



HEARING # 08-04

MINUTES OF THE HEARING ON THE MODIFICATION TO THE 40B COMPREHENSIVE PERMIT FOR COMMON GROUND DEVELOPMENT LOCATED AT 3 CHARTER ROAD.

The Acton Board of Appeals reopened hearing #08-04 on Monday, March 7, 2011 at 8:30 pm in room 126 of the Town Hall for a Modification of a 40B Comprehensive Permit for Common Ground Development located at 3 Charter Road.

Ken began by stating that it seems like it's a fairly limited meeting. He believes it's just going to be a different funding agency. He asked the petitioner to give him a summary.

Attorney Douglas Deschenes, introduced himself along with Steve Joncas who were both present tonight on behalf of Common Ground Development. The modification is to allow for a transfer of the permit to a new entity that was created as part of the funding, they had to create a separate entity and this document allows it to go from Common Ground to the new entity that had to be created for the purposes of the funding. The modification you have is solely for the assignment to a new entity.

The applicant is proposing to amend the language throughout the Comprehensive Permit to delete any reference to "Common Ground Corporation" and replace it with "Towne School Limited Partnership".

The Board received the following documents tonight from Town Counsel and have been signed by all three members and notarized by the attorney present.

- A.** Modification of Comprehensive Permit G.L. C. 40B §§ 20-23; 760 CMR 56.05(11) and 56.05(12)
- B.** Extension of Time Concerning Request for Modification of Comprehensive Permit Under G.L. C. 40B §§ 20-23; 760 CMR 56.05 (11)
- C.** Acknowledgement of the Acton Zoning Board of Appeals
- D.** Motion Concerning Comprehensive Permit and Related Project Documents

Ken Kozik made a motion to close hearing #08-04. Marilyn Peterson so moved, the motion was seconded by Jon Wagner.

The Board voted to **APPROVE** the **MODIFICATION** as presented and is deemed by the Board as being insubstantial and therefore adopted.

Respectfully submitted,

Kenneth F. Kozik

Chairman, Board of Appeals

Cheryl Frazier

Secretary, Board of Appeals

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