

**Meeting of the Planning Board**  
**Monday, May 1, 2023**

The 23<sup>rd</sup> meeting of the Milton Planning Board for FY2023 was called to order at 7:00 p.m. in room 243 of the Milton Public High School.

**Present:** Planning Board Members Meredith Hall (Chair), Cheryl Tougias (Secretary), Sean Fahy, Maggie Oldfield and Jim Davis; Director of Planning and Community Development Tim Czerwienski, Assistant Town Planner Josh Eckart-Lee and Sr. Administrative Clerk Julia Getman.

**1. Bylaw Recodification Discussion**

Mr. Czerwienski stated that he had discussed the recodification of the General Bylaws (Article 12) and Zoning Bylaws (Article 13) with Town Counsel Kevin Freytag regarding the treatment of existing typos and inconsistencies in the language. It was proposed that the Warrant Committee amend its warrant recommendation to include the following language:

“The Town Clerk [Susan Galvin], with consultation from the Planning Board and the Building Commissioner, shall be empowered to correct inconsistencies and internal references to the zoning bylaw that arise from the new numbering system.”

It was noted that the legal requirements of the bylaws would not be affected by the recodification process and that existing Special Permits would be unaffected. Questions regarding two drafts of the recodified bylaws, submitted by General Code in January and February of 2023, were addressed. Mr. Czerwienski stated that no substantive changes had been made and that the February version was the only version available to the public, despite that the January version was listed in the public hearing notice. He said that Ms. Galvin would be able to certify the bylaws once Articles 12 and 13 were approved by Town Meeting and the Attorney General.

Ms. Oldfield requested that Town Counsel provide a written statement ensuring that special permits will be protected and noted that the Town of Concord conducted a line-by-line codification process. Ms. Tougias said that the current version of the bylaws is “not workable” due to the number of amendments added since they were last certified in 2009 and that digitalizing the bylaws as soon as possible and fixing clerical errors in phase two of the process would serve the town best.

Public Comment:

Attorney Kathleen O'Donnell of 12 Belcher Circle stated that zoning is regularly amended and that permits are protected in records on file at the Registry of Deeds.

Ms. Tougias made a motion to support Article 13, seconded by Mr. Fahy, which passed 3/2/0 with Ms. Oldfield and Mr. Davis voting no. Ms. Tougias then made a motion, seconded by Mr. Fahy, not to support any motion made at Town Meeting to send the article back for further study, which passed 3/2/0 with no votes from Mr. Davis and Ms. Oldfield.

On a motion by Ms. Tougias, seconded by Mr. Fahy, the meeting was adjourned to the floor of Town Meeting at 7:29 pm.



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Cheryl Tougias, Secretary