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IN BOARD OF SELECTMEN
MONDAY, JULY 23, 1990

Present: Chairman Judith A. Cope, David A. Wallace, and John C. Drobinski.

The statutory requirements as to notice having been fulfilled, the meeting was called to order by Chairman Cope at 7:40 p.m. in the lower Town Hall.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the executive session of April 5, 1990, and the regular and executive sessions of July 11, 1990, as drafted.

Proclamation - Joseph E. Scammon

The Board signed a proclamation, as amended, in recognition of Joseph E. Scammon on the occasion of his retirement on July 26, 1990, after ten years of service as Building Inspector/Zoning Enforcement Agent.

Interline Transfer - Unclassified

It was on motion unanimously

VOTED: To approve transfer of \$1,892.79 from Unclassified Account 950-803, Liability Insurance, to Account 950-818 Gasoline, noting that the Finance Committee has approved same at its meeting of July 12.

MAPC Community Environmental Project Reviewer

The Board reviewed a letter dated July 16, 1990, from Metropolitan Area Planning Council (MAPC) Executive Director relative to changes in its ENF/EIR review procedures which contained a request for designation of a local review contact person. After discussion of the time involved in the review process and the availability of a person to best coordinate same, it was on motion unanimously

VOTED: To designate Town Planner Lee Newman as Sudbury's Environmental Project Reviewer, with the understanding that she will act as coordinator, requesting assistance in the actual reviews as pertinent from such persons as MAPC Representative Richard A. Brooks, other members of the Planning Board, members of the Board of Selectmen, Wastewater Advisory Committee, or Town Engineer.

Draft Generic EIR on Privately Owned Sewage Treatment Facilities

The Board had received a Draft Generic Environmental Impact Report on Privately Owned Sewage Treatment Facilities, dated May 1990, prepared by ICF Incorporated of Boston, for comment to the Department of Environmental Protection MEPA unit prior to July 31, 1990.

Town Counsel Paul L. Kenny indicated that from his cursory review he did not see anything so far that would lead him to believe any regulations which may be forthcoming from the document would conflict with local bylaws dealing

with prohibiting such facilities in residential zones, but that a more careful review would have to be completed. He noted that a difference does not necessarily mean an overriding conflict.

Selectman Drobinski took the draft document for review and will report to the Board, recognizing the July 31st deadline.

Regulation: Sale of Kegs by Package Stores

The Board received a letter dated July 12, 1990, from Police Chief Peter B. Lembo requesting that the Board adopt regulations which must be followed by package store licensees in the sale of kegs in an effort to curb illegal use.

Following discussion, and on recommendation of the Executive Secretary, subject to Town Counsel's review, it was on motion unanimously

VOTED: To adopt, under authority of General Laws Chapter 138, section 23, a set of Rules and Regulations for Licenses for the Sale of Alcoholic Beverages Not To Be Drunk on Premises concerning the sale of kegs, attached and made a part of these minutes; said Rules and Regulations to be effective September 1, 1990.

The regulations shall be published in the local newspaper and mailed to all package store licensees.

Hearing - Police Personnel Matter

Vice Chairman David A. Wallace brought to order at approximately 8:00 p.m. a formal hearing concerning disciplinary action relative to Police Sergeant Bruce C. Noah and Police Officer Charles R. Quinn. This hearing is a continuation of the hearing commenced March 28, 1990, and continued on July 9, 1990.

For complete record, reference is made to verbatim Volume III Transcript prepared by Mel Gross, R.P.R., on file in the Office of the Board of Selectmen, which document shall be incorporated herein by reference.

The hearing was adjourned at 10:40 p.m. to reconvene, as mutually agreed, on Tuesday, July 31, 1990, at 7:30 p.m. in the Sudbury Town Hall.

At this time, Chairman Cope resumed chairmanship of the remainder of the meeting.

Conservation Restriction - Tavern Circle

Upon the recommendation of the Conservation Commission, it was on motion unanimously

VOTED: To approve Conservation Restriction under M.G.L.c.40, s.8C, granted by Ridgewood Construction Company, Inc., dated July 10, 1990, on a portion of Lot 37A, Tavern Circle.

Fire Headquarters Contract - Phase II

Upon the July 23, 1990 recommendation of the Permanent Building Committee, relative to completion of contract negotiations for Phase II Design Services, it was on motion unanimously

VOTED: To execute a contract with The Carell Group, Inc., 202 Washington Street, Brookline, MA 02146, in the lump sum amount of \$70,000 relative to Phase II design services for Fire Headquarters construction authorized under Article 24 of the 1990 Annual Town Meeting.

MetroPlan 2000

On the subject of the Metropolitan Area Planning Council's (MAPC) MetroPlan 2000, it was agreed by the Board that, subject to availability, the Town Engineer would provide three hours of staff assistance every six weeks, with Chairman Cope providing an additional three hours.

Proposed Fairbank Community Center Policy Committee

The Board briefly reviewed a memorandum from Executive Secretary Richard E. Thompson dated July 20, 1990, concerning a draft memorandum from the Chairman of the Council on Aging proposing the formation of a policy committee to coordinate use of the Fairbank Community Center. The Board asked the Executive Secretary to follow up on the same with the Park and Recreation Department and report back to the Board on July 30.

Correspondence - P. Delaney of 7/15 and C. Schwager of 6/22

The Board discussed a memorandum dated July 20, 1990, from Executive Secretary Richard E. Thompson responding to letters received from Patrick Delaney dated July 15, 1990, and from Charles Schwager dated June 22, 1990. The Selectmen asked that, before a decision is made to have a meeting concerning Town Counsel's office, the Executive Secretary provide current, updated cost figures relative to Town Counsel's Office and pursue the same with the Chairman for further direction.

Senate No. 1992

Senate Bill No. 1992, amending M.G.L.c.143, s.93 to 100 inclusive, for the consolidation of State Building Regulatory Function into a State Department of Building Regulation, was brought to the attention of the Board by the Fire Chief and Executive Secretary.

After discussion, it was on motion unanimously

VOTED: To oppose Senate 1992 because it would adversely affect the Town and eliminate home rule in matters of serious consequence; and to so advise Sudbury's representatives, Senator Cellucci and Senator Hicks.

Community Social Worker - Health Insurance

On the joint recommendation of the Executive Secretary and Director of Health, it was on motion unanimously

VOTED: To approve participation of the position of Community Social Worker in the Town's Blue Cross Blue Shield group health insurance coverage, and to request that the Board of Health make appropriate adjustments in its contract with the Sudbury Visiting Nurse Association, Inc. (SVNA) relative to costs for the same, as delineated in SVNA budget proposal approved November 16, 1989.

Design Review Board - Ashley's Sign

After discussion concerning the recent granting of a sign permit by the Building Inspector for Ashley's, Boston Post Road, the Board agreed to meet with the Design Review Board to discuss possible appeal of the same on July 30.

Raytheon Company - Wastewater Treatment Facility

Following review, the Board of Selectmen indicated support of the modified site plan #329-0-006 prepared by Raytheon Company, for a proposed rehabilitated Sanitary Wastewater Treatment Facility, requested in their letter dated July 20, 1990, subject to the following questions being answered:

1. Is odor control completed?
2. What is the new design capacity? Present need design capacity?
3. Were there any comments from the Wastewater Advisory Committee? If so, provide Selectmen with same.

Lastly, Chairman Cope did want to state her positive reaction to the great maintenance program they have had over the past years with their sanitary treatment system.

There being no further business to come before the Board, the meeting was adjourned at 11:15 p.m.

Attest: _____
Richard E. Thompson
Executive Secretary-Clerk

RULES AND REGULATIONS FOR LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES NOT TO BE DRUNK ON PREMISES GRANTED PURSUANT TO G.L. CH. 138, ss. 1 and 15, VOTED BY THE BOARD OF SELECTMEN, TOWN OF SUDBURY, ON JULY 23, 1990:

SALE OF KEGS

1. A deposit of \$50.00 is required when furnishing a keg of any size to any customer.
2. Before delivery to the customer, an appropriate, numbered band must be placed on the handle of the keg. Bands will be furnished to license holders by the Sudbury Police Department.
3. Require positive identification and log the customer's name, address, date of birth and band number in a journal. The journal shall be available at all times for inspection by the Board of Selectmen and any Sudbury police officer.
4. Upon return of the keg, make a notation in the journal indicating whether it was returned with a band and the band number.
5. Inform all keg customers that, if the keg is returned WITHOUT the same numbered band intact, the \$50.00 deposit is forfeited. All forfeited monies shall be turned over to organizations such as S.A.D.D. or D.A.R.E.
6. On or before January 31 of each year, the licensee shall provide the Board of Selectmen with a report showing the amount of all forfeited deposits during the previous calendar year and the organizations to which those deposits were delivered.
7. These Rules and Regulations shall take effect on September 1, 1990.