

APPROVED

Belmont Conservation Commission Meeting

Executive Session: January 24, 2012, Room 4 at Town Hall at 8:20 PM

Attendance Chair: Miriam Weil, Vice Chair David Webster, Members: William McCants, Margaret Velie, Jeffrey North and Mary Trudeau

The Commission discussed the Superior Court remand of the OADR Docket No. WET-2008-072-R (DEP File Number 106-0075).

William McCants discussed research he had done concerning legal cases with similar facts. He noted that the absence of a transcript was problematic in pursuing several legal avenues. He also noted that the parties had all agreed to the use of the 2008 Stormwater Regulations in the Prehearing Conference for the adjudication of the Superseding Order of Conditions.

Mr. McCants noted that the Department appeared to have ignored their own regulations in the decision concerning Bordering Land Subject to Flooding (310 CMR 10.57). Mr. McCants noted that he would speak with Tino Lichauco concerning the required responses to the various motions currently in process.

Through a roll call vote, the Commission voted to exit the Executive Session.

Meeting adjourned at 9:20 PM
Submitted by Mary Trudeau, Agent

RECEIVED
TOWN CLERK
BELMONT, MA.

JUN 6 9 11 AM '13