

**MINUTES OF MEETING OF WAREHAM ZONING BOARD OF APPEALS**

**Date of Meeting: February 8, 2012**

**I. CALL MEETING TO ORDER**

The meeting was called to order at 6:35 P.M.

**II. ROLL CALL**

Members Present: Ken Ferreira, Chairman  
Mike Martin, Vice Chairman  
Mary Scarsciotti, Clerk  
Richard Secher  
David Sharkey  
Mike Johnson, Associate Member

Members Absent: John Cronan, Associate Member  
Wilma Engerman, Associate Member

Also Present: Myles Burke, Director of Inspectional Services

**III. PRELIMINARY BUSINESS**

**A. Approval of meeting minutes: January 25, 2012.**

**MOTION: A motion was made & seconded to approve the meeting minutes of January 25, 2012.**

**VOTE: Unanimous (5-0-0)**

**IV. PUBLIC HEARINGS**

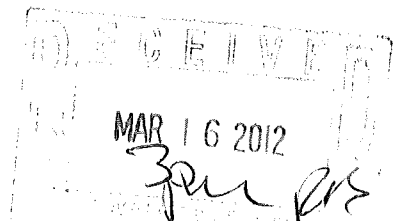
There were no public hearings scheduled.

**V. CONTINUED PUBLIC HEARINGS**

**A. Petition #01-12 – 3 Fir Street – Michael & Judith Moore, c/o Brett Bussiere.**

Discussion ensued re: the application to construct an addition that will create a front setback of 9.1 ft., a side yard setback of 3.7 ft. to the eastern property line & maintain the 10.7 ft. setback to the western property line. The Board reviewed the plans. Brief discussion ensued re: conditions.

**MOTION: A motion was made & seconded to grant a Variance to construct an addition with the following conditions:**



- Grant per plan submitted dated November 10, 2011.
- No further expansion of a second floor is allowed in perpetuity.

**VOTE: Unanimous (5-0-0)**

**B. Petition#34-11 – Atlantic Metal Recycling, c/o Attorney Len Bello.**

The applicant's representative, Attorney Len Bello, submitted a letter dated February 2, 2012 requesting withdrawal of the application without prejudice.

**MOTION:** A motion was made & seconded to withdraw the application for petition #34-11 – Atlantic Metal Recycling, c/o Attorney Len Bello without prejudice per request of the applicant dated February 2, 2012.

**VOTE: Unanimous (4-0-0)**

**C. Petition#15-10 – Beaufort Windpower, LLC, c/o Glen Berkowitz, Bog Wind Cooperative Project – Off Charge Pond Road**

Discussion ensued re: this project & all information received. After deliberations & reviewing all evidence submitted, the Board concurred to deny the Special Permit. It was stated that Special Counsel will draft the decision.

**MOTION:** A motion was made & seconded to *deny* a Special Permit for petition #15-10 – Beaufort Windpower, LLC, c/o Glen Berkowitz, Bog Wind Cooperative Project – Off Charge Pond Road.

**VOTE: Unanimous (5-0-0)**

**VI. ANY OTHER BUSINESS**

There was no other business.

**VII. DISCUSSION/UPCOMING HEARINGS**

**A. WalMart Continued Public Hearing.**

The WalMart continued public hearing is scheduled for Thursday, February 16, 2012 in the lower level cafeteria at Memorial Town Hall at 54 Marion Road at 7:00 P.M.

**B. Invoices – Legal.**

The Board members reviewed the legal invoices received. A question was raised as to who is the BOS liaison to the ZBA.

**C. Correspondence received from Director of Inspectional Services relative to  
12 Swan Lane, 8 Thatcher Lane, & 63 Highland Shores Drive.**

Discussion ensued w/ Mr. Burke re: the three properties above.

**VIII. ADJOURNMENT**

**MOTION:** A motion was made & seconded to adjourn the meeting at 8:15 P.M.

**VOTE: Unanimous (5-0-0)**

Date signed: 3-14-12

Attest: Mary Scarsciotti  
Mary Scarsciotti, Clerk  
WAREHAM ZONING BOARD OF APPEALS

Date copy sent to Town Clerk: 3/15/12