

IN BOARD OF SELECTMEN
TUESDAY, OCTOBER 15, 1991

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

The statutory requirements as to notice having been met, the meeting was convened at 7:30 p.m. by Chairman Wallace at the Fairbank Senior Center.

Utility Petition 91-7a, 7b - Hudson Road

Present: Christine Cosby, Boston Edison Company.

The Board convened a public hearing to consider Utility Petition 91-7a, 7b from Boston Edison Company and New England Telephone and Telegraph Company for installation of two (2) poles and removal and relocation of three (3) existing poles on Hudson Road due to the construction of the new Fire Station. Two of these poles are to be relocated on private property and thus are not included in the petition for Selectmen approval.

Executive Secretary Thompson noted that approval had been recommended by the Deputy Inspector of Buildings and Wiring Inspector under date of October 1, 1991. Executive Secretary Thompson recommended voting subject to no cost to the Town because of this action being a public necessity.

It was on motion of Chairman Wallace unanimously

VOTED: To approve Utility Petition 91-7a of Boston Edison Company and New England Telephone and Telegraph Company for permission to install one (1) pole (Stub Pole 6/185) on Hudson Road as follows: northeasterly side approximately 15 feet northwest of Maynard Road as shown on Boston Edison Company "Plan of Hudson Rd. Sudbury showing proposed pole location and anchor guy", dated August 7, 1991; and it was further

VOTED: To approve Utility Petition 91-7b of Boston Edison Company and New England Telephone and Telegraph Company for permission to install one (1) pole (relocation of Pole 6/15) and remove three (3) poles on Hudson Road as follows: Southwesterly side approximately 188 feet southeast of Maynard Road as shown on Boston Edison Company "Plan of Hudson Rd. Sudbury showing proposed pole relocations and anchor guy", dated July 12, 1991;

said approvals being subject to the condition that no cost shall be borne by the Town for said work, the Work Order being an Act of Public Authority.

Heavy Commercial Vehicle Exclusion / Codjer Lane

Pursuant to authorization by the Board on June 24, 1991, to the Town Engineer to proceed with the process of obtaining State Dept. of Public Works approval of a heavy vehicle exclusion on the portion of Codjer Lane located between Union Avenue and Concord Road, the Board received a letter dated October 2, 1991 from the Town Engineer stating that such approval had been obtained and that only a formal vote of the Selectmen remained to complete the process. In addition, he informed that the alternate route to be used by heavy vehicles was Union Avenue (Codjer Lane to Boston Post Road), Boston Post Road (Union Avenue to Concord Road), and Concord Road (Boston Post Road to Codjer Lane).

Therefore, it was on motion unanimously

VOTED: That the Traffic Rules and Orders of the Town of Sudbury, adopted by the Board of Selectmen on September 12, 1941, and subsequent amendments thereto, be and are hereby amended as follows:

By adding at the end of Article VII, Section 12.1, OPERATING OF HEAVY COMMERCIAL VEHICLES, the following new restriction, as described:

"Codjer Lane - the portion between Union Avenue and Concord Road only, during the twenty-four hour period of each day."

Exemption from G.L.c. 268, s.20, for Firefighter Gary Bardsley

It was on motion unanimously

VOTED: Having been requested to approve the exemption of the interest of Gary O. Bardsley, a firefighter employed by the Town of Sudbury, from the provisions of M.G.L. Chapter 268A, section 20 (a portion of the Conflict of Interest Law) in order to permit him to contract with the Sudbury Housing Authority to perform part-time maintenance services, we have reviewed the Authority's certification to the Town Clerk dated October 10, 1991, as to the statutory requirements for an exemption, and Mr. Bardsley's disclosure of his interest to the Town Clerk dated October 11, 1991, and hereby approve the exemption of Gary O. Bardsley's interest from said section 20.

Resignation of Eileen Glovsky from Resource Recovery Committee

It was on motion unanimously

VOTED: To accept the resignation of Eileen Glovsky dated October 9, 1991, from the Resource Recovery Committee, and to send a letter of appreciation for her service to the Town.

Council On Aging - Van Donation

It was on motion unanimously

VOTED: To accept \$67.00 in miscellaneous donations for deposit into the Council On Aging Van Donation Account; and to authorize the Council On Aging to expend the same for purposes of operating and maintaining the Council On Aging van.

Placement of Announcement of Special Town Meeting on Town Common

In response to a request by the Town Clerk dated October 10, 1991, it was on motion unanimously

VOTED: To grant permission to the Town Clerk to place an announcement of the Special Town Meeting on the Town Common.

Recording the Discontinuance of Inflammables Storage Licenses

The Board reviewed and placed in the records the following list of discontinued Inflammables Storage Licenses, which have been acknowledged as no longer in existence and certified by the owners that tanks have been removed in accordance with G.L.c. 148, s.13.

316 Boston Post Road Algy Alexander Alexander Automotive	K09-405	Doc. #56122 Discontinued 1/6/87 Certification dated 5/7/91	8,000 gal. Gasoline
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338 North Road Quirino A. and Rose Cavoto	C09-031	Doc. #56130 Discontinued 5/1/86 Certification dated 10/29/90	2,000 gal. Gasoline
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33 Union Avenue Theodore Pasquarello, Tr. E. B. Realty Trust (formerly Coatings)	K07-017	Doc. #70154 Doc. #74013 Doc. #79030 Discontinued 4/28/88 Certification dated 10/29/90	10,000 gal. Diesel Fuel 30,000 gal. Chemicals 10,000 gal. No-lead Gasoline
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9 Old County Road Douglas R. Jr. and Adelaide A. Lewis, Tr. Old County Road Realty Trust	K11-014	Doc. 77043/78079 Discontinued 10/87 Certification dated 10/29/90	10,000 gal. Diesel Fuel
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209A Haynes Road Liberty Ledge Trust, Alba Taylor Camp Sewataro	C08-200	Doc. #74043 Discontinued 11/30/88 Certification dated 11/30/88	1,000 gal. Gasoline
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50 Union Avenue Edward H. & Diane R. Perkins E. H. Perkins Contruction, Inc.	K08-042	Doc. #74025 Discontinued 6/12/87 Certification dated 11/5/90	2,000 gal. Diesel Fuel
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80 Union Avenue Ernest R. Schofield	K08-047	Doc. #75009 Discontinued 3/24/89 Certification dated 3/27/89	9,000 gal. Gasoline and 5,500 gal. Fuel Oil
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100 North Road Unisys Corp. (formerly Sperry Research Ctr.)	C11-300	Doc. #61074 Discontinued 9/19/86 Certification dated 11/7/90	20,000 gal. Fuel Oil
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68 Old County Road Stanmar Lumber Co.	K11-004	Doc. #56132 Discontinued 1983 Certification dated 4/23/84	5,000 gal. Gasoline
572 Dutton Road Sudbury Laboratory, Inc.	G05-028	Doc. #62056 Discontinued 9/15/82 Certification dated 4/4/83	2,000 gal. Alcohol
440 Boston Post Road Francis J. Vanaria, Jr.	K08-067	Doc. #53075 Discontinued 9/8/84 Certification dated 8/16/91	8,000 gal. Gasoline, 500 gal. Fuel Oil, 500 gal. Waste Oil
141 Boston Post Road Linde Gases of N. E., Inc.	K11-019	Doc. 57013/76016 Doc. #76023 Discontinued 1/16/89 Certification dated 11/5/90	4,000 gal. Gasoline 5,000 gal. Diesel Oil
		Doc. #55107 Doc. #56129 Doc. #81039 Doc. #81048 Doc. #82087 Discontinued 5/29/91 Certification dated 6/13/91	1,500 gal. Acetone + 500 l cc cylinder Acetylene 1,153 gal. Hydrogen Gas 1,500 gal. Acetone 1,500 gal. Isopentane + 1,500 gal. Methanol 4,208 c.f. "Electronic" gases including Silane
100 Boston Post Road George M. Gordon Auto Diagnostic (formerly Irv's Shell at 120 Boston Post Road)	K11-010	Doc. #62104 Discontinued 10/79 Certification dated 10/31/91	12,000 gal. Gasoline, 550 gal. Fuel Oil, and 550 gal. Waste Oil
15 Union Avenue Dante C. Maricelli et al, Tr. Fifteen Union Avenue Trust (formerly Giroux Bros.)	K08-071	Doc. ? Discontinued 1976 Certification dated 1/19/91	5,000 gal. Gasoline and 2,500 gal. Diesel Fuel

The Board thanked Counsel's office and Selectmen's staff for a job well done.

Exterior Lighting Changes - Lotus Blossom Restaurant

Executive Secretary Thompson recommended to the Board they support the changes in exterior lighting requested by the owners of Lotus Blossom restaurant as worked out with Jack Goggin and John Murray of Boston Edison, and Jack Hepting, Building Inspector. A recommendation of approval dated October 15, 1991, had been received from the Building Inspector.

Accordingly, it was on motion unanimously

VOTED: To approve changes in exterior lighting for reasons of public safety for the Lotus Blossom restaurant at 394 Boston Post Road, as explained in request dated October 4, 1991, from Michael DeCristoforo of Specialty Sales Lighting contractor, provided that such changes do not adversely affect any nearby residential areas, and subject to receipt of a drawing detailing said lighting to be attached to the site plan of the property.

Elimination of Vital Statistics from the Town Report

In response to the communication dated September 27, 1991, from the Town Clerk recommending elimination of vital statistics from the Town Report, the Board agreed, subject to Selectman Cope's suggestion to place notice of this intent in the newspaper to see what response there might be.

Local Arts Council - Appointment

Present: Michael F. DeSanto, candidate for appointment.

The Board interviewed Michael F. DeSanto for an appointment to the Local Arts Council. Mr. DeSanto has been a resident of Sudbury for 1 1/2 years and expressed his willingness to serve. He also has an interest and experience in waste management. The Board asked if he would be interested in participating on the Resource Recovery Committee. Mr. DeSanto declined, but said he would be happy to be a resource person. The Selectmen concurred that Mr. DeSanto would be a valuable addition to the Council.

It was on motion unanimously

VOTED: To appoint Michael F. DeSanto of 38 Lakewood Drive to the Local Arts Council for a term to expire October 15, 1993.

Collections Department Computer System

The Board acknowledged receipt of copy of letter dated October 7, 1991, solicited from Mary Ellen Normen Dunn, Treasurer/Collector, in response to a letter from Patrick Delaney, dated September 18, 1991, concerning the purchase of a computer for the Tax Office. The Board directed that Ms. Dunn's letter be forwarded to Mr. Delaney.

Computerized Bulletin Board

Executive Secretary Thompson recommended consulting with Jim Vanar and Mary Ellen Normen Dunn if there is further interest in pursuing Patrick Delaney's

idea for a computer bulletin board. The Board indicated its appreciation for the offer of software and directed Ms. Silva to respond to Mr. Delaney that it will discuss the subject when time permits on a future agenda.

Resource Recovery Committee - Letter to Mr. Robert A. Noyes, Highway Surveyor

The Board acknowledged receipt of copy of letter dated September 30, 1991, from the Resource Recovery Committee, upon review of the Highway Department's Recycling Report for FY 1991. The letter outlines recommendations for improving the center and a few which concern the landfill.

Executive Secretary Thompson stated some have been initiated and informed that it is the intention to implement other items which will be included in the FY 93 budget and so respond to this Committee's letter. The Board concurred and requested that the Highway Surveyor and Town Engineer be so directed.

Town Counsel Position

Executive Secretary Thompson informed the Board that Mr. Fitts and Mr. Elfman performed a review of the draft of Scope of Service for the position of Town Counsel, which he distributed to the Board, and asked that the Selectmen give him their individual input on the same.

Thank You Letter to Star Market

Upon receipt of a communication dated October 10, 1991, from Andrea H. Lee, Tenant Coordinator for The Mugar Group, the Board directed Executive Secretary Richard E. Thompson to send a letter of thanks on behalf of the Board of Selectmen to the Star Market tenants for their spirit of commitment to the community, as evidenced by the events they have scheduled for the Community Service Month at Star Market Plaza.

Metrowest Parent and Community Consortium

The Board acknowledged receipt of copy of letter dated October 1, 1991 and regrets no one will be able to attend the November 6 meeting of Metrowest Parent and Community Consortium.

Melone Purchase

After discussion by the Board and Town Counsel involving procedure relating to the acquisition of the Melone property; the Board confirmed its commitment to Town Meeting to complete the 21E process before action is taken to consummate the purchase. It was agreed to delay action relative to eminent domain taking proceedings until the 21E study is complete.

Public Hearing to Revoke License for Storage of Inflammables - 227 Boston Post Road

Chairman Wallace convened a public hearing, in accordance with General Laws chapter 148, section 13, on the question of revoking the License to Store Inflammables granted for property located at 227 Boston Post Road. Executive Secretary Thompson reported that notice of tonight's hearing had been sent to

the current owners of the property by Registered Mail and a return receipt received. CBF-Sudbury Trust, Calvin Margolis, et al, Trustees of the real estate located at 227 Boston Post Road, failed to appear at this hearing, nor have they responded to any communication by the Selectmen's office.

Executive Secretary Thompson recommended revoking their License for Storage of Inflammables, which has not been exercised since April 28, 1987, to clear the record. The Selectmen's files contain verification of removal of all storage tanks at that time.

It was on motion unanimously

VOTED: To revoke License to store 10,000 gallons of gasoline, recorded in the Town Clerk's Office as Document No. 59056, on property located at 227 Boston Post Road (Town Property Map K10-040), owned by CBF-Sudbury Trust, Calvin Margolis, et al, Trustees.

Special Town Meeting - Unisys Articles

The Board received copies of the following:

- 1) Amendments from The Trust for Public Land (TPL) attorney dated October 11, 1991 in response to meeting between the Planning Board and TPL; (amend Article 1, part A and Article 1, part B and amend plan to include septic system in 25-acre parcel.)
- 2) Summary by Selectman Cope of Planning Board Meeting of 10/14/91, called by Mike Meixsell, Coordinator of Water Resources for the Planning Board.

1991 MMA Annual Meeting and Trade Show

The Board received invitation from The Massachusetts Municipal Association for meeting and trade show at the Boston Marriott Hotel, Copley Place, on January 31 thru February 2, 1992.

Executive Session

At 8:45 p.m., it was on motion unanimously

VOTED: To recess the meeting to be reconvened in Executive Session at the Flynn Building for the purpose of discussing litigation and real estate transaction matters relating to the Unisys property in joint session with the Planning Board.

(Chairman Wallace, aye; Selectman Drobinski, aye; Selectman Cope, aye).

Chairman Wallace announced that open session would not be reconvened.

The meeting was adjourned at 11:30 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk