

IN BOARD OF SELECTMEN
MONDAY, JULY 12, 1976

Present: Chairman William F. Toomey, John C. Powers, and Ira M. Potell

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

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the special meeting of June 23, 1976 and the regular session of June 28, 1976.

Jurors

Present: Betsey M. Powers, Town Clerk

The Board drew the names of Walter C. Hinds, Jr., 27 Whispering Pines Road, to serve as juror at Lowell Court, and Anne Zamzow, 20 Hop Brook Lane, to serve as juror at Cambridge Court, both to commence September 13, 1976.

Article 28, 1976 Annual Town Meeting - Drawings/Specifications for Drainage Systems

Acting Chairman Powers reported that the Board, at its June 28, 1976 meeting, had voted to table further consideration of the Town Engineer's request dated June 22, 1976 for approval to enter into an agreement for engineering services relative to implementation of Article 28 of the 1976 Annual Town Meeting until July 12, 1976 to allow receipt of the Town Engineer's proposal request dated June 3, 1976.

Acting Chairman Powers reported that the information had since been received and reviewed by the Board.

After discussion, it was on motion by Selectman Potell unanimously

VOTED: To authorize James V. Merloni, Town Engineer, to enter into an agreement with Ewald Engineering Company, 833 Edgell Road, Framingham, as requested in his June 22 communication;

and it was further

VOTED: To designate Mr. Merloni to be the Board's representative in the above-referenced matter.

Personnel Classification Changes

It was on motion by Selectman Potell unanimously

VOTED: To table consideration of a communication dated July 2, 1976 from the Executive Secretary relative to personnel classification changes until July 26, 1976, at which time Mr. Thompson will be present.

Massachusetts Bicentennial Commission - Matching Funds - Historic Markers for Heritage Park

Acting Chairman Powers reported that the Board had received a communication dated June 29, 1976 from the Massachusetts Bicentennial Commission, which announced that Sudbury had been selected, pending final approval from the American Revolution Bicentennial Administration in Washington, for a matching Bicentennial grant of \$2,319 under the federally-funded Community Grants program to be used for Historic Markers for Heritage Park.

Sudbury Grange No. 121 - Contribution for Ambulance Equipment

Acting Chairman Powers reported that the Board had received a communication dated July 1, 1976 from the Sudbury Grange relative to its intent to contribute \$100 toward a piece of equipment for the Town's ambulance. The Grange requested that, if this gift would be acceptable to the Selectmen, the Board provide the Grange with a list of required equipment from which its members could select a specific article.

After discussion, it was on motion by Selectman Potell unanimously

VOTED: To thank Sudbury Grange No. 121 for its interest and to indicate the Board's willingness to accept such a contribution and its appreciation on behalf of the Town;

and it was further

VOTED: To request the Executive Secretary to forward a list of ambulance equipment to the Grange.

Chairman Toomey arrived at the meeting during the above discussion.

Sudbury Housing Authority - Request for Effective Communication with Town Boards

The Board received a communication dated June 18, 1976 from the Chairman of the Sudbury Housing Authority, which requested that effective communication be maintained between that Authority and all Town boards for the benefit of the community. The Housing Authority's communication specifically suggested that the Executive Secretary, the Town Planner, the Executive Director for the Authority, and possibly a representative of the Non-Profit Housing Corporation meet on a quarterly basis to coordinate housing programs affecting the Town of Sudbury and that the Selectmen, Planning Board, Housing Authority, Non-Profit Housing Corporation and any other affected Town boards meet jointly at least one month in advance of the deadline for next year's discretionary fund application in order to plan the Town's action.

Chairman Toomey stated that, in his opinion, a directive that the Executive Secretary and the Town Planner meet with the Executive Director was not necessary, as such meetings as this should occur periodically as a function of the Executive Secretary's office.

In further discussion, Selectman Powers commented that it was uncertain at this time whether discretionary funds would be available next year.

Chairman Toomey suggested that the Chairman of the Sudbury Housing Authority be thanked for his recommendations and that the Board indicate to the Authority its expectation that the Town staff would work with the Housing Authority, as it does with other Town boards and committees.

Selectmen Powers and Potell were in agreement.

Lottery Revenue Diversion

The Board received a memorandum dated July 1, 1976 from the Massachusetts League of Cities and Towns, the Massachusetts Selectmen's Association, the Massachusetts Mayors' Association, the Massachusetts Municipal Management Association, and the Association of Town Finance Committees relative to their forceful response to the move by the legislative conference committee to divert the Numbers Game revenue from the cities and towns into the State coffers. The joint communication also set forth their request that the Town help to reverse this action by contacting our local media and legislators to inform them of the Board's stand on this matter.

Chairman Toomey stated that the Board had already informed its local representatives of its strong opposition to this action and that the matter had been discussed at an earlier meeting with the press in attendance, but that he would again ask the press to so inform the public.

After discussion, it was on motion unanimously

VOTED: To support the concept of the above-referenced organizations relative to restoration of the lottery funding to cities and towns.

Site Plan Application #76-165, Granco Realty Trust, 60 Union Avenue

Present: Francis E. White, Building Inspector/Zoning Enforcement Agent

The Board, at its June 14, 1976 meeting, voted conditional approval of the site plan of Granco Realty Trust, 60 Union Avenue, for an additional building to be located at 64 Union Avenue.

The site plan for Granco Realty Trust, dated May 6, 1976, was now signed by the Board, it being understood that the changes to the plan which were suggested in the Planning Board's letter of June 3, 1976 and agreed to by the Selectmen at their meeting of June 7, 1976 would be made by Mr. White.

Reserve Fund Transfer Requests

Present: Francis E. White, Dog Officer

#0695 - Account #310-12, Fire Department Overtime - After discussion and a report and recommendation from Town Accountant John Wilson concerning a reserve fund transfer request for overtime coverage from Fire Chief Frost dated June 28, 1976, it was on motion by Selectman Powers unanimously

VOTED: To take no action on Transfer Request #0695 and to suggest that it be handled as an unpaid bill under an article before the Town Meeting.

#0696 - Account #350-51 - Dog Officer, Equipment Purchase - After discussion and reports from Town Accountant John Wilson and Francis E. White, Dog Officer, it was on motion unanimously

VOTED: To approve Transfer Request #0696, as submitted by Francis E. White, for a transfer from the Reserve Fund to Account 350-51, Dog Officer, Equipment Purchase, in the amount of \$273.63, for the purposes set forth in the transfer request.

One-Day Wines and Malt Beverages License - July 3, 1976 - John E. Taft, Representing First Parish Church of Sudbury

After discussion, it was on motion unanimously

VOTED: To confirm the Board's earlier vote to grant a one-day wines and malt beverages license to John E. Taft, representative of the First Parish Church of Sudbury, for the purpose of accommodating the Bicentennial Ball on July 3, 1976.

It was agreed by the Board that a decision as to whether the fee would be waived would be made at a later time.

Message of Appreciation and Greeting to Mayor Valerie Moulton, Sudbury, Suffolk

It was on motion unanimously

VOTED: To enter into the records of this meeting and to formally forward to Mayor Valerie Moulton, newly elected Mayor of Sudbury, Suffolk, England, the following resolution:

On behalf of the Town of Sudbury Massachusetts, the Board of Selectmen wishes to express its deep and affectionate gratitude to you, the Council, and the people of Sudbury, Suffolk, for your appropriate and touching extension of the hand of friendship across the Atlantic Ocean. The early settlers named this Town for yours, not because it was a place, but because it represented an embodiment of the ideas of English right, privilege and justice. Those invisible gifts still live in the hearts of Americans, not just in Sudbury, Massachusetts, but in communities and states across the length and breadth of this land of two hundred and twenty million people. Your Town's thoughtful offering adorned by Mr. Prince's skill, together with the magnificent Gainsborough horse, will be the proud possessions of the Town of Sudbury, Massachusetts, as long as freedom lives. Thank you and bless you and your wonderful community for your thoughtfulness, consideration and eternal friendship.

Application for Hawkers and Peddlers License - Thomas Mahoney

The Board received an application dated July 7, 1976 from Thomas Mahoney of Framingham for a Hawkers and Peddlers License for the purpose of selling ice cream in Sudbury non-residential areas and school playgrounds.

After discussion during which it was moved to grant the license in accordance with the Board's rules and regulations governing the same (exclusion of sales and parking upon Town-owned property, including school grounds), it was noted that Mr. Mahoney wished his application withdrawn if permission to sell ice cream at the school playgrounds could not be granted.

It was, therefore, on motion unanimously

VOTED: To deny the above-referenced application.

Site Plan Application #76-166 - William A. Senecal, 57 Codjer Lane

Present: Francis E. White, Building Inspector/Zoning Enforcement Agent; William A. Senecal, applicant; Daniel and Barbara Bortle, abutters

In accordance with Article IX (Zoning Bylaws), Section V, Paragraph A of the Sudbury Bylaws, the Board considered the site plan of William A. Senecal for location at 57 Codjer Lane.

Francis E. White, Building Inspector/Zoning Enforcement Agent, reported that all appropriate Town officials and abutters had been notified, and that the following reports had been received: from the Planning Board, dated June 7, 1976, which recommended conditional approval; from the Zoning Enforcement Agent, dated June 9, 1976, which recommended approval; and from the Board of Health, dated June 22, 1976, which recommended approval.

Recommendations of the Planning Board, as set forth in their above-referenced letter, were read and discussed.

Selectman Potell questioned whether the parking indicated on the present site plan reflected the conditions of the variance granted to the property in Board of Appeals' Case #68-37. Selectman Potell also questioned whether the dumpster would be in conflict with the terms of the afore-mentioned variance, and he suggested that Mr. Senecal, at some future time, take the matter up with the Board of Appeals.

Mr. Bortle expressed no objection to the proposal and stated that the site plan, in his opinion, was acceptable to the neighborhood residents.

After further discussion, it was on motion by Selectman Powers unanimously

VOTED: To approve site plan application #76-166, as shown on a plan entitled "Site Plan for Senco Electric, Inc., Lot 5 at Codjer Lane, Union Avenue, June 5, 1976", as drawn by David W. Perley, Civil Engineer, Concord, Massachusetts, subject to the following conditions:

- 1) that the existing stockade fencing on the easterly side of the property shall be maintained;
- 2) that the parking spaces shown on the site plan shall conform with the parking locations set forth in the Board of Appeals variance granted in Case 68-37;
- 3) that the water supply to the property must be finished to the satisfaction of the Board of Health and the Building Inspector/Zoning Enforcement Agent; and
- 4) that all signs must have the approval of the Sign Review Board.

Mr. White and Mr. Senecal retired briefly to make changes to the plan concerning item 2 above and then later returned to present the Selectmen with the revised plan.