

IN BOARD OF SELECTMEN
MONDAY, APRIL 23, 1979

Present: Chairman John E. Murray, Robert J. Hotch and William J. Cossart

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:00 P.M. by Chairman Murray in the Lincoln-Sudbury Regional High School Library.

Special Act Petition for Validation of the Acts and Proceedings of
Annual Election and Business Meeting of Town of Sudbury

It was on motion by Chairman John E. Murray unanimously

VOTED: To sign a petition to the Massachusetts General Court for passage of a Special Act relative to the validation of the acts and proceedings of the annual election and annual business meeting of the Town of Sudbury, in accordance with the vote taken under Article 1 of the 1979 Special Town Meeting, for submittal at the 1979 legislative session.

Coordinated Study of Town and School Facilities, Communication from
Richard F. Brooks

Chairman John E. Murray referenced a communication dated April 9, 1979, from Richard F. Brooks, relating to a proposal for a coordinated study of town and school facilities and the use of the same, and commented that the Board of Selectmen had recently formed a Building Services Group (BSG) which will deal with the type of concerns expressed in Mr. Brooks' communication.

Executive Secretary Richard E. Thompson suggested that the Board invite Mr. Brooks to attend when the Board meets with the BSG next month.

Selectman Cossart recollected that Mr. Brooks was in attendance at the Board's meeting when the BSG was discussed and formed, and that Mr. Brooks was in favor of it.

Following further discussion it was on motion by Chairman Murray unanimously

VOTED: To direct the Executive Secretary to respond to Mr. Richard F. Brooks by reminding him that the Building Services Group has been formed to deal with the type of concerns expressed in his communication of April 9, 1979, and indicating the Selectmen's intention to invite him to meet with them and the Building Services Group next month.

Bowker V Subdivision

The Board reviewed a communication dated April 10, 1979, from the Maynard Department of Public Works relative to the concerns of Maynard residents that a sanitary landfill operation has been ongoing within the Bowker V subdivision and regarding the potential pollution of the adjacent Maynard gravel-packed well field.

Executive Secretary Richard E. Thompson stated that both he and the Town Engineer, James V. Merloni, had visited the site, and that the Health Director, John V. Sullivan, addressed the issue in a letter dated April 23, 1979, (which Mr. Thompson distributed to the Board) stating that a sanitary inspection had been made, and that it is the opinion of the Board of Health that a sanitary landfill is not in operation on this property, and that the Board is continuing to evaluate this condition along with the Maynard Public Works Department.

Mr. Thompson stated that both Mr. Merloni and Mr. Sullivan agreed that the lot owner must submit a grading plan for Board of Health approval before release of the lot for building purposes.

Concord Road Parking Lot

The Board noted receipt of communications dated April 7, 1979, from Thomas C. and Pamela M. Hollocher addressed to the Lincoln-Sudbury Regional School Committee relative to the construction of a parking lot on Concord Road at the High School, and a response dated April 19, 1979, to Mr. Hollocher from Richard H. Davison, Chairman of the Lincoln-Sudbury Regional School District Committee, stating that plans for the parking lot were being cancelled.

Disposal of Wood from Public Shade Trees

With reference to a communication dated April 6, 1979, from Frederick Welch relative to the Selectmen's Policy dealing with the receipt of gifts by Town employees and the disposal of wood from public shade trees which have been cut down, Chairman Murray commented that, in the past, trees which have been cut down have been left for area residents to use as firewood. The Executive Secretary added that also when trees have been cut down on Town property, such as Heritage Park, the wood has been given to the Boy Scouts for sale by them to earn money for their organization.

The Board directed the Executive Secretary to acknowledge receipt of Mr. Welch's letter of April 6, 1979, and thank him for his concern.

Heritage Park - Oak Tree at the Northeast Corner

The Selectmen concurred with the Tree Warden's request to cut down the dead oak tree located on Old Sudbury Road adjacent to the Northeast corner of Heritage Park, and directed the Executive Secretary to inform the Tree Warden accordingly and indicate to him the Board's desire to have the tree replaced.

Special Town Meeting

The Board reviewed the possible options for scheduling a Special Town Meeting to present the Classification and Salary Plan again.

It was the consensus of the Board to table their decision on whether or not to call a Special Town Meeting until its meeting tomorrow night.

Expenditure for Capital Improvement Program

It was on motion by Selectman Robert J. Hotch unanimously

VOTED: To authorize the expenditure of \$306.60 from Account 501-81, Selectmen's Surveys & Studies, for the printing of the Capital Improvement Program.

Bonding Constable Ronald G. Adolph

It was on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve, under Section 92 of Chapter 51 of the General Laws, the surety of the constable's bond of Ronald G. Adolph, Fidelity and Deposit Company of Maryland, surety, in the amount of Three Thousand Dollars, and approve the filing of the bond with the Town Clerk.

Drainage Easements

It was on motion unanimously

VOTED: To accept on behalf of the Town of Sudbury the following drainage easements as shown on plan entitled, "Plan of Land in Sudbury, Massachusetts Showing Revised Drainage Easement, Warren Road - Alta Road" by the Sudbury Engineering Department, dated April 10, 1978:

- a. dated March 11, 1979, from Bruce and Diane E. Banaceto, 16 Warren Road; and
- b. dated April 9, 1979, from Gerald M. and Mary L. Orris, 23 Alta Road.

Appointment UN Day Chairman

On the recommendation of the League of Women Voters dated April 10, 1979, it was on motion by Selectman Robert J. Hotch unanimously

VOTED: To appoint Sarah M. Healy, 163 Fairbank Road, UN Day Chairman for the Town of Sudbury.

Proclamation

Following the reading of a proclamation dated April 23, 1979 by Chairman Murray it was on motion by Selectman Robert J. Hotch unanimously

VOTED: To proclaim May 1, 1979, as Law Day U.S.A. in the Town of Sudbury.

License Renewal - 99 Restaurant

Following a discussion relative to the past operations of the 99 Restaurant, the Board directed the Executive Secretary to contact Police Officer William Carroll regarding any additional reports of over-crowding or under-aged drinking at the 99 Restaurant and requesting a copy of the weekly police log to be sent to the Board of Selectmen.

It was on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve the renewal of a License for Public Entertainment on the Lord's Day for the 99 Restaurant, 694-8 Boston Post Road, for a folk singer (one or two) with guitar, effective Sundays, from April 15, 1979 to April 6, 1980, subject to the approval of the Department of Public Safety.

Minutes

It was on motion by Selectman Robert J. Hotch unanimously

VOTED: To approve the minutes of the regular session of March 31, 1979 and April 10, 1979, as drafted; and the minutes of the regular session of April 9, 1979, as amended.

Confirmation of Board's Decision on Dog Pound

At the request of the Executive Secretary, the Board of Selectmen confirmed its decision of April 20, 1979, made during an on-site inspection, to designate an area in the Sanitary Landfill adjacent to the equipment compactor shed, located approximately 300' north of the Boston Post Road and approximately 50' from the Wayland Town Line to the rear of the septage disposal area, for the location of a new Town dog pound facility, and to request that the Town Engineer and Building Inspector/Dog Officer proceed with bidding and construction of the facility.

Ephraim's of Sudbury

Chairman John E. Murray reported to the Board that Mr. Donald Wagoner, Manager of Ephraim's of Sudbury, had hired a guitarist for entertainment at Ephraim's under the assumption that his present entertainment license enabled him to do so. Chairman Murray stated that he informed Mr. Wagoner that his present entertainment license is for background music only, and suggested and requested that he file an application for an entertainment license for live entertainment before allowing his newly-hired guitarist to perform.

It was on motion by Selectman Robert J. Hotch unanimously

VOTED: To request Mr. Donald Wagoner, Manager of Ephraim's of Sudbury, to be present at one of the Board's regular meetings, at which time the Board will consider his application for a license for live entertainment.

Great Meadows National Wildlife Refuge

Present: Joan C. Irish, Conservation Commission.

The Board reviewed a communication dated April 20, 1979, from David L. Beall, Refuge Manager of the Great Meadows National Wildlife Refuge, notifying the Earth Removal Board that there had been some earth removal and filling along Lincoln Lane at the Wildlife Refuge, as well as a communication dated April 20, 1979, from Mr. Beall to Mr. Walter A. Beckett, abutter, requesting that he restore the site to its original condition.

The Board directed the Executive Secretary to request confirmation from Mr. Beckett that he will fill any test holes remaining on his Lincoln Lane

properties and remove any gravel he placed on the Wildlife Refuge property while widening Lincoln Lane, and to confirm with Mr. James V. Merloni, the Town Engineer, and Mr. Beall that the situation has been corrected satisfactorily.

Landham Road

The Board acknowledged receipt of a communication dated April 19, 1979, from Fred Morgan, 141 Stock Farm Road, dealing with the proposed lay-out for the reconstruction of Landham Road in relation to a taking of his property and the relocation of his stockade fence, and directed the Executive Secretary to request the Town Engineer to address Mr. Morgan's concerns.

There being no further business to come before the Board the meeting was adjourned at 8:00 P.M.

Attest: _____

Richard E. Thompson
Executive Secretary-Clerk