

TOWN OF WESTWOOD
COMMONWEALTH of MASSACHUSETTS

Christopher A. Pfaff, Chairman
Steven H. Olanoff, Vice Chairman
Trevor W. Laubenstein, Secretary
Bruce H. Montgomery
John J. Wiggin



Abigail McCabe, Town Planner
amccabe@townhall.westwood.ma.us
(781) 251-2581

Janice Barba, Planning & Land Use
Specialist
jbarba@townhall.westwood.ma.us
(781)-320-1366

PLANNING BOARD

**DECISION OF THE PLANNING BOARD
SCENIC ROAD APPROVAL**

APPLICANT: Brendan Ryan, Tree Warden / Highway and Grounds Superintendent
Westwood Department of Public Works
50 Carby Street, Westwood, MA 02090

PROPERTY OWNERS: Town of Westwood
580 High Street
Westwood, MA 02090

PROPERTY LOCUS: Canton Street right-of-way, near 264 (Assessor's Map 25, Lot 90)

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TOWN CLERK
TOWN OF WESTWOOD

BACKGROUND AND PROJECT SUMMARY

The Applicant requested one dead tree within the Canton Street public right-of-way near 264 Canton Street is removed.

APPLICATION AND PLANS

At the Planning Board's meeting on March 15, 2016 the Board evaluated the requested tree removal and public hearing notice filed with the Town Clerk on February 22, 2016, and the following related submissions:

1. Application for Scenic Road public hearing, prepared by Brendan Ryan, dated February 3, 2016.
2. Photographs of the tree within the Canton Street right-of-way near 264 Canton Street.
3. Electronic mail from Karon Catrone, Westwood Conservation Agent, sent February 24, 2016.

STATEMENT OF FINDINGS

After having reviewed all the materials filed by the Applicant and their representatives, and having considered all correspondence, testimony, and materials submitted, the Westwood Planning Board makes the following findings:

1. The Applicant requested permission to remove one tree, which are within the public right-of-way to Canton Street, pursuant to M.G.L. Chapter 40, §15C (the "Scenic Road Act"), and M.G.L. Chapter 87, §3 (the "Public Shade Tree Act"), and the Rules and Regulations of the Town of Westwood Planning Board as Permit Granting Authority Pursuant to M.G.L. Chapter 40, Section 15C ("Scenic Roads Rules and Regulations").

2. Planning Board approval, pursuant to the Scenic Road Act, and the Scenic Road Rules and Regulations, is required for the removal of any tree within the public right-of-way on a designated scenic road.
3. Canton Street is listed as a Scenic Road in the Scenic Roads Rules and Regulations.
4. Pursuant to the Scenic Road Act and the applicable provisions of the Scenic Roads Rules and regulations, the Planning Board gave notice of the public hearing published in the Westwood Press on February 26, 2016 and March 4, 2016. Notice of the public hearing was posted in the Westwood Town Hall and the Carby Street Municipal Building on February 22, 2016. Said notice of the public hearing was mailed to all Parties in Interest as defined in the Scenic Road Act and the Scenic Road Rules and Regulations on February 22, 2016.
5. After notice as provided as described above, the public hearing on the Application was held on Tuesday, March 15, 2016 in the Auditorium at the Downey School, 250 Downey Street, Westwood, Massachusetts.
6. Westwood Planning Board members John J. Wiggin, Steven H. Olanoff, Christopher A. Pfaff, Trevor W. Laubenstein, and Bruce H. Montgomery were present for the public hearing and deliberated on the matter in the course of that public hearing.
7. No property owners, members or the public, or other interested parties expressed opposition to the removal of the trees.
8. The Planning Board considered the application in accordance with section 10 of the Scenic Roads Rules and Regulations, and determined that the one (1) tree should be removed in the interest of public safety, and that the removal of the trees will not have an adverse impact on the Scenic Road or surrounding area.

WAIVERS

The Board waived the application filing fee for the Town of Westwood as the Applicant.

DECISION

The Planning Board evaluated the Application in relation to the above Findings, and by a vote of five (5) in favor and none (0) opposed, hereby grants **approval** for the removal of one (1) tree within the Canton Street public right-of-way near 264 Canton Street, in accordance with the Scenic Road Act and the Scenic Road Rules and Regulations without any conditions.

RECORD OF THE VOTE

The following members of the Planning Boat voted to grant a Scenic Road Approval for the abovementioned project: John J. Wiggin, Steven H. Olanoff, Christopher A. Pfaff, Trevor W. Laubenstein, and Bruce H. Montgomery.

The following members of the Planning Board voted in opposition to a Scenic Road Approval for the above mentioned project: None.



Abigail McCabe
Town Planner

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TOWN OF WESTWOOD

3/24/16
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DATE: March 24, 2016