

SUDBURY BOARD OF SELECTMEN TUESDAY DECEMBER 10, 2019 7:00 PM, TOWN HALL - LOWER LEVEL

Item #	Time	Action	Item
	7:00 PM		CALL TO ORDER
			Opening remarks by Chairman
			Reports from Town Manager
			Reports from Selectmen
			Citizen's comments on items not on agenda
			MISCELLANEOUS
1.		VOTE	Discussion and vote whether to approve a request dated 11/26/19, from Sudbury Rug and Home, to grant permission for up to three temporary storage trailers at 15 Union Avenue, for a date to be determined, subject to approval of the Fire Department and Building Inspector.
2.		VOTE / SIGN	Vote to sign the Special Town Meeting Warrant to be held Thursday, January 2, 2020, which must be delivered to residents by Thursday, December 19, 2019. Also vote to take positions on articles.
3.		VOTE	Discussion on whether to update the Budget Strategies Task Force member appointments, and reappoint current members' terms to expire 6/30/2020. Include two new members as LSRHS appointments: Ellen Joachim and Kevin Matthews who replace Radha Gargeya and Carol Kasper. Also, send a letter of thanks to Mr. Gargeya and Ms. Kasper for their service on this committee.
4.		VOTE	Discussion and possible vote on next steps re: Fairbank Community Center.
5.			Citizen's comments (cont.)
6.			Discuss upcoming agenda items
			CONSENT CALENDAR
7.		VOTE	Vote to approve the regular session minutes of 10/22/19 and 10/29/19.

Item #	Time	Action	Item
8.		VOTE	Vote to sign a proclamation to recognize December 17, 2019 as
			Yoshitaka Ando Day in the Town of Sudbury.



MISCELLANEOUS (UNTIMED)

1: Request for temporary storage trailers at 15 Union Ave

REQUESTOR SECTION

Date of request:

Requestor: Joey Salvin, Sudbury Rug and Home. 15 Union Ave.

Formal Title: Discussion and vote whether to approve a request dated 11/26/19, from Sudbury Rug and Home, to grant permission for up to three temporary storage trailers at 15 Union Avenue, for a date to be determined, subject to approval of the Fire Department and Building Inspector.

Recommendations/Suggested Motion/Vote: Discussion and vote whether to approve a request dated 11/26/19, from Sudbury Rug and Home, to grant permission for up to three temporary storage trailers at 15 Union Avenue, for a date to be determined, subject to approval of the Fire Department and Building Inspector.

Background Information: Attached information provided by Andrew Lewis, Building Inspector, and Timothy Choate, Asst. Fire Chief.

Financial impact expected:

Approximate agenda time requested: 20 minutes

Representative(s) expected to attend meeting: Andrew Lewis, Building Inspector, to attend

Pending
Pending
Pending
Pending
Pending

12/10/2019 7:00 PM

1



Building & Inspections Department

275 Old Lancaster Road, Sudbury, MA 01776 978-440-5461 Fax 978-440-5404 building@sudbury.ma.us Andrew J. Lewis Inspector of Buildings Zoning Enforcement Agent

1.a

Patrick K. Ryan Assistant Building Inspector

Arthur J. Richard Wiring Inspector Supervisor of Town Buildings

12/6/2019

To: Select Board Members

RE: A summary of the time line of events at 15 Union Avenue.

- After complaint, October 29, 2015 Board of Health letter sent to Mr. Kenn and Mr. Salvin.
- Site was cleaned up after BOH letter.
- July 26, 2016 Building Dept./Zoning letter sent to Mr. Kenn regarding storage trailers requiring a permit from Board of Selectmen.
- 2016 through 2019 multiple complaints of solid waste and hazardous materials being stored. Owners would clean up and all would be ok for a few months and it became a cycle of complaints and cleanup.
- Building Dept. became aware of moving vans in October 2019 and had discussions with Assistant Fire Chief Choate. (See Email from November 11, 2019 stating Assist. Chief Choate's concerns)
- Met with Town Counsel to discuss the situation
- October 18, 2019 Building Dept./Zoning letter was sent to Mr. Kenn and Mr. Salvin asking for vans to be removed from the site.
- October 29,2019 Zoning Enforcement cease and desist letter was sent after noncompliance of the October 18, 2019 letter.
- Sudbury Rug applied for storage trailer permit

Regards,

Andrew Lewis

TOWN OF SUDBURY REGULATIONS FOR TEMPORARY BUSINESS OR INDUSTRIAL TRAILERS

The temporary business or industrial use of trailers for storage or office purposes under Section 2324 of the Sudbury Zoning Bylaw shall conform to the following requirements:

- 1. No trailer shall be put in place prior to the filing and approval of a request as follows:
 - a. Where the temporary use shall be for three months or less, the applicant shall file a request with the Building Inspector stating the name and address of the owner and lessee of the premises, the name of the company and a responsible official, the number, size and purpose of the proposed trailer(s), and the name and address of the owner/lessor of the trailer(s). A plan of the premises conforming to paragraph 5(b) shall also be filed. The Building Inspector may consider and approve the same with or without conditions or modifications, and shall notify the Selectmen's Office of such approval, or may, if he deems it appropriate in any case, refer the matter to the Board of Selectmen, stating his reasons for referral, and it shall then be handled under paragraph 1(b).
 - b. Where the temporary use shall exceed three months, the applicant shall file the request and plan described above with the Board of Selectmen who shall consider and approve the same at a regular meeting, with or without conditions or modifications. Such approval shall not authorize such use for a period exceeding twelve months.
- 2. The Building Inspector or Board of Selectmen shall consider the following factors in reviewing a request under these Regulations:
 - a. Whether the proposed placement is upon or obstructs access to parking areas, roadways, fire lanes, or building entrances/exits.
 - b. Where the proposed placement is visible from a public street, way or place, whether such placement is appropriate considering the intended use, or detrimental to the neighborhood.
 - c. Whether the proposed placement obstructs visibility affecting traffic flow or other safety considerations.
 - d. Whether the proposed time period, number or size of the trailers is reasonable in light of the intended use of the trailers.
 - e. Any other factor relating to the placement or use of the trailers which may affect the surrounding neighborhood or health or safety considerations.
- 3. The trailer(s) shall be removed from the premises prior to the expiration of the permitted time period unless an extension has been requested and received from the Board of Selectmen.

- 4. Request for an extension of time to permit the continued use or placement of trailer(s) shall be directed to the Board of Selectmen. Such request shall state the reasons for an extension and the additional time period desired.
- 5. A. A filing fee of \$50 is required under this procedure.

B. The plan submitted under this procedure shall be clear and legible, and drawn to an appropriate scale so as to show all buildings, parking areas, setback distances, dimensions, roadways and the proposed location of the trailer(s) on the premises. It need not be reproducible or professionally prepared.

C. The Selectmen may waive any one or more of the provisions of these regulations if, in their opinion, the application of the regulation would create a hardship or is not reasonable in the circumstances.

Adopted by the Board of Selectmen

June 20, 1983

Sudbury Rug and Home

11/26/2019

Sudbury Rug and Home, our family business, rents part of the building and parking area located on 15 Union Ave, Sudbury. We are requesting a permit to place two or three storage units behind the building for the purposes of storing our supplies, rugs and other materials relevant to our rug store needs. We have used these units for 8 years and recently learned about our need to file a request for a permit.

The pods are 7'5" x 19' and we need at least two, and at most three of them in order to maintain our rug store operations. The 2200 sq\ft space inside the building is only big enough to host our showroom. The units are necessary for our back-end business operation purposes including supplies, cleaning materials, special order rugs, extra inventory, lighting equipment, installation equipment and other so on.

The storage units will be located 145 feet from the street, and 52 feet away from the building tucked in the back next to the trees. The necessary area is mostly covered by trees and is completely out of the way from any traffic as shown in the plans.

We appreciate your time and effort regarding our matter,

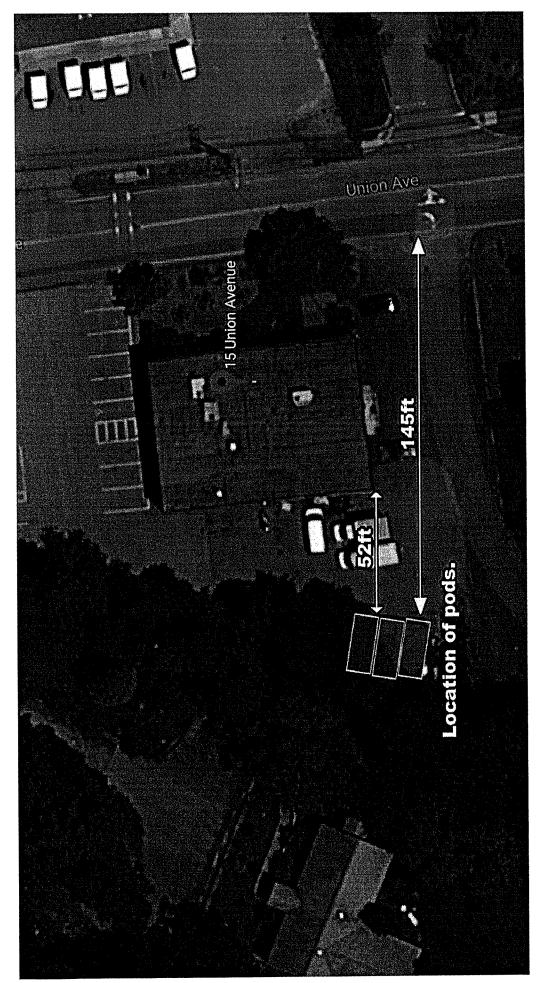
Joey Salvin, Ken Salvin, Nancy Salvin

Sudbury Rug and Home

Joey Salvin 508-630-4292

bey Salvin @ gnail.con.

Attachment1.c: Sudbury_rug_memo(3586 : Request for temporary storage trailers at 15 Union Ave)



1.c

4.:.

http

Golden, Patricia

From:	Golden, Patricia
Sent:	Tuesday, November 26, 2019 12:54 PM
То:	'joeysalvin@gmail.com'
Cc:	Lewis, Andrew
Subject:	FW: Sudbury Rug - request for storage unit
Attachments:	doc00192920191126104629.pdf

Good morning Joey,

In reviewing your letter, I noticed you don't have a date specified. We require beginning and dates when the unit will be placed and when it will be removed. Also, is this a request for two or three units?

We will try to have your request on the Tuesday, 12/10 Selectmen's agenda for review/approval. If necessary, will you be able to attend the meeting to answer questions? It's 7:00 PM at lower Town Hall.

Thank you.

Patty Golden Senior Admin. Assistant to the Town Manager Town of Sudbury 278 Old Sudbury Road Sudbury, MA 01776 Ph: 978-639-3382 Fax: 978-443-0756 www.sudbury.ma.us

The Secretary of State's office has determined that most e-mails to and from municipal offices and officials are public records. Consequently, confidentiality should not be expected.

Golden, Patricia

From:	Golden, Patricia
Sent:	Tuesday, November 26, 2019 1:16 PM
То:	Lewis, Andrew
Subject:	FW: Sudbury Rug - request for storage unit

Hi Andrew,

Looks like they want these units "indefinitely"? We always ask for a start and end date. Your thoughts?

Patty Golden Senior Admin. Assistant to the Town Manager Town of Sudbury 278 Old Sudbury Road Sudbury, MA 01776 Ph: 978-639-3382 Fax: 978-443-0756 www.sudbury.ma.us

The Secretary of State's office has determined that most e-mails to and from municipal offices and officials are public records. Consequently, confidentiality should not be expected.

From: Joseph Salvin <joeysalvin@gmail.com> Sent: Tuesday, November 26, 2019 1:02 PM To: Golden, Patricia <GoldenP@sudbury.ma.us> Subject: Re: Sudbury Rug - request for storage unit

Hi Patricia,

We would need three for 2 years, or indefinitely however we are happy to re-apply whenever necessary.

We will definitely be at the meeting.

Joseph Salvin Principal Lifetime Moving Co Junk Removal Inc (508) 630-4292

On Nov 26, 2019, at 12:54 PM, Golden, Patricia <<u>GoldenP@sudbury.ma.us</u>> wrote:

We will try to have your request on the Tuesday, 12/10 Selectmen's agenda for review/approval. If necessary, will you be able to attend the meeting to answer questions? It's 7:00 PM at lower Town Hall.



Board of Health

DPW Office Building 275 Old Lancaster Road Sudbury, MA 01776 978 440-5479 1.f

10/29/15

Mr. Daniel Kenn 15 Union Ave. Corp. 15 Union Ave. Sudbury, MA 01776

Mr. Kevin Salvin Sudbury Rugs 15 Union Ave. Sudbury, MA 01776

Dear Mr. Kenn and Mr. Salvin:

I am writing in response to complaints I received regarding the accumulation of junk and debris behind your building (see pictures attached). This solid waste includes, but is not limited to, metal debris, old grills, furniture, propane tanks, appliances, and broken sporting equipment. Locations where solid waste is collected and discharged for the purpose of transferring it to a final disposal site is considered a "transfer station". Transfer stations are regulated by the Board of Health and are only approved when they meet strict guidelines to protect the health and safety of the community.

Please contact me to discuss your operation. Thank you in advance for your attention to this matter.

Sincerel

William C. Murphy¹ Director of Public Health Sudbury Health Department

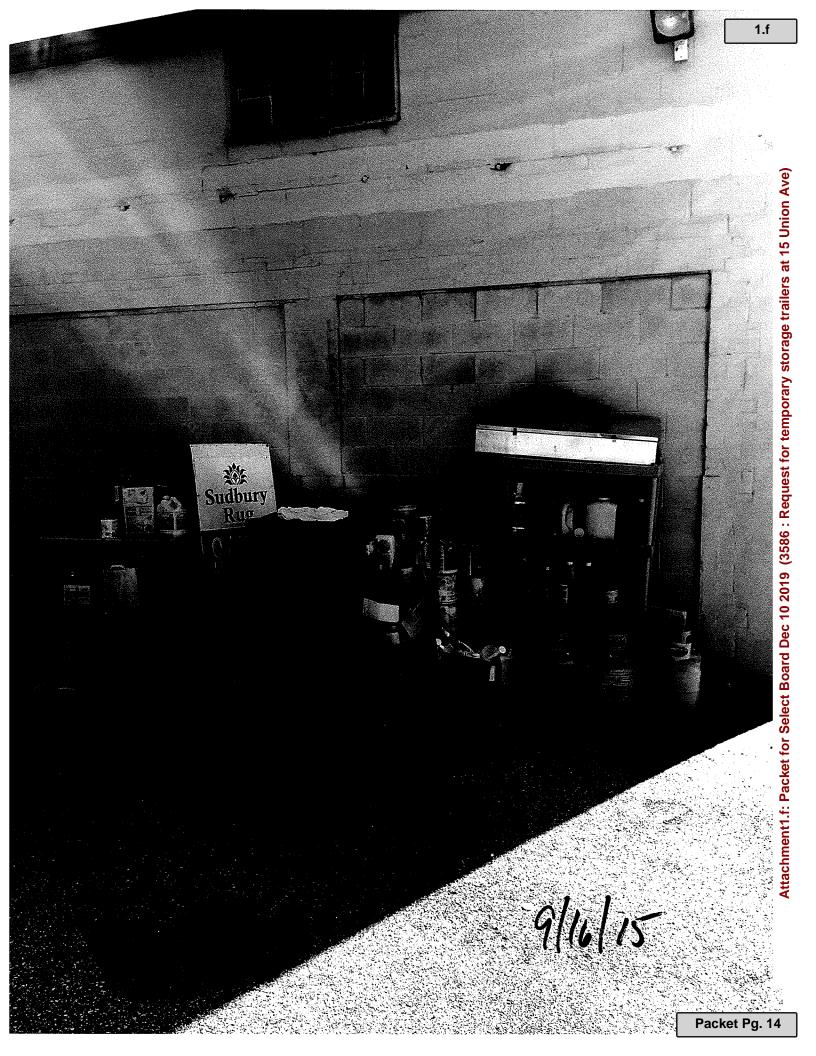
cc. Building Dept. Fire Dept.

Encl. Pictures





















Building & Inspections Department

275 Old Lancaster Road, Sudbury, MA 01776 978-440-5461 Fax 978-440-5404 building@town.sudbury.ma.us Mark E. Herweck Inspector of Buildings Zoning Enforcement Agent

Andrew J. Lewis Assistant Building Inspector

Arthur J. Richard Wiring Inspector Supervisor of Town Buildings

July 26, 2016

Mr. Daniel Kenn Fifteen Union Avenue Corp. / Sudbury Coffee Works 15 Union Avenue Sudbury, MA 01776

Re: Storage Trailers and Use

Dear Mr. Kenn;

It has come to my attention by the way of several complaints as well as by my own observation, that you are using the rear area of your property for inappropriate storage. As such you are in violation of the town Zoning Bylaw (Section 2324) and (Section 3424) Solid Waste Storage, which does not permit temporary trailers prior to filing a request and approval from the Selectmen.

If you have any questions, please call my office.

Sincerely,

1. rent

Mark Herweck Building inspector Enforcement Agent

Cc: Town Counsel Board of Health Junk Removal, Inc. Sudbury Rug

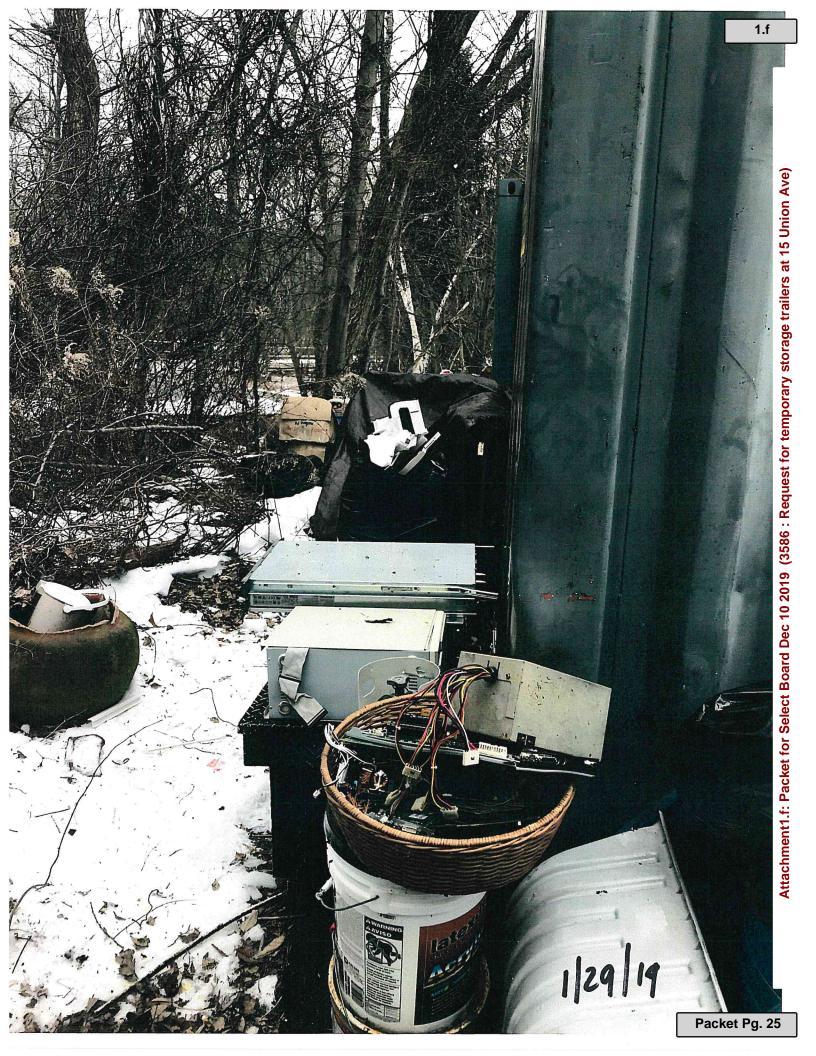












Attachment1.f: Packet for Select Board Dec 10 2019 (3586 : Request for temporary storage trailers at 15 Union Ave)





Town of Sudbury

Building & Inspections Department

275 Old Lancaster Road, Sudbury, MA 01776 978-440-5461 Fax 978-440-5404 building@sudbury.ma.us Andrew J. Lewis Inspector of Buildings Zoning Enforcement Agent

Patrick K. Ryan Assistant Building Inspector

Arthur J. Richard Wiring Inspector Supervisor of Town Buildings

10/18/2019

Mr. Daniel Kenn 15 Union Avenue Corp. 15 Union Avenue Sudbury, MA 01776

Mr. Kevin Salvin Sudbury Rug 15 Union Avenue Sudbury, MA 01776

Mr. Kenn and Mr. Salvin,

It has come to my attention that you are parking box trucks behind the building at 15 Union Avenue in Sudbury, MA 01776. This is causing a public safety hazard by blocking emergency vehicle access.

It is also a violation of Sudbury Zoning Bylaw Article IX Sections 2240. You are also in violation of zoning bylaw section 3424 (solid waste storage) and possibly 3426 (storage of inflammable or explosive materials). Please remove these vehicles from the property at 15 Union Avenue within 48 hours or I will initiate zoning enforcement action.

Feel free to call my office if you have any questions.

Regards,

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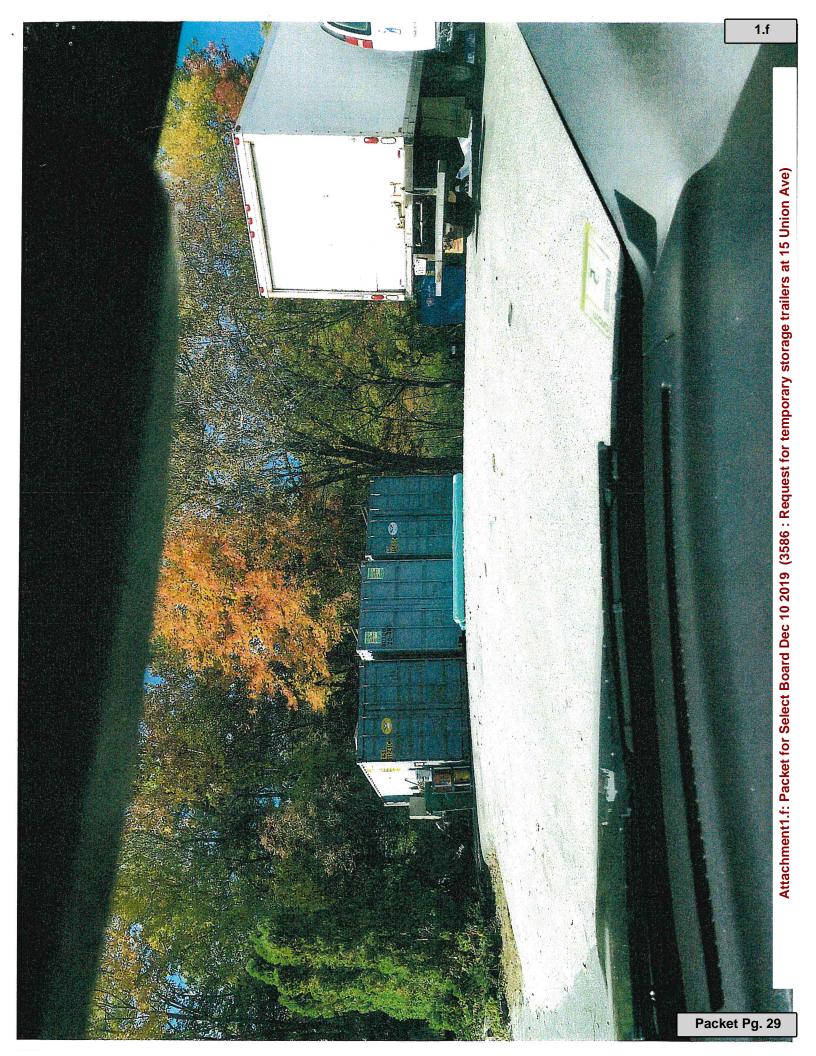
Andrew Lewis Inspector of Buildings Zoning Enforcement Agent

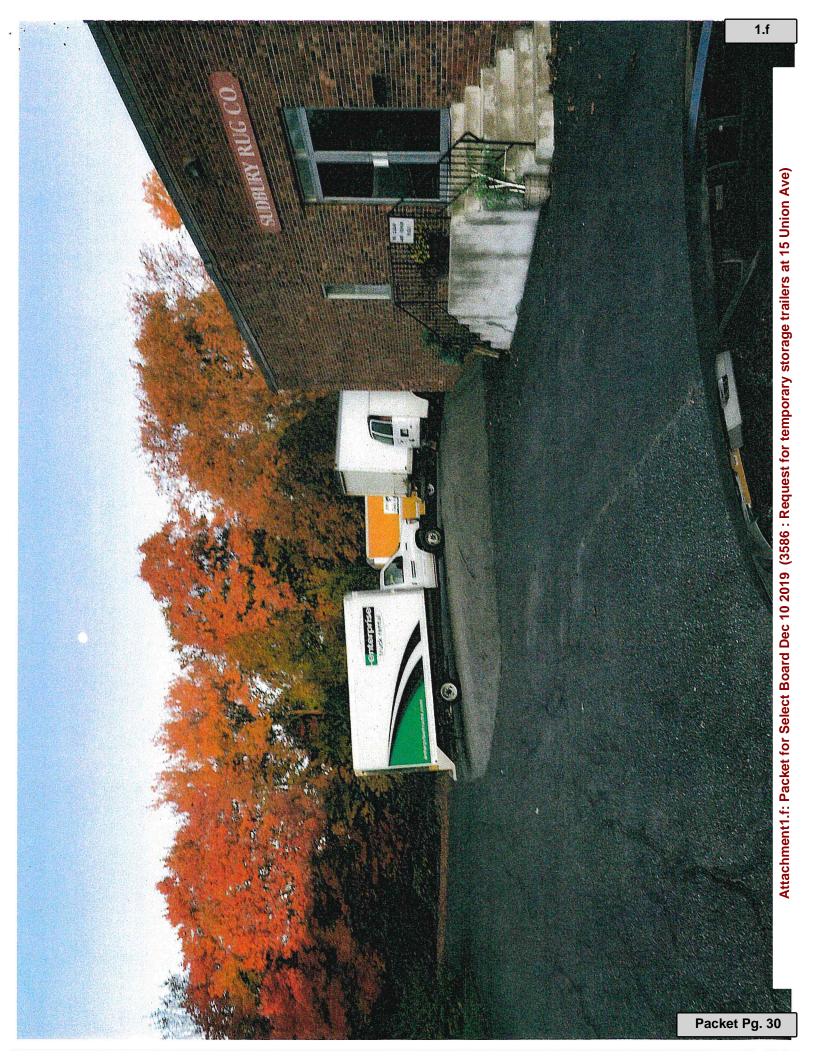
CC Town Counsel Assist. Fire Chief Choate Police Chief Nix Board of Health Junk Removal, Inc.

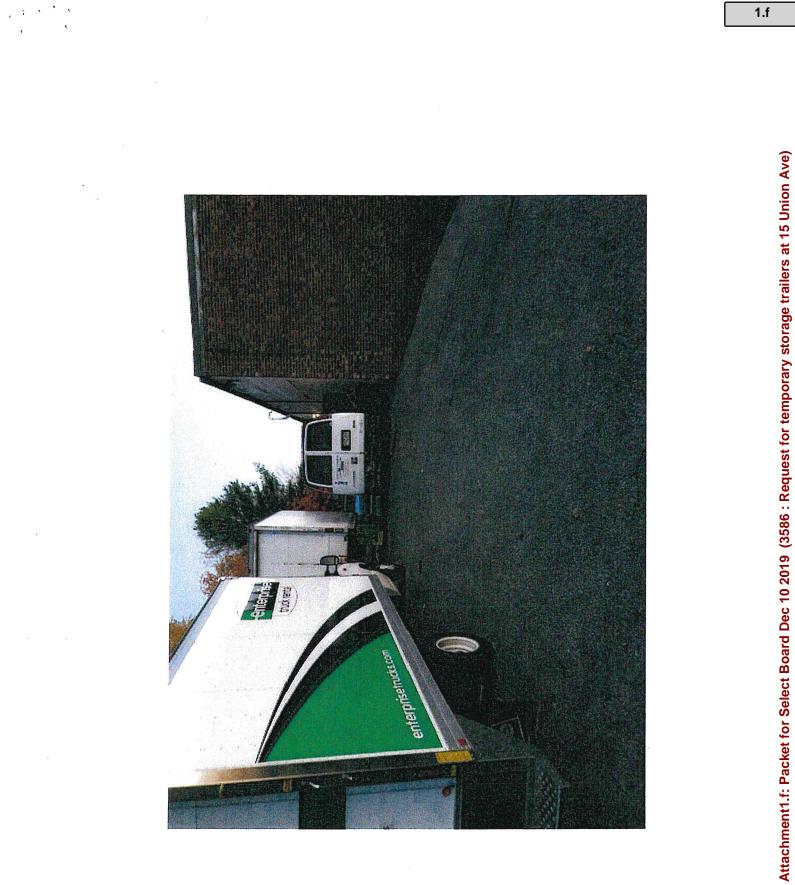
















Building & Inspections Department

275 Old Lancaster Road, Sudbury, MA 01776 978-440-5461 Fax: 978-440-5404 building@sudbury.ma.us Andrew J. Lewis Inspector of Buildings Zoning Enforcement Agent

Patrick K. Ryan Assistant Building Inspector

Arthur J. Richard Wiring Inspector Supervisor of Town Buildings

10/29/19

Mr. Daniel Kenn 15 Union Avenue Corp. 15 Union Avenue Sudbury, MA 01776

Mr. Kevin Salvin Sudbury Rug 15 Union Avenue Sudbury, MA 01776

Mr. Kenn and Mr. Salvin,

You are in violation of Town of Sudbury Zoning Bylaw Article IX section 2230 Use Regulations Appendix A, warehouse, self-storage, mini-warehouse or distribution facility which is not allowed in the Business District.

You are also in violation of Article IX sections 2240, Enclosure of Uses, "All business and service, including incidental storage and light manufacturing, shall be conducted wholly within a completely enclosed building" and Article IX Section 2324 "The temporary use of trailers or other structures for storage or office purposes is allowed where they conform to the procedural regulations adopted by the Board of Selectmen." There is no record of an application with the Selectmen's Office for a permit to have storage containers at 15 Union Avenue.

In accordance with Town of Sudbury Zoning Bylaw Article IX Section 1320 you are hereby ordered to cease and desist any and all outside storage, warehousing or distribution operations including moving box trucks and to remove all shipping containers forthwith.





1.f



In accordance with Town of Sudbury Zoning Bylaw Section 1340 continued violations of these bylaws will result in fines of three hundred dollars (\$300.00) for each offense. Each day that each violation continues shall constitute a separate offense.

If you are aggrieved by this notice you have the right to appeal my decision within 30 days to the Sudbury Zoning Board of Appeals.

Regards,

Andrew Lewis Inspector of Buildings Zoning Enforcement Agent

CC Town Counsel Assist. Fire Chief Tim Choate Planning Dir. Adam Duchesneau Health Director, Bill Murphy Junk Removal, Inc.

Lewis, Andrew

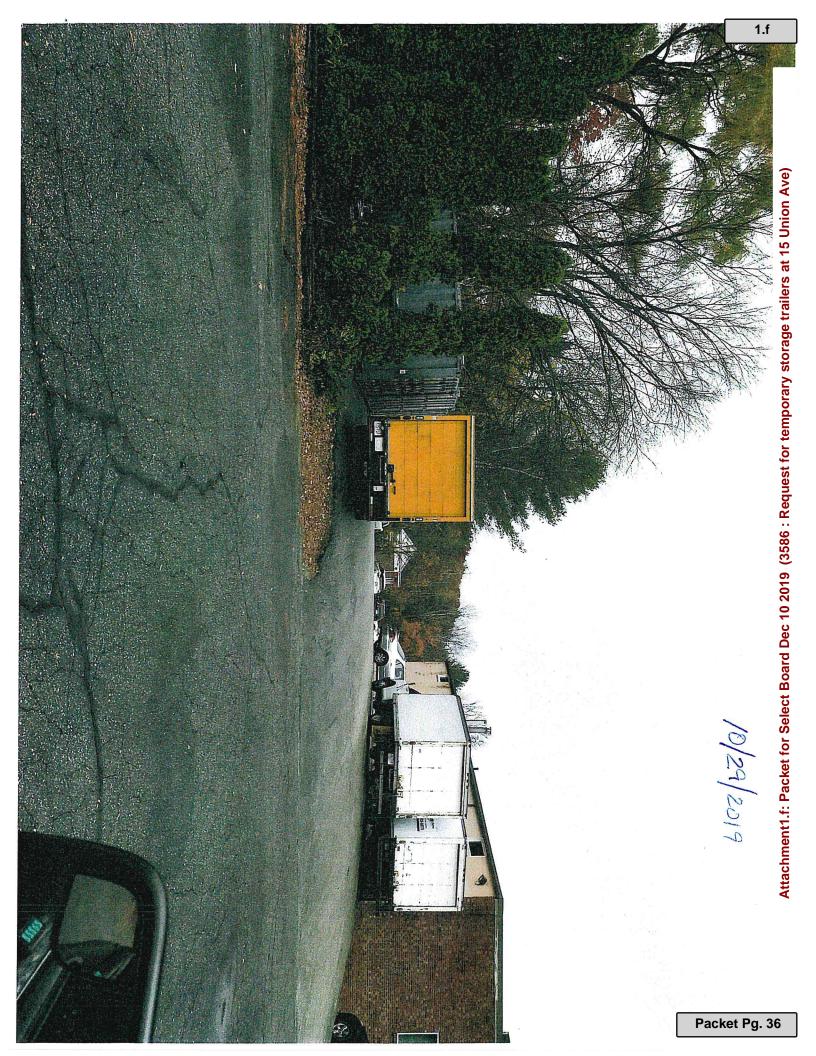
From: Sent: To: Subject: Hobin, Carol Tuesday, October 29, 2019 1:42 PM Lewis, Andrew Re: Shipping /Storage Containers at 15 Union Avenue- Sudbury Coffee Works

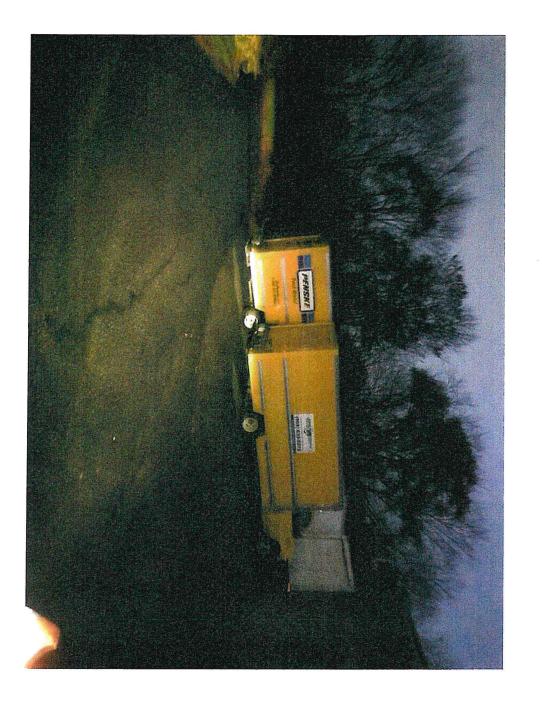
Hi Andrew,

We checked our files for approval from the Board of Selectmen for shipping/storage containers at 15 Union Avenue. We have no record of a trailer permit being issued.

Carol

Carol Hobin Sudbury Town Manager/Selectmen's Office 278 Old Sudbury Road Sudbury, MA 01776 Ph. 978-639-3381 Fax 978-443-0756 BOSadmin@sudbury.ma.us 1.f





Attachment1.f: Packet for Select Board Dec 10 2019 (3586 : Request for temporary storage trailers at 15 Union Ave)

10/20/19



1.f

To: Building Commissioner Andrew Lewis

From: Assistant Fire Chief Tim Choate

Re: 15 Union Ave Junk removal

As requested by you here are my thoughts regarding this matter.

The Fire Dept. has concerns with this operation for several reasons. The first issue is the content. Whether it is in the trucks or the shipping containers, we have no idea of what the "junk" is. People or companies are discarding waste and refuse, they are bringing it back to this property and stockpiling it before disposing. As I've driven through the lot I've witnessed on the exterior of the property multiple propane tanks, gas cans, liquids stored in 5 gallon buckets with no markings, cans of paints, thinners and other products.

When I go to do follow up the products are no longer outside. There is possibility they could be mixed in with the other containers. The uncertainty of the storage system could be problematic because of incompatibility of products and reactivity of products. For hypothetical example, there could be a mixture of pool chemicals that are incompatible or there could be a liquid soaked cloth with a solvent that could be improperly stored and spontaneously ignite. Another issue of concerns would be battery disposal or Class D metal storage that when on fire and exposed to water end up exploding. We just don't know what is being stored.

In certain situations there may be permitting required for storage of product. For example, once you exceed 42 pounds of propane (two typical home cylinders) permitting and storage requirements of the MA Fire Code and NFPA 58 come into effect.

The next issue is the parking of the trucks. On multiple dates as I've driven through the trucks have been parked in locations where emergency apparatus could not get around the building. As part of this the trucks are parked in a way that they are up against the building it would limit our access to the building. Trucks are also parked across the front of the storage containers preventing access should there be a fire.

Lewis, Andrew

From: Sent: To: Subject: Attachments: Choate, Timothy Wednesday, November 6, 2019 11:42 AM Lewis, Andrew Comments Re Union Ave Junk removal notes re 15 union ave.pdf

Andrew- as requested:

Also I mention waste and refuse. The MA Fire code definitions are: **3.3.61 Combustible Refuse.** All combustible or loose rubbish, litter, or waste materials generated by an occupancy that are refused, rejected, or considered worthless and are disposed of by incineration on the premises where generated or periodically transported from the premises.

3.3.62* Combustible Waste. Combustible or loose waste material that is generated by an establishment or process and, if salvageable, is retained for scrap or reprocessing on the premises where generated or transported to a plant for processing.

Timothy E. Choate Assistant Fire Chief Sudbury Fire Dept. (978)440-5312- Phone (978)440-5305- Fax

"One person can make a difference, and everyone should try." John F. Kennedy 1.f

From:	Lewis, Andrew	
Sent:	Tuesday, November 12, 2019 8	:31 AM
То:	'Daniel Kenn'	
Cc:	Duchesneau, Adam	
Subject:	RE: questions regarding zoning	1
Tracking:	Recipient	Read
	'Daniel Kenn'	
	Duchesneau, Adam	Read: 11/12/2019 8:39 AM
	Bilodeau, Maryanne	Read: 11/12/2019 1:46 PM
	Silverstein, Jonathan	

Hi Dan,

You have indicated that you believe you are being "singled out" for zoning enforcement. Please be assured this is not the case. My office investigates potential violations when it is made aware of them. If you would like to complain of potential zoning violations, it is your right to do so, and my office will investigate any such complaint.

Sudbury Zoning Bylaw Article IX Section 2240 has exceptions, notably, section 2247 which allows some outside storage and parking. This exception applies in Industrial, Limited Industrial and Industrial Park Districts only. You are in a Business District.

The Sudbury Town Bylaws can be found on the town website https://sudbury.ma.us/

Feel free to call my office if you have any further questions.

Thank you for your attention to this matter.

Regards,

Andrew Lewis Inspector of Buildings Zoning Enforcement Agent Town of Sudbury 978-440-5461

-----Original Message-----From: Daniel Kenn <sudburycoffee1@verizon.net> Sent: Tuesday, November 5, 2019 1:21 PM To: Lewis, Andrew <LewisA@sudbury.ma.us> Subject: guestions regarding zoning

Hi Andrew,

I have a few questions regarding our telephone conversation yesterday.

Are the other Sudbury businesses that have the same metal storage containers as the ones on my property being sent certified letters with cease and desist orders? If not, could you explain why this property is being singled out? Also, we discussed the fact that the bylaw language you sent in the certified letter does not appear to contain anything regarding parking a small truck on the property. Can you please forward me any applicable bylaws that pertain to that.

Thank You, Dan

-

2

Attachment1.f: Packet for Select Board Dec 10 2019 (3586 : Request for temporary storage trailers at 15 Union Ave) Packet Pg. 42

2220. Applicability. When an activity might be classified under more than one of the following uses, the more specific classification shall govern; if equally specific, the more restrictive shall govern.

2230 ATM 4/2/2002

2230. Table of Principal Use Regulations. [See Appendix A.]

2240. Enclosure of Uses. All business and service, including incidental storage and light manufacturing, shall be conducted wholly within a completely enclosed building except for:

2241. The growing of plants in the soil.

2242. Open-air dining areas where patrons are seated at tables.

2243. Parking areas for customer and employee automobiles.

2244. Exterior signs as permitted herein.

2245. Open-air displays of sample merchandise on the same premises as a completely enclosed building in which such merchandise is regularly sold, provided that the portion of the lot used for such displays has a ground area of less than ten percent of the area covered by said building.

2246. The dispensing of fuels, lubricants or fluids at filling stations, and the dispensing of merchandise from a completely enclosed building to persons outside at drive-in establishments.

2247. In Industrial Districts, Limited Industrial Districts, and Industrial Park Districts, auxiliary outside storage or use shall be permitted provided that such outside storage or use shall not exceed in ground area a space equal to the number of square feet occupied by the building. Outside parking areas may be allowed at the sides of a building provided they are adequately screened and set back from the front of the building. [See section 3530, Landscaping Requirements for Property Lines]

2248. In Limited Industrial Districts and Industrial Park Districts, the regular parking of commercial motor vehicles within 1,000 feet of a residential district except wholly within a completely enclosed building is prohibited.



2: Sign Special Town Meeting warrant

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote to sign the Special Town Meeting Warrant to be held Thursday, January 2, 2020, which must be delivered to residents by Thursday, December 19, 2019. Also vote to take positions on articles.

Recommendations/Suggested Motion/Vote: Vote to sign the Special Town Meeting Warrant to be held Thursday, January 2, 2020, which must be delivered to residents by Thursday, December 19, 2019. Also vote to take positions on articles.

Background Information: attached draft warrant (updated 12/9/19), changes in yellow and input by Town Counsel on Fairbank article.

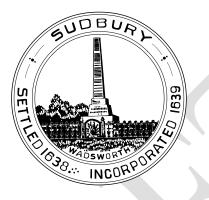
Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:	
Patty Golden	Pending
Maryanne Bilodeau	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

Town of Sudbury Massachusetts



OFFICIAL WARRANT

SPECIAL TOWN MEETING

THURSDAY, JANUARY 2, 2020 7:00 P.M.

Lincoln-Sudbury Regional High School Auditorium 390 Lincoln Road, Sudbury MA

TOWN OF SUDBURY

SPECIAL TOWN MEETING WARRANT

Commonwealth of Massachusetts Middlesex, ss.

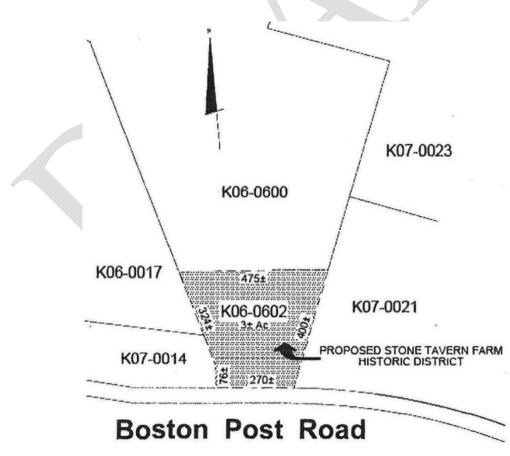
To the Constable of the Town of Sudbury:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Sudbury qualified to vote in Town affairs to meet at the Lincoln-Sudbury Regional High School Auditorium in said Town on Thursday, January 2, 2020, at 7:00 o'clock in the evening, then and there to act on the following articles:

<u>ARTICLE 1</u> <u>CREATE NEW STONE TAVERN FARM HISTORIC DISTRICT –</u> 554 BOSTON POST ROAD

To see if the Town will vote, pursuant to Section 12 of Chapter 40 of the Acts and Resolves of 1963, to create a new local historic district to be known as the Stone Tavern Farm Historic District to include a 3+/- Ac. portion of land shown as Assessor's Parcel K06-0602 with the address of 554 Boston Post Road on a map entitled "Proposed Stone Tavern Farm Historic District", dimensions derived from Compiled Plan of the Stone Tavern Farm prepared by the Town of Sudbury Engineering Department, endorsed July 8, 1986, Plan #1089 of 1986, Southern District Middlesex Registry of Deeds, Book 17297 Page 517; or act on anything relative thereto.



2.a

Submitted by Petition.

PETITIONERS REPORT: The proposed single-property local historic district, the Stone Tavern Farm Historic District, offers the Town the opportunity, at a time when other historic properties are continually being destroyed, to protect a highly significant historical property rare to exist in Sudbury today that dates to the 18th century. The Stone Tavern Farm - its c.1730 Farmhouse with original interior features and c.1850 Barn – represents the full spectrum of Sudbury's history embodying the town's farming rural town character and history from its beginnings as Sudbury Plantation through the decades and centuries of change and development to the present day. Located in South Sudbury an area central to commerce and agricultural development from the town's earliest periods, the history of this property is rich with layers of historical significance. It has been owned and operated as a tannery and bakery by Wayside Inn owner Ezekial Howe during the American Revolution, a tavern and mail stop on the transportation route of the Boston Post Road to New York before and after the Revolution, and eventually transitioned to farming when owned by William Stone before the Civil Way, and to dairying. A descendant of Sudbury Plantation 1638 grantee John Stone, William Stone of East Sudbury, purchased the property in 1819 to operate a tayern. The Stone family is directly descended from and intertwined with other prominent early families of Sudbury - Peter Noves, Edmund Rice, and Walter Haynes, including descended from Josiah Haynes who died in the Battle of Lexington in 1775, and many others who fought in the Revolutionary War. The property is situated in a historic neighborhood which was the epicenter of Sudbury's agricultural greenhouse operations and farming since the 1880's. The residents of Sudbury are petitioning our Town Meeting to recognize and protect the Stone Tavern Farm to enact a historic district appropriately named to ensure that all generations of Sudbury residents understand and remember the importance of how Sudbury began, developed and was shaped.

BOARD AND COMMITTEE REPORTS: The Board of Selectmen, Finance Committee, Planning Board, and Historic Districts Commission will report at Town Meeting.

ARTICLE 2 AUTHORIZE SELECTMEN TO PETITION FOR SPECIAL LEGISLATION – CHANGE NAME OF BOARD OF SELECTMEN TO SELECT BOARD

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to adopt legislation amending Chapter 131 of the Acts of 1994, "An Act Establishing a Board of Selectmen-Town Manager Form of Legislation in the Town of Sudbury", to reflect gender neutral terminology, with references to the Board of Selectmen to be replaced with references to the "Select Board", and other appropriate gender neutral revisions; and further, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court; and, provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition, or take any other action related thereto.

Submitted by Interim Town Manager.

(Majority vote required)

BOARD OF SELECTMEN REPORT: On November 22, 2019, the Sudbury Board of Selectmen voted unanimously, 5-0, to support changing the name of the Board of Selectmen to Select Board.

According to Sumner Chilton Powell's book Puritan Village, in 1644, 375 years ago, Sudbury men were selected "to dispose of town affairs for one year." These residents included Peter Noyes, Walter Haines (Haynes), Edmund Rice, Brian Pendleton, William Ward and John and Edmund Goodnow. These names still resonate in Sudbury today. Alfred S. Hudson writes in his book, New England Heritage - Sudbury MA, 1638-1889, that there were seventeen selectmen in the year 1646.

2.a

Flashforward 335 years, and the times changed. In 1980, Sudbury elected Anne W. Donald, its first woman to the Board of Selectmen. Since 1980, there have been eight women elected to the Board of Selectmen: Anne Donald (1980-1988); Judith Cope (1988-1994); Maryann Clark (1994-2000); Kirsten Roopenian (1998-2004); Susan Iuliano (2015-2018); Pat Brown (2014-present); Janie Dretler (2018-present); and Jennifer Roberts (2019-present). Today, our Board is led by a female majority. This is the second time that this has occurred. From 1998-2000, the Board was also led by a female majority of Maryann Clark and Kirsten Roopenian.

The term Board of Selectmen goes back hundreds of years and was coined in an age when women were not allowed to vote, let alone run for public office. In fact, 2020 marks the 100th anniversary of women's suffrage in America. The time has come to update this language. More than 90 Massachusetts towns that have this governing body have already updated the name to Select Board, and we, the Sudbury Board of Selectmen, seek your vote in favor of Article 2 to acknowledge our modern governing tradition of diversity and inclusion.

ARTICLE 3 <u>NEW SUDBURY COMMUNITY CENTER - \$27.7 MILLION FOR DESIGN,</u> <u>CONSTRUCTION AND FURNISHING</u>

To see if the town will vote to raise and appropriate the sum of \$27.7 Million for a new Sudbury Community Center contain a new Senior Center, Park & Recreation Center, new SPS School Administration Offices and, a renovated Aquatics Center. Said sum to be expended under the initial policy direction of a 5 member task force composed of Selectmen Dretler & Roberts and a member of the Council on Aging, SPS School Board, & Park & Rec. Commission, with implementation under the direction of the Permanent Building Committee, and Town Manager, to design, construct, and furnish a new Sudbury Community Center including all necessary appurtenances to be constructed on town-owned land at 40 Fairbank Road, and to authorize the Treasurer with the approval of the Board of Selectmen to borrow said sum for a 20 or 25 year level payment term pursuant to M.G.L. c. 44 s.7 or 8 or any other enabling authority; provided, however, that this vote shall not take effect until the town votes to approve a Proposition 2½ Debt Exclusion in accordance with G.L. c.59, s. 21C,, or act on anything thereto.

Submitted by Petition.

(two-thirds vote required)

PETITIONERS REPORT: Design and construction of public buildings in Massachusetts is expensive! That said for 7 years the need for either renovated or new facilities at Fairbanks has been well known, extensively studied and all studies have reached the same essential conclusion: namely renovation is almost as expensive as new construction as it requires extensive upgrading to meet new much more stringent building codes as well as the cost to temporarily relocate users to alternative appropriate space. For these reasons, LSRHS was constructed as a new building next to the old facility after extensive study of the renovation alternative.

At the October 2018 STM \$1.9 million for design funds for a 62,800 sf \$32.8 million new Sudbury Community Center (SCC) was considered. The proposal was based on work by the 2017-2018 SCC task force assisted by Pros Consulting. As the Selectmen reported in the warrant the existing "building has a number of issues including lack of useable space, leaking roof portions failing climate control and other issues". While it failed to receive the required 2/3 Special Town Meeting votes, however it still received 4268 "yes" votes at the subsequent Nov 6. 2018 election reflecting wide community support. Thereafter another task force began extensive work assisted by ICON Architecture to further reduce space needs and find other ways to reduce cost. The result is the proposed new Sudbury Community Center with a 42,575 sf new building attached to a 14,361 sf renovated aquatics center. A \$ 27.7 million investment is required. In comparison the 2018 plan cost 25.2% more. As construction costs rise 5% per year, delay in approval will raise costs for this building approximately \$1.4 million each year.

With historically low interest rates, borrowing for a \$27.7 million investment at current interest rates for 20 years will cost Sudbury \$1.7 million annually in principal and interest payments. This translates into \$0.3625 annually per \$1000 of assessed valuation for residential property. \$181 yearly for a \$500,000 home. Less if borrowed for 25 years. Sudbury's use of this facility will continue long after the bond has been fully repaid.

BOARD AND COMMITTEE REPORTS: The Board of Selectmen, Finance Committee, Council on Aging, Park and Recreation Commission, and Sudbury Public Schools Committee will report at Town Meeting.

And you are required to serve this Warrant by posting an attested copy thereof at the Town Hall at least fourteen days before the time appointed for said meeting.

Hereof fail not and make due return by your doing thereon to the Town Clerk at or before the time of meeting aforesaid.

Given under our hands this	_ day of	, two thousand and nineteen.
		SELECTMEN OF SUDBURY:
		Daniel E. Carty
		Patricia A. Brown
		Janie W. Dretler
		Jennifer S. Roberts
V		William J. Schineller



Board of Selectmen Sudbury, MA 01776

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3: Budget Strategies Task Force

<u>REQUESTOR SECTION</u> Date of request:

Requestor: Chairman Carty

Formal Title: Discussion on whether to update the Budget Strategies Task Force member appointments, and reappoint current members' terms to expire 6/30/2020. Include two new members as LSRHS appointments: Ellen Joachim and Kevin Matthews who replace Radha Gargeya and Carol Kasper. Also, send a letter of thanks to Mr. Gargeya and Ms. Kasper for their service on this committee.

Recommendations/Suggested Motion/Vote: Discussion on whether to update the Budget Strategies Task Force member appointments, and reappoint current members' terms to expire 6/30/2020. Include two new members as LSRHS appointments: Ellen Joachim and Kevin Matthews who replace Radha Gargeya and Carol Kasper. Also, send a letter of thanks to Mr. Gargeya and Ms. Kasper for their service on this committee.

Background Information: See attached documents

Financial impact expected:n/a

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Pending
Pending
Pending
Pending
Pending

Budget Strategies Task Force

(Revised 6/8/17)

Mission Statement:

The Board of Selectmen is creating this committee to enhance the Town of Sudbury's budgeting process by means of collaboration and communication among the three major cost centers – Sudbury Public Schools, Lincoln Sudbury Regional High School and the Town of Sudbury – through the sharing of information about budget pressures and anticipated unusual expenses or cost savings, through the exploring of possibilities for cost sharing among and across cost centers, through eliciting proposals for improving the budget hearing and pre-budget hearing process, and through discussion of other procedures that might result in an improved budgeting process for the Town of Sudbury.

The Task Force will post, conduct, and record its meetings in compliance with the Massachusetts Open Meeting Law.

Membership:

Members of *Budget Strategies Task Force* shall be appointed by the Board of Selectmen according to the following list. All appointments shall expire on June 30, 2018, but may be extended by the Board of Selectmen.

- Two members of the Board of Selectmen
- Two members of the Finance Committee
- Two members of the Sudbury Public Schools Committee
- Two members of the Lincoln-Sudbury Regional School Committee
- Town of Sudbury Town Manager
- Sudbury Public Schools Superintendent
- Lincoln-Sudbury Regional High School Superintendent

The Committee shall elect a Chair, Vice-chair, and a Clerk from among its members. The Chair will run meetings, be the designated communications link with the Town Manager and School Superintendents or other Town staff, and schedule committee meetings.

Compliance with State and Local Laws and Town Policies

The members of the Budget Strategies Task Force are responsible for conducting their activities in a manner which is in compliance with all relevant state and local laws and regulations including but not limited to the Open Meeting Law, Public Records Law, and Conflict of Interest Law, as well as all Town policies which affect committee membership. In particular, all appointments are subject to the following:

The Code of Conduct for Selectmen Appointed Committee

The Town's Email Communication for Committee Members Policy

Anyone appointed to serve on a Town committee by the Board of Selectmen agrees that he/she will use email communication in strict compliance with the Town of Sudbury's email policy, and further understands that any use of email communication outside of this policy can be considered grounds for removal from the committee by the Selectmen.

Use of the Town's Web site

The Committee will keep minutes of all meetings and post them on the Town's web site. The Committee will post notice of meetings on the Town's website as well as at the Town Clerk's Office.

Packet Pg. 56

Sudbury Tree Lighting - Saturday, December 7, 2019

News Documents Meetings Members FAQs Links

Members

Members					
Name	Position	Address	Term	End Date	Appointed By
Patricia Brown	Member	34 Whispering Pine Road	1	06/30/2019	Selectmen
Susan L. Berry	Chairman	4 Dawson Dr	1	06/30/2019	Selectmen
Jean Nam	Member	81 New Bridge Rd	1	06/30/2019	Selectmen
Lisa V. Kouchakdjian	Member	30 Meadowbrook Cir	1	06/30/2019	Selectmen
Silvia M . Nerssessian	Member	555 Dutton Rd	1	06/30/2019	Selectmen
Radha R. Gargeya	Member	120 Powder Mill Road	1	06/30/2019	Selectmen
Maryanne Bilodeau	Member	278 Old Sudbury Road	1	06/30/2019	Selectmen
Brad Crozier	Member	40 Fairbank Road	1	06/30/2019	Selectmen
Bella Wong	Member	390 Lincoln Road	1	06/30/2019	Selectmen
Daniel E. Carty	Member	15 Stonebrook Rd	1	06/30/2019	Selectmen
Carole Kasper	Member	140 Concord Rd, Lincoln	1	06/30/2019	Selectmen
Kevin J. Matthews	Alternate	137 Haynes Rd	1	06/30/2019	Selectmen

Email this Page

Stack to Budget Strategies Task Force

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Send questions and comments to <u>webmaster@sudbury.ma.us</u>.

Budget Strategies Task Force

Interested in serving on this committee? <u>Appointment Application</u>

The Board of Selectmen created this committee on June 17, 2015 to enhance the Town of Sudbury's budgeting process by means of collaboration and communication among the three major cost centers - Sudbury Public Schools, Lincoln Sudbury Regional High School and the Town of Sudbury - through the sharing of information about budget pressures and anticipated unusual expenses or cost savings, through the exploring of possibilities for cost sharing among and across cost centers, through eliciting proposals for improving the budget hearing and pre-budget hearing process, and through discussion of other procedures that might result in an improved budgeting process for the Town of Sudbury.

<u>Click here</u> to download the complete committee mission statement.

Related Departments

Counterpart Committees

<u>Finance Committee</u>

Board of Selectmen

Contact

Email: <u>bstf@sudbury.ma.us</u>

9

Packet Pg. 57

11/26/2019

Golden, Patricia

From:	Brown, Patricia
Sent:	Wednesday, December 4, 2019 2:25 PM
То:	Golden, Patricia
Subject:	Fw: Membership on the Budget Strategies Task Force from Lincoln-Sudbury
Attachments:	Screen Shot 2019-12-01 at 3.54.05 PM.png

Hi, Patty.

Here is LS School Committee Chair Ellen Joachim's confirmation that the information from the LS website (attached) is correct.

Ellen and Kevin Matthews are Lincoln-Sudbury's candidates for the BSTF.

Pat

From: Ellen Joachim <ellen_joachim@lsrhs.net>
Sent: Sunday, December 1, 2019 9:01 PM
To: Brown, Patricia
Cc: Bilodeau, Maryanne; Carty, Daniel
Subject: Re: Membership on the Budget Strategies Task Force for BOS meeting December 3 (Agenda item #6)

Thanks for catching this Pat. Kevin Matthews and I are the LSSC reps to the BSTF this year (not Radha Gargeya and Carole Kasper as listed in your packet).

Best, Ellen

On Sun, Dec 1, 2019 at 4:18 PM Brown, Patricia <<u>BrownP@sudbury.ma.us</u>> wrote: Hi, Dan, all.

I hope you had a great Thanksgiving!

I put off going through the packet materials until now, and ran across this...

Packet Page 40 is a faithful representation of the membership of the Budget Strategies Task Force (BSTF) as shown on the town website here: <u>https://sudbury.ma.us/bstf/members/</u>

However, Radha Gargeya is no longer a member of the LS School Committee. As far as I can tell, his place on the BSTF has been taken by LS School Committee Chair Ellen Joachim. I have attached the page from the LS website https://www.lsrhs.net/about/school committee/members which supports this. I've also CC'ed Ellen on this e-mail, so she can correct me if necessary. I can't find the minutes where this was voted on either the new or the classic LS website.

Attachment3.c: BSTF_email_PB(3589:Budget Strategies Task Force)

I really don't think this requires Patty to regenerate the packet(!). I just want to be sure we state this on Tuesday and appoint the correct people should the Board choose to reconstitute the BSTF.

Thanks.

Pat

Isrhs.net



Members - LSRHS

Sudbury K-8	
Lincoln K-8	
Sudbury and Lincoln Boards of Selectmen	
Sudbury Transportation Committee	
Sudbury Council on Aging	
Lincoln Council on Aging	
Sudbury Parks and Recreation	
Lincoln Parks and Recreation	
NEASC Accreditation	

LS School Committee Representatives 2019-2020

Committee

Racial Climate Task Force Safety Council Strategic Planning Steering Committee LS OPEB Trustees NEASC Accreditation Buildings/Capital Planning/Facilities Use Health and Safety Representative Wellness Policy Council Transition Planning

Members

Candace Miller Carole Kasper Carole Kasper (Cara Endyke Doran) Patty Mostue **Kevin Matthews** Candace Miller Cara Endyke Doran Carole Kasper

Sudbury Town Committees 2019-2020

Town Committee

Budget Strategies Task Force Master Plan Steering Committee Ellen Joachim, Kevin Matthews Ellen Joachim

https://www.lsrhs.net/about/school_committee/members

LINCOLN-SUDBURY REGIONAL HIGH SCHOOL

390 Lincoln Rd, Sudbury, MA 01776 | Phone 978-443-9961 | Fax 978-443-8824

Comments? Questions? Contact Us

ᠿ ŋ C carote nasper Candace Miller Carole Kasper Ellen Joachim, Patty Mostue Ellen Joachim Cara Endyke Doran Patty Mostue **Kevin Matthews** Carole Kasper Patty Mostue

Ellen Joachim, Carole Kasper, Kevin Matthews

Members

3.d



4: Fairbank update

<u>REQUESTOR SECTION</u> Date of request:

Requested by: Patty Golden

Formal Title: Discussion and possible vote on next steps re: Fairbank Community Center.

Recommendations/Suggested Motion/Vote: Discussion and possible vote on next steps re: Fairbank Community Center.

Background Information:

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Pending
Pending
Pending
Pending
Pending



5: Citizen's comments

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Citizen's comments (cont.)

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:	
Patty Golden	Pending
Maryanne Bilodeau	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending



6: Upcoming agenda items

REQUESTOR SECTION Date of request:

Date of Tequest.

Requested by: Patty Golden

Formal Title: Discuss upcoming agenda items

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:	
Patty Golden	Pending
Maryanne Bilodeau	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

POTENTIAL UPCOMING AGENDA ITEMS/MEETINGS

Warrant and call Town Meeting for Monday, Committee and Vocational Education Guidance cial policies n appointment(s) ney to attend)
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CONSENT CALENDAR ITEM

7: Minutes approval

<u>REQUESTOR SECTION</u> Date of request:

Requested by: Patty Golden

Formal Title: Vote to approve the regular session minutes of 10/22/19 and 10/29/19.

Recommendations/Suggested Motion/Vote: Vote to approve the regular session minutes of 10/22/19 and 10/29/19.

Background Information: Attached redline minutes of 10/22 include edits from Selectmen Carty, Brown, Dretler and Roberts.

Attached redline minutes of 10/29 include edits from Selectmen Brown, Dretler and Roberts

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Pending
Pending
Pending
Pending
Pending

12/10/2019 7:00 PM

7



CONSENT CALENDAR ITEM

8: Ando Proclamation

<u>REQUESTOR SECTION</u> Date of request:

Requestor: Chairman Carty

Formal Title: Vote to sign a proclamation to recognize December 17, 2019 as Yoshitaka Ando Day in the Town of Sudbury.

Recommendations/Suggested Motion/Vote: Vote to sign a proclamation to recognize December 17, 2019 as Yoshitaka Ando Day in the Town of Sudbury.

Background Information: attached proclamation for signature. <u>On 12/9, a request was made to change the date from December 17 to December 14, 2019.</u> <u>Updated proclamation in your signing folder.</u>

Financial impact expected:n/a

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:	
Patty Golden	Pending
Maryanne Bilodeau	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

TOWN OF SUDBURY

Office of Selectmen www.sudbury.ma.us

278 Old Sudbury Road Sudbury, MA 01776-1843 978-639-3381 Fax: 978-443-0756 Email: <u>selectmen@sudbury.ma.us</u>

PROCLAMATION

- **WHEREAS:** Yoshitaka Ando immigrated from Japan to the United States by himself at the age of 15; and
- **WHEREAS:** Yoshitaka Ando graduated from Franklin High School and Bridgewater State College where he was a collegiate football player; and
- **WHEREAS:** Yoshitaka Ando was hired by Lincoln-Sudbury Regional High School in 1987 as an Athletic Trainer; and
- **WHEREAS:** For the last 33 years, Yoshitaka Ando has established a venerable standard of care, compassion and leadership for tens of thousands of Lincoln-Sudbury student athletes; and
- **WHEREAS:** Yoshitaka Ando embodied a rare spirit of selflessness and dedication as a role model to our community; and
- **WHEREAS:** Thousands of student-athletes and their families are thankful to Yoshitaka Ando for the positive impact he has had on their lives.

NOW, THEREFORE, BE IT RESOLVED:

The Board of Selectmen hereby proclaim Tuesday, December 17, 2019 as "Yoshitaka Ando Day" in the Town of Sudbury

Signed this 10th day of December in the year two thousand and nineteen.

BOARD OF SELECTMEN

Daniel E. Carty, Chair

Patricia A. Brown, Vice-Chair

Janie W. Dretler

Jennifer S. Roberts

William J. Schineller