

Zoning Board of Appeals – Minutes

August 17, 2021

Location: Town Hall Annex Conference Room


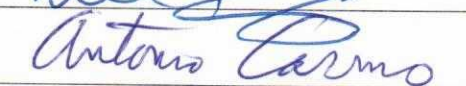

Time: 7:00 to 8:00pm

Board Member Attendees: Marcus Baptiste Chairman, Tony Carmo Alt Member & Jeanne Russo Alt Member

Board Member Out: None - The board had a quorum.

Attendees: Carl Malloch & C.J. Malloch – Malloch Construction and Lucas Tourgee

Topic	Discussion:
Mail & Minutes	<p>7:05pm- M. Baptiste opened the meeting by introducing the Board and himself.</p> <p>The meeting minutes from 6/29/21 and 7/20/21 were reviewed. T. Carmo made a motion to accept the mins as read. J. Russo Seconded.</p> <p>Bills: None</p> <p>Correspondence: None</p> <p>Lucas Tourgee of 21 Church St. came in front of the Board. He told the Board he was interested in joining the ZBA. He works on the Berkley Fire Dept. and also would like to get more involved in the town. The Board explained the procedures and meetings to Mr. Tourgee. J. Russo made a motion to write a letter to the BOS to appoint Lucas Tourgee to the ZBA. T. Carmo seconded.</p> <p>T. Carmo discussed more about the draft of the New By-Laws. Another meeting is going to be held with the BOS in the future.</p> <p>No other New Business came in front of the Board at this time.</p>

<p>Malloch Group/Malloch Construction Co. Inc. 120 Padelford St. Map 16 Lot 85- 40A Public Hearing</p>	<p>7:05pm - Marcus Baptiste opened the 40A Public Hearing for Malloch Group/ Malloch Construction Co. Inc. 120 Padelford St. Map 16 Lot 85 requesting a variance for parking. The newspaper ad ran in the Taunton Daily Gazette 7/30/21 & 8/6/2. All certified mailings were returned back from the abutters.</p> <p>The petitioner Carl Malloch of Malloch Construction Co 113 Padelford St. Berkley, Ma. 02779 and C.J. Malloch came in front of the Board. No abutters were present.</p> <p>Mr. Baptiste presided. The petition, plan, and the submissions were reviewed by the Board.</p> <p>Mr. Carl Malloch introduced himself to the board. He wants to construct two new buildings across the street from his office of 113 Padelford Street. He told the Board he already has a variance from the Board for the amount of parking spaces. Once he went in front of the Planning Board and submitted his final plans everything was further reviewed by the Planning Board and Attorney Mark Bobrowski. Attorney Mark Bobrowski told him to make everything legal he would also need a variance for parking in the setbacks. He is asking the Board for a variance to park in the setbacks. The Zoning By-Laws states "No structures, parking, or storage shall be located in the setbacks". He submitted a copy of the decision from the Planning Board for the Board to review. Chairman Baptiste read the verbiage from the Planning Board pertaining to the parking Zoning By-Laws into the record. Chairman Baptiste also noted the property drops in the back into wetlands, this prevents the petitioner from moving the buildings any further back. T. Carmo made a motion to close the hearing. J. Russo seconded. The Board further discussed. T. Carmo made a motion to grant the application as presented. To grant the variance to allow parking, so that parking should be allowed in the setback. J. Russo seconded.</p>
	<p>All Motioned the next meeting date to be determined</p>
	<p>Motion to adjourn was made by T. Carmo @ 7:21pm</p>
<p>Signatures</p>	<p>1. </p>
	<p>2. </p>
	<p>3. </p>