

LUNENBURG PLANNING BOARD

TOWN OF LUNENBURG

Lynn F. Sallee, Chair
Emerick R. Bakaysa, Vice-Chair
James A. Halloran, Clk.
Robert J. Saiia, Mbr.
Joanna L. Bilotta, Mbr.
Marion M. Benson, Planning Director



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Executive Session Minutes February 26, 2007

Chair requested Motion to go into Executive Session for purpose of litigation not to return to general session. See Motion in general session minutes.

Chair requested Motion to open Executive Session. Motion, Ms. Bilotta, Second, Mr. Saiia. Roll call -all aye.

Discussion: Notice of a third filing by Attorney June Riddle on behalf of clients against Global Property Developers Corporation, naming Planning Board members Lynn Sallee, Deborah Seeley, James Halloran, Emerick Bakaysa and Gary Prime. Global has verbally notified the Planning Office that they will file for performance. At this point, the Planning Board has been notified by Town Counsel Brackett and Lucas, but no action is planned on behalf of the Town.

Discussion: Director has notified Board as follows- Allan Foster, 164 White Street, Lunenburg, MA 01462, presented documentation concerning property owned by him that involves the proposed extension of Broadmeadow Drive. This was a subdivision approved by the Planning Board in 1971. In 1977 there was a plan for a proposed extension of Broadmeadow Drive. The Planning Office has no record of this as a project registered in the Registry of Deeds. Mr. Foster wishes to enter into his property off this drive, but the entrance is compromised by a small strip owned by a Mr. Rollo. Mr. Foster has tried over the years to buy that piece of land, but to no avail. Mr. Foster presented material, which in his opinion, notes that the Planning Board at that time did not proceed properly to allow a frontage right to his property. Mr. Foster at this time feels that his only recourse is to sue the Town for diminishing his rights. As Director, I have reviewed these documents and the small amount of documentation in the Planning files. There is no recourse for him in the statutory planning process, it is a civic matter.

Director noted that Mr. Foster wishes to have his attorney explain to the Director. Director stated she will listen, but not comment until it is necessary to seek Counsel on behalf of the Town.

Chair requested to adjourn Executive Session. Motion made, Ms. Bilotta, Second, Mr. Saiia. Roll Call vote- all aye.

Min/ex2-26-07