



Approved 8/18/2015  
Voted to release 12/1/2021  
TOWN CLERK

2021 DEC -1 AM 11:31  
DUXBURY, MASS.

## Town of Duxbury Conservation Commission

### Executive Session Minutes of July 27, 2015

The Conservation Commission met on Monday, July 27, 2015 at 6:15 PM in the Mural Room at the Duxbury Town Hall in a joint meeting with the Board of Selectmen.

**Members Present:** Chairman Corey Wisneski; Sam Butcher; Robb D'Ambruoso; Holly Morris

**Members Absent:** John Brawley; Tom Gill; Dianne Hearn

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

The meeting was called to order at 6:15 PM by Chairman Corey Wisneski.

Corey Wisneski made the following motion: I move we go into Executive Session for the purpose of discussing strategy with respect to pending litigation since an open meeting may have a detrimental effect on the litigating position of the Town, if the Chair so declares, in accordance with Mass. General Laws Chapter 30A, Section 21. This Executive Session will adjourn when completed and the Board will reconvene in Open Session. The motion was seconded by Sam Butcher. Roll call vote: Corey Wisneski, yes; Sam Butcher, yes; Robb D'Ambruoso, yes; Holly Morris, yes.

There was a discussion about the appeal of the Conservation Commission's denial of Orders of Conditions for SE18-1653, 685 Washington Street. Special Counsel Mark Bobrowski provided information about the Department of Environmental Protection appeal process. DEP sometimes will stay their appeal if the local bylaw is stricter to see what happens under the stricter bylaw.

Selectmen Flynn asked for an estimate of the cost to defend the appeal; Mr. Bobrowski explained the different procedures for the appeal under the Wetlands Protection Act (to DEP) and the appeal under the local bylaw (which is handled in Superior Court). At this time only an appeal to DEP has been filed for SE18-1653. Mr. Bobrowski said he would develop a cost estimate and provide it to the Selectmen.

Former Conservation Commission Chairman Joe Messina encouraged the Selectmen to support the painstaking and diligent work of the Conservation Commission by supporting this appeal.

The Selectmen moved and voted unanimously to support the appeal.

At 7:00, Corey Wisneski made a motion to leave Executive Session; this motion was seconded by Holly Morris. Roll call vote: Corey Wisneski, yes; Sam Butcher, yes; Robb D'Ambruoso, yes; Holly Morris, yes.

**Adjournment:** On a motion by Sam Butcher, second by Corey Wisneski, it was voted 4-0-0 to adjourn the meeting at 7:00 pm.

#### MATERIALS REVIEWED AT THE MEETING

DEP appeal process handout (provided at meeting by Mark Bobrowski)