

IN BOARD OF SELECTMEN
OCTOBER 1, 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 7:30 p.m. by Chairman William F. Toomey.

Jurors

Present: Town Clerk Betsey M. Powers

The Board drew the names of Joseph L. Shapiro, 24 Pilgrims Path, to serve as juror at Cambridge Court, commencing November 5, 1973 and Charles R. Blair, 34 Blacksmith Drive, to serve as juror at Lowell Court, commencing November 5, 1973.

Site Plan Application 73-119, Station Road Auto Parts, Inc.

Present: Richard Jokisaari

The Executive Secretary reported that Mr. Jokisaari was meeting with the Board relative to his site plan for Station Road Auto Parts, Inc., to be located at 38 & 40 Station Road. The Board of Appeals on July 17, 1973 granted to Mr. Jokisaari a permit for the sale of auto parts.

Mr. Thompson stated that all abutters had been notified of the hearing and that the Board had received a report from the Zoning Enforcement Agent, dated August 29, 1973, and a communication, dated September 25, 1973, from the Planning Board, both of which recommended conditional approval. The Board also received a second communication, dated October 1, 1973, from the Zoning Enforcement Agent, which affirmatively attested to inclusion on the site plan of the issues raised in the Planning Board communication referenced above. This communication further commented that the fence between Precourt and Mr. Jokisaari, shown on the original site plan, was not necessary, but the screening fence along Station Road should be continued up to the entrance of Station Road Auto Body.

Mr. Jokisaari stated that this screening fence had already been erected.

Following further discussion, it was on motion unanimously

VOTED: To approve the site plan for Station Road Auto Parts, Inc., to be located at 38 & 40 Station Road, dated August 24, 1973.

Utility Petitions 73-17, 73-18, and 73-13

Present: Edward Kelly and Frederick Roth, District Manager, of
Boston Edison Company

In conformity with the requirements of Sections 21 and 22 of Chapter 166 of the General Laws, a hearing was held on the following utility petitions:

UP 73-17 - Petition of New England Telephone and Telegraph Company and Boston Edison Company for joint or identical locations for the erection or construction of a guy wire and anchor to be owned and used in common by them in the following public way:

CONCORD ROAD, southeasterly side, approximately 282 feet south of Old Sudbury Road, --
One (1) guy wire and anchor.

The Board received a communication dated September 25, 1973, from the Zoning Enforcement Agent, and a communication, dated September 26, 1973, from the Power and Light Committee, both of which recommended approval.

It was on motion unanimously

VOTED: To approve the above-mentioned petition dated August 1, 1973, as submitted by the New England Telephone and Telegraph Company and Boston Edison Company.

UP 73-18 - Petition of New England Telephone and Telegraph Company and Boston Edison Company for joint or identical locations for the erection or construction of a guy wire and anchor to be owned and used in common by them, upon, along, and across the following public way:

OLD SUDBURY ROAD, northeasterly side, approximately 430 feet southeast of Concord Road, --
One (1) guy wire and anchor.

The Board received a communication dated September 26, 1973, from the Power and Light Committee, and a communication, dated September 25, 1973, from the Zoning Enforcement Agent, both of which recommended approval.

It was on motion unanimously

VOTED: To approve the above-mentioned petition, dated August 1, 1973, as submitted by the New England Telephone and Telegraph Company and Boston Edison Company.

UP 73-13 (Second petition, previously disapproved on June 4, 1973) - Petition of Boston Edison Company and New England Telephone and Telegraph Company for joint or identical locations for the erection or construction of poles to be owned and used in common by them and such other fixtures as may be necessary to sustain or protect the wires of the line upon, along and across the following public way:

RAYMOND ROAD, westerly side, for a point approximately 1040 feet north of Warren Road, --
Four (4) poles.
(Eight existing JO poles to be removed.)

The Board also received a petition from the Boston Edison Company and New England Telephone and Telegraph Company to install anchor guys in connection with the above-mentioned poles.

The Board received a report dated October 1, 1973, from the Zoning Enforcement Agent which recommended approval and a communication dated September 25, 1973, from the Power and Light Committee, which recommended disapproval. The Board had previously received a communication dated July 20, 1973, from Frederick A. Roth, District Manager, Boston Edison Company, which urged reconsideration by the Board of its decision for disapproval on June 4, 1973.

Mr. Roth spoke in response to the above-referenced letter from the Power and Light Committee, to clarify several misstatements. Mr. Roth also stated that the proposal in UP 73-13 was for a spacer cable system on 40' poles, which would require a minimal amount of tree trimming, and that Boston Edison did not foresee, at this time, future undergrounding of lines along Raymond Road.

Selectman Powers stated that any approval action by the Board would not preclude future consideration for undergrounding lines in that area.

Selectman Taft stated that the Power and Light Committee had adhered to Sudbury's general position relating to environmental considerations and that their comprehensive report reflected much time and effort spent on this subject; however, it should be considered that this petition concerns an existing line rather than new service, and installation of the poles would improve highway safety in the area.

Following further discussion, it was on motion unanimously

VOTED: To approve the above-mentioned petitions, dated March 6, 1973, and May 7, 1973, respectively, as submitted by Boston Edison Company and New England Telephone and Telegraph Company.

The Board directed the Executive Secretary to contact the Highway Commission in regard to closing the abandoned section of Raymond Road as soon as possible once the existing poles have been removed.

Bicentennial Celebration

Present: Senator Chester Atkins and Representative Ann Gannett

Senator Atkins and Representative Gannett met with the Board to review matters relating to the Bicentennial celebration.

Senator Atkins stated that most of Selectman Powers' recommendations for amendments had been incorporated into Senate Bill 1874, a redraft of Senate Bill 1819, an act establishing the Massachusetts Bicentennial Corporation. Senator Atkins commented that one of the most important changes was on the subject of eminent domain and that a compromise amendment had been worked out, which would subject any kind of eminent domain landtaking by the Corporation to veto by a vote of 2/3 of the Board of Selectmen in a town in which the property to be taken is located. Senator Atkins stated that this veto power extends to all projects of the proposed Bicentennial Corporation in areas other than the Boston Harbor Islands and the Holyoke Range.

Senator Atkins announced that the State Bicentennial Commission has scheduled a statewide master planning conference to be held at the University of Massachusetts at Amherst on November 30th and December 1st, to inform the cities and town of the State's plans and available services. Senator Atkins reported on the development of a technical assistance team comprised of members of the Bicentennial Commission, State Secretariats, and the Metropolitan Area Planning Council (MAPC) to act as liaison between local and State Bicentennial groups in such areas as transportation, public health and safety, and visitor and information services.

Discussion followed which included possible funding for upgrading local historical sites and the possible development of some type of temporary authority for organization of a local tourist bus route.

Chairman Toomey concluded the meeting by urging that better communications be established among surrounding towns and the State Bicentennial Commission to avoid any problems or misunderstandings that might develop prior to 1975-76 celebrations.

Town Counsel

Re-evaluation suit - survey questionnaire - Town Counsel reported that he had received replies to the Board's letter and questionnaire of September 19, 1973, pertaining to a request to South Middlesex County cities and towns presently assessed at full and fair valuation for funds and support for a joint suit relative to the State equalized valuation formula. Town Counsel stated that, to date, the replies have indicated some support by way of a joint petition, but very little financial support.

Sale of Tax Possession Property - Town Counsel reported on a public auction held on September 29, 1973. Mr. Turner stated that there were no bids on Parcels 73 and 151, but that for Parcel 43 (Lots 15 and 16, Beechwood Avenue), there was one bid of \$200.00, and a cash deposit in the amount of \$40.00, from the owners of the contiguous property.

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

VOTED: To accept the bid of \$200.00, made by Philip A. and Marion E. Hansen, 28 Beechwood Avenue, and to execute the deed, in accordance with Article XII, Section 2 of the Town Bylaws.

The Executive Secretary recommended that there be another public auction of tax possession property before the end of the year. The Board was in agreement.

Sign - Garden in the Woods

The Board received a communication dated October 1, 1973, from the Zoning Enforcement Agent, which stated that approval for a directional sign for Garden in the Woods would violate the sign bylaws.

The Executive Secretary requested and received authority to so notify the New England Wild Flower Society, Inc., and to direct the Society to work with the Zoning Enforcement Agent toward fulfilling their request, in a satisfactory manner that is not in conflict with local bylaws.

Military Reservation Land

The Executive Secretary reported that the Board had been actively pursuing, through all congressmen, acquisition of the excess military reservation land which is located in Sudbury, and, in this regard, had received a communication, dated September 20, 1973, from Senator Edward W. Brooke, which forwarded a response to his inquiry on Sudbury's behalf from the General Services Administration. The Regional Administrator's communication, dated September 17, 1973, stated that the Federal Property Council is presently reviewing the case relating to the possible excessing of this land.

The Executive Secretary reported that he had, at the suggestion of Selectman Taft, drafted a communication to the Planning Board relative to a land use plan once the land becomes available.

Selectman Taft now proposed that the Planning Board chair a meeting with local concerned boards and committees for purposes of a cooperative effort, in developing a land use plan for the so-called military reservation.

Minutes

The Board voted unanimously to approve the minutes of the regular meeting and the Town Fathers' Forum of September 24, 1973, as amended.

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 financial interest of the Town and the reputation of any person.

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

VOTED: To adjourn at 10:40 p.m.

Attest: R.E. Thompson
Richard E. Thompson
Executive Secretary-Clerk