

TOWN OF BILLERICA

Zoning Board of Appeals
365 Boston Road
Billerica, Massachusetts 01862
Telephone: 978-671-0964

Minutes pertaining to the Board of Appeal Meeting held on Wednesday, July 22, 2020 via Remote Participation on Zoom.

Members Present: Richard A. Colantuoni, Chairman, Anupam S. Wali, Vice-Chairman, Robert Accomando, Secretary, Sal Dampolo, Michael Parker, Ralph McKenna and Michael Pendleton.

Vice-Chairman, Richard Colantuoni, opened the Board of Appeal meeting at 6:01 PM.

Hearing #1: Open Meeting Law Complaint

Locus: 305 Concord Road
Open Meeting Law Complaint
Received July 14, 2020
Virginia C. Musker

Chairman, Richard Colantuoni stated an Open Meeting Law Complaint was filed against the Zoning Board of Appeals from the meeting on July 1, 2020. The complaint was filed by Virginia C. Musker on July 14, 2020. Richard Colantuoni explained the board must now acknowledge we have received the complaint and authorize Town Counsel to respond to said complaint.

Anupam Wali stated it was a very open conversation and the complainant had a chance to speak and it shows it in the audio recorded from the meeting. He doesn't see anything the chair did to disrespect or not give the opportunity to speak.

Richard Colantuoni stated sometimes he asks to mute people when there is background noise but it's only when others are speaking.

Anupam Wali stated it was the board's first Zoom Meeting.

Richard Colantuoni agreed and it was the first case of the night. Plus, it was a continued hearing from February so it was the second time the board had heard it. There was no evidence that changed his mind.

Richard Colantuoni asked for a vote to authorize Town Counsel to respond to said complaint. All in favor. Motion granted.

Hearing #2: Open Meeting Law Complaint

Locus: 305 Concord Road
Open Meeting Law Complaint
Received July 17, 2020
Paul Marasco

Chairman, Richard Colantuoni stated an Open Meeting Law Complaint was filed against the Zoning Board of Appeals from the meeting on July 1, 2020. The complaint was filed by Paul Marasco on July 17, 2020. Richard Colantuoni explained the board must now acknowledge we have received the complaint and authorize Town Counsel to respond to said complaint.

Richard Colantuoni explained this is similar to the hearing above, it belongs to the same variance request (305 Concord Road) and the board must agree to allow Town Counsel to respond to this complaint.

The two new board members, Michael Parker and Michael Pendleton, both listened to the audio file from the meeting on July 1, 2020, as they were not members of the board at the time of the meeting, and agreed the complainant was able to speak during the hearing.

Richard Colantuoni asked for a vote to authorize Town Counsel to respond to said complaint. All in favor. Motion granted.

Hearing #3: Re-Affirm Zoning Board of Appeals Re-Organization

Richard Colantuoni stated he would like the Board of Appeals to re-affirm the re-organization of the members which was originally voted on at the July 15, 2020 meeting.

The re-organization goes as follows:

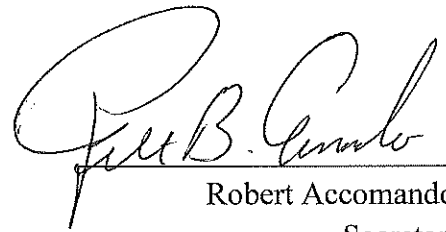
Chairman	Richard Colantuoni
Vice-Chairman	Anupam Wali
Secretary	Robert Accomando
Member	Sal Dampolo
Member	Michael Parker
Alternate	Ralph McKenna

Alternate

Michael Pendleton

Richard Colantuoni asked for a vote in agreement with all these positions. All in favor. Re-organization granted.

Robert Accomando made a motion to adjourn, second by Sal Dampolo. All in favor.

A handwritten signature in cursive script, appearing to read "Robt. Accomando", written over a horizontal line.

Robert Accomando,
Secretary

