

SUDBURY BOARD OF SELECTMEN
AGENDA
MONDAY, APRIL 22, 2002 – 7:30 P.M.
Town Hall, 322 Concord Road

1. 7:30 p.m. Opening remarks by Chairman O'Brien.
Citizen petitions.

2. 7:30 **Public Hearing:** In accordance with Sudbury Bylaws Article XVII, Section 3, question of
Vote approving new fees established by Town Clerk Barbara Siira for her department, as set forth in a communication dated April 19, 2002.
This hearing was advertised in the Sudbury Town Crier on April 11, 2002. Sudbury Bylaw Article XVII, Section 3, as amended, states, in part, "The schedule of fees to be charged by the Town Clerk in accordance with the authority of Section 34 of Chapter 262 of the General Laws shall be those established by the Town Clerk pursuant to Section 22F of Chapter 40 of the General Laws. The fees adopted under this section shall be subject to approval by the Board of Selectmen after a public hearing."

3. 7:45 **Public Hearing:** In accordance with M.G.L. Ch. 166A, Section 7 and 207 CMR 4.01 et.
Vote seq., the Board of Selectmen, as issuing authority, shall consider the question of approving an application for change of control of the existing cable television license for the Town of Sudbury from AT&T Corp. to AT&T Comcast Corp. based upon the managerial, technical, financial and legal ability of AT&T Comcast Corp. to operate the cable system pursuant to AT&T Corp.'s existing license.
*Notice requirements complied with in accordance with 207 CMR 2.02: Legal Notice appeared on 4/4 and 4/11/02 in Sudbury Town Crier; notice posted in Town Clerk's Office and Form 394 placed on file for public viewing; notice ran on Cable Television Local Bulletin Board.
Application (Form 394) dated February 27, 2002, was received March 1, 2002. The allowable review period is 120 days, expiring **June 29, 2002**. The decision to accept or reject the application must be made within the 120-day time period. In response to communications dated March 26 and 27 from outside counsel for the Town Peter Epstein, two replies dated April 5, 2002, were received from AT&T Broadband, all of which are part of the record of this hearing. A video and stenographic record of this hearing are being provided by the applicants. Cable Television Committee Chairman Jeffrey Winston will be in attendance.
Applicants: AT&T Corp. and Comcast Corp.*

4. 8:15 Consideration of Consent Calendar and Miscellaneous agenda items.

5. 8:45 **Cont. Public Hearing:** In accordance with Sudbury Zoning Bylaw Article 6000,
Vote to cont. Section 6300, Site Plan Review, consideration of Site Plan Application #SP01-362M of
to May 20 @ Roche Brothers, d/b/a Sudbury Farms, for modification of Site Plan 99-348, by making
7:40 p.m. changes to driveway and parking areas at 439 Boston Post Road, owned by 1776 Plaza Limited Partnership, zoned Limited Business District. (Continued 2/11 & 3/11)
*Roche Bros. attorney - James Sperber; Roche Bros. engineer - Bruce Ey, Schofield Bros.
Application was received 11/20/01. The 120-day review period expired March 20; extension to April 30 granted by applicant. Request for additional extension to May 30, 2002, dated Apr. 18, 2002, has been received from the applicant.*

6. 9:00 Question of granting a Class 2 License to Buy, Sell, Exchange or Assemble Second Hand
Vote/Sign Motor Vehicles or Parts Thereof, in accordance with M.G.L. Ch. 140, to Harold J. Salant, Sudbury Auto Sales, 9 Old County Road, Ind. District 12.
*Applicant Harold Salant to be in attendance. Mr. Salant requests the license to assist clients of his insurance business at 8-10 Concord Road, to dispose of vehicles.
Notice in newspaper and notification to abutters not required.
Permit needed from Board of Appeals.*

7. 9:15 Question of granting special permission under Sudbury Bylaw Article XX.3.E to Walker
Vote Realty LLC to install overhead utility service across Route 20 from existing Pole #18/50 to a new pole located on private property at 307 Boston Post Road to service proposed daycare center, as shown on plan entitled "Site Electrical Plan & Details" for Walker Realty, LLC and Next Generation Children's Center, drawn by East Cost Electrical Contractors, Inc., of Westford, MA, dated December 12, 2001.
Applicant Robert Walker to be in attendance. Abutters were notified, although notice is not required. See reports from DPW Director and Building/Wiring Dept.

8. 9:30 **Vote** Question of granting special permission under Sudbury Bylaw Article XX.3.E to Francis J. Vanaria to install overhead utility service on Concord Road at two locations: from pole #168 to a house under construction at 802 Concord Road, and from Pole #169 to a proposed new home at 810 Concord Road, as requested in a communication dated April 2, 2002. *Applicant Francis Vanaria to be in attendance. Abutters were notified, although notice is not required. See reports from DPW Director and Building/Wiring Dept.*

Consent Calendar

9. **Vote** Question of approving the regular and executive session minutes of April 9, 2002.
10. **Vote** Question of accepting \$239.25 in miscellaneous donations, to be deposited into the Van Donation Account, and of authorizing the council on Aging to expend said funds for the purpose of operating and maintaining the Council on Aging vans.
11. **Vote** Question of accepting on behalf of the Town donations totaling \$17,600, from the local businesses listed below, said donations to be deposited into the Sewer Study Technical Advisory Committee (T.A.C.) Donation Account, established by vote of April 9, 2002, and separately accounted for by the Town Accountant, and expended under the direction of the Town Manager for expenses incurred under the Wastewater Feasibility Study authorized by the 2002 Annual Town Meeting under Article 24; further, donors will receive a pro-rated refund of unspent donations in proportion to the original donation.
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| Gravistar (Star Market Plaza) | \$5,600 |
| Intrum Corp. (Mill Village) | \$1,700 |
| CGI Management (Sudbury Crossing) | \$3,500 |
| 1776 Plaza (Sudbury Farms) | \$6,500 |
| Sudbury Chamber of Commerce | \$ 300 |
12. **Vote** Question of accepting a grant from the Sudbury Foundation in the amount of \$18,000, to be separately accounted for and expended under the direction of the Town Manager for Town Hall Meeting Room upgrades.
13. **Vote** Question of granting permission to Project Bread to conduct their 2002 Ride for Hunger on Sunday, September 22, 2002, along Hudson Road and Old Sudbury Road, in accordance with the request dated March 28, 2002, from Karen Plattes, Director of Operations, subject to any requirements of the Sudbury Police Department.

Miscellaneous

14. Discussion relative to Community Preservation Committee appointments procedure.
15. **Vote/Sign** Question of approving and signing petitions to the General Court of Massachusetts, for enactment of the following Special Acts for the Town of Sudbury, approved at the 2002 Annual Town Meeting:
- a) Property Tax Deferment - Application of Chapter 59, Section 5, Clause 41A (Article 28)
 - b) Frost Farm Housing Fund (Article 29).
16. Review of the format and schedule for Town Forums.
17. Report and items for consideration from the Town Manager.
18. Reports from the Selectmen on current items.

MONDAY, MAY 6

- 7:30 p.m. Opening remarks by Chairman.
Citizen petitions.
- 7:35 p.m. Approve and sign Bond Anticipation Notes.
- 7:40 Meeting of Co-Trustees of Town Donations: approval of
34rd quarter Trust Fund Report.
- 7:45 Consent Calendar items.
Miscellaneous agenda items.
Annual appointments
- 8:00 Continued Public Hearing: Mead-Bartlett Site Plan 02-364.
- 8:30 Public Hearing: **Site Plan 02-365 and Class 1 Motor
Vehicle License** for Foreign Motors West, 83 Boston Post
Road.
- 9:30

MONDAY, MAY 20

- 7:30 p.m. Opening remarks by Chairman.
Citizen petitions.
Consent Calendar items.
Miscellaneous agenda items.
- 7:40 Public Hearing: Cont. consideration of Site Plan 01-362M
for Sudbury Farms.
- 8:00 Public Hearing: Site Plan 02-366, Sprint Spectrum and
Voicestream Wireless, Melone property.
- 8:45 Town Forum.

MONDAY, JUNE 10

- 7:30 p.m. Opening remarks by Chairman.
Citizen petitions.
Consent Calendar items.
Miscellaneous agenda items.
- 8:00
- 8:30
- 9:00