

## CITY OF WALTHAM

### BOARD OF SURVEY AND PLANNING

The following are minutes of the April 3, 2013 public hearing held in the Auditorium of the Arthur Clark Government Center located at 119 School Street, Waltham, MA. In attendance were Chairman Creonte and members, Barrett, Callahan, Duffy, Moroney and Tarallo. Member DeVito was not present.

The Chairman informed the public that this meeting was being video taped by the City's local cable access channel and also asked persons to sign in if they would be addressing the Board.

He then opened the public hearing at 7:00 p.m. and immediately closed it since there were not items on the agenda. He then opened the regular meeting.

The Clerk read the first item on the agenda which was for the a ratification of a September 7, 1994 vote for the release of Lot 22 on Evergreen Ave subdivision known as 158 Grove Street.

The Chairman reviewed the reason for this ratification and reviewed the ratification document that the City's Law Department had prepared with the petitioner for the Board.

There being no questions from the Board, the Chairman asked if there was a motion.

On the motion of Mr. Duffy, seconded by Mr. Barrett, the Board

**VOTED:           unanimously to approve the action of the  
Ratification Order of 1994 Covenant  
Release regarding Lot 22, dated  
April 3, 2013.**

The Clerk read the next item on the agenda which was for an ANR Plan for 1265 & 1267 Main Street.

Richard J. O'Connell of RJ O'Connell Associates of 80 Montvale Ave., Stoneham, MA came forward to address the Board on this petition.

He reviewed the plan and the City Engineer's comments with the Board and how this will allow them to gift this land to NSTAR which was part of the Special Permit approval.

The Chairman then opened the meeting to the Board for questions.

Mr. Duffy asked if the lots meet the Board's frontage requirements.

Mr. O'Connell said that since the plan is labeled a Non Buildable Lot it does not need to meet those requirements. He also mentioned that Mr. Putnam commented on that and reviewed those comments with the Board.

Ms. Tarallo commented that she felt this plan does not meet the Board requirements and that she would not be in favor of this approval.

Mr. O'Connell again commented that under Section 81-P, as long as the plan is labeled a Non Buildable Lot they can submit this to the Board.

After brief discussions the Chairman asked if there was a motion.

**Mr. Barrett made a motion to approve the ANR Plan for 1265, 1267 Main Street.**

**Mr. Duffy seconded the motion.**

**The Chairman called for a roll call.**

**ROLL CALL:**

<b>Mr. Duffy</b>	<b>YES</b>
<b>Mr. Barrett</b>	<b>YES</b>
<b>Ms. Callahan</b>	<b>YES</b>
<b>Ms. Tarallo</b>	<b>NO</b>
<b>Mr. Moroney</b>	<b>YES</b>
<b>Chairman Creonte</b>	<b>YES</b>

**The vote being five (5) in favor and one (1) opposed the Board voted to approve the ANR Plan for 1265, 1267 Main Street as submitted and dated 3/06/2013 and to allow the Clerk of the Board to endorse the plan.**

The Clerk read the next item on the agenda which was for a Preliminary Subdivision for 1265 Main Street.

Richard O'Connell came forward to address the Board. He read a letter he had submitted to the Board requesting that this petition be withdrawn without prejudice.

The Chairman asked if there was a motion.

On the motion of Ms. Callahan, seconded by Mr. Barrett the Board

**VOTED: to accept the request to withdraw without prejudice the petition for the Preliminary Subdivision for 1265 Main Street.**

The Clerk read the next item on the agenda which was for Board's elections.

The first was for the nomination of the position of Chairman.

The Clerk asked if there was a motion.

Member John Duffy motioned to nominate William M. Creonte Jr. for the position of Chairman. This motion was seconded by Brian Moroney.

The Clerk called for a roll call on this nomination.

**ROLL CALL:**

<b>Justin Barrett</b>	<b>YES</b>
<b>Kathleen A. Callahan</b>	<b>YES</b>
<b>John Duffy</b>	<b>YES</b>
<b>Brian Moroeny</b>	<b>YES</b>
<b>Mila Tarallo</b>	<b>YES</b>

**The Board voted William M. Creonte, Jr. as Chairman of the Board of Survey and Planning for a one-year term.**

The Clerk then asked if there was a motion to nominate a member for the position of Vice-Chairman.

Member William M. Creonte, Jr. motioned to nominate member Kathleen A. Callahan for the position of Vice Chairman. This motion was seconded by Mila Tarallo.

The Clerk called for a roll call on this nomination.

**ROLL CALL:**

<b>Justin Barrett</b>	<b>YES</b>
<b>William M. Creonte, Jr.</b>	<b>YES</b>
<b>John Duffy</b>	<b>YES</b>
<b>Brian Moroney</b>	<b>YES</b>
<b>Mila Tarallo</b>	<b>YES</b>

**The Board voted member Kathleen A. Callahan as Vice Chairman of the Board of Survey and Planning for a one-year term.**

The Chairman asked if there was a motion to nominate someone for the position of Clerk.

Member Brian Moroney motioned to nominate Michael Chiasson for the position of Clerk of the Board. This motion was seconded by Mila Tarallo.

The Chairman called for a roll call on this nomination.

**ROLL CALL:**

<b>Justin Barrett</b>	<b>YES</b>
<b>Kathleen Callahan</b>	<b>YES</b>
<b>William M. Creonte, Jr.</b>	<b>YES</b>
<b>John Duffy</b>	<b>YES</b>
<b>Brian Moroney</b>	<b>YES</b>
<b>Mila Tarallo</b>	<b>YES</b>

**The Board voted Michael L. J. Chiasson as Clerk of the Board of Survey and Planning for a one-year term.**

The Chairman asked if there was motion to nominate someone for the position of Secretary to the Board of Survey and Planning.

Member Kathleen A. Callahan nominated Janice E. Deveney for the position of Secretary to the Board of Survey and Planning. This motion was seconded by Justin Barrett.

The Clerk called for a Roll Call.

**ROLL CALL:**

<b>Justin Barrett</b>	<b>YES</b>
<b>Kathleen Callahan</b>	<b>YES</b>
<b>William M. Creonte, Jr.</b>	<b>YES</b>
<b>John Duffy</b>	<b>YES</b>
<b>Brian Moroney</b>	<b>YES</b>
<b>Mila Tarallo</b>	<b>YES</b>

**The Board voted Janice E. Deveney as Secretary to the Board of Survey and Planning for a one-year term.**

The Clerk read the next item on the agenda which was for the approval of the minutes of the March 6, 2013 meeting.

The Chairman asked if there was a motion.

On the motion of Mr. Moroney, seconded by Ms. Callahan, the Board

**VOTED: to approve the minutes to the March 6, 2013 meeting as submitted.**

There being no further business on the agenda, the Chairman asked if there was a motion to adjourn.

On the motion of Mr. Barrett, seconded by Ms. Tarallo, the Board

**VOTED: to adjourn at 7:20 p.m.**

Respectfully submitted:



Janice E. Deveney, Acting Clerk  
Board of Survey and Planning