

IN BOARD OF SELECTMEN
MONDAY, NOVEMBER 17, 1980

Present: Chairman John E. Murray and Anne W. Donald.

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:00 p.m. by Chairman John E. Murray.

Memorandum of Agreement - Local 105, Association of Engineers, Architects, and Draftsmen

Following a brief discussion it was on motion by Selectman Donald unanimously

VOTED: To sign a Memorandum of Agreement, an addendum to the existing contract between Local 105, Association of Engineers, Architects, and Draftsmen, and the Town of Sudbury, dated November 17, 1980.

License Renewals

Executive Secretary Richard E. Thompson stated to the Board that Selectman Cossart wanted to confirm the effective date of July 1, 1981, for increasing license fees, and that these fees did not pertain to the license renewals under consideration tonight. The Board concurred.

Appointment - Town Report Preparation Committee

Present: Marian Zola, Chairman, Town Report Preparation Committee; Linda K. Stevens and Roberta G. Cerul, candidates.

Chairman Murray welcomed Chairman Midge Zola of the Town Report Preparation Committee and applicants for appointment to that Committee.

Following conversation it was on motion by Selectman Donald unanimously

VOTED: To appoint Linda K. Stevens, 99 Indian Ridge Road, and Roberta G. Cerul, 55 Forest Street, to the Town Report Preparation Committee, for terms to expire April 30, 1981.

Mrs. Zola asked the Selectmen and/or the Executive Secretary to submit any pictures they may have and care to have printed in the Town Report to the Town Report Preparation Committee, particularly asking for a photograph of the Board.

1981 Annual Town Meeting Articles - Town Meeting Conduct

Present: J. Owen Todd (came in later).

The Board reviewed a communication dated November 10, 1980, from J. Owen Todd, Town Moderator, and two articles drafted by Assistant Town Counsel Thomas M. French for the 1981 Annual Town Meeting, as requested in the Town Moderator's letter, dealing with 1) adopting the Town Meeting Time in place of the "Cushings' Rules"; and 2) allowing a reasonable discussion time before the question is "moved". Following discussion, it was on motion by Chairman Murray unanimously

VOTED: To accept the two articles for the 1981 Annual Town Meeting, drafted by Town Counsel's office, which would amend Article II of the Town's Bylaws, in sections 4 and 12, as requested by the Town Moderator in his communication of November 10, 1980, subject to his approval and submission of the drafted articles.

Later, Mr. Todd arrived and responded in the affirmative when the Selectmen asked him if he would be willing to submit and present the two articles to the Town Meeting. During discussion, the Moderator suggested that, because of the added stress on Town budgets due to the Proposition 2 1/2 legislation, perhaps voters should be encouraged to attend all school budget hearings and Finance Committee budget hearings, to alleviate some discussion and/or debate of budget line items at the 1981 Annual Town Meeting. These public hearings should be adequately publicized and should stress and encourage public attendance.

CETA Program

The Board acknowledged receipt of a communication dated November 10, 1980, from the Mayor of the City of Marlboro, Joseph A. Ferrecchia, requesting the Board's support to upgrade the CETA Marlboro Subgrantee to the Status of Prime Sponsor.

Executive Secretary Richard E. Thompson explained that the City of Marlboro has been taking care of monitoring and running the CETA program for area towns and if established as a Prime Sponsor would receive Federal funding directly, rather than through the State.

On the recommendation of the Executive Secretary, it was on motion by Selectman Donald unanimously

VOTED: To support the City of Marlboro by signing a consent form provided by them, to be filed with their preapplication to the Department of Labor Regional Administrator, in order to upgrade the CETA Marlboro Subgrantee to the Status of Prime Sponsor, as requested in a communication from Mayor Ferrecchia dated November 10, 1980.

Sign on Town Common by Lincoln-Sudbury Regional High School Chorus

The Board acknowledged receipt of a communication dated November 13, 1980, from Frank J. Kirrane, Publicity Chairperson of the Lincoln-Sudbury Select Chorus, requesting permission to erect a sign on the Town Common on behalf of the proposed tour of Poland in April by the Chorus.

On the basis that it has been the past practice of the Board not to support the use of signs on the Town Common, the Board denied the request from the Lincoln-Sudbury Select Chorus; however, alternate locations were discussed, such as, the signs at the north and south Fire Stations on Routes 20 and 117, and/or placing a sign on the median on Concord Road by the High School. The Executive Secretary was directed to inform Mr. Kirrane of the Board's decision and its support of using sign(s) at some other Town location, upon approval by the Sign Review Board. Selectman Donald directed the Executive Secretary to inquire as to the length of time (during the month of April) the sign(s) will be required.

Sunday Entertainment License - Ephraim's of Sudbury

In the absence of Selectman Cossart, the Board tabled taking any action on the application for a Sunday Entertainment License, dated November 14, 1980, from Donald Wagoner, Manager of Ephraim's of Sudbury, 8 Village Green.

Site Plan #80-224 - Coatings Engineering, 33 Union Avenue

Present: Joseph E. Scammon, Building Inspector; Joan Irish, Conservation Commission Chairman; and Frank Bennett of Coatings.

In accordance with Article IX, section V, paragraph A of the Sudbury Bylaws, the Board considered Site Plan Application 80-224 of Coatings Engineering for property located at 33 Union Avenue.

Executive Secretary Richard E. Thompson stated that all appropriate Town officials and abutters had been notified, and the following communications had been received:

- from the Building Inspector, dated October 21, 1980, recommending approval;
- from the Board of Health dated November 14, 1980, recommending approval subject to compliance with the recommendations by the Division of Water Pollution Control as of letter dated November 7, 1980;
- from the Planning Board dated November 6, 1980, recommending approval;
- from the Sign Review Board dated November 12, 1980, with no recommendations at this time;
- Conservation Commission Chairman Joan Irish was present and expressed no concern.

Mr. Bennett of Coatings and the Building Inspector discussed with the Board the changes made to show "as built" conditions on the (updated) plan entitled, "Site Plan, Coatings Engineering Corporation, 33 Union Avenue, Sudbury, Massachusetts", dated September 17, 1980, revised October 9, 1980. (This plan now shows the location of the additional storage capacity for #2 fuel oil and gasoline previously approved by the Board.)

Mr. Thompson referenced a communication dated November 7, 1980, from the Massachusetts Water Resources Commission to Coatings approving the Final Engineering Report and the Final Plans: Improvements to Water Treatment System, subject to 1) removal of existing drains at the neutralizing and polymer tanks; 2) indicating effluent sampling location; 3) providing an operation and maintenance manual; and 4) by December 5, 1980, submitting to the Division the results of an organic scan conducted on samples to be taken from the treated effluent and the cooling water discharge. Mr. Thompson stated that he had sent a copy of this communication to the Conservation Commission.

Following discussion it was on motion unanimously

VOTED: To approve site plan application #80-224 of Coatings Engineering Corp. for

property located at 33 Union Avenue; subject to and incorporating the communication of November 7, 1980, from the Massachusetts Water Resources Commission.

Chairman Murray requested a response in writing, through Mr. Bennett from Mr. Craig of Coatings Engineering, regarding the time schedule and/or status report of the installation of equipment for Coatings' waste water treatment.

Temporary License - Sale of Wine & Malt Beverages and Auctioneer License

In accordance with a request dated November 13, 1980, from Heidi E. Goebel, Fundraising Chairperson for the Sudbury Co-operative Pre-School, it was on motion by Selectman Donald unanimously

VOTED: To grant a Temporary License for the Sale of Wines and Malt Beverages to Heidi E. Goebel, Fundraising Chairperson, Sudbury Co-operative Pre-School, Inc., Box 123, Sudbury, Massachusetts, to be exercised on Friday, November 21, 1980, 8:00 p.m., at the Memorial Congregational Church, Concord Road, for a fund-raiser auction.

And it was further

VOTED: To approve the issuance of an auctioneer license for the above-stated occasion to Roger Bump, 9 Wilson Road, Sudbury;

and it was further

VOTED: To waive fees - \$10 for the wine and malt beverages license and \$15 for the auctioneer license.

Appointment - Special Constable

On the recommendation of Police Chief Nicholas Lombardi, dated November 14, 1980, it was on motion unanimously

VOTED: To appoint Wayne M. Howard, 99 Simpson Road, Marlborough, Massachusetts, as a special Constable for traffic duty only at Raytheon Company, replacing Thomas Litchfield.

Minutes

It was on motion by Chairman Murray unanimously

VOTED: To approve the minutes of the Regular Session, excluding one portion relative to the MDC proposed Sudbury River Water Diversion, and the Executive Session, both of November 10, 1980, as drafted.

Current Items

Communication from Thomas A. Durbin

The Board acknowledged receipt of a communication dated November 10, 1980, from Thomas A. Durbin relative to the Board's decision on the Foisy/Durbin Dog Complaint, and directed the Executive Secretary to refer the same to Town Counsel. Selectman Donald directed the Executive Secretary to request an update from the Dog Officer on the matter.

Massachusetts Municipal Association (MMA) update on MBTA

Executive Secretary Richard E. Thompson gave the Board a copy of the MMA update dated November 14, 1980 on the MBTA situation.

Annual Licenses

The Board reviewed a list of local businesses and the types of licenses to be renewed during the month of November.

Mr. Thompson referenced a communication from the Building Inspector (received tonight), and noted his various requests for safety and emergency repairs by the local businesses before licenses can be issued. Mr. Thompson also referenced receipt of a communication dated November 17 from the Board of Health listing inadequacies, and a communication dated November 14, 1980, from the Fire Chief stating that his Department has completed approximately 60% of the inspections in conjunction with license renewals. Mr. Thompson said that he would get back to the Board with the final report from the Fire Chief.

Mr. Thompson told the Board that State approval numbers for Automatic Amusement Devices are now being required upon application in the Selectmen's office.

After further discussion, it was the consensus of the Board to renew the following licenses during the month of November, and to forward the appropriate renewal forms to the Alcoholic Beverages Control Commission, where applicable, for approval; said licenses shall be held until final inspection approvals are received from the Fire Chief, the Board of Health and the Building Inspector, and payment of fees as required: (The Executive Secretary was directed to prepare all licenses for signing during the upcoming week - the above consensus to be confirmed by vote of the Board on November 24, 1980.)

Colonial Spirits	Package Store All-Alcoholic Beverages
MacKinnon's Liquors	Package Store All-Alcoholic Beverages
Wayside Package Store	Package Store All-Alcoholic Beverages
Northern Farms Farmstand and Country Store	Wine and Malt Package Goods
Meat King, Inc.	Wine and Malt Package Goods
Ephraim's of Sudbury	Restaurant All-Alcoholic Beverages
	Common Victualler
J.T.Steak House	Restaurant All-Alcoholic Beverages
	Common Victualler
	Weekday Automatic Amusement Device
	Weekday Entertainment
Kaffee Stuga	Restaurant All-Alcoholic Beverages
	Common Victualler
	Weekday Entertainment
99 West, Inc.	Restaurant All-Alcoholic Beverages
	Common Victualler
	Weekday Entertainment

Pacific Gate Restaurant	Restaurant All-Alcoholic Beverages Common Victualler Weekday Entertainment
Pizza Alla Pietra	Restaurant All-Alcoholic Beverages Common Victualler Weekday Entertainment
Sudbury House	Restaurant All-Alcoholic Beverages Common Victualler Weekday Entertainment Weekday Automatic Amusement Devices
Wayside Inn	Restaurant All-Alcoholic Beverages Inn Holders Weekday Entertainment
Ye Olde 117 House	Restaurant All-Alcoholic Beverages Common Victualler Weekday Entertainment
Bullfinch's Inc.	Restaurant All-Alcoholic Beverages Common Victualler Weekday Entertainment
Something Simple	Restaurant Wine and Malt Beverages Common Victualler Weekday Entertainment
American Legion #191	Club All-Alcoholic Beverages Common Victualler Weekday Entertainment Weekday Automatic Amusement Devices
Brigham's	Common Victualler Weekday Entertainment
Friendly's	Common Victualler Weekday Entertainment
Marrone's Bake Shop	Common Victualler
Paul Joseph Restaurant	Common Victualler
Sudbury Bowladrome	Weekday Entertainment Weekday Automatic Amusement Devices
Dairy Queen	Common Victualler
Sudbury Drug	Common Victualler
Sudbury Pizza	Common Victualler
Colonial Auto Body of Sudbury	Used Car Class II
Mosher Auto Body	Used Car Class III
Robert E. Lohnes	Used Car Class III
Steves Auto Body	Used Car Class II

The weekday entertainment license for Ephraim's was held for further discussion at the Board's meeting next week, Mr. Wagoner to be invited.

There being no further business to come before the Board, the meeting was adjourned at 8:30 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk