



Town of Rowley
Massachusetts

ZONING BOARD OF APPEALS

39 Central Street, PO Box 275, Rowley, MA 01969
Phone 978.948.2657 Email zoning@townofrowley.org

February 20th, 2019 Meeting Minutes

Those present: Chairman Donald Thurston, Vice Chairman Thomas Heidgerd, Member David Levesque, Member Donna Thibodeau and Associate Member Kevin Reilley. Member Robert Clewell is absent.

Public Attendance – See sign-in sheet

I. Call to Order

7:06 pm – Chairman Thurston called the meeting to order, read the Agenda for the record and appointed Associate Member Kevin Reilley to act as Full Member on tonight's cases.

II. Misc.

Approve December 20th, 2018 Minutes

Levesque motions to accept. Thibodeau seconds. All in favor.

III. Cont'd Public Hearing (s)

7:05 pm - #19.04 & #19.05 – 23 & 33 Ellsworth Road

Board Members acting on this case are Chairman Donald Thurston, Vice Chairman Thomas Heidgerd, Member David Levesque, Member Donna Thibodeau, Associate Member Kevin Reilley and Member Robert Clewell. Chairman Thurston reads requested Fire Dept letter and abutter Markos letter for the record. Attorney Talerman speaks about wanting to work more with the Fire Department with definitive adjustments to plans. Says he needs more time and would like to request a continuance.

Abutter Peter Koutzoukis – 38 Ellsworth Rd peaks in opposition.

Abutter John Markos -12 Leslie Terrace speaks in opposition.

Abutter Richard Sheehan -66 Wilson Pond Ln speaks in opposition.

Attorney Talerman asks for a continuance.

Chairman Thurston asks for a motion to continue the hearing until next month and there is no response from the Board. Chairman Thurston asks for a motion to deny the continuance. Heidgerd makes a motion to deny the continuance. Levesque seconds. All in favor.

Attorney Talerman states he intends to appeal.

Chairman Thurston states he is closing the hearing and will take no more formation. (7:27pm)

Chairman Thurston reads memo of 1/2/19 from D.Eagan for the record.

Vice Chair Heidgerd makes a motion to deny application as submitted on the grounds it is still in an appeal state. The Board isn't going to take any other action.

Thibodeau seconds. All in favor. Roll Call – Thurston-yes, Heidgerd-yes, Thibodeau-yes, Levesque-yes, Reilley-yes. Motion carried.

Town Counsel Mullen suggests the Board construct a decision to deny application as presented within the next two days. Board instructs Vice Chair Heidgerd to construct the decision.

Levesque motions for the Board to give Chairman Thurston only the authority to sign the Decision. Heidgerd seconds. All in favor.

7:15 pm - #18.06 – Marion Way

Board Members acting on this case are Chairman Donald Thurston, Vice Chairman Thomas Heidgerd, Member David Levesque, Member Donna Thibodeau, and Member Robert Clewell.

Chairman Thurston reads 'letter of request' (*Board Members requested correspondence*) for the record which was sent to Mr. Decoulos, Mr. Crowe, and Mr. Tompkins. Heidgerd states for the record, Mr. Decoulos was advised of this request at the ZBA December 2018 meeting in person and as such is in the minutes.

Levesque motions to close the hearing in the absence of Mr. John Decoulos and/or applicant and in the absence of requested documents. Thibodeau seconds. All in favor.

Heidgerd motions to deny the application as submitted on the grounds the applicant never fully supplied the Board with adequate information to make a decision. Levesque seconds. All in favor.

IV. Adjourn

Chairman Thurston asks for a motion to adjourn. Levesque so moves. Thibodeau seconds. All in favor. Meeting adjourns at 7:50 pm.

Minutes accepted at the _____ meeting.

Documents and exhibits provided/used at meeting and are available in the ZBA office:

Meeting Agenda

Sign-in Sheet

December 20th, 2018 Minutes

1.22.19 Letter from Fire Dept

2.13.19 Email from Abutter Markos

1.2.19 Email from D.Eagan

Respectfully submitted by Lisa Lozzi