

IN BOARD OF SELECTMEN
JULY 9, 1973

Present: Chairman William F. Toomey, John C. Powers and John E. Taft.

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The statutory requirements as to notice having been complied with, the regular meeting was called to order at 7:40 p.m. by Acting Chairman John C. Powers, due to the temporary absence of Chairman Toomey.

Site Plan 73-114, First Federal Savings & Loan, 450 Boston Post Road

Present: John C. Carragher, Attorney; Mitchell K. Janka, First Federal Savings and Loan; Robert Aldrich, Construction Supervisor; Sumner Gottlieb, Universal-Brink Signs, Inc.

The Board received a letter dated June 21, 1973 from the Board of Appeals recommending approval, subject to approval by the Board of Selectmen, of a revised site plan which would include a drive-in window and canopy, and a letter dated June 27, 1973 from the Planning Board recommending approval with several suggestions for incorporation into the site plan. Francis E. White, Zoning Enforcement agent, stated that all of the conditions except two had been incorporated into the revised site plan. Mr. White suggested that the first condition (modification of the walkways) be made a condition of approval. The Board decided to defer a decision on the other condition (self-illuminated sign) until specific recommendations of the Planning Board and Building Inspector, regarding the type of sign and its impact on the environment, are attached to the application for self-illumination which can be determined better after the building is finished.

It was on motion unanimously

VOTED: To approve the First Federal Savings and Loan Association Site Plan No. 73-114, dated December 14, 1972, property located at 450 Boston Post Road, subject to the modification in accordance with the Planning Board recommendations of June 27, 1973.

Public Hearing: Application to Expand MacKinnon's Package Store -
5 Concord Road

Present: John S. MacKinnon, President, Sudbury Super Market, Inc.

At 8:00 p.m. Chairman Toomey opened a hearing, under the provisions of Chapter 138 of the General Laws, as amended by Chapter 260 of the Acts of 1971 to provide a change in the description of the licensed premises, on the following application:

That of John S. MacKinnon, President, Sudbury Super Market, Inc., for permission to expand selling and storage areas of the premises of MacKinnon's Package Store, 5 Concord Road, Sudbury, Massachusetts

Notice of the hearing was published in the Sudbury Citizen on June 28, 1973. Abutters were notified by certified mail and return receipts were received.

The Executive Secretary stated that, due to a recent amendment to the State Statutes, it is necessary to hold a public hearing when a liquor store expands in any way. Mr. MacKinnon indicated that this expansion will return the store to its status of three years ago before Honey Farms moved in.

It was on motion unanimously

VOTED: To approve the expansion of the selling and storage area at MacKinnon's Package Store, 5 Concord Road, to include the area formerly used by Honey Farms Store and the original Scrub One Sports Shop, and that the entrances to the liquor store will remain unchanged, the Honey Farms entrance to be closed.

Amendment of Traffic Rules and Orders Adopted September 12, 1941

Selectman Taft stated that there are isolated stop signs in the Town which are not included in the amended rules and orders. The Executive Secretary stated that he recommended ratifying, confirming and adopting and publishing the amended Traffic Rules and Orders at this time and adding additional amendments after they are properly considered by the Board, the Highway Commission, the Police Department, etc. Mr. Thompson suggested an amendment for consideration which would permit imposition of penalties for parking within ten (10) feet of a fire hydrant. Mr. Thompson also noted that fines or penalties on the taking of signs is included in the rules and orders.

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 further amended as follows:

By deleting the words "Highway Surveyor", in the first line of Article III, Section 1. TRAFFIC SIGNS AND SIGNALS. (a), and substituting therefor the words "Highway Commission"; and by deleting the word "his", in the second line, and substituting therefor the word "its";

and

By adding to Section 1. (g), under Article V, PARKING, between the word "highway" and the word "within", the words "or upon any Town property or publicly owned property,".

and

By deleting the words "Route 27" under Article VII, Section 8, OBEDIENCE TO ISOLATED STOP SIGNS, and substituting therefor the words "Concord Road";

and

By deleting from Article VII, Section 8, OBEDIENCE TO ISOLATED STOP SIGNS, the following location:

"Northeast bound drivers on Concord Road at Union Avenue."

and

By adding at the end of Article VII, Section 8, OBEDIENCE TO ISOLATED STOP SIGNS, the following four locations:

"Southbound drivers on Pantry Road at Concord Road."

"Southeast bound drivers on Dudley Road at Nobscot Road."

"Northbound drivers on Dutton Road at Hudson Road."

"Southbound drivers on Willis Road at Maynard Road."

And, further, it was on motion unanimously

VOTED: To ratify, confirm and adopt the Traffic Rules and Orders of the Town of Sudbury, as amended, and to direct the Executive Secretary to publish these Traffic Rules and Orders, as amended, at least once, in their entirety, in a newspaper published in Sudbury or in Middlesex County.

Park P & R Busses in Town Hall Parking Lot

It was on motion unanimously

VOTED: To permit the Park and Recreation Commission to park, in the Town Hall Parking lot, two (2) busses used to transport children to Walden Pond for swimming lessons from June 25 through August 17, 1973.

One-day License - M.S.S. Indulgence Society

It was on motion unanimously

VOTED: To grant a license to the M.S.S. Indulgence Society, Michael Barilone, President, for the sale of beer and wine, and a license for the sale of ice cream, soda water, etc., for one day only, July 15, 1973.

Juror List for 1973-1974

It was on motion unanimously

VOTED: To approve the juror list for the year 1973-1974 in accordance with Chapter 234, Section 4, of the General Laws of Massachusetts.

Application for Incorporation

It was on motion unanimously

VOTED: To send a favorable report to the Secretary of the Commonwealth on the application of William H. Doe, 138 Concord Road, for incorporation of Youth Villages, Inc., to be located in the town of Conway.

Order of Taking, Training Field

On the recommendation of Town Counsel, it was on motion unanimously

VOTED: To adopt the Order of Taking, dated July 9, 1973, relative to the land known as the "Old Training Field" for public park purposes and for preservation as an historic landmark; one copy of such order of taking to be filed with the Town Clerk and one copy to be filed with the Tax Collector.

Fire and Safety on Conservation Land

Chairman Toomey announced that the Finance Committee would like to meet with the Board on July 12 at 8:00 p.m. to discuss funding required for Town personnel to protect conservation land from fire, vandalism and trespassing.

Equal Employment Opportunity Bylaw Committee

The Executive Secretary announced that the Board in Executive Session had voted to establish a committee to be known as the Equal Employment Opportunity Bylaw Committee and had appointed Nancy Blecher, 30 Cedar Creek Road; Carroll Brownlee, 25 Hawthorne Drive; and Stephen Bankuti, 66 Dudley Road, to the Equal Employment Opportunity Bylaw Committee for a period of one year for terms to expire April 30, 1974. Chairman Toomey explained the Board's lengthy deliberation and selection of these individuals, who met with the Board at this time.

Mr. Thompson pointed out that the Committee is charged with acting in an advisory capacity to assist the Board in implementing the Equal Employment Opportunity Bylaw. The Equal Employment Opportunity Bylaw Committee members then adjourned with Town Counsel to further clarify their duties.

Commendation for Sudbury Firefighter

The Board received a copy of a letter dated June 20, 1973, from the Fire Chief of the Town of Hopkinton commending the efforts of Sudbury Firefighter Michael Callahan.

It was on motion unanimously

VOTED: To direct the Executive Secretary to acknowledge receipt of a letter of commendation from the Fire Chief of Hopkinton relative to Sudbury Firefighter Michael Callahan and to send a copy of the commendation to Firefighter Callahan.

Resignation Accepted

The Board received a letter dated June 29, 1973, from Herbert Weinstein tendering his resignation from the Long Range Capital Expenditures Committee. The Board directed the Executive Secretary to acknowledge Mr. Weinstein's letter and express the Board's thanks for his years of service on that committee. Selectman Taft suggested that the Talent Search Committee be contacted for recommendations to fill the vacancy of Mr. Weinstein.

Planning Board Transportation Study

The Board received a communication dated June 27, 1973, from the Planning Board relative to the development of a townwide transportation study. The Selectmen endorsed the Planning Board's action in obtaining Universal Engineering, Thomas Associates Division, to develop guidelines for a proposed transportation study of Sudbury and agreed to extend any assistance necessary to Mr. John Zampine who will represent that firm.

Town Report Preparation Committee

The Board received a communication dated June 29, 1973, from June E. Allen, Chairman of the Town Report Preparation Committee, relative to the content of the town report. The Board directed the Executive Secretary to invite the Town Clerk and the Town Report Preparation Committee to meet with the Selectmen as soon as scheduling allows, and to prepare specifications and publish bids for the 1973 Town Report including the 1973 proceedings.

Proposed Bicentennial Legislation

Selectman Powers presented a copy of a proposed bill, filed with a joint legislative committee, which would make the State Bicentennial Commission an autonomous authority and would grant this committee the power of eminent domain. The Board asked to have Town Counsel pursue the bill prior to the Board's taking a position on it.

Executive Secretary

The Executive Secretary reported to the Board on a letter dated July 2, 1973 sent to the Director of Civil Service requesting clarification on the status of the Sudbury promotional Chief of Police exam held April 7, 1973.

Mr. Thompson also reported that Civil Service has submitted a certified list of twelve (12) names eligible for the position of Sudbury Patrolman, only three of which have responded and indicated a willingness to accept, and only one of which has appeared for an interview. Mr. Thompson stated that he has requested Civil Service for an extension of time, because of the foregoing situation and the inability to make a selection within the authorized period.

After consideration and discussion, it was on motion unanimously

VOTED: To request Civil Service for a 30-day emergency extension for Patrolman Richard Hession as Provisional Patrolman in the Sudbury Police Department, due to the inability of the Town to make a selection from the certified patrolmen's list within the authorized period of time.

Treasury Warrants

The Board signed Warrants #39 and #40 in the total amount of \$394,735.26.

Executive Session

It was on motion unanimously

VOTED: To enter into executive session for the purpose of discussing, deliberating, or voting on a matter, which if made public, might adversely affect the reputation of any person.

There being no further business to come before the Board, it was unanimously

VOTED: To adjourn at 10:45 p.m.

Attest:

Richard E. Thompson
Richard E. Thompson
Executive Secretary-Clerk