

PLANNING BOARD
MINUTES
REGULAR BUSINESS MEETING
Thursday, September 23, 2010

Meeting was called to order at 7:00 PM.

Members present were: Christopher Tomich, Margaret Martin, Tim Fulco and David Smith Sr. Peter Cherneff was absent.

Sign-in sheet attached; only the Board and Secretary were present.

Treasurer's Report: T. Fulco received an invoice from the Berkshire Record for \$132.40. He also reported that the Planning Board currently has a balance of \$10,893.

Appeal Filed Against Planning Board & ZBA: An attorney for Paul Greene, who resides at 74 Water Farm Rd, and owns 18 acres adjacent to the Sheffield Water Company's property, has filed a legal complaint appealing the decisions of the Planning Board and the ZBA for their decisions in the special permit application of the Sheffield Water Co. The Board examined the complaint, which cites the Planning Board as finding that "lot 28 was not legally established." Board members stated that that citation is incorrect and that they had made their decision with the information presented to them which showed both lots 28 and 30 as distinct and valid.

Minutes: *D. Smith Sr. made a motion, seconded and approved, to accept the minutes of the regular meeting of September 9, 2010, as submitted.*

M. Martin made a motion, seconded and approved, to accept the minutes of the Public Hearing of September 9, 2010, as revised.

Mail: Notice from the Town of Egremont ZBA regarding a public hearing.

At 7:35 p.m., D. Smith Sr. made a motion, seconded and approved, to close the regular meeting.

Respectfully submitted,

Nadia Milleron,
Secretary to the Planning Board