

## NORTH COVE HISTORIC DISTRICT COMMISSION

SPECIAL MEETING JULY 30, 2002

A special meeting of the NCHDC to discuss the new construction and demolition of 135 North Cove Road was called to order on Tuesday, July 30, 2002 in the basement of Town Hall at 3pm. Commissioners present were: Janet Foisie, Chair, Donna D. DiBella Clerk, Robert Welsh, and Patricia Osborne, Alternate. Atty. Michael Cronin spoke to the Commission regarding their responsibility and that it was "ok" to say no to demolition. He cited a Connecticut State Supreme Court case, Figarsky ET AL v. Historic District Commission of the City of Norwich in 1978. He stated it was a "good" law and further, his interpretation of "alteration" is that it also means "demolition". Atty. Cronin spoke to Don Lucas and he noted to Atty. Cronin that although he is the town building inspector, he does not have an expertise in historic homes. Atty. Cronin suggested that James F. Norden, an associate and principal of Gible Norden Champion Brown Consulting Engineers Incorporated be allowed to inspect the site. Atty. Cronin had already called Atty. William Childress, who was present on behalf of his client, Mr. Frank Manafort, and asked if Mr. Manafort would be willing to have Mr. Norden visit 135 North Cove Road. Mr. Manafort agreed to have him visit. The town of Old Saybrook will pay for Mr. Norden's time (approximately 4-5 hours) and he will document his comments to the commission after his walk through. The town will be responsible for any liability during Mr. Norden's visit.

Comments, questions, and concerns were shared by all Commissioners. After one hour, a motion was made, seconded and unanimously passed to have Mr. Norden visit 135 North Cove Road and document his findings to the commission by August 15, 2002. The commission has 65 days from the date the application was originally filed to respond to the applicant. The application was filed on June 21, 2002. The Commission must respond on or by August 25, 2002 or the application will have been deemed approved. The meeting was adjourned at 4:05pm.

Respectfully Submitted,

*Donna D. DiBella*  
Donna D. DiBella, Clerk

