner to consider her options.

Andy Rodenhiser – So we have an old application, a decision that was vacated by the court, and now the applicant has terminated its agreement with the property owner.

Betty McCall Vernaglia – They exercised their right to terminate the agreement. I have a lot to catch up on.

Bob Tucker – I think it would be fine to continue the hearing and give her some time and then have her come back to meet with us.

Tom Gay – I would like the benefit of counsel re: the status of the application. Can she assume Barberrry's application?

Andy Rodenhiser – I would bet she would need an assignment of the application.

Karyl – I doubt that. I think it would cease and desist. There is no longer a decision.

Andy Rodenhiser – The basis for the waivers hasn't been discussed. Some members have said they cannot make a decision without going thru the project. 2 current members were not part of the board when we first looked at this project.

Karyl - I think the application is null and void.

Bob Tucker - Let's continue for a month, get some more input from town counsel and give Ms. McCall some time to get up to speed.

Karyl Spiller-Walsh – John Schroeder could be your new best friend.

Bob Tucker – Let's take a step back here and take a deep breath. I move we continue the public hearing to July 14, 2009. The motion was seconded by Chan Rogers.

Susy Affleck-Childs – Town Counsel advised the property owner should communicate her intentions in writing to the Planning Board.

Karyl Spiller-Walsh - Do you have any representatives?

Betty McCall Vernaglia – I am a realtor myself

Karyl - I wouldn't want a continuation to impede any other options.

Susy Affleck-Childs – The full project files are available to you to review. I would be glad to provide you with any of the information – the original decision, the minutes, the court ruling, etc.

Chan – She needs some legal advice.

The motion to continue the public hearing to July 14, 2009 was approved. The public hearing will be continued to 7 pm. The meeting will take place in Sanford Hall at Medway Town Hall.

A motion was made by Bob Tucker, seconded by Karyl Spiller-Walsh, to adjourn the meeting. The motion was unanimously approved.

The meeting was adjourned at 7:35 p.m.

Respectfully submitted,

Susan E. Affleck-Childs
Planning and Economic Development Coordinator

From: Jim Williamson [jimbhi@rcn.com]
Sent: Tuesday, June 16, 2009 3:22 PM
To: Susan Affleck-Childs
Cc: Betty McCall Vernaglia @Betty McCall Vernaglia mcv.com; rtruax@glmengineering.com
Subject: Daniel's Village Public Hearing of June 16, 2009

Susan Affleck Childs
Medway Planning Board

Dear Susy;

The agreement between Barberry Homes Inc. and Betty McCall Vernaglia McCall Vernaglia (owner of the 50 acres on Winthrop Street) has been terminated and Barberry no longer has the right to purchase the land. Ms. McCall Vernaglia is now the owner of the plans and engineering per our agreement with her. I would suggest the Planning Board continue this evenings Public Hearing on Daniel's Village for a month or two and give Betty McCall Vernaglia an opportunity to determine where to go from here. Betty McCall Vernaglia's phone number is 508-533-6100 should you wish to contact her.

Jim Williamson
Barberry Homes

From: Susan Affleck-Childs [mailto:saffleckchilds@townofmedway.org]
Sent: Tuesday, June 16, 2009 9:18 AM
To: Jim Williamson
Subject: Reminder - Medway PB mtg tonight - MEDWAY SENIOR CENTER

Hi Jim,

Just a reminder that the Medway PB meeting tonight for the Daniels Village ARCPUD public hearing will take place at the Medway Senior Center, 76 Oakland Street at 7 pm.

Are you planning to attend?

Thanks.

Susy

Susan E. Affleck-Childs
Medway Planning Board Assistant
155 Village Street
Medway, MA 02053
508-533-3291
saffleckchilds@townofmedway.org

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