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DUXBURY, MASS.

Town of Duxbury  
Conservation Commission

**Minutes of January 23, 2018  
Executive Session**

The Executive Session began at 8:15 pm during the Tuesday, January 23, 2018 Conservation Commission meeting that began at 7:00 PM in the Mural Room at the Duxbury Town Hall.

**Members Present:** Corey Wisneski; Sam Butcher; Robb D'Ambruoso; Tom Gill; Mickey McGonagle; Holly Morris; Scott Zoltowski

**Members Absent:** none

**Staff Present:** Joe Grady, Conservation Administrator; Susan Ossoff, Administrative Assistant

Joe Grady updated the Committee about a meeting with the Board of Selectmen regarding the McLaughlin case. Also present were Evan Ouellette who is the attorney hired by the Town's insurance company to represent the Town in this matter, Jeff Blake who is representing the Town from KP Law, and from the Conservation Commission, Corey Wisneski, Scott Zoltowski, Sam Butcher and Holly Morris. Attorney Ouellette provided an update about the decision made by the court which was that the Commission had not met the 21-day deadline in issuing their denial for this case.

Corey Wisneski explained that the appeal of the 21-day issue had a deadline of Monday. Based on Evan Ouellette and Jeff Blake's input, there is believed to be little chance of success with an appeal. There was discussion and the Commission consensus was that there was to not continue forward without hope of winning on appeal.

Joe Grady said regarding the DEP appeal, the state issued superseding Orders and the question is whether to appeal those. In his experience this appeal will not be successful.

Robb D'Ambruoso made a motion at 8:30 to leave Executive Session and reconvene in Open Session to adjourn the meeting; this motion was seconded by Corey Wisneski. Roll call vote: Corey Wisneski, yes; Sam Butcher, yes; Robb D'Ambruoso, yes; Mickey McGonagle, yes; Holly Morris, yes; Scott Zoltowski, yes. The motion passed by a vote of 7-0-0.