

IN BOARD OF SELECTMEN
APRIL 15, 1974

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

The statutory requirements as to notice having been complied with, the meeting was called to order at 7:30 p.m. by Chairman John C. Powers.

Sign Waiver Application - Wilberte, Inc., 708 Boston Post Road

Present: Richard Callahan, Office Manager, Wilberte, Inc.

Mr. Richard Callahan, Office Manager for Wilberte, Inc. (Martin Cerel Realtors of Sudbury), met with the Board relative to that company's application for waiver for their exterior sign.

The Board received a communication, dated March 18, 1974, from the Zoning Enforcement Agent, which recommended approval of the request for waiver.

Mr. Callahan stated that the sign will not be changed from its present physical condition for reasons other than necessary repairs and that the present wording, only, will be changed.

It was on motion unanimously

VOTED: To sign the application for waiver for exterior sign under Article IX, Section V, J, 4, 5, and 6 of the Zoning Bylaws, as requested by Wilberte, Inc. (Martin Cerel Realtors of Sudbury), 708 Boston Post Road.

Minutes

The Board voted to approve the minutes of the following meetings as submitted: March 25, 1974, regular and executive session; March 27, 1974, Annual Warrant Review; March 30, 1974; April 1, 1974; April 2, 1974; April 3, 1974; April 8, 1974; and April 9, 1974.

Resignations - Historical Commission

The Board received a communication dated March 28, 1974, from Joseph E. Brown, and a communication dated April 5, 1974, from Forrest D. Bradshaw, in which each tendered his resignation from the Historical Commission, effective immediately.

The Board accepted both resignations with deep regret and directed the Executive Secretary to acknowledge the communications from Mr. Brown and Mr. Bradshaw and to express the Board's thanks for their years of service on that Commission.

Selectman Liaison Assignments

It was agreed to defer consideration of 1974-75 Selectmen liaison assignments until the conclusion of Town Meeting.

Coatings Engineering Corp. - License for Underground Storage

The Executive Secretary reported that it was the recommendation of Town Counsel that the Board revote, for the purpose of clarification, a portion of a vote relating to a license granted to RADIN, Inc., 33 Union Avenue, on December 15, 1970, for underground storage of 10,000 gallons of diesel fuel.

It was on motion unanimously

VOTED: To amend Section C of the vote taken by the Board, as set forth in the minutes of the December 15, 1970 meeting, to make it applicable to the present owner of the property, in this case to read, "C) Limited to private use of diesel fuel for vehicles operated by Coatings Engineering Corporation only".

All Alcoholic Beverages Licenses

It was agreed to defer consideration of an application for new all alcoholic beverages licenses until receipt of a communication from Town Counsel and Town Counsel is present.

Utility Petition 73-20, Peakham Road

The Board received a communication dated March 28, 1974, from Frederick A. Roth, District Manager, Boston Edison Company, relative to Utility Petition 73-20, Peakham Road, which was denied on December 17, 1973, due to the negative recommendations from the Wiring Inspector, the Power and Light Committee, and the Historic Districts Commission.

Mr. Roth's communication asked if there might be a possibility of approval of the original petition with a reduced number of poles in order to determine whether or not it would be worthwhile to request a second hearing on the same.

It was the consensus of the Board that it could not prejudice a petitioner's hearing rights nor the rights of involved Boards and Committees who report in this regard. The Board directed that the Executive Secretary communicate its comments on the matter to Mr. Roth.

Utility Petition 73-19, Boston Post Road

The Board received a communication, dated April 1, 1974, from Frederick A. Roth, District Manager, Boston Edison Company, which informed the Selectmen that the lines involved in the Utility Petition 73-19 hearing, requesting a grant of location for direct buried cables in the Boston Post Road between Goodman's Hill and the Wayland town line (denied on November 26, 1973), will be installed overhead on existing poles.

Regional Concerns Committee - Transportation Study

The Board received a communication dated April 1, 1974, from Malcolm Beers, Chairman, Regional Concerns Committee relative to transportation studies being conducted by the State and the Joint Regional Transportation Committee.

The Board also received a related communication dated April 4, 1974, from Christy Maltas, Planning Department, Framingham, Massachusetts, which requested that a representative from Sudbury be designated to review local transportation proposals.

Following discussion, it was on motion unanimously

VOTED: To proceed to maintain the Town's interest in the direction of improving public transportation;

and it was further

VOTED: To express to Mr. Beers the Board's appreciation for his fine work in this regard and to ascertain his willingness to serve as Sudbury's designee to the subcommittee of the Joint Regional Transportation Committee.

Entertainment Licenses - Renewals

Sudbury Bowladrome - On the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To grant a license for Public Entertainment on the Lord's Day to Sudbury Bowladrome, Inc., 136 Boston Post Road, Sudbury, to operate and maintain twenty-four (24) bowling alleys and six (6) pocket billiard tables for amusement commencing June 2, 1974, and expiring May 25, 1975, from 1:00 p.m. to 11:00 p.m. Sundays, subject to the approval of the Commissioner of Public Safety.

It was further

VOTED: To approve the license for Sudbury Bowladrome, Inc., 136 Boston Post Road, Sudbury, to operate twenty-four (24) bowling alleys and six (6) pocket billiard tables on weekdays from 8:00 a.m. to 12:00 midnight.

Sudbury Skating and Tennis Club - It was on motion unanimously

VOTED: To inquire as to the present procedure and staffing of the Red Cross Safety Room at the Sudbury Skating and Tennis Club, as well as to confirm which private vehicle is assigned for usage as an ambulance, in case of emergencies, if any.

It was agreed that the Executive Secretary direct the Zoning Enforcement Agent to inspect the Sudbury Skating and Tennis Club in this regard and to report back to the Board as soon as possible, in order that the Board may consider the renewal of their entertainment license.

Reserve Fund Transfer Requests

Following consideration, it was on motion unanimously

VOTED: To approve a request for a transfer (#0538) from the Reserve Fund to Account 501-35, Office Machines Maintenance, in the amount of \$250.00, necessitated by unforeseen machine breakdowns;

and it was further

VOTED: To approve a request for a transfer (#0537) from the Reserve Fund to Account 950-94, Copying Service, in the amount of \$1,100.00, necessitated by the unforeseen increase in the cost of paper and additional usage.

The Executive Secretary made the following announcements:

House Bill 550 - Representative Ann Gannett has indicated that passage of House Bill 550, relating to Chapter 766 (Special Education), would yield an extra \$76,525 in funds to the Town of Sudbury.

Boston Edison Company - Fuel Adjustment Hearing - In connection with the April 30th hearing on Boston Edison Company's fuel adjustment charge, the Board had been requested to sign a petition to intervene, which would allow for cross examination by those other than the petitioners. The Board stated that the petition had come to them on such short notice that they did not have the opportunity to sign, but did express their support of the purpose of the petition.

Police Association Negotiations - The Town is going to mediation relative to Police Association negotiations and a meeting has been established for 9:30 a.m., April 23rd, in executive session, in this regard.

Executive Session

At 8:30 p.m. it was on motion unanimously

VOTED: To enter into executive session with the Fire Chief for the purpose of discussing matters, which if made public, might adversely affect the reputation of any person.

Board of Assessors - State Proposal for Equalized Valuations

Present: Arthur Babigian, Chairman, and Leo Quinn and Frank Grinnell of the Board of Assessors.

At 9:00 p.m., members of the Board of Assessors met with the Board to discuss the following subjects:

State Tax Commission Hearings - Proposed Equalized Valuations -
The Assessors received a notice, dated April 5, 1974, from the State Tax Commission in regard to a public hearing on the State's proposed equalized valuations on Friday, April 19, 1974, at 10:00 a.m. in Gardner Auditorium, State House, Boston. The proposed equalized valuation determined by the Commission for Sudbury is \$216,000,000.

The Board requested that the Assessors meet with Town Counsel to request that he appeal the proposed evaluation on the Assessors' behalf, indicating that Sudbury has filed a suit in regard to the distribution formula, which is pending in the Supreme Judicial Court, and that the Town disagrees with the proposed new evaluation - the appeal to be based on similarities with respect to comparable towns and population.

House Bill 1321 - The Board received a communication dated April 15, 1974, from Mayor Walter J. Kelliher of the City of Malden relative to House Bill 1321 and its effect relating to local aid changes - in Sudbury a reduction in school aid of approximately \$10,800.

Following discussion, it was on motion unanimously

VOTED: To contact Senator Chester Atkins and Representative Ann Gannett expressing the Selectmen's concern with House Bill 1321, as now proposed, and to urge them to delete that section of the bill that would do away with the present Regional School bonus.

Town Reassessment - Selectman Toomey suggested that the Assessors contact the firm of Whipple, Magane, and Darcy, who revalued the Town in 1970, relative to formulas and cost estimates for the upgrading of present assessments.

Executive Session

At 9:40 p.m., it was on motion unanimously

VOTED: To enter into executive session for the purpose of discussing, deliberating, or voting, on matters, which if made public, might adversely affect the financial interest of the Town.

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

VOTED: To adjourn the meeting at 10:00 p.m.

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