



# City of Attleboro, Massachusetts

## PLANNING BOARD

GOVERNMENT CENTER, 77 PARK STREET

ATTLEBORO, MASSACHUSETTS 02703

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## AGENDA

MARCH 2, 2020

6:30 P.M.

- 
- |  |  |
|--|--|
| 1A. JOINT PUBLIC HEARINGS: NONE SCHEDULED  | <u>DEADLINE</u>                            |
| 1B. JOINT PUBLIC HEARINGS HELD OPEN: NONE SCHEDULED  | <u>DEADLINE</u>                            |
| 2A. PUBLIC HEARINGS: NONE SCHEDULED  | <u>DEADLINE</u>                            |
| 2B. PUBLIC HEARINGS HELD OPEN:   | <u>DEADLINE</u>                            |
| a. Pike Avenue Acquisitions, LLC – “PIKE ESTATES” Definitive Subdivision Plan  | 4/15/20                                    |
| 3A. SITE PLAN REVIEW PUBLIC HEARINGS:  | <u>DEADLINE</u>                            |
| 3B. SITE PLAN REVIEW PUBLIC HEARINGS HELD OPEN:  | <u>DEADLINE</u>                            |
| a. Tian Ann Jih Der Shen Daw Yuan Temple – 61 Thurber Avenue – Major Site Plan Review  | Deadline to Close Public Hearing → 3/16/20 |
| b. SOWA, LLC – 1 Highland Avenue/5 Route 1A – Major Site Plan Review   | Deadline to Close Public Hearing → 3/23/20 |
| 4. PENDING APPLICATIONS/MATTERS:   | <u>DEADLINE</u>                            |
| a. John J. & Mary F. Donovan – “RAMBLER ROAD” Street Extension Plan  | 3/27/20                                    |
| 5. FORM A PLANS:   | <u>DEADLINE</u>                            |
| a. Woodlark Development Corp. – Richardson Avenue  | 3/19/20                                    |
| 6. APPOINTMENTS TO SPEAK:  |  |
| a. Mayor Heroux – Proposed amendments to Local Wetlands Protection Ordinance   |  |
| b. Mark Rioux – “DEER RUN ESTATES”   |  |
| 7. STAFF REPORT: NO WRITTEN REPORT   |  |
| 8. CORRESPONDENCE: NONE  |  |
| 9. PERFORMANCE BOND CORRESPONDENCE:  |  |
| a. Letter from Planning Board Clerk Lauren Stamatis, dated February 26, 2020, Ray Loughlin of SR Land Improvement, LLC, approving a <b>PARTIAL</b> release of funds in the amount of \$89,938.80 relative to the “EDWARD SR. ESTATES” subdivision. |  |
| 10. MISCELLANEOUS PENDING CORRESPONDENCE:  |  |
| a. Email from Public Works Superintendent Michael Tyler, dated January 28, 2019, to Planning Board Chairman Paul Danesi addressing questions from the Board relative to bond releases in lieu of his presence at the meeting.                      |  |

- b. Letter from Kevin S. Freytag of Murphy, Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated February 8, 2019, to Thomas Fitzgerald regarding the notice of default and demand to complete work at the "BEECH TREE ESTATES" subdivision.
  - Certificate of Vote from Planning Board Clerk Lauren Stamatis, dated May 9, 2019, to City Clerk Stephen Withers, regarding the Board's decision to perform on the security for the "BEECH TREE ESTATES" subdivision.
  - Letter from Kevin S. Freytag of Murphy Hesse Toomey & Lehane, LLP (City Solicitor's Office), dated August 13, 2019, to Thomas Fitzgerald, relative to the agreement to release funds to complete work at the "BEECH TREE ESTATES" subdivision.
- c. Letter from Kevin S. Freytag of Murphy, Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated February 8, 2019, to Trustee Kathleen Lyons of CFDC Trust regarding the notice of default and demand to complete work at the "BURGESS ESTATES" subdivision.
  - Certificate of Vote from Planning Board Clerk Lauren Stamatis, dated May 13, 2019, to City Clerk Stephen Withers, regarding the Board's decision to perform on the security for the "BURGESS ESTATES" subdivision.
- d. Notice of Default from Kevin Freytag of Murphy Hesse Toomey & Lehane, LLC (City Solicitor's Office), dated August 6, 2018, to Fred Bottomley relative to the "CAMERON WOODS" subdivision.
- e. Letter from attorney Edward J. Casey of Casey Law Offices, P.C. on behalf of the Walsh Perry Partnership, dated June 3, 2019, to Planning Board Chairman Paul Danesi, regarding the status of completing the "HARDT ESTATES" subdivision.
- f. Letter from Kevin S. Freytag of Murphy, Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated February 8, 2019, to President Peter J. Deibel and Treasurer Kevin M. Joyce of Cedar Ridge Developers, Inc. regarding the notice of default and demand to complete work at the "HIGHLAND ESTATES" subdivision.
  - Letter from Kevin S. Freytag of Murphy Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated April 1, 2019, to Peter Deibel of Deibel Builders, Inc regarding the notice of default and demand to complete work at the "HIGHLAND ESTATES" subdivision (letter re-sent to updated address).
- g. Letter from Kevin S. Freytag of Murphy, Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated February 8, 2019, to Trustee David M. Wetterhahn of Milosh Realty Trust regarding the notice of default and demand to complete work at the "MILOSH ACRES" subdivision.
- h. Letter from Kevin S. Freytag of Murphy, Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated February 8, 2019, to Kevin J. Murphy of KJM Construction, Inc. regarding the notice of default and demand to complete work at the "RIVER'S EDGE" subdivision.
  - Letter received from President Kevin J Murphy of KJM Construction, Inc., dated February 19, 2019 (received February 25, 2019), to the Planning Board, responding to the demand letter regarding completion of the "RIVER'S EDGE" subdivision.
  - Letter from Kevin S. Freytag of Murphy Hesse, Toomey, & Lehane, LLP (City Solicitor's Office), dated April 1, 2019, to President Kevin J. Murphy of KJM Construction, Inc. seeking an updated response relative to the construction status for the "RIVER'S EDGE" subdivision.
- i. Letter from Senior Land Use Planner Stephanie Davies, dated March 19, 2019, to Scott Brown, calling for the request for a **FINAL** release of funds to be submitted relative to the "SHARPE PLAT" subdivision.
- j. Letter from Senior Land Use Planner Stephanie Davies, dated March 19, 2019, to Theodore Trowbridge, calling for the request for a **FINAL** release of funds to be submitted relative to the "HITCHCOCK LANE" subdivision.

**11. PLANNING BOARD COMMITTEES:**

**11A. COMPREHENSIVE PLAN COMMITTEE:**

**11B. ORDINANCE COMMITTEE:**

- a. §17-13.0 WATER RESOURCES PROTECTION DISTRICT
- b. Discuss mechanism for amending approved Site Plan Review decisions
- c. Discuss amendments to Subdivision Regulations (width of right-of-way, etc.)

**11C. SITE PLAN REVIEW COMMITTEE:**

**11D. SUBDIVISION COMMITTEE:**

- a. Pike Avenue Acquisitions, LLC – “PIKE ESTATES” Definitive Subdivision Plan
- b. John J. & Mary F. Donovan - “Rambler Road” Street Extension

**12. PENDING MINUTES:**

- a. February 10, 2020
- b. February 24, 2020

**13. SRPEDD DELEGATE’S REPORT:**

- a. Report/update from Scott Jones

**14. UPCOMING PUBLIC HEARING, BUSINESS MEETING AND COMMITTEE MEETING SCHEDULE:**

- a. Joint Subdivision & Ordinance Committee meeting scheduled for Monday, March 2, 2020 at 5:30 pm in the Council Meeting Room
- b. Subdivision Committee meeting scheduled for Monday, March 23, 2020 at 5:45 p.m. in the Council Meeting Room
- c. Regular meeting scheduled for Monday, March 23, 2020 in the Council Chambers
- d. Regular meeting scheduled for Monday, April 13, 2020 in the Council Chambers

**15. RECENTLY FILED APPLICATIONS/OTHER: NONE**