

**Zoning Board of Appeals
Lakeville, Massachusetts
Minutes of Meeting
February 15, 2018**

Members present

Donald Foster, Chair; David Curtis, Vice-Chair; John Olivieri, Jr., Clerk; Jim Gouveia, Member; Joseph Urbanski, Associate Member

Members absent

Janice Swanson, Vice-Clerk; Chris Carmichael, Associate Member; Daniel Gillis, Associate Member

Regular Meeting

Mr. Foster opened the regular meeting at 7:00 p.m.

Roll called. Bills signed.

Mr. Foster stated that in accordance with the Open Meeting Law he was announcing that he and the secretary were making an audio recording of the meeting. Mr. Foster advised that LakeCam was not recording.

Mr. Foster advised that the only business they had tonight was to go through the issue with Valiant Enterprises also known as Nature's Remedy of Massachusetts. They originally applied to the Planning Board and Board of Selectmen for a license to distribute medical marijuana from a location in the Industrial Park. They then filed an application to the Zoning Board under a different name and included in the application medical and recreational marijuana. This is different from what was presented to the Board of Health, Board of Selectmen, and Planning Board. They then requested to withdraw this application and reapply correctly. Mr. Foster noted that the petition had never been advertised.

Mr. Foster then advised that Town Counsel had recommended when they receive the letter of withdrawal, they vote to accept it and make sure it is recorded in the minutes. The record would then indicate this and if it ever came back with a claim of constructive grant because the petition was legally filed but never advertised, they would not be compelled to grant a Special Permit. Therefore, in a formal and legal meeting, they need to read the withdrawal letter aloud and accept it. Mr. Foster then read the January 31, 2018, letter from Nature's Remedy of Massachusetts Inc. into the record.

Mr. Olivieri made a motion, seconded by Mr. Curtis, to accept the withdrawal letter as written. The **vote** was **unanimous for**.

Mr. Curtis made the motion, seconded by Mr. Olivieri, to adjourn the meeting. The **vote** was **unanimous for**.

The meeting was adjourned at 7:07.