

IN BOARD OF SELECTMEN  
MONDAY, JANUARY 6, 1975

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

-----

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

Jurors

Present: Betsey M. Powers, Town Clerk

The Board drew the names of Arthur H. York, 24 Richard Avenue, to serve as a Grand Juror at Cambridge Court, Guy A. Marchese, 49 Pelham Island Road, and Paul A. Roche, 52 Raymond Road, to serve as jurors at Cambridge Court, and Michael E. Melnick, 97 Lincoln Road, to serve as juror at Lowell Court, all commencing February 3, 1975.

Site Plan #74-142, L.H. Hewett, Jr., Inc., 56 Union Avenue

Present: Francis E. White, Zoning Enforcement Agent; Stephen E. Grande, Granco Realty Trust, applicant; William Arch of L.H. Hewett, Jr., Inc.

In accordance with Article IX, Section V, A, of the Sudbury Bylaws, Chairman Powers convened a hearing for consideration of the site plan for L.H. Hewett, Jr., Inc., for property located at 56 Union Avenue.

The Executive Secretary stated that the site plan under consideration had been properly advertised and that the appropriate Town agencies and abutters had been notified of tonight's hearing.

The Executive Secretary stated that favorable reports had been received from the Board of Health, dated December 27, 1974, and from the Zoning Enforcement Agent, dated December 9, 1974, and that the Board had also received a communication dated January 3, 1975, from the Planning Board which recommended conditional approval.

The Zoning Enforcement Agent stated that conditions 2-4 set forth in the Planning Board's letter had been corrected and that it was the recommendation of the Planning Board that the southern driveway be closed leaving a single access provided by the northerly entrance, which would then curve to join the southerly drive. Mr. White stated that an access such as that suggested by the Planning Board would reduce the building expansion possibilities.

Discussion followed relative to reduction of the present 44' northerly driveway to 20', which would be used in conjunction with the northerly 20' driveway, and it was determined that his 229' frontage at this location would allow him to keep his present driveway openings.

The Board agreed to defer further consideration of a change in the existing driveways until a future site plan for this location, and it was on motion unanimously

VOTED: To approve the site plan of Granco Realty Trust, 56 Union Avenue, dated September 23, 1974, with the sign subject to the approval of the Sign Review Board.

Hearing - Application for License to Store Inflammables Underground, 80 Union Avenue, Ernest R. Schofield

Present: Ernest R. Schofield, applicant, Francis E. White, Zoning Enforcement Agent

In accordance with the provisions of Chapter 148 of the General Laws, Chairman Powers convened a public hearing on the application of Ernest R. Schofield for a license to store underground 5500 gallons of #2 fuel oil.

The Executive Secretary reported that this request for storage is in addition to the applicant's present storage of 6000 gallons of gasoline and 3000 gallons of #2 fuel oil.

The Executive Secretary stated that the application had been approved by Fire Chief Albert St. Germain on December 17, 1974, and that the appropriate Town officials and abutters had been notified of tonight's hearing.

Mr. Schofield stated that because he had received no oil during the month of May 1972, there was no way in which he could receive his percentage allocation during the months of May in 1973 or 1974 and that he had requested the additional storage to allow for fuel coverage during May in future years. Mr. Schofield also stated that he intends to use the proposed tank for storage of #2 fuel oil and to use the existing 3000 gallon tank, which presently stores #2 fuel oil, for the storage of gasoline in addition to the existing 6000 gallons of gasoline storage.

Following discussion and a review of the site plan, it was on motion unanimously

VOTED: To grant a license to Ernest R. Schofield, 80 Union Avenue, Sudbury, Massachusetts, to store underground 9000 gallons of gasoline in two tanks, one of 6000 gallons capacity and one of 3000 gallons capacity, and 5500 gallons of #2 fuel oil in a single tank on property owned by Orion Realty located at 80 Union Avenue, in accordance with the marked-up site plan dated September 24, 1964, revised May 1, 1970, and subject to the following conditions:

1. that the gasoline and fuel oil be for private use only and not for sale to others; and
2. that there be only one pump and dispenser for gasoline and only one pump and dispenser for fuel oil.

Appointment

Present: Linda Buxbaum of the Town Report Committee

The Executive Secretary reported that Mr. Ralph Caputo was unable to be present for tonight's scheduled interview relative to his possible appointment to the 1974 Town Report Preparation Committee and that Mr. Alan Erskine, a present Committee member, had recommended that he be appointed.

It was on motion unanimously

VOTED: To appoint Ralph Caputo, 28 Pinewood Avenue, to the 1974 Town Report Preparation Committee, for a term to expire on April 30, 1975.

Ordering of the Warrant - 1975 Annual Town Meeting

It was on motion unanimously

VOTED: To defer the ordering of the warrant for the 1975 Annual Town Meeting until a date to be determined by the Executive Secretary.

Minuteman Regional Vocational Technical School District - Budget Review

Present: Alfred Cron, Sudbury's member of the Minuteman Regional Vocational Technical School District

The Board met with Mr. Alfred Cron to discuss the proposed budget of the Minuteman Regional Vocational Technical School District prior to the public hearing on the same which will be held on Tuesday, January 14, 1975, at 8:00 p.m. in the new school facility at 758 Marrett Road, Lexington.

The Board expressed its dissatisfaction with the proposed budget for 1975-76, which sets forth a total appropriation of \$3,688,410, with an assessment to Sudbury of \$372,161, based on the percentage of Sudbury students.

Mr. Cron stated that this total figure includes the \$1,103,000 reimbursement State construction grant, but not the reimbursement for operations and maintenance which will also be credited. Mr. Cron further stated that the 1975-76 assessment to the Town would be \$359,018, which reflects an 86% increase in the cost for doubling the present student body as a new freshman class enters in the Fall of 1975. (Sudbury's 1974-75 assessment was \$192,503.)

Selectman Taft questioned the necessity of the proposed doubling of staff for the doubling of students and called to Mr. Cron's attention what would appear to be inconsistencies in funding similar supplies in overlapping categories. Selectman Taft also commented that he thought the budget seemed to be lacking in the areas of athletics and adult education evening programs.

Following further discussion it was on motion unanimously

VOTED: To contact the Boards of Selectmen of the other eleven member towns of the Minuteman Regional Vocational Technical School District, requesting that they attend, as a group, the January 14th budget hearing at the new school facility, with the request that the School Committee substantially reduce the budget and assessments to the towns;

and it was further

VOTED: To request the Chairman of the Sudbury Finance Committee to urge all members of the Committee to attend the budget hearing and to further request that he contact the Finance Committees of the other eleven member towns urging that they also attend the January 14th budget hearing for the same purpose.

The Executive Secretary stated that he will notify the Sudbury Finance Committee of the Board's vote on the matter.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the regular meeting and the executive session of December 30, 1974, as amended.

Waste Water Management Planning - Regional Concerns Committee

On December 16, 1974, Ronald B. Campbell and Malcolm M. Beers of the Regional Concerns Committee met with the Board for a discussion on the subject of waste water management planning. At that time the Committee, prompted by the request of the Metropolitan Area Planning Council (MAPC) that the Town adopt a "resolution of intent" relating to participation in a plan for waste water management planning, recommended that the Selectmen adopt the resolution.

On that date the Board unanimously voted to table the matter until it had been presented to the Wayland officials and to all members of the Wayland-Sudbury Septage Disposal Planning Committee.

Chairman Powers now reported that Wayland officials and the Wayland-Sudbury Septage Disposal Planning Committee had no objections and recommended that if the Sudbury Board of Selectmen wished to support the Regional Concerns Committee's recommendation they should do so.

On the recommendation of Town Counsel, it was unanimously

VOTED: To table the matter until January 20, 1975, pending a report from Town Counsel.

Testimonial Dinner - Retired Fire Chief Albert St. Germain

Chairman Powers announced that a testimonial dinner, to be given in honor of retired Fire Chief Albert St. Germain, will be held at the Powder Mill Restaurant in Maynard on January 13, 1975, at 6:30 p.m. Chairman Powers also announced that the Selectman's meeting for that date has been canceled.

Police/Fire Headquarters - Declassification of Executive Session Minutes

It was on motion unanimously

VOTED: To declassify the executive session minutes of the Selectmen's meetings with the Permanent Building Committee and the architect relative to police/fire headquarters, plans, as follows:

1973: February 20	1974: February 11
June 11	February 21
September 10	March 18
September 17	March 25
October 1	April 27
October 15	June 24
November 5	September 23
November 12	October 7
November 19	October 21

Conservation Commission - Raymond Land 1974 Report

The Board received, on December 19, 1974, the 1974 Report on Land Management of Raymond Land Wetlands from the Conservation Commission.

Following a review of the report, it was on motion unanimously

VOTED: To accept the report and the recommendations therein, with the exception of the recommendation of clearing brush from the stream.

The Executive Secretary was requested to contact the Conservation Commission, the Park and Recreation Commission, and the Sudbury Water District for further discussion of the Raymond Land on January 20th.

DPU - NET&T HEARING - Local Calling Area

Present: Estelle V. Simon

Chairman Powers announced the Department of Public Utilities hearing on the matter of extension of the New England Telephone & Telegraph Company's local calling area, which will be held at 10:00 a.m. on January 10th in the lower Town Hall.

Selectman Taft stated that, somewhat contrary to the vote taken by the Board at its December 30th meeting, it was now of the opinion that the Board should proceed in the matter of the hearing even though all necessary information has not yet been obtained, that through Town Counsel the New England Telephone Company be requested to furnish certain data, that Sudbury give what evidence it has available at this time, with additional information and facts to be submitted in writing at a later date.

League of Women Voters

The Board received a communication dated December 26, 1974, from the League of Women Voters, which requested that a representative from the Board of Selectmen appear as a panel member at the League's open meeting on Thursday, February 6, at 8:00 p.m. at the Goodnow Library.

It was agreed that Selectman Toomey will represent the Board at this meeting.

Department of Corporations and Taxation - Full and Fair Value

The Board received a communication dated December 31, 1974, from Nicholas Metaxas, Commissioner of Corporations and Taxation, which enclosed a copy of "Town of Sudbury & Others vs. Commissioner of Corporations and Taxation & Others", a decision of the Massachusetts Supreme Judicial Court handed down on December 24, 1974. Commissioner Metaxas' communication requested that the Board of Assessors from each city and town in the Commonwealth, in conjunction with other officials within the community, to submit to the Department, on or before April 1, 1975, its plan for bringing property assessments in its municipality to full cash value.

Executive Session

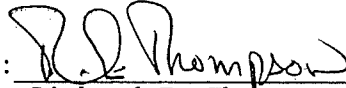
At 9:10 p.m., it was on motion unanimously

VOTED: To enter into executive session for the purpose of discussion of collective bargaining matters.

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

VOTED: To adjourn the meeting at 10:50 p.m.

Attest:



Richard E. Thompson  
Executive Secretary-Clerk