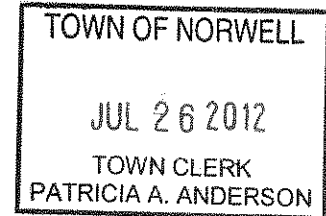


*Town of Norwell*  
**BOARD OF APPEALS**  
**Business Meeting Minutes**

**MEETING DATE:** July 11, 2012  
**TIME SCHEDULED:** 7:00 P.M.  
**LOCATION:** Town Hall, Building Office  
**MEMBERS PRESENT:** Lois S. Barbour, Chair  
Philip Y. Brown, Vice-Chair  
David Lee Turner, Asst. Clerk  
Michael E. Kiernan, Clerk  
Thomas P. Harrison



The business meeting was called to order at approximately 7:00 P.M.

The scheduled joint meeting with the Board of Selectmen to discuss Jacobs Pond Estates (JPE) and litigation/settlement policy was canceled, as the selectmen had posted for executive session, while the ZBA had posted for open session. The Chair did not become aware of the selectmen's posted executive session until Tuesday, 7/10/12, which was less than 48-hours prior to the scheduled meeting. In a conversation with the State Attorney General's Office, the Chair was advised a complaint could be filed against the ZBA for lack of compliance with the Open Meeting Law. Members agreed the ZBA should not be placed in such a position. It is anticipated a meeting on this matter will be rescheduled at a later date.

**MINUTES:** Upon a motion duly made and seconded, members present **VOTED** unanimously to approve the business meeting minutes of June 13, 2012, with reading of the minutes waived.

**INVOICES:** Upon a motion duly made and seconded, members present **VOTED** unanimously to approve the final Fiscal Year 2012 invoices for Mason \$363.05, Gatehouse Media \$144.72 and the Reserve Account for Postage \$219.25.

**CHAIR REPORT AND OTHER STATUS UPDATES:** The Chair advised that the 2012 supplement for the Bobrowski Handbook of Mass Land Use and Planning will be available by the end of July and would like to have the Board's approval to order a copy. Upon a motion duly made and seconded, members present **VOTED** unanimously to approve the expenditure for the 2012 supplement. The Chair advised the Jacobs Pond litigation has been withdrawn. The scope of services contract for 141 Longwater Drive has been signed by Jim Boudreau and construction is moving along with occupancy of both building currently anticipated for Fall 2013. The status of the Simon Hill, White Barn Lane, and Tiffany Road 40B projects remains unchanged. Construction progress is slow at 239 Washington Street.


**ADJOURNMENT:** The meeting was adjourned at approximately 7:30 P.M. with members present moving to the gym for the scheduled public hearings.

**PUBLIC HEARINGS:**

1. Members Turner, Harrison, and Kiernan **VOTED** to approve the application for a Special Permit/Section 6 Finding at 44 Prouty Avenue.
2. Members Kiernan, Brown, and Barbour **VOTED** to continue the public hearing to August 8, 2012, for the Site Plan/Special Permit at 495 Washington Street, as requested in a letter received from the applicant's attorney.

**Next Scheduled Meeting: August 8, 2012.**

These minutes have been approved with reading of the minutes waived by unanimous vote of the Board of Appeals at a public meeting duly held on July 25 2012, in accordance with M.G.L. c40A, Section 11, and the Massachusetts Open Meeting Law.

Signed:  Clerk/Assistant Clerk Date: 7/25/12

Copy filed with: Office of the Town Clerk

TOWN OF NORWELL  
JUL 26 2012  
TOWN CLERK  
PATRICIA A. ANDERSON