

TOWN OF LAKEVILLE
Selectmen's Meeting Minutes
April 4, 2007

On April 4, 2007, the Board of Selectmen held a Special Meeting at the Mass Highway Office on Route 140 in Taunton, MA to discuss the relocation of Route 79 in Lakeville. The meeting was called to order at 2:10 PM. Present were Selectman Yeatts, Selectman Evirs, and Town Administrator Rita Garbitt. Also present from Mass Highway, Mark Carmichael, Robert Gregory, and Michael Delaney; from MBC Development, Marcus Baptiste and Brian Cave; from Field Engineering, Kenneth Motta, from Canpro, Jeanne Alexander, and from LEC Environmental, Ann Marton.

Mr. Motta outlined the mitigation proposals for the relocation of Route 79 that were rejected by Natural Heritage, and Mr. Carmichael reviewed his discussions with Sarah Haggerty. The time line for the plan submittal to Mass Highway for the relocation of Route 79 was also discussed. Then there was a very lengthy discussion regarding the Town owned parcel of land located on Howland Road and which entity was responsible for the mitigation of the relocation of Route 79.

At the end of the meeting, Mr. Carmichael summarized the outcome of the meeting as follows:

If Mr. Baptiste goes forward with his residential 40B development before Route 79 is relocated, he does not have to do mitigation. However, a Conservation Restriction would be placed on part of his parcel which would mean it would take Special Legislation in order to relocate Route 79.

The Town and the State are subject to the same mitigation as a private developer. If the Town was going out of pocket, the State would also have to step up.

Mr. Baptiste will need to totally re-design his five (5) acres by April 19, 2007.

Mr. Motta will go to MEPA after he has a decision from Natural Heritage.

Ms. Marton will email Mr. Carmichael a summary of the avenues and a monetary number so that he can present it to the Environmental Division of Mass Highway. She will also revise the plan and put together a synopsis.

At 4:30 PM, Mr. Carmichael, Mr. Gregory, Mr. Delaney, Ms. Marton, Ms. Alexander, and Mr. Motta left the meeting.

After discussing the mitigation for the approval of water allocation for the two (2) commercial projects MBC Development has proposed on property located on Route 105, Mr. Baptiste agreed to pay the Town of Lakeville one (1) percent or \$25,000, whichever is greater, for each lot prior to the approval of the City of Taunton water connection application.

Upon a motion made by Selectman Evirs, and with Selectman Yeatts stepping down to second and stepping back up to vote, the Board

VOTED: To adjourn the meeting at 5:00 PM.

Approved on_____