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Approved by the Board on _____

**TOWN OF MONTVILLE
ZONING BOARD OF APPEALS
310 NORWICH NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382
PHONE (860) 848-8549 - FAX (860) 848-2354**

MINUTES OF MEETING

Wednesday, December 2, 2009 at 7:00 P.M.

LOCATION: MONTVILLE TOWN HALL – *Council Chambers*

- 1. Call to Order:** Chairman MacNeil called the meeting to order at 7:07 pm.
- 2. Roll Call:** A quorum was present. Board members present were Loiler, Lakowsky, Freeman, MacNeil, Adams, and Bassetti. Staff present was Thomas Sanders Assistant Planner/Zoning Enforcement Officer.

3. New Business:

- a.) **Cockerham vs. Town of Montville Zoning Board of Appeals, et al, Docket No. CV-05-4003702 and CV-05-4004221.** Review of Memorandum of Decision with Attorney Michael Carey and the establishment of a new Public Hearing date.

Attorney Michael Carey, who was the Town Attorney at the time this case was originally heard in 2003, spoke explaining the case. He gave a history of the case and stated that on September 30, 2009 the Court remanded this case back to the Zoning Board of Appeals for further consideration. He stated that the Board needs to schedule a public hearing for the case.

Motion for a 5 minute recess by Board Member MacNeil, seconded by Board Member Freeman. **6-0 favor, Motion carried.**

Discussion was held.

Motion to schedule ZBA 2005 7 by Board Member MacNeil to the first meeting in January, seconded by Board Member Adams. **6-0 favor, Motion carried.**

4. Public Hearings:

- a) **John Macione Jr. /Lynn Macione:** An application for a variance of Section 8.5 (R40 - lot frontage reduction) from 139.5 feet to 113.58 feet on the property located at 582 Old Colchester Road, Uncasville, Ct. As shown on Assessor's Map 22 Lot 4.
Applicant requested continuance to the next meeting.

Motion to continue 209 ZBA 3 to next meeting in January by Board Member MacNeil, seconded by Board Member Loiler. **6-0 favor, Motion carried.**

5. Old Business:

6. Minutes:

a.) Acceptance of the minutes from the Regular meeting of October 7, 2009.

Motion to accept minutes by Board Member MacNeil, seconded by Board Member Loiler. **6-0 favor, Motion carried.**

7. Communications:

8. Other Business and Applications to come before the Zoning Board of Appeals:

a.) Election of Officers **Motion** to keep positions as they are by Board Member Lakowsky, seconded by Board Member Freeman. **6-0 favor, Motion carried.**

b.) Approval of 2010 Meeting Date Calendar **Motion to approve** by Board Member MacNeil, seconded by Board Member Adams. **6-0 favor, Motion carried.**

9. Adjourn: Motion to adjourn at 7:30pm by Board Member MacNeil, seconded by Board Member Loiler. **6-0 favor, Motion carried.**

**Refer to audio for complete record.*

*Respectfully submitted,
Pamela Church, recording secretary*