

TOWN OF WESTWOOD
COMMONWEALTH of MASSACHUSETTS

Trevor W. Laubenstein, Chairman
David L. Atkins, Jr., Vice Chairman
Steven H. Olanoff, Secretary
Brian D. Gorman
Michael L. McCusker



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PLANNING BOARD

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

APPLICANT: Brendan Ryan, Tree Warden / Highway and Grounds Superintendent
Westwood Department of Public Works

PROPERTY OWNERS: Town of Westwood

PROPERTY LOCUS: Dover Road Right of Way
Near 453 Dover Road, Map 13, Lot 023

2018 MAR - 8 P 2:41
TOWN CLERK
TOWN OF WESTWOOD

BACKGROUND AND PROJECT SUMMARY

The Applicant requested the removal of two dead trees within the Dover Road public right-of-way in front of 453 Dover Road for public safety reasons.

APPLICATION AND PLANS

At the Planning Board's meeting on January 9, 2018, the Board evaluated the requested tree removal and public hearing notice filed with the Planning Board on December 14, 2018, and the following related submissions:

1. Application for Scenic Road public hearing, prepared by Brendan Ryan, dated December 14, 2018.
2. Photographs of two trees on Dover Road right-of-way near 453 Dover Road.

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 two dead trees of which are within the public right-of-way of Dover Road, 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. Dover Road 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 December 22, 2017 and December 29, 2017. Notice of the public hearing was posted in the Westwood Town Hall and the Carby Street Municipal Building on December 14, 2017. 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 December 19, 2017.
5. After notice as provided as described above, the public hearing on the Application was held on Tuesday, January 9, 2018 in the Cafeteria at Downey School, 250 Downey Street, Westwood, Massachusetts.
6. Westwood Planning Board members Brian D. Gorman, Steven H. Olanoff, Michael L. McCusker, David L. Atkins, Jr., and Trevor W. Laubenstein 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 two (2) trees 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.

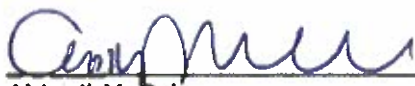
DECISION

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 two (2) trees within the Dover Road public right-of-way near 453 Dover Road, 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 Board voted to grant a Scenic Road Approval for the abovementioned project: David L. Atkins, Steven H. Olanoff, Brian D. Gorman, Trevor W. Laubenstein, and Michael L. McCusker.

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

3/8/18

DATE
TOWN CLERK
TOWN OF WESTWOOD

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