



Braintree Town Council

ORDER NO: 17 002

DATE FILED: JANUARY 12, 2017

REQUEST OF: MAYOR

UPON THE REQUEST OF HIS HONOR, THE MAYOR, THE TOWN OF BRAintree, THROUGH THE BRAintree TOWN COUNCIL, IT IS SO ORDERED:

To accept Massachusetts General Laws, Chapter 39, Section 23D, which would permit local board members who miss a single session of an adjudicatory hearing at which testimony is heard or received before their board will be allowed to participate and vote on the matter provided:

1. The absentee voting member shall be absent from no more than a single session of the hearing at which testimony or other evidence is received;
2. Prior to voting, the absentee member shall certify, in writing, that he or she has examined all evidence received at the missed session and watched the video recording of the sessions session, or, if no video recording is available, then has listened to the audio tape or reviewed a verbatim transcript of the missed session; and
3. The absentee member shall certify, in writing, which evidence was reviewed, and the written certification shall be made part of the record and shall be filed with the Town Clerk; and
4. Provided that no other member of the same board, committee or commission sitting on the same matter has invoked this provision.

Boards and Committees Affected:

Planning Board

Zoning Board

Conservation Commission



Braintree Town Council

ORDER NO: 17 002

PAGE 2 OF 2

YEAS: Bowes, Clifford, Hume, Kokoros, Mullaney, O'Brien, Owens, Powers, Ryan

NAYS: NONE

ABSENT: NONE

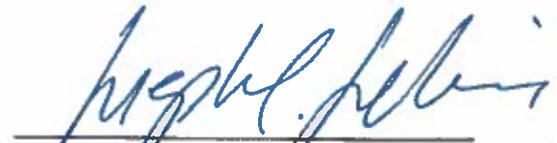
PASSED IN COUNCIL: FEBRUARY 7, 2017
PRESENTED TO MAYOR: FEBRUARY 8, 2017

A True Record, Attest:

2-8-17

Date Approved


James M. Casey, Town Clerk


Joseph C. Sullivan, Mayor