



TOWN OF AVON, MASSACHUSETTS

A Great Place to Live, Work and Do Business.

BUCKLEY CENTER, Avon, MA 02322

Telephone: 508-588-0414

Avon Planning Board Meeting Minutes

Date: December 3, 2009

Members Attending: Charles Comeau, Dolores Daigle, Charles Marinelli, Robert Pillarella

Also Present: Robert Borden, Building Inspector

Absent: **Matthew Curley**

Visitor's Forum: Attorney Francis Parisi representing TMobile Northeast LLC; Attorney Frank Marinelli representing Dresser Masonielan; and Jim from Old Colony Planning.

APPOINTMENTS/ CONTINUED HEARINGS:

1. 100 Ladge Drive, TMobile, Northeast, LLC
 2. 85 Bodwell Street, Dresser Masonielan
 3. Old Colony Planning Board
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Charles Comeau called the meeting of the Planning Board to order at 7:05 P.M.

1. Public Hearing for 100 LADGE DRIVE, TMOBILE NORTHEAST, LLC continued from November 5, 2009;

Attorney Francis Parisi introduced himself and Shakih Mahmed, Engineer for TMobile. Attorney Parisi stated that a Phase One report had been completed and TMobile is in the process of completing a Phase Two report. TMobile is also preparing to file with the Conservation Commission. Attorney Parisi stated that TMobile has looked at alternative sites in the town but 100 Ladge Drive still remains the preferred site. Attorney Parisi noted that the FCC recently came up with new regulations with respect to permitting telecommunications facilities in which they are trying to expedite the review of proposed facilities where there will be a tighter time limit on which the towns review and approve them. One of the goals of these regulations is to streamline the process in order to facilitate the development of wireless infrastructure. Attorney Parisi asked the Planning Board to make a decision subject to the approval by the Conservation Commission so that they could move on. The Planning Board stated that because the location of the proposed tower is so close to the town's water wells, a decision will not be made without a Consulting Engineer to advise the town on all the technicalities which require testing and recommendations as to the environmental issues in the area. Attorney Parisi let the board know that a balloon test was to be done during the week of December 14, 2009 so that the proposed height of the tower could be viewed. Attorney Parisi asked the board to try to get all departments and boards involved to expedite the decision process. The Planning Board explained the process of the application and that all other boards are notified and are requested to give input on their concerns and/or objections as to the

proposed project and this information is used by the Planning Board to make a decision. The Planning Board and Attorney Parisi agreed that they thought that there was going to be enough time before this meeting to get information from the Conservation Commission. It was agreed that the meeting would be continued to January 21, 2009 to give Attorney Francis Parisi enough time to get to see the Conservation Commission. Robert Pillarella made a motion to continue the hearing to January 21, 2009, seconded by Charles Marinelli.

2. 85 BODWELL STREET, DRESSER MAONIELAN, continued from October 1st, 15th, and November 5th, 2009;

Attorney Frank Marinelli and the Planning Board members reviewed and made corrections to the Order of Conditions for 85 Bodwell Street, Dresser Masonielan. A motion was made by Robert Pillarella to sign the Order of Conditions for 85 Bodwell Street, seconded by Charles Marinelli.

3. Old Colony Planning Board;

Jim from the Old Colony Planning Board reviewed a proposed Wind Energy Conversion Facility Zoning Bylaw with the Planning Board.

ADJOURNMENT

Meeting adjourned at 10:05 P.M.

Respectfully Submitted,

Dolores T. Daigle, Clerk

Avon Planning Board