

**Town of Medway
Zoning Board of Appeals Meeting
Sanford Hall, Town Hall
155 Village Street, Medway**

**MINUTES OF MEETING
EXECUTIVE SESSION
December 16, 2015**

David Cole, Chairman, called the meeting to order at 7:34 p.m. Attending Board members were Ms. Gould, Clerk, Mr. Arbeene, Mr. Olsen, and Mr. White. Mr. Kennedy was not present.

Executive Session

David Cole, Chairman, declared that under G.L. c. 30A, §21(b)(3), that the purpose of the executive session will be to discuss strategy with respect to litigation known as Maritime Housing Fund, LLC v. Medway Zoning Board of Appeals and that a discussion of the foregoing in open session could compromise the purpose for the executive session; and that the Board shall return to open session at the conclusion of the executive session.

A motion was made by Mr. Olsen, seconded by Mr. Arbeene, for the Zoning Board of Appeals to go into executive session, under G.L. c. 30A §21(b)(3), regarding the litigation identified and for the purposes and reasons declared by the Chairman, with the Board to return to open session at the conclusion of the executive session.

The motion passed unanimously. (Mr. Cole – aye; Ms. Gould – aye; Mr. Arbeene – aye; Mr. Olsen – aye; Mr. White – aye)

Mr. Cole declared that the Zoning Board of Appeals was in executive session.

The Board was in receipt of a confidential memorandum from Town Counsel with respect to this litigation and that the appeal will no longer be pursued. It was recommended to agree to the proposed stipulations of dismissal to resolve the case.

A motion was made by Mr. Olsen, seconded by Mr. White, for the Zoning Board of Appeals to agree to the proposed stipulation of dismissal.

The motion passed unanimously. (Mr. Cole – aye; Ms. Gould – aye; Mr. Arbeene – aye; Mr. Olsen – aye; Mr. White – aye)

Adjournment of Executive Session

A motion was made by Mr. Cole, seconded by Mr. White, that the Zoning Board of Appeals leave executive session for the purposes of reconvening in open session.

The motion passed unanimously. (Mr. Cole – aye; Ms. Gould – aye; Mr. Arbeene – aye; Mr. Olsen – aye; Mr. White – aye)

The executive session adjourned at 7:40p.m.

Respectfully submitted,
Stephanie Mercandetti
Director, Community and Economic Development