



Zoning Board of Appeals Meeting Agenda

Date: January 16, 2019

Time: 6:30P.M.

Location: Pepperell Senior Center, 37 Nashua Road, Pepperell, MA

EXECUTIVE SESSION:

1. 6:30P.M. - Executive Session - Middlesex Superior Court C.A. No. 1481CV05460 (189 Brookline Realty Trust v. Zoning Board of Appeals Pepperell, et al.)

Executive Session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the Chair so declares.

HEARINGS:

1. 7:00P.M. - Public Hearing - 161 Nashua Road (Attorney Douglas C. Deschenes for Mass Composting Group, Inc.) - Administrative Appeal (ZBA-2018-09)

An ADMINISTRATIVE APPEAL has been submitted to the Zoning Board of Appeals by Attorney Douglas C. Deschenes, of Deschenes and Farrell, P.C., on behalf of Mass Composting Group, Inc. Appellant is seeking relief from the Town of Pepperell Zoning Board of Appeals under Sections 9000, 9200 (9223), and 10,000 (Appendix A) of the Town of Pepperell Zoning-By-Law and M.G.L. Chapter 40A, Sections 8 and 15.

Appellant is appealing the determination of the Pepperell Building Inspector in his letter dated October 9, 2018, in which he determined that Mass Composting Group's proposed use of the property at 161 Nashua Road for a soil reclamation project would qualify as a Commercial Dumping Ground because the proposed operation would use the property as a depository of otherwise unwanted or unusable soil removed from remote construction projects, for no purpose other than the permanent storage of the material, and that under the Zoning Bylaw's Table of Use Regulations, the proposed use is prohibited at 161 Nashua Road.

Subject property is known as 161 Nashua Road and located at

141-163 Nashua Road, Pepperell, MA, as shown on Assessor's Map 6 as Parcel 20-0.

A public hearing will be held on this matter at the Pepperell Senior Center, 37 Nashua Road, Pepperell, MA, on Wednesday, January 16, 2019 at 7:00P.M.

OLD and NEW BUSINESS

- Miscellaneous Old and New Business
- *Other matters that may arise that the chair didn't reasonably anticipate.

Note: The above application(s) are available for review at the Town Clerk's office. Parties wishing to speak in favor of, or in opposition to, these proposals may do so in writing prior to the hearing or at the hearing in person or represented by an agent or attorney. Interested parties are encouraged to attend.