

ZONING BOARD OF APPEALS

TOWN OFFICES/BUCKLEY CENTER
AVON, MASSACHUSETTS 02322-1496
TEL. (508) 588-0414 - FAX (508) 559-0209

TOWN OF AVON

August 3, 2021

2021 SEP -8 A 8:04

Mr. Kevin Foster, member announced that pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, Subchapter 20 and the Governor's March 23, 2020 Order imposing limitations on the number of people that may gather in one place, this hearing of the Zoning Board of Appeals will be conducted via remote participation. No in-person attendance of members of the public was permitted, but every effort was made to ensure that the public can adequately access the proceedings as provided for in the Order. Mr. Foster reminded the viewing audience that persons who would like to view this meeting while in progress may do so by joining the Zoom link for the videoconference in session.

Mr. Kevin Foster, member called the meeting to order at 7:20 p.m. with all members present. Each Board member acknowledged their presence at the meeting by responding in the affirmative during the roll call.

The following were present:

Appeals Board Members: Peter Crone, Kevin Foster, Charles Comeau, Bob Ogilvie, Gerald Picardi, Edward Mekjian, Carl Walker

Members not present: n/a

Visitors: Robert Borden, Building Inspector, Lynne McKenney, Recording Secretary

Discussion:

The Zoning Board of Appeals welcomed their new member, Bob Ogilvie.

The Zoning Board of Appeals discussed their upcoming meeting schedule. The ZBA will meet every first Tuesday of the month starting in September.

The Zoning Board of Appeals discussed realigning the Zoning Board of Appeals. The Town of Avon Zoning bylaws requires the ZBA:

- Shall consist of 5 members
- Term of office of each member shall be for 5 years, so arranged that the term of office of one member shall expire each year.
- Associate members, in addition to regular members, there shall be appointed by the Board of Selectmen. Any vacancy in the office of a member or associate member shall be filled by the Board of Selectmen for the balance of the unexpired term, if any.

- Organization. The Board of Appeals shall annually elect a Chairman from its own number and a Clerk. Subject of appropriation, the Board of Appeals may employ experts, clerical, and other assistants.
- Substitution of associate members. In case of the absence, inability to act, or conflict of interest on the part of any regular member of the Board of Appeals, the Chairman or, if such absence, inability or conflict is in the Chairman, then the Clerk of the Board of Appeals, may designate an associate member to sit on the Board of Appeals until such absence, inability, or conflict is removed, or the vacancy filled.

Bob Borden, Building Inspector discussed some of the Avon bylaws such as 255-12-8 Subsection B, explaining that there has to be a representative of the Planning Board, Board of Health, and the Fire Department appointed to the Zoning Board of Appeals.

To clarify the member and associate member rules, The Zoning Board of Appeals would like to invite Avon Town Counsel, Joseph Lalli and/or the Board of Selectmen to attend the next ZBA meeting.

A motion was made by Charles Comeau to appoint Kevin Foster as the Chairperson of the Zoning Board of Appeals, seconded by Gerri Picardi. No discussion on the motion. A roll call vote was taken. Charles Comeau voted aye, Gerri Picardi voted aye, Edward Mekjian voted aye, Peter Crone voted aye, Carl Walker voted aye, and Bob Ogilvie voted aye. The motion carries.

A motion was made by Charles Comeau to appoint Carl Walker as the Clerk of the Zoning Board of Appeals, seconded by Gerri Picardi. No discussion on the motion. A roll call vote was taken. Charles Comeau voted aye, Gerri Picardi voted aye, Edward Mekjian voted aye, Peter Crone voted aye, Bob Ogilvie voted aye, and Kevin Foster voted aye. The motion carries.

Kevin Foster and the ZBA members thanked Chair, Peter Crone for his dedication.

Minutes:

A motion was made by Gerri Picardi to approve the meeting minutes of June 1, 2021, seconded by Edward Mekjian. No discussion on the motion. A roll call vote was taken. Charles Comeau voted aye, Gerri Picardi voted aye, Peter Crone voted aye, Bob Ogilvie voted aye, Edward Mekjian voted aye, Carl Walker voted aye, and Kevin Foster voted aye. The motion carries.

A motion was made by Charles Comeau to approve the meeting minutes of July 20, 2021, seconded by Gerri Picardi. No discussion on the motion. A roll call vote was taken. Charles Comeau voted aye, Gerri Picardi voted aye, Peter Crone voted aye, Bob Ogilvie voted aye, Edward Mekjian voted aye, Carl Walker voted aye, and Kevin Foster voted aye. The motion carries.

A motion was made by Edward Mekjian to adjourn the meeting at 7:58 p.m., seconded by Charles Comeau.

Approved by:



Kevin Foster, Member

List of Documents

1. August 3, 2021 Meeting Agenda
2. June 1, 2021 Meeting minutes
3. July 20, 2021 Meeting minutes
4. Town of Avon bylaws