

DOG HEARING PROCEEDINGS
FOR TOWN OF NORWELL SELECTMEN

Governed by Gen. L. c. 140 sec. 157
(as amended)

PRELIMINARY EXPLANATION

Mr. Brown: During next part of the Selectmen's meeting, the Selectmen will be conducting a public hearing on a Dog Nuisance Complaint pursuant to Gen. L. c. 140 §157.

(If applicable): One of the Selectmen, Ellen Allen, is intending on participating in this hearing in accordance with the Town of Norwell's remote participation policy. I would ask anyone who is speaking therefore to speak only at the table where Ms. Allen can hear the conversation. If she is disconnected for any reason, the meeting will be temporarily suspended until the reconnection is made. If the reconnection cannot be established, Ms. Allen may elect to participate, if necessary, by involving the so-called Mullins Rule. Ms. Allen can you hear everyone? Please notify Mr. Boudreau if you inadvertently become disconnected.

(Ellen Allen confirms)

I would entertain a Motion for the Selectmen to Open a Dog Nuisance Hearing which is to be conducted in accordance with Gen. L. c. 140 §157.

(Motion is made),

Mr. Brown: Is the motion seconded?

(Motion is seconded).

Mr. Brown: All in favor?

(If the vote is yes, the hearing is in favor).

PROCESS

Mr. Brown: Before we begin with the hearing, I want to explain the process we intend to follow this evening and some rules that have been recommended by Town Counsel.

This hearing results from a complaint or complaints that the Board of Selectmen received alleging that dogs which are owned or kept by a business known as A Fox & Hounds Pet Care on the premises owned or controlled by A Fox and Hounds Pet Care at 12 Grove Street, Norwell constitute *(a) nuisance dog(s) by reason of excessive barking causing damage or other interference that a reasonable person would find disruptive to one's quiet and peaceful enjoyment of their property.*

As the Hearing Authority for such matters for the Town of Norwell, the Board of Selectmen scheduled a public hearing on this complaint or these complaints for this evening and gave written notice to the Complainant (the persons who filed the Complaint) and the owner of the business, Robin Fox, who is the Respondent (the person who is alleged to be responsible for the alleged nuisance). The notice was delivered by first class mail and certified mail.

This meeting is quasi-judicial and the members of the Board of Selectmen will be acting as the finders of fact and making a determination to tonight if there is sufficient evidence of a nuisance and/or if there will be any conditions, restrictions or other limitations which can be imposed which can be imposed to abate the nuisance, if one is determined to exist.

The Board will be assisted by its Town Counsel, Robert Galvin, and Town Administrator, James Boudreau. Attorney Galvin and Mr. Boudreau may be asked to advise the Board on matters of process, procedure and law.

Anyone who is going to speak tonight, exclusive of counsel, on nuisance issue will need to be sworn in at the beginning of the meeting. You are asked to speak at the table after you are recognized and to provide your full name and residential address before speaking.

This hearing is not a trial. The rules of evidence will not necessarily apply and the right to question any witnesses will be at my discretion and that of Town Counsel. I will not allow persons to ask questions from another during the hearing without them coming through me. I expect that anyone speaking tonight will speak respectfully and will maintain civility even if the matter that stirs some passion as they sometimes do.

I will also expect that people will confine their comments specifically to the issue before this Board and that is whether there is a nuisance by reason or excessive barking. This Board cannot entertain comments or argument about zoning compliance or issues which are within the purview of other town officials, boards or commissions. If you bring up such comments or arguments I will respectfully need to cut you off or redirect you back to the issues before this Board. I would lastly ask that if you are merely going to repeat what someone else said before you to reserve those comments or to indicate clearly that you are supporting what someone else already said. This will help the meeting to move right along.

At the beginning of the meeting, the Board will mark some exhibits relevant to the hearing. The exhibits will be marked consecutively by number. After the Board

marks the complaints, the notice of the hearing and proof of service, and any correspondence or emails it has received, the Board will mark additional exhibits.

The Board will then hear from the Complainant and/or its counsel. After the Complainant or its counsel are heard from the Board of Selectmen will have the right to ask any questions they have of the Complainant.

From there, the Board will ask to hear from anyone else who supports the Complainant's position that the dogs are a nuisance by reason of excessive barking. The Board then may ask questions of these persons.

The Board will then turn to the Respondent and/or its counsel. After the Respondent or her counsel are heard from the Board of Selectmen will have the right to ask any questions they have of the Respondent.

From there, the Board will ask to hear from anyone else who supports the Respondent's position that the dogs are not a nuisance by reason of excessive barking. The Board then may ask questions of these persons.

If either the Complainant or the Respondent or any witness has any exhibits they wish to offer, I would ask that you give a copy to me and to the other party and the Board will mark them consecutively.

The Board may also ask to hear from its Animal Control Officer as to the matter in dispute.

After the conclusion of the open portion of the meeting, the Board will close the public input portion of the hearing and either agree to deliberate or indicate when it will deliberate and decide the matter. The Board will issue a written decision of its findings.

ISSUE TO BE DECIDED

Mr. Brown: Lastly, the Board must determine pursuant to Gen. L. c. 140 Section 157 if the operation of the kennel is a nuisance by excessive barking (see standard above).

The determination will be "by the credible evidence and testimony". The Board's decision is by majority vote and by a so-called preponderance of the evidence which is evidence that is more likely than not true.

We have been advised that "Credible evidence" has both a quantitative and a qualitative component. Quantitatively, the evidence must provide specific factual support for each of the claims the complainant has made. Qualitatively, the evidence must be of a type on which a reasonable person could rely to conclude that there is a nuisance.

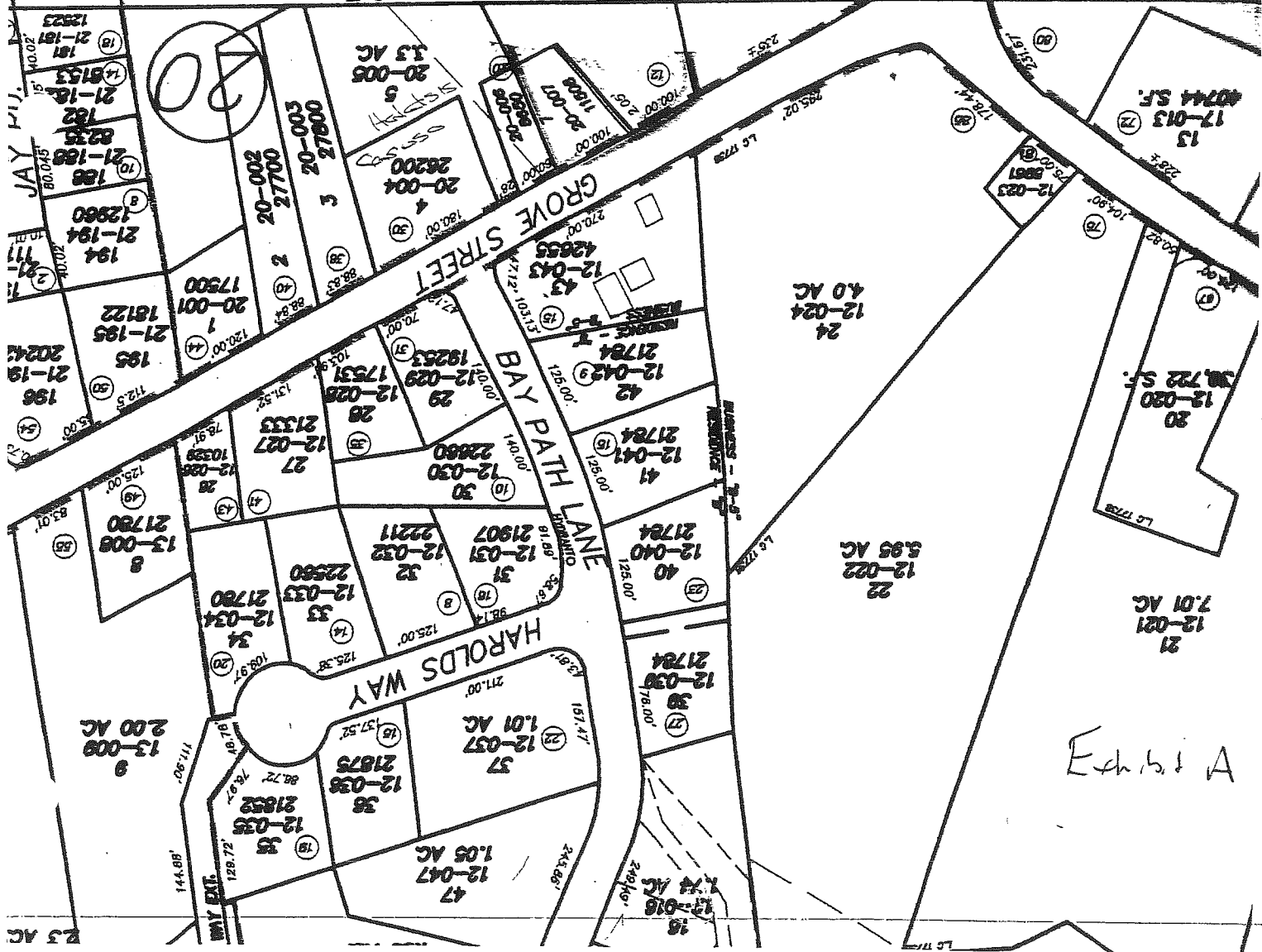
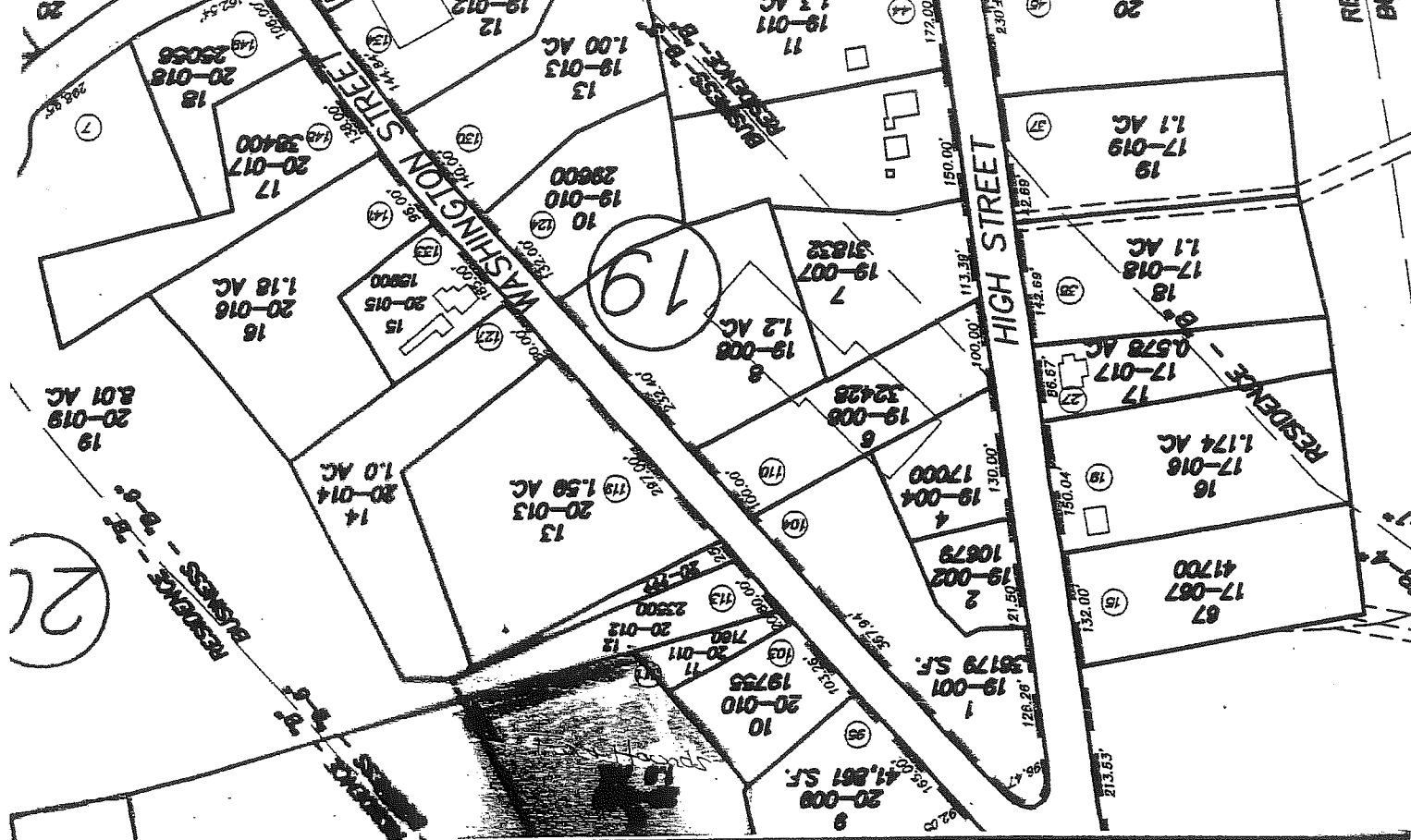
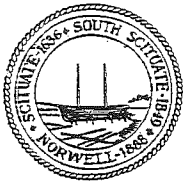


Exhibit A



OFFICE OF BOARD OF SELECTMEN
TOWN OF NORWELL

345 MAIN STREET P.O. BOX 295
NORWELL, MASSACHUSETTS 02061

(781) 659-8000
FAX (781) 659-7795
www.townofnorwell.net

Exh. b. & B

October 28, 2013

Robin A. Fox, President
A Fox & Hounds Pet Care, Inc.
191 Bridge Street, Unit B
Weymouth, MA 02191

Robin A. Fox, President
A Fox & Hounds Pet Care, Inc.
12 Grove Street
Norwell, MA 02160

Robin A. Fox, President
A Fox & Hounds Pet Care, Inc.
191 Beal Street
Hingham, MA 02043

**RE: A Fox & Hounds Pet Care
12 Grove Street
Norwell, MA 02160**

Dear Ms. Fox:

Please be advised that in accordance with the provisions of Mass. Gen. L. c. 140 §157, the Town of Norwell Board of Selectmen, in their capacity as the Hearing Authority for the Town of Norwell, will conduct a public hearing on Wednesday, November 13, 2013 at 7:35 PM in the Selectmen's Meeting Room (Osborne Room), located at 345 Main Street, Norwell, Massachusetts on a written complaint received by the Selectmen that dogs which are owned or kept by you on the premises owned or controlled by you constitute (a) nuisance dog(s) by reason of excessive barking causing damage or other interference that a reasonable person would find disruptive to one's quiet and peaceful enjoyment of their property.

E.H.A. B

You are advised of your right to attend the hearing, speak on your own behalf or through your legal representative, and present any witnesses or evidence in support of your position in this matter.

If you fail to attend this public hearing, the Board of Selectmen reserve the right to proceed in your absence, make a determination in this matter, and proceed with such other restrictions or other measures necessary to abate a nuisance.

If you have any questions about this proceeding you are directed to speak with Norwell Town Administrator, James Boudreau, at (781) 659-8000.

Very truly yours,

Ellen H. Allen

Ellen H. Allen, Chairman
Norwell Board of Selectmen

SENDER: COMPLETE THIS SECTION **COMPLETE THIS SECTION ON DELIVERY**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

 Robin A. Fox, President
 A Fox & Hounds Pet Care, Inc.
 12 Grove Street
 Norwell, MA 02061

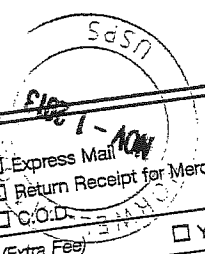
A. Signature Agent
 X *Robin A. Fox* Addressee

B. Received by (Printed Name) C. Date of Delivery
11/10/13

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type Express Mail
 Certified Mail Return Receipt for Merchandise
 Registered C.O.D.
 Insured Mail Yes

4. Restricted Delivery? (Extra Fee) Yes



2. Article Number
 (Transfer from service label)
 PS Form 3811, February 2004

7008 0350 0002 7052 7585

102595-02-M-1540

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

 Robin A. Fox, President
 A Fox & Hounds Pet Care, Inc.
 191 Beal Street
 Hingham, MA 02043

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 X *Robin A. Fox* Addressee

B. Received by (Printed Name) C. Date of Delivery
11/07/13

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No



3. Service Type Express Mail
 Certified Mail Return Receipt for Merchandise
 Registered C.O.D.
 Insured Mail Yes

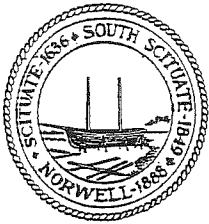
4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label)
 PS Form 3811, February 2004

7008 0350 0002 7052 7592

102595-02-M-1540

Domestic Return Receipt



TOWN OF NORWELL

OFFICE OF BOARD OF SELECTMEN

345 MAIN STREET P.O. BOX 295
NORWELL, MASSACHUSETTS 02061

(781) 659-8000
FAX (781) 659-7795
www.townofnorwell.net

Exhibit C

November 6, 2013

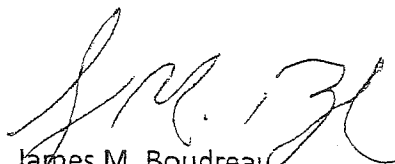
Ms. Ramona Caruso
30 Grove Street
Norwell, MA 02061

SUBJECT: Nuisance Hearing – Fox & Hounds, 12 Grove Street

Dear Ms. Caruso:

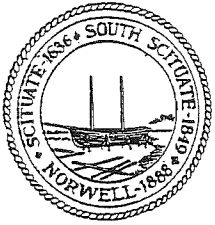
The Norwell Board of Selectmen (the "Board"), has scheduled a Nuisance Hearing regarding the Fox & Hounds located at 12 Grove Street for Wednesday, November 13, 2013 at 7:35 PM in the Osborn Room, Norwell Town Hall, 345 Main Street.

Sincerely,


James M. Boudreau
Town Administrator

CC: Animal Control Officer
Police Department
Town Clerk

*Hand
Del. by
Police Dept.*



TOWN OF NORWELL

OFFICE OF BOARD OF SELECTMEN

345 MAIN STREET P.O. BOX 295
NORWELL, MASSACHUSETTS 02061

(781) 659-8000
FAX (781) 659-7795
www.townofnorwell.net

Exhibit

November 6, 2013

Mr. George Halatsis
24 Grove Street
Norwell, MA 02061

SUBJECT: Nuisance Hearing – Fox & Hounds, 12 Grove Street

Dear Mr. Halatsis:

The Norwell Board of Selectmen (the "Board"), has scheduled a Nuisance Hearing regarding the Fox & Hounds located at 12 Grove Street for Wednesday, November 13, 2013 at 7:35 PM in the Osborn Room, Norwell Town Hall, 345 Main Street.

Sincerely,


James M. Boudreau
Town Administrator

CC: Animal Control Officer
Police Department
Town Clerk

Exhibit E

Norwell Board of Selectmen
Meeting Minutes
October 23, 2013

Ellen Allen opened the meeting and introduced Gregg McBride, David DeCoste, and Tammie Garner. Not in attendance: Jason Brown and Jim Boudreau. Agenda Amended to: cancel executive sessions before and after the open meeting, add New Business #7 Liquor License Request, and noting that New Business #4 had been taken out of order and executed at 7:00 p.m. *MOTION: David DeCoste moved that the Board approve the agenda as amended. Seconded and unanimously voted.*



CITIZEN COMMENTS – George Halatsis of 24 Grove Street voiced concerns on behalf of his family and Ramona Caruso about noise coming from the Fox and Hound Doggie Day Care that opened in October. George read a statement about the excessive barking from this new business. The abutters felt that they had not been granted due process according to the Town's By-Laws in the approval process for the business. They would like the Selectmen to review this to make sure no oversights had been made in granting the Occupancy Permit.

Connie Bermingham of 19 Leigh Road asked the Selectmen about plans to clean Jacobs Pond. Ellen Allen explained that she would allow Bermingham to speak after approval of minutes, which was next on the agenda.

APPROVAL OF MINUTES – *MOTION: David DeCoste moved to approve the following Executive Session minutes: September 18, 2013 and September 25, 2013. Seconded and unanimously voted.*

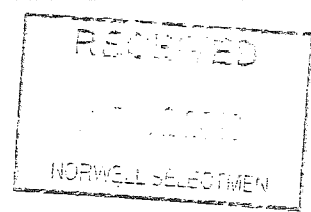
7:35 Jacobs Pond – The Board had received a letter from residents living near the pond, inquiring when it would be treated again for invasive weeds. Gregg McBride inquired if the Conservation Commission had been contacted on this issue and Connie Bermingham stated that they had and that the Commission agreed it needed to be cleaned. McBride said no special plan is needed since it had been cleaned every 3-4 years in the past using various funding sources. The Commission needs to find out the cost and determine if their Conservation Fund could be used for this. Alternatively, they could submit an article for the Special Town Meeting in May so funds could be appropriated and used immediately thereafter. The Board thanked Bermingham for raising the issue.

OLD BUSINESS

Committee Liaisons Updates:

- David DeCoste – Conservation Commission: The dock installation project at Jacobs Pond will be completed as early Saturday assuming the contract is signed tonight by the Selectmen.
- Tammie Garner – Personnel Board: The Facilities Manager is very close to completing the employment requirements and should be on board within a few weeks.
- Gregg McBride – Stetson Cemetery: The Selectmen will be signing the Comprehensive Permit that transfers 23 acres of land on Wildcat to the Conservation Commission as required by the Mass. Dept. of Fish & Wildlife as mitigation for the "taking" of turtle habitat at the new cemetery site. In addition, a 3 member Cemetery Building Committee had been established that will review plans & specs from the Engineer. McBride is a member of this committee along with Kevin Cafferty and Mark Devine. Town Administrator Jim Boudreau will act as advisor to the committee.

Ech. b. t F



Notice of noise complaint

Selectmen Allen

I am writing this to you about the a fox and hounds pet care facility, which has recently opened 20 feet behind my home at 12 grove street Norwell. Since it's opening my family and I have been subjected daily to an unreasonable amount of noise due to the many barking dogs which a fox and hound facility services. The facility directly abuts my home of over 9 years and has been a daily source of anxiety for my family and myself since it's opening. Prior to obtaining occupancy permit. The fox and hound opened its door for business, and my family and I were immediately subjected to the facilities doggy day care practices. At one point my daughters were awakened during the evening due to the barking dogs of the overnight boarding. In speaking to the town hall Mr. Fitzgerald, the towns building inspector, was kind enough to close the fox and hound facility until such a time that the facility obtained the proper occupancy permits. The facility has since reopened and has interrupted my sleep and work habits.

My neighbors and I live in harmony with each other and respect each other's space and privacy.

However my neighbors and I are fearful that if left to continue to do business as it states on the Fox and hound website, doggy daycare, overnight boarding and possible shelter, my family and I, as well as the adjacent neighbors and neighborhoods, will be subjected to a 24 7 harassment of barking dogs and unable to enjoy our homes and our yards especially during the summer months when my, and other children are out of school.

In closing I would like to respectfully request that the Fox and hound pet care facility only be allowed to perform indoor pet grooming services with no outdoor use, in the same manner as the current establishment Serenity Dog Spa located at ~~163~~ Washington St., Norwell, which is also located directly in front of a condo community or neighborhood.

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Each and every resident of the town of Norwell should be allowed and certain amount of peace and tranquility in and around their homes day or night.

Thank you for your time
George Halatsis

Exhibit 6

TOWN OF NORWELL
345 MAIN STREET
NORWELL, MASSACHUSETTS 02061
781-659-8000

"Nuisance" Complaint

COMPLAINT FORM

Date: 10/18/13 Name of person making complaint Ramona Caruso

Address of person making complaint 30 Grove St, Norwell, MA 02061

Telephone 339-788-9305 (cell-best #) MAILING: PO Box 374
781-267-7776

Name of Company complaint against Fox + Hound Dog Day Care

Address of Company 12 Grove St, Norwell, MA 02061

Type of Company DOG DAYCARE, Grooming + Boarding

Date of Incident Oct 1st -> current

Time of Incident From 6:30 AM (opening) until late evening / Every day

Location 12 Grove St, Norwell, MA 02061 * open: Monday -> Sunday

Description of Incident Excessive howling + barking of multiple dogs at the location, boarding without a permit during overnight hours (barking during the night). The dogs bark 24/7.

The building is not manned during the overnight hours - no one is there to control the barking. During the day it is extremely loud. This is an infringement on my right to enjoy my personal property. I would like a hearing with the board to address these problems. The noise is unbearable. (asked)

(I have made multiple complaints with the Norwell PD for the noise. Thanks.)

Thank you.
Ramona Caruso
30 Grove St.
Norwell, MA 02061

Lynda Allen

From: James Boudreau
Sent: Sunday, October 20, 2013 9:14 PM
To: Lynda Allen
Subject: FW: Fox and hound pet care

Edible U

Please get Paul Murphy up there on Monday on the barking complaints!

Jim Boudreau
Town Administrator
(781) 659-8000

This communication may contain privileged or other confidential information. If you are not the intended recipient, or believe that you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Also, please indicate that to the sender and delete the copy you received.

When writing or responding, please remember that the Secretary of State's Office has determined that email is a public record.

From: Ramona Caruso <ramonacaruso38@hotmail.com>
Date: Sunday, October 20, 2013 9:08 PM
To: Ellen Allen <ellenaliennorwell@comcast.net>, Jim Boudreau <jboudreau@townofnorwell.net>, Robert Galvin <rwgalvin@comcast.net>, Ted Ross <tross@norwellpolice.com>
Subject: RE: Fox and hound pet care

Good evening,

I dropped off a noise complaint under the selectmen's office door on Friday afternoon. George is leaving one off tomorrow. We had such a horrible day yesterday, you have no idea how bad. I understand your position, you need for us to follow an appeal process. I am sorry, I'm just so frustrated and I am taking it out on anyone right now and I know that my neighbor is feeling that way too. I cannot see my way clear to a solution to this. We will go the route of due process but we are very afraid that no one is going to listen to us, we are just two homeowners. I know that you have no idea how distraught we are with this situation. That's why we have asked you to spend some time just sitting in George's driveway to listen to the noise. Please.....just try to understand and place yourself in our position. These are our homes. George has been here for 9 years and me for 31. We cannot help being angry, someone just came in and changed our day to day quality of life. The only thing we have is our yards to enjoy and that has been taken away from us, we live on a terrible street. My dog was barking all day in the house because he hears the dogs howling behind here. We should have been given some kind of notice by the town so that we could have at least tried to sell but as it stands we are not going to be able to find anyone to come in here now without taking a huge loss that at almost 60 I cannot afford to take. I have put so much time and money into this property over the last 31 years which has not been easy being a single parent, I have never been late with my taxes during that time, I have brought my kids up here their whole lives and I am being forced out. I know that business owners have a right to lease their properties but to a business that everyone is aware of is a problem I cannot understand. If someone loses their lease in Hingham because of complaints and that was in an industrial park, why would we want to have it here. We have not complained about any of the businesses that have been there before this, and we pick the trash up daily from the 7-11. Similiar businesses like this in Hanover are in areas nowhere near residential houses. Where Mr. Fitzgerald rejected Serenity Dog Spa's application for a similiar business on Washington St. near Murphy's condos (they are allowed to groom only, they have many restrictions) and he has rejected many others, the last thing we expected was this business to be put just feet away from us. Now we are being considered the nuisance for trying to defend ourselves. We were told by all of you x the Norwell PD so that you have a log for the noise problem but then now we were told that there was nothing the department could do and your officers were not allowed to "bother" the tenant at 12 Grove Street. We are a little

confused. We will be there on Wednesday to speak. I know that Mr. Fitzgerald is your employee and you are standing by his decision but sometimes a mistake in judgement is made that is such a bad one that the board has to get involved to remedy it because it is the right thing to do (and you would not want this done to your home either).

Regards,

Ramona Caruso
30 Love St.
P.O. Box 374
Norwell, MA. 02061

Date: Sun, 20 Oct 2013 19:30:22 +0000
From: ellenallenorwell@comcast.net
To: ramonacaruso38@hotmail.com
CC:
Subject: RE: Fox and hound pet care

Ramona,
please refer to my prior emails regarding the process prescribed by statute should you wish to file a nuisance complaint. You may also speak to the Board of Selectmen at our Wednesday meetings during our regular "Citizens Comments" at the beginning (7:30). As you are suggesting possible legal action against the town, I cannot engage with you further on this matter before the anticipated hearing. Ellen

— Original Message —

From: Ramona Caruso
To: Ellen H. Allen
Sent: Sat, 19 Oct 2013 19:38:39 -0000 (UTC)
Subject: RE: Fox and hound pet care

Ellen, we just had another officer respond and he told George Halatsis and myself that supervisor officer Frites told the officers not to go to the Fox & Hound at all for the noise that's been going on for 6 hours now. It is horrible here today. They were told not to bother them at the kennel (????). I am leaving a message for Chief Ross. We all want time at this weeks meeting to address this problem. We cannot wait for even another week, something has to be done now. Please give me a time that we can be heard. If we cannot resolve this within the next few days we will be forced to contact the tv and newspapers to look into possible misconduct of one or more town employees and pursue legal action against the town. We feel that we need to do whatever it takes to resolve this matter matter now. These are our homes, property that could not even be sold under these conditions. Your prompt response is greatly appreciated.

Ramona Caruso

Sent from my Windows Phone

From:
Ellen H. Allen

Sent:
10/18/2013 12:56 PM

To:
Ramona Caruso

Subject:
Re: Fox and hound pet care

Yes. Anything will be fine.

From: "Ramona Caruso"

To: "Ellen H. Allen"

Sent: Friday, October 18, 2013 11:16:25 AM

Subject: RE: Fox and hound pet care

Good morning,

I cannot find a form for this online, do I just type up a letter?

Thanks.

Ramona

Sent from my Windows Phone

From:
Ellen H. Allen

Sent:
10/17/2013 2:15 PM

To:
George Halatsis; ramonacaruso38@hotmail.com

Cc:
Jim Boudreau

Subject:
Re: Fox and hound pet care

Hi George and Ramona,

Here's the latest information and suggestions I have:

They got their occupancy permit and our zoning allows them to now operate a dog daycare. They have applied for a kennel license, which is decided by the Zoning Board of Appeals, an independent, quasi-judiciary board. The F&H would need that to operate overnight. Abutters will be formally notified of that hearing and allowed to speak. There are statutory timeframes for that, so it will take a few weeks.

You and any others affected in the neighborhood should submit a Nuisance Complaint to the Board of Selectmen as soon as possible. This will trigger a series of events including notification to the F&H, an investigation, and ultimately a hearing with our Board. The timing of this is also set by statute.

You should continue to periodically log-in complaints to the Police Dept. for the record.

We will drive by periodically. Jim Boudreau is doing so, as well. We will be able to report on this at the meeting.

I truly feel badly for you and promise we will move the process forward as quickly as the statutes permit.

Best regards, Ellen

From: "George Halatsis"

To: ellen@townofnorwell.net

Sent: Thursday, October 17, 2013 1:33:23 PM

Subject: Fox and hound pet care

Dear Mrs Alien

This is George Halatsis at 24 grove st. We meet last week at your office

I am emailing you to inform you that the noise from the fox and hound continues and is disruptive. I spoke to police today and the officer said he would go speak to them however there is not much he can do.

I am returning from a trip and i am trying to rest however the fox and hound business is keeping me awake. I invite you to my home to observe the noise yourself.

I would also like to know the status of the permits the business is allowed to perform.

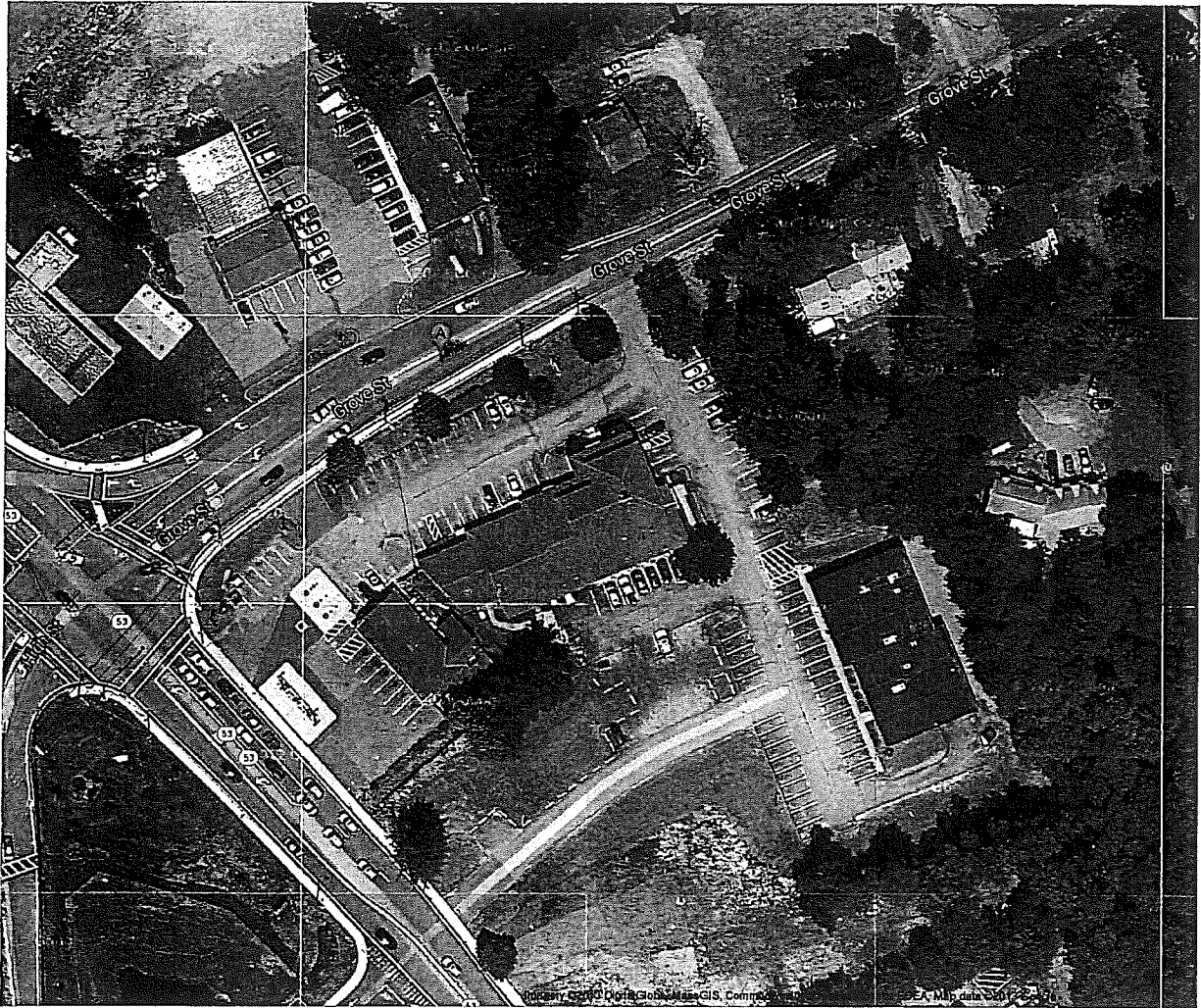
Thank you

George Halatsis

Sent from my iPad

Google

To see all the details that are visible on the screen, use the "Print" link next to the map.





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[Services](#)

[Gallery](#)

[Contact](#)

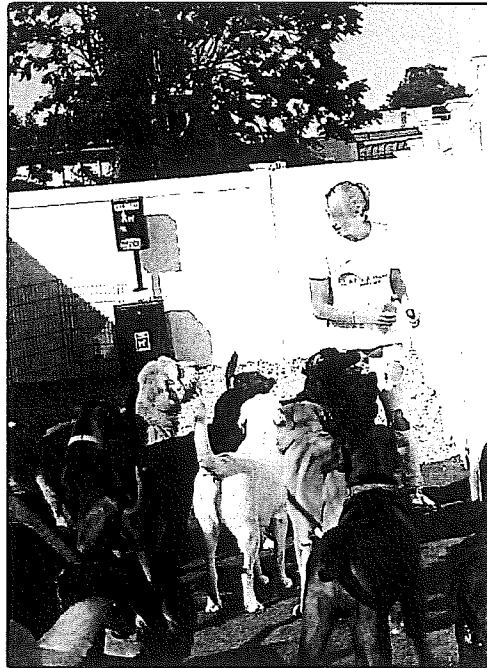
About Us

A place where your Best Friend will become ours too!

A Fox & Hounds pet care is located on the corner of Grove and Washington (Rt. 53) Streets in beautiful Norwell, Mass. One of the largest facilities on the South Shore, we have more than 7,000 square feet of indoor, climate-controlled space where your dog will have the opportunity to play with others just like him or her - be they young or old, large or small. Additionally, our facility boasts over 4,000 square feet of fenced in outdoor play area so that your best friend is able to get plenty of fresh air throughout their stay with us.

Most of our team members are educated and trained in animal behavior and all of our staff has experience working with dogs in a group setting. Please see the 'Our Team' page for more information on our talented and compassionate staff. Because of our business model of an open and cage-free day care environment, and to maintain safety for both staff and our animal friends, we have a greater staff-to-dog ratio as well as several cameras located throughout the facility for additional safety monitoring.

We have several Special Needs rooms which are available for pets who are either recovering from an injury, very old or very young. Please feel free to stop in anytime and tour our premier, clean and innovative facility where your best friend will become ours too!



"The staff are what make it such a special, trustworthy place; they are observant, friendly, knowledgeable, and care for our dog the way we do, with lots of attention and affection."

Meghan & Matt Haney, Niko's owners
[Click here to read more](#)

"You're not just another client or another dog, it's such a great family/community feeling. I cannot speak kindly enough about A Fox and Hounds. Our community is very fortunate to have such a reputable business that treats our dogs as if they were their own."

Melissa Ends, Dublin & Sydney's owner
[Click here to read more](#)

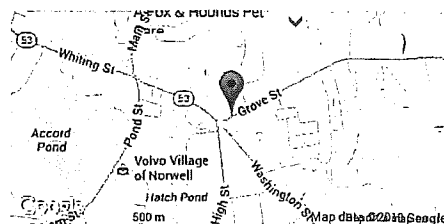
OPENING HOURS

MONDAY - FRIDAY
6:30am - 7pm
SATURDAY & SUNDAY
9am - 5pm

ADDRESS

12 Grove Street
Norwell, MA 02061
afoxandhounds@verizon.net
Telephone: 781-871-AFOX (2369)
Fax: 781-871-2368

FIND US

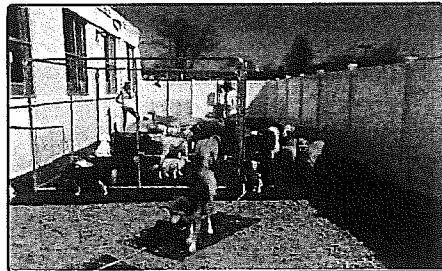


[Employee Login](#)

[Webmaster Login](#)

Boarding & Daycare

Before joining us for day care or boarding dogs must have proof of proper vaccinations*. For your pet's safety, dogs are put into groups in which they are most comfortable playing and are supervised at all times by a Pet Technician. See bottom of this page for more information.



Daycare

[Pre-Register Here](#)

Since much of the time is spent in the company of canine companions this is the perfect way for dogs to use up some of their energy. Day Care/Play Group helps with socialization skills as dogs learn how to properly play with other dogs. This option is perfect for dogs that get bored, lonely, or even destructive at home.

Day Care includes feeding (food provided by client), rest time, medication administration (if needed), ample elimination breaks and unlimited use of our Puppy Playground equipment and toys. We also provide basic manners training and lots of love at no extra charge.

Pricing:

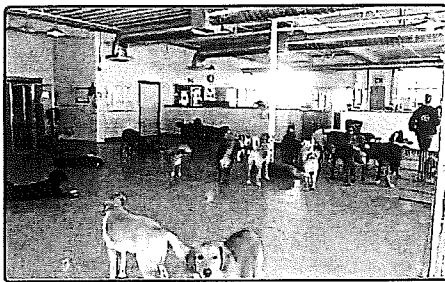
Half Day (Less than 5 hours) - \$15

Between 5 - 6 hours - \$20

Full Day (More than 6 hours) - \$30

2nd dog from the same family is half price

Saturdays & Sundays (all day) - \$20



Boarding

[Pre-Register Here](#)

Overnight Lodging - Dogs will enjoy their own space with a comfortable fleece-covered pet cot and will be in our care for a period of 24 hours to a week or more. Special orthopedic bed pads are available to add comfort and support for older pets, pets with joint problems or hip dysplasia.

Please note: all dogs are required to attend at least one half day of day care prior to boarding.

\$40/night

(2nd dog from the same family is half price)

Overnight Lodging Premium - Have a shy, nervous or very spoiled dog? If so, this package will entitle your dog to spend the night in the comfort of Robin's home where he/she can continue to be spoiled with extra attention and special snacks.

\$50/night





[Home](#)

[About](#)

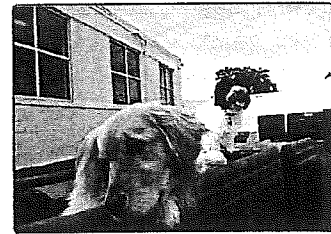
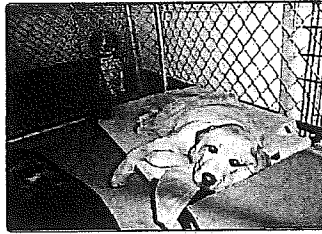
[Services](#)

[Gallery](#)

[Contact](#)

Hours of Operation

We do not believe in late fees, so please be courteous.



Day Care Hours:

Monday - Friday - 6:30 AM to 7 PM

Saturday & Sunday - 9 AM to 5 PM

Holidays:

Although we are closed for Day Care on the following days, pick-up and drop-off for boarding clients are available:

- New Year's
- Memorial Day
- Independence Day
- Labor Day
- Thanksgiving Day
- Christmas Day

all photos © to A Fox and Hounds Pet Care

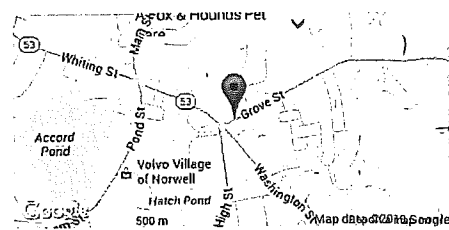
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View of F&H from HALSTON'S DECK
(CAROLINE ST)

F&H
J(1)



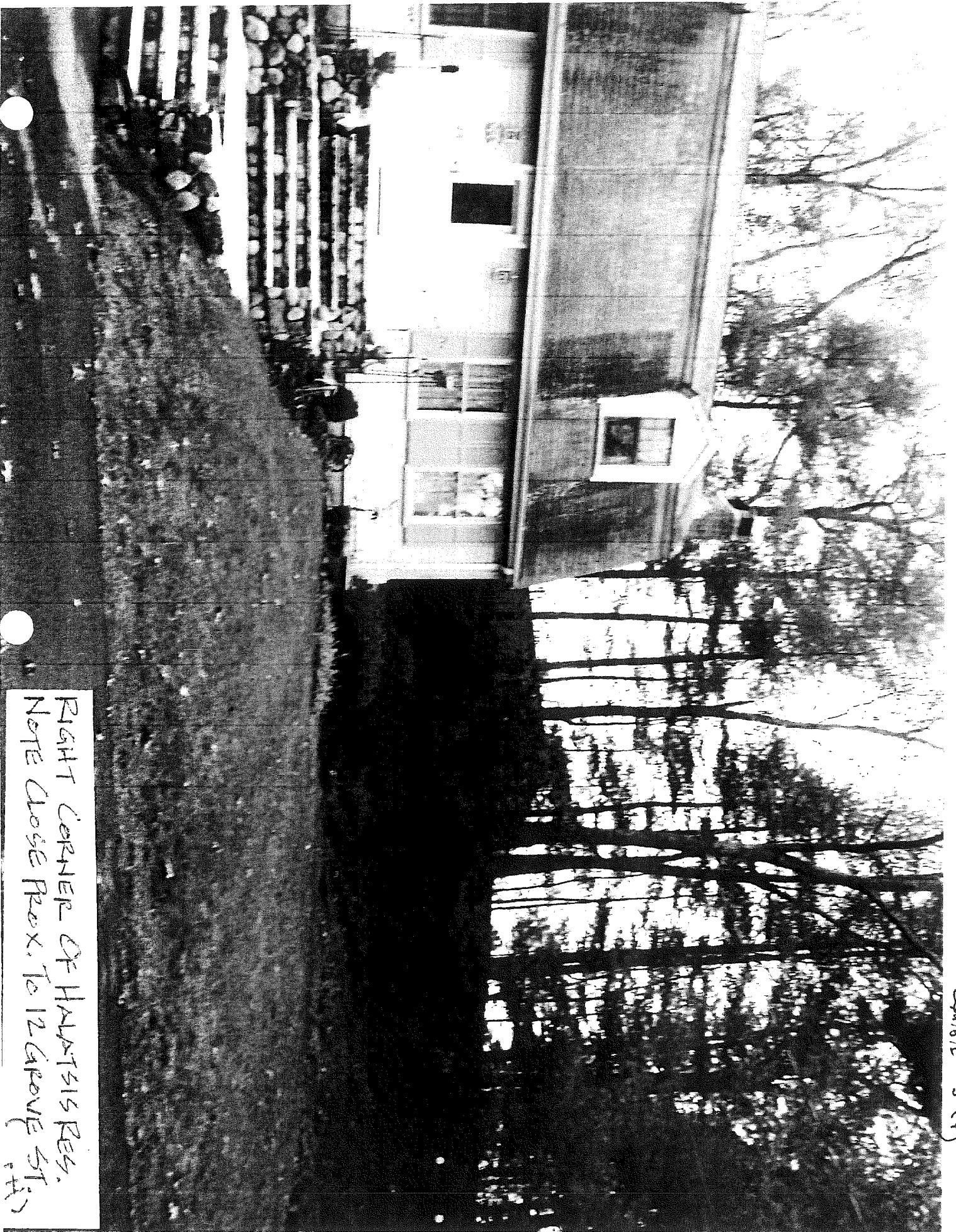
Exhibit 5(9)

VIEW FROM START OF HALATSI'S DECK
NOTE FAH LOCATION, WASTE RUNOFF
WOULD RUN DOWN HILL INTO YAC?

VIEW OF 30 GROVE ST. (CARUSO)
FROM RIGHT CORNER OF
HALATZIS RESIDENCE (RAG 12)

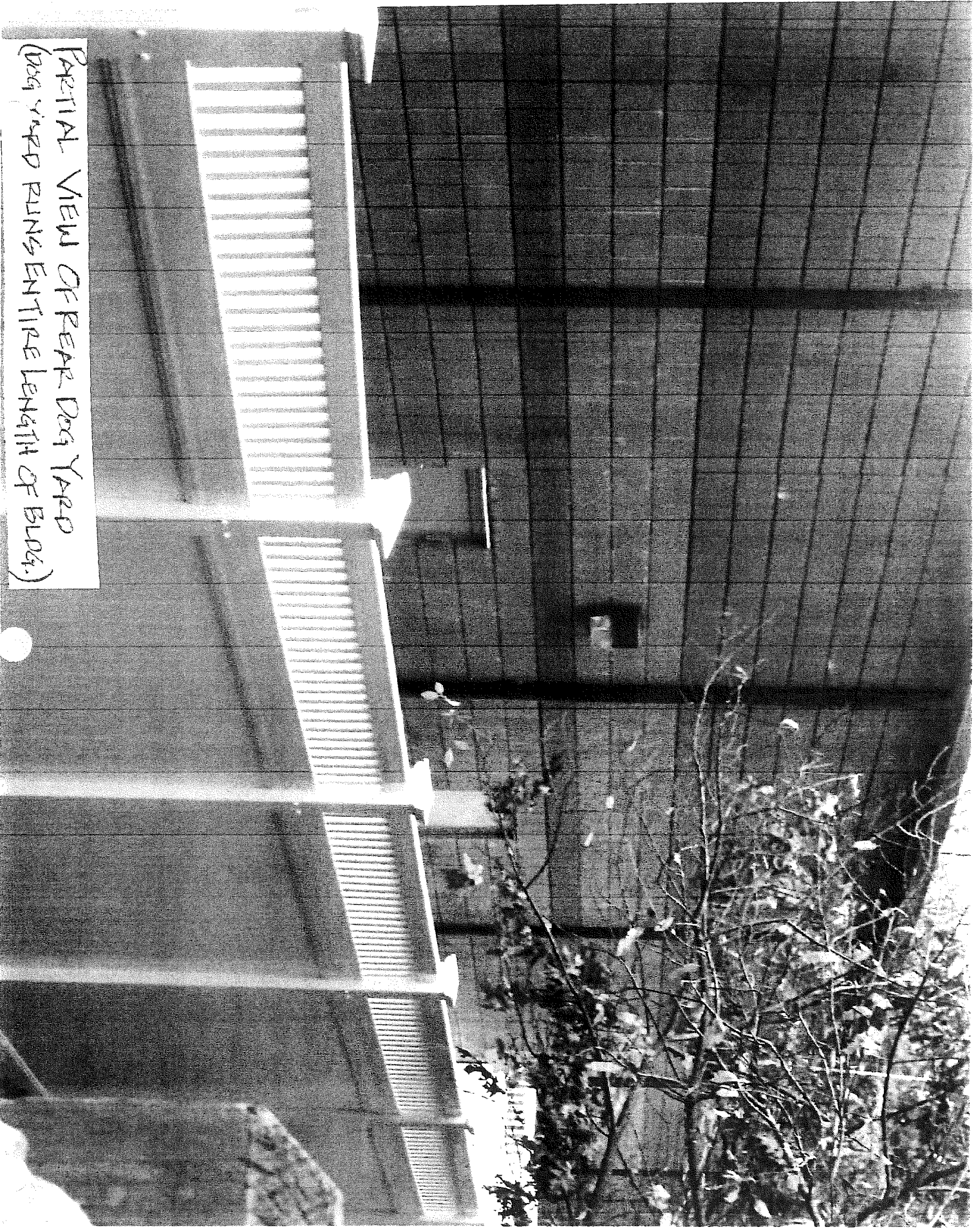


HALATZIS 12 (12)



RIGHT CORNER OF HALSTED'S RES.
NOTE CLOSE PROX. TO 12 GROVE ST.
(A)

Exhibit 5 (4)



PARTIAL VIEW OF REAR DOG YARD
(DOG YARD RUNS ENTIRE LENGTH OF BLDG.)

Exhibit J (8)



PARTIAL VIEW OF DOG YARD (FROM REAR)
NOTE HOSE, WASTE CLEAN UP ?

Feb 6 11 3 (6)



FAR LEFT VIEW OF DOG YARD

Exhibit J (7)



PARTIAL VIEW OF REAR DECK YARD
(FROM RIGHT END)

Exhibit 3 (8)



Full View of Side Dog Yard

Easton 3 (5)



Exhibit J (10)

dog noise from tox and round

E+h.b.d K

ct 25. 11am. Dogs barking 12:13pm. Still barking.

45 pm. Still barking.

20 pm. Still barking.

ct 27. 930am. Dogs barking sounds like from inside.

2. pm. Dog barking

ct 28. 10:53am. Dog barking

30pm. Still hear dogs

00pm. Still barking continually

ct 29 10:08am. Barking dog

1:15 pm. Barking

07pm. Barking

49pm. Dog still barking

ct 30. 10:09am. Dogs barking

ct 31. 8:33 am. Dogs barking

2:11pm. Dog barking.

:11 pm. Dogs still barking

:58pm. Dog barking

ov 4. 1:25pm dog barking.

:30pm. Dogs barking

ov 5. 845am. Dogs barking.

1:03am. Dog barking.

ov 6 9:17 am. Dog barking

10 pm. Dog barking

ov 12. 9:02 am. Dog barking

ov 13. 8:05 am. Dog barking.

: m dog barking

:45 am. Dog barking

0:52 am dog barking

Exhibit L



Robin A. Fox
191 Bridge Street, Unit B
North Weymouth, MA 02191
781.812.4187
robinafox@verizon.net

A Fox & Hounds pet care, inc.
12 Grove Street
Norwell, MA 02061
781.871.2369
afoxandhounds@verizon.net
www.afoxandhounds.com

Summary

A Fox & Hounds pet care, inc. was incorporated as a S-Corporation in April 2009 by Robin A. Fox, the company owner and President. Our mission is "to combine old-fashioned customer service with innovative techniques and practices in such a manner that clients know that loving and professional care is being provided to their pet friends."

A Fox & Hounds has provided top quality pet care in Hingham since January 2010 and is a leader in customer and community service. The Company employs 18 individuals and provides four core services which include Day Care/Play Groups, Overnight Lodging, Training and Grooming. We also offer Transportation and hope to offer specialty retail in the future. Additionally, we assist Leslie Badger (Hingham), Mike Parker (Weymouth) and Ashley Mills (Hull) who are local Animal Control Officers by acting as a short-term shelter for lost or stray dogs by holding them until they are claimed, placed with a rescue organization or otherwise adopted. We would also like to offer Paul Murphy (Norwell) the same services. Additionally, we serve as a storm shelter for animals during weather-related emergency evacuations; these 'shelter-type' services are offered by us at no charge to residents of all local communities.

In October 2013, we relocated to 12 Grove Street, Norwell which was the former home of the South Shore Medical Center Administrative Offices. It is a 7,486 sq. ft. facility that now serves as our high-quality pet care center.

A Fox & Hounds pet care, inc.

Services

Day Care/Play Groups – Since much of the time is spent in the company of canine companions this is the perfect way for dogs to use up some of their energy. Day Care/Play Groups helps with socialization skills as dogs learn how to properly play with other dogs. This option is perfect for dogs that get bored, lonely, or even destructive at home.

Day Lodging – This service gives dogs who don't take well to canine Play Group a room to stay on their own while not alone as there is one-on-one interaction with a pet technician. Day Lodging is especially beneficial for puppies, senior or infirm pets.

Overnight Lodging – Much like Day Lodging dogs will enjoy a room of their own with a comfortable fleece-covered sleeping cot and will be in our care for a period of 24 hours to a week or more.

Other services provided include:

- professional grooming
- transportation - door-to-door pick-up and drop-off
- in-home pet visits
- behavioral training
- specialty retail

A Fox & Hounds pet care, inc.

Operations & Management

As the owner, I, Robin A. Fox manage the business on a day-to-day basis along with my Office and Team Managers. Many of my staff members are trained and certified in pet care and pet CPR or will be in the very near future. For information regarding my business and team qualifications please feel free to peruse my website – afoxandhounds.com.

Business hours:

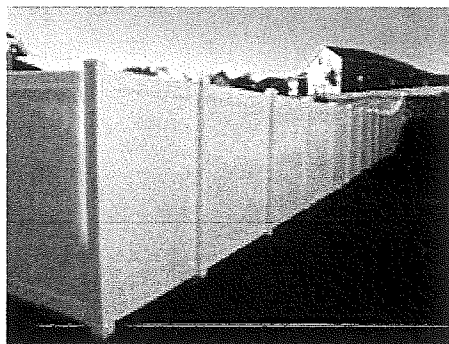
- Monday – Friday 6:30 AM to 7 PM
- Saturday & Sunday – 9 AM to 5 PM

Professional & Advisory Support

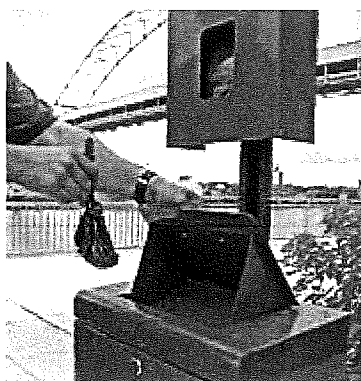
- Attorney – Bruce A Issadore, Esq., Norwell, MA
- Accountant – Simon Akkary, Braintree, MA
- Insurance Agent – Walter J. May Insurance Agency, Inc., Hingham, MA
- Banker – Citizens Bank, Hingham, MA
- Mentor and key advisor – Bob Woods, SCORE Business Counselor & retired commercial banker

A Fox & Hounds pet care, inc.

The solid concrete construction of the building allows for essentially no sound transfer as examined by Carl Rosenberg* of Acentech**. Additionally, a white PVC fence was erected along most of the back and on one side of the building to contain and protect the animals outdoor and as an added barrier for noise prevention. Moreover, the dogs are NEVER left outside unsupervised, thus allowing for further noise control.



Lastly, DoodyCalls is a service provider who picks up the dog's waste from covered collection containers twice a week. (please see attached information)



A Fox & Hounds pet care, inc.



November 11, 2013

Ms. Robin A. Fox
A Fox & Hounds
12 Grove Street
Norwell, MA 02061

By e-mail: afoxandhounds@verizon.net

Subject: Community Noise Concerns
A Fox and Hounds, in Norwell, MA
Acentech Project No. 624218

Dear Ms. Fox:

I visited your facility and the surrounding neighborhood on Friday, November 8, 2013. Although I did not make any detailed noise measurements at that time, I did want to share these preliminary observations regarding possible noise impact from your business to the neighbors.

First, I observed that the building is of sound construction and there are no obvious paths for sound to emanate from the building. The walls are a heavy masonry construction all around. On the east side (toward the neighbors), there are two solid doors between the inside dog play areas and the outside. This is excellent noise control planning. To my ear, dog barking is barely audible directly outside the building, and would be inaudible at any distance from the structure.

Second, I observed that the outdoor daytime play areas for the dogs is surrounded by a high solid fence, which blocks direct line-of-sight between the dogs and neighbors. Traffic on nearby streets contributes a constant source of ambient noise. Together these factors would reduce any detection of intrusive noise at neighboring houses.

I am available to make a more detailed analysis of the noise issues at your request.

Sincerely yours,

ACENTECH INCORPORATED

A handwritten signature in black ink, appearing to read "Carl J. Rosenberg". The signature is fluid and cursive.

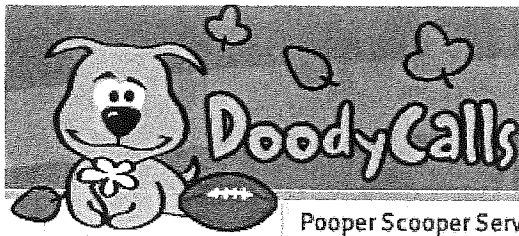
Carl J. Rosenberg
Principal


***Carl Rosenberg, Principal**

Carl, a Fellow of the Acoustical Society of America (ASA), specializes in architectural acoustics. His consulting career began in 1971 when he joined the country's leading acoustics firm, Bolt Beranek and Newman. He then co-founded Acentech in 1988. His projects encompass a variety of building types, including performance halls, churches, office building, athletic facilities, and private residences to name just a few. Carl not only consults with architects across the US, but also contributes to the acoustics industry by serving on the Technical Committee on Architectural Acoustics (TCAA) for the ASA. He especially enjoys teaching courses in architectural acoustics at Massachusetts Institute of Technology (MIT) and Princeton University. Carl holds BA from Princeton and Masters in Architecture from MIT.

**Acentech is a multi-disciplinary consulting firm comprised of acoustical consultants, audiovisual consultants, noise and vibration consultants, IT consultants and more. With offices in Cambridge, Massachusetts, Trevoze, Pennsylvania and Westlake Village, California, our professional staff of more than fifty consultants has expertise in all areas of acoustics, audiovisual system design and more. As the direct descendant of the highly regarded Bolt Beranek and Newman (BBN) acoustics consulting group, Acentech is the oldest and largest organization of its type; an unequaled resource to engineers, architects, planners and designers world-wide.

A Fox & Hounds pet care, inc.



Free Home Visits | Pet Waste Solutions | 
 call us at 1-800-DOODYCALLS
 1-800-366-3922

[Pooper Scooper Services](#) | [Pet Waste Management Products](#) | [Resources](#) | [About Us](#)

Community Services

- [Overview](#)
- [Common Area Waste Removal Service](#)
- [Dog Waste Stations](#)
- [How to Choose a Pet Waste Station](#)
- [Pet Waste Station Service & Maintenance](#)
- [Community Pet Waste Management Guide](#)

Residential Services

[Learn More](#)

Cat Services

[Complete Litter Box Service](#)

Find Your Local Scooper

[Franchise Directory](#)

General Information

- [FAQs](#)
- [Satisfaction Guarantee](#)
- [Dog-Poop Health Risks](#)
- [What's Your Dog Poop IQ?](#)

Community Pet Waste Management Solutions

Dog Poop in Your Community—DoodyCalls Is Your Solution to a Messy Situation

Controlling dog poop is the number one topic of discussion at community board meetings across the country; dogs don't pick up after themselves and sometimes their owners don't either. That's where DoodyCalls comes in handy.

DoodyCalls is the recognized industry leader in managing pet waste for communities, homeowners associations, apartments, and condominiums. No matter what your pet waste problem is, we have an affordable solution for you.

**Lots of Doggies,
Lots of Doody,
Not a Lot of Fun.**

DoodyCalls provides the following services to communities:

- Creating a pet waste management plan that meets your specific needs.
- The sale, installation and servicing of pet waste stations and supplies.
- Cleaning and deodorizing of any community areas.
- Picking up loose trash from common areas.
- Assistance with the planning of new dog parks.



Get a free estimate for your community with just a few clicks!

Or you can give us a call at **1-800-DoodyCalls**.
(1-800-366-3922)

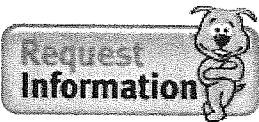
The DoodyCalls Pet Waste Handbook & Real Scoop Series

DoodyCalls is committed to helping you keep your community clean and safe for residents, their families and pets to enjoy. As the definitive subject matter experts in all things related to pet waste, and drawing on over a decade of experience, we have created *The Pet Waste Management Handbook* and *The Real Scoop Series* to help you do just that.



DoodyCalls is a very professional and dependable company. My property has never looked better!

Jessica S.
*Summit Lansdowne,
Summit Properties*



Looking for pet waste stations or products?



Click here!