

MANSFIELD ZONING BOARD OF APPEALS – REGULAR MEETING
MINUTES
JANUARY 13, 2010

Chairman Pellegrine called the meeting to order at 7:00 p.m. in the Council Chamber of the Audrey P. Beck Municipal Building.

Present: Members – Fraenkel, Katz, Pellegrine, Singer-Bansal

Alternates – Accorsi, Gotch

Absent: Members – Wright

Alternates – Clauson

CONTINUED BUSINESS MEETING – WILLIAM PAULSON APPLICATION

Pellegrine expressed her concern that there were only 4 board members in attendance that were present for the entire public hearing.

At the December meeting the question came up as to whether the ZBA could reduce the size of the proposal. Pellegrine asked Curt Hirsch to check previous actions to see if there was any precedence set for reduction of the size of a request for a special exception. He found no references or information in regards to this issue. Pellegrine also contacted the town attorney who gave a verbal response saying that the ZBA should not be reducing the size of a request. He said that it is the Zoning Board of Appeal's responsibility to either approve or disapprove and that it is the responsibility or the power of the zoning enforcement officer to work on a reduction in the size of the special exception. Pellegrine said that the choice then, is to approve it granting what is being requested, or disapprove it with the idea that the zoning enforcement officer will work with the applicant to reduce it to an acceptable size.

Katz said that she took another look at the property and feels that because the deck is up on a high bluff and there's a hedge in front of it, that it is not a safety issue. She feels that this special exception should be granted. Fraenkel agreed.

A motion was made to continue this business meeting on January 27, 2010 at 7:00 p.m. to allow time for some of the board members to listen to tapes of the hearing. All in favor.

APPROVAL OF MINUTES FROM DECEMBER 9, 2009

Fraenkel moved to approve the minutes of December 9, 2009 as presented, seconded by Accorsi. All in favor.

ADJOURNMENT

Meeting was adjourned at 7:20 p.m.

Respectfully Submitted,

Sharon Tyler