

IN BOARD OF SELECTMEN  
MONDAY, MAY 17, 1982

Present: Chairman William J. Cossart, John E. Murray and Anne W. Donald.

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 8:00 p.m. by Chairman William J. Cossart.

Site Plan #82-241, M&S Sudbury Realty Trust - 474 Boston Post Road

Present: Stephen P. Steinberg, Trustee, M&S Sudbury Realty Trust; Edward L. Morrill, Manager, The Colonial Spirits; Building Inspector Joseph E. Scammon; and Theodore P. Theodores, Planning Board.

In accordance with Article IX, s. V. paragraph A of the Sudbury bylaws, the Board continued consideration of Site Plan 82-241 of M&S Sudbury Realty Trust (Colonial Spirits), for property located at 474 Boston Post Road (expiration date extended by mutual consent; last heard on March 1, 1982). The records showed that all appropriate Town officials and abutters had been notified.

Chairman Cossart referenced receipt of the following communications:

- from the Board of Health dated May 14, 1982, indicating that it had reviewed the revised site plan and recommends approval based on the following: ground water table elevations were established on April 13, 1982; the proposed leaching field will be four feet above the spring high water table; the revised design for the building is in compliance with DEQE, Title V Sanitary Code and the local health regulations; and the establishment will be provided with the Town water supply.
- from the Building Inspector dated May 14, 1982, indicating that he had reviewed the revised site plan and recommends approval and commenting as follows: the number of parking spaces comply with the local bylaw; the parking layout appears to have greater maneuverability and better traffic flow; and the easterly aisle is now 24 feet wide, which should facilitate the movement of delivery trucks.
- from the Fire Chief dated May 13, 1983, stating that he had reviewed the revised site plan and has no objections to the acceptance of said plan.
- from the Planning Board dated May 11, 1982, with no formal recommendation because it received the revised site plan May 5th and had no quorum at its May 10th meeting.
- from the Town Engineer dated May 13, 1982, stating that he had reviewed the revised site plan and reluctantly recommended approval with the following comments: several changes have helped the overall improvement of the plan, such as: moving the proposed building, lowering the elevation of the parking area over the septic system, adding a retaining wall along the easterly property line, and redesigning the parking scheme; the parking lot and driveway grades have been reduced to about 6.0% from a high of 16.0%, but is somewhat higher than he prefers; vehicular maneuverability is tight but only drastic changes could improve that situation.

- from Schofield Brothers, Inc., dated April 29, 1982, listing the changes made on the revised plan(s) as follows: leaching field lowered allowing parking and building to be lowered; retaining wall on easterly property line; reduction of retail space on first floor; movement of building 4 feet northerly; change in loading area; and revised parking scheme allowing more landscaped area.

The Building Inspector had a copy of the revised plan. The Board also reviewed a landscape plan prepared by Ron Boucher Associates, landscape architects, showing considerably more landscaping than originally planned.

Manager Edward L. Morrill of The Colonial Spirits pointed out that there are more parking spaces than they feel are needed but have included the number needed for compliance with the Town bylaw based on the amount of retail (6,120 square feet) and storage (7,709 square feet) space. He also pointed out that the retaining wall on the easterly lot line was situated maintaining 20 feet to the adjacent gas station structure, and explained the other changes.

Responding to Chairman Cossart relative to specific landscaping plans, Executive Secretary Richard E. Thompson stated that the site plan would be subject to the Town bylaw (Article IX, sec. V, N - Landscaping), which was recently amended ('81ATM Article 23) to allow more definitive landscaping.

Planning Board member Theodore P. Theodores arrived from a Planning Board meeting. He stated that the Planning Board reluctantly approved the site plan and commented on the following concerns which the Planning Board had discussed:

- the site plan appears to meet all the local bylaw requirements.
- the property is located on Route 20 in a high density area with many existing problems in regard to exiting and entering the road, and, although what is there right now is not very good, there is the potential with the new site plan proposal of many more cars. (Later, Mr. Steinberg disagreed that his business would increase traffic at that location.)
- the proposed business use (Colonial Spirits) is not a high density use, and questioned whether a variance (or whatever else is necessary) could be issued restricting the business to keep it that way if the property is ever sold because of the parking issue/restrictions.

Assistant Town Counsel Thomas M. French stated that the site plan can be approved if the plan conforms with the recommendations of the various Town boards - and in the Board of Health's case, with the State sanitary code. Additionally, responding to Mr. Theodores' concern regarding a variance or special permit limiting future high density (retail) use, Mr. French stated that the Selectmen can indicate that the approval is subject to the limitation of the use of the second floor at this time.

Following further discussion, it was on motion by Selectman Donald unanimously

VOTED: To approve site plan #82-141 of M&S Sudbury Realty Trust (The Colonial Spirits) for property located at 474 Boston Post Road, Business District #5, as shown on a plan entitled, "Site Plan of Land in Sudbury, Mass.", dated November 9, 1981,

revised February 10 and April 28, 1982, subject to the limitation of the use of the second floor to storage space only - no second floor retail space permitted.

Town Audit

In accordance with Article 7 of the 1982 Annual Town Meeting and on the recommendation of the Executive Secretary, it was on motion by Selectman Murray unanimously

VOTED: To engage the firm of Laventhol & Horwath to perform an audit of the Town's financial records for the period July 1, 1979, to June 30, 1982, in accordance with their contract proposal dated March 10, 1982, and as authorized under Article 7 of the 1982ATM.

And it was further

VOTED: To authorize the Chairman of the Board of Selectmen to sign the contract.

Horse Pond School Property

The Board acknowledged receipt of a communication dated May 11, 1982, from the Town Engineer furnishing plans, which the Executive Secretary distributed, prepared in conjunction with Article 35 of the 1982ATM for the sale of the Horse Pond School property.

The plan is entitled, "Compiled Plan of Land in Sudbury, Massachusetts Showing Horse Pond School", dated April 28, 1982, parcel of land, marked "Parcel A", containing 4 acres more or less, to be retained by the Town of Sudbury and 8.81 acres more or less to be conveyed to the Fire Academy in accordance with Article 35.

It was on motion unanimously

VOTED: To refer the plan back to the Town Engineer requesting that he proceed with it to the Planning Board for their endorsement, following which Town Counsel will handle recording of the plan.

Responding to Selectman Donald, Selectman Murray stated that he will ask Chief Frost to go with him to the Fire Academy to obtain its concurrence with the plan.

Co-holders Agreement and Agricultural Preservation Restriction

It was on motion unanimously

VOTED: To sign a Co-holders Agreement and Agricultural Preservation Restriction under Annual Town Meeting 1981 Article 39 - Parcel 6, 36.6 acres (Shick/Farmers Home Administration), off Lincoln Road.

Site Plan #82-242, Robert Blanck - 18 Hudson Road

Present: Richard J. Moore, owner; Robert Blanck, applicant; Building Inspector Joseph E. Scammon; George Hanow, Bradley Reed and Edward Lewis, abutters.

In accordance with Article IX, s. V, paragraph A of the Sudbury bylaws, the Board considered Site Plan 82-242 of Robert Blanck, for property located at 18 Hudson Road, Residential Zone A-1, owned by Richard J. and Ruth Moore, to be used for professional offices.

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

- from the Conservation Commission dated May 3, 1982, stating no concerns or comments.
- from the Sign Review Board received May 3, 1982 stating no comments or concerns at this time and that any signs to be constructed on the premises shall require a permit.
- from the Board of Health dated May 10, 1982, recommending approval based on the new septic system sewage flow of 320 gallons per day; the expected flow for the proposed office building is 165 gallons.
- from the Planning Board dated May 11, 1982, recommending approval and noting that the proposed use is a significant variation from the residential zoning of the area.
- from the Town Engineer dated May 6, 1982, recommending conditional approval based on zoning and septage and commenting as follows: the plan provides for adequate off-street parking on a dust free stone surface parking area located in front and on the east side of the existing building; there appears to be adequate grading, landscaping and maneuverability for both vehicular and pedestrian traffic on site.
- from the Building Inspector dated May 14, 1982, recommending approval.

The Building Inspector was present and showed the site plan.

Mr. George Hanow of 24 Hudson Road was present and stated he had no objections to the proposed use of the property; however, some neighbors had expressed concern to him regarding the parking situation. Mr. Hanow questioned whether a variance would run with the property if it were sold.

Chairman Cossart stated that a variance could be issued by the Board of Appeals but not by the Selectmen, and that it would run with the property and would restrict the use of the property to the type of business for which the variance was originally issued.

Mr. Robert Blanck, responding to Mr. Hanow, stated that their intention is to use the building as professional offices. The rooms which are not used by his company he planned to lease to businesses of like character - no retail sales.

Mr. Bradley Reed of 308 Concord Road asked if the Historic Districts Commission had reviewed the plans. Mr. Thompson replied that Mr. Burton Holmes of the HDC had been informed, and that Mr. Blanck would need a certificate from the HDC before he can occupy the building.

Mr. Edward Lewis of 272 Concord Road expressed his opinion that this type of change destroys the character of the Town center.

Following further discussion, it was on motion by Selectman Murray unanimously

VOTED: To approve Site Plan #82-242 of Robert Blanck, for property located at 18 Hudson Road, Residential Zone A-1, owned by Richard J. and Ruth Moore, as shown on a plan entitled, "Site Plan in Sudbury, Mass.", dated April 8, 1982.

#### State Primary Election

In accordance with a request from the Town Clerk dated May 6, 1982, it was on motion by Selectman Murray unanimously

VOTED: To set the time and place of the polls for the State Primary Election at 7:00 a.m. to 8:00 p.m. on September 14, 1982, in the Peter Noyes School for all four precincts, by groups, in accordance with Chapter 53, section 42.

#### Speed and Traffic Control

The Board acknowledged receipt of a communication dated May 6, 1982, from the Town Engineer enclosing an article on "Speed Humps vs. Speed Bumps", which presents data on results obtained through the use of speed humps in traffic and speed control. The Town Engineer, in his letter, recommended that consideration be given to the use of speed humps on a limited experimental basis on some problem streets in Town.

During discussion, the Selectmen agreed that traffic problems in the Dudley Road and the Powers and Powder Mill Roads areas might be improved by the use of speed humps. Selectman Donald asked how many would be necessary per mile and directed the Executive Secretary to request that information from the Town Engineer. The Executive Secretary was further directed to request the Town Engineer to discuss the use of speed humps with the residents of the two areas mentioned and get back to the Board with their comments and related costs.

#### Raymond Road Field - Judge's Stand

In accordance with a request dated May 11, 1982, from Russ Gessner, Chairman of the Park and Recreation Commission, and telephone approval from both the Historical Commission and the Ancient Documents Committee, it was on motion by Selectman Donald unanimously

VOTED: To approve the sale of the judge's stand at the Raymond Road field to Mr. William Stone of the Stone Tavern Farm in Sudbury, acting under Article XII of the Sudbury Bylaws, with the stipulation that Mr. Stone clean up any debris from the removal.

Gift - Town's Charity Fund

It was on motion by Selectman Donald unanimously

VOTED: To accept an anonymous gift of \$134.51 to be added to the Town's Charity Fund.

Appointments - Special Constables

In accordance with a request from the Security Manager of Raytheon Company, dated April 28, 1982, and with the approval of the Police Chief dated May 13, 1982, it was on motion unanimously

VOTED: To appoint Samuel F. Nava, 3 Princess Pine Lane, Milford, and Brian O'Halloran, 163 Longfellow Road, Waltham, as Special Constables, Non-paid, for Traffic Duty Only at Raytheon Company, for a term to expire April 30, 1983.

Transfer Request - Account 950-99, Telephone

It was on motion by Selectman Murray unanimously

VOTED: To confirm the Board's vote of May 12, 1982, approving Transfer Request No. 1047 for Account 950-99 Telephone, from the Reserve Fund, in the amount of \$1800.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular Session of May 10, 1982, as amended, and the Executive Session of that date as drafted.

Utility Petition 82-12 - Marlboro Road

Present: Robert Malis, Boston Edison Company.

In conformity with General Laws, Chapter 166, Sections 21 and 22, the Board considered Utility Petition 82-12 of Boston Edison Company for permission to lay and maintain, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, under the following public way of the Town:

Marlboro Road, southeasterly approximately 1,300 feet northeast of Mossman Road, a distance of about 5 feet - Conduit.

Executive Secretary Richard E. Thompson reported that all appropriate Town officials and abutters had been notified and that a favorable report had been received from the Wiring and Building Inspectors dated May 11, 1982.

Following a brief report by Mr. Malis of Boston Edison, it was on motion by Selectman Murray unanimously

VOTED: To approve Utility Petition 82-12, as described above, and as shown on a plan entitled, "Plan of Marlboro Rd., Sudbury, Showing Proposed Conduit Location", dated April 14, 1982.

Neelon Property, 42 Victoria Road

Present: Wayland Selectmen L. Thomas Linden, Catherine W. Seiler and Lewis Russell; Wayland Town Engineer Lewis Bowker; Assistant Town Engineer Bruce A. Kankanpaa; Helen Neelon; and approximately 35 friends and neighbors.

Chairman Cossart convened a meeting with Mrs. Helen Neelon, which she requested, to discuss her boundary problem at 42 Victoria Road, and introduced representatives of the Wayland Board of Selectmen and the Wayland Town Engineer, and Sudbury's Assistant Town Engineer.

Selectman Murray pointed out that the Selectmen and Engineers of both Towns had met to do some preliminary work during which five parcels had been identified which involved homes located on the Sudbury/Wayland boundary line. Selectman Murray further stated that the Superintendent of Schools of both Towns had agreed that the children from these five homes could attend school in either town.

During the evening, Mrs. Neelon questioned the complications of bussing these children, especially if they choose different towns to attend school in, and raised the question of taxes being paid appropriately to the Towns in which these children attend school. Mrs. Neelon also expressed her opinion that the value of her property would be affected if her problem was not resolved soon.

Mrs. Neelon stated that when she bought the 42 Victoria Road property twenty-four years ago she was given the choice of being a resident of Wayland or Sudbury since the property, specifically the house, was situated on the Sudbury/Wayland boundary. Mrs. Neelon stated that she chose to live in Sudbury because there was no direct access to Wayland. Her children have gone through the Sudbury School system, she is presently a teacher in the Sudbury School system, she had voted in all of Sudbury's elections, the major portion of her taxes have been paid to Sudbury, and she feels very strongly that Sudbury is her Town.

Mrs. Neelon went on to say that when her land was resurveyed one year ago, it was determined that an additional few feet of her property were located in Wayland, making the difference as to where she should vote, and after twenty-three years of voting in Sudbury, was immediately removed from the voting list. Since it would require the vote of both Town Meetings to change the Sudbury/Wayland boundary, Mrs. Neelon stated that it will take at least another year before she could be returned to the voting list and asked that the Selectmen give this matter priority.

Mrs. Neelon stated that she had received an excise tax bill from Sudbury and wondered who she should pay since her garage is in Wayland and her driveway in Sudbury!

Chairman Cossart explained the procedure for changing the boundary of adjoining towns as is contained in section 7 of Chapter 40 of the General Laws, as follows:

- 1) approval by Town Meeting of each town.
- 2) review by the State DPW for clarity.

- 3) ratification and acceptance by the Legislature.
- 4) location of new boundary by a Registered Land Surveyor.
- 5) approval as to accuracy of the new plan by the State DPW.
- 6) place (or relocate) monuments.

Wayland Town Engineer Lewis Bowker and Sudbury Assistant Town Engineer Bruce A. Kankanpaa displayed plans which showed the proposed new boundary line between Wayland and Sudbury which would place the Neelon (MacLeod, Sanda, Vorderer and another portion of Harnish's and another very small portion of Diccico's [formerly Burns]) property in Sudbury. The area of land taken from Wayland to accomplish this would be returned to them in full by swapping a portion of land adjacent to "Lydon" property, off Pelham Island Road, which extends to a point adjacent to the Massachusetts DPW property, off Boston Post Road (no homes involved), as shown on a plan entitled, "Compiled Sketch of a Portion of the Sudbury-Wayland Town Line", dated May, 1980.

Executive Secretary Richard E. Thompson referenced a letter dated January 20, 1982, which had been sent to the five property owners - Sanda, Neelon, Vorderer, Rosenthal, Bennett - whose dwellings are located on the Sudbury/Wayland boundary informing them that the matter of changing the Town boundary is being discussed and requesting input.

Mr. Thompson reported as follows:

- Neelon, 42 Victoria Road, prefers Sudbury.
- Bennett, 2 Pelham Island Road, no preference.
- Sanda, 32 Victoria Road, prefers Sudbury.
- Rosenthal, 40 Griscom, prefers Wayland.

Mr. Vorderer, 48 Victoria Road, was present and stated he had no objections to the proposed plan which placed his property in Sudbury.

The proposed change will place the MacLeod, Sanda, Neelon, Vorderer, a portion of Harnisch, and a very small piece of Diccico (formerly Burns) properties in Sudbury. (It will not affect the Bennett or the Rosenthal properties.) The Executive Secretary was directed to notify those parties and, in addition, the owners of other properties to be transferred to Wayland: the Great Meadows Refuge, Boston Edison, Linde Air and the Boston and Maine Railroad.

Mrs. Neelon expressed her opinion that the Sandas and the Harnisches would approve. The MacLeods and the Diccicos were not present, and Mrs. Neelon did not comment regarding their choice.

Wayland Selectman Catherine W. Seiler stated that their Board is aware of this "plan" and that it is acceptable to them at this stage. She further stated that they are anxious to put it on their warrant for a possible fall Town Meeting. The Wayland Selectmen agreed to put the "plan" on their next agenda for formal endorsement and will notify Sudbury of the same.



Chairman Cossart stated that letters would be sent to all the property owners involved for their input, and suggested that this matter be rescheduled as soon as possible.

There were some general comments and discussion in favor of Mrs. Neelon being returned to the Sudbury voting list and her ultimate "return" as a Sudbury resident. Assistant Town Counsel Thomas M. French stated that local and State regulations (legal ramifications) in this particular situation required Mrs. Neelon to be removed from the voting list, and that after ratification and acceptance of the boundary change by the Legislature her voting status would be determined.

Mr. Thompson suggested that a meeting to further discuss/resolve this matter be scheduled for June 7 to allow enough time to send out the appropriate notifications and wait for responses.

The Wayland Board requested that they be kept up-to-date by also receiving any responses from the various property owners.

At the conclusion of discussion, Chairman Cossart thanked everyone for their attendance this evening and recessed the meeting briefly.

#### Joint Meeting with Permanent Building Committee

Present: Chairman D. Bruce Langmuir, Michael E. Melnick, Dan A. Woolley, and Edward P. Rawson, Permanent Building Committee; Building Inspector Joseph E. Scammon; Director of Administrative Services John H. Wilson; Custodian Douglas Lewis; Sandy Bell, Teen Center; interested citizens.

Chairman Cossart convened a meeting with the Permanent Building Committee concerning disposition of the Fairbank and Loring Schools.

Permanent Building Committee member Michael Melnick summarized the PBC's report dated May 12, 1982, giving the options for the use of the Fairbank School by the Town as a community center ranging in price from \$123,000 to \$200,000 approximately.

Mr. Melnick referenced the report dated May 10, 1982, received from Gale Engineering Company, Inc., regarding the roofing system at the Loring School concluding that the roof is in a serviceable condition and may function for three years with proper maintenance procedures.

Mrs. Sandy Bell, as representative of the Teen Center as well as a citizen, strongly urged the Selectmen to support the concept of a community center and commended the PBC for their proposal(s).

There was some discussion regarding the condition of the roof at Fairbank during which the PBC explained the flat roofs are severely deteriorated and that the sloped roof (over the gymnasium) can easily be maintained.

Director of Administrative Services John H. Wilson stated that they are in the process of summarizing their proposal for the use of the Loring School to the Selectmen for Lincoln-Sudbury West and suggested that, in view of the PBC's report, they should include a proposal for the Fairbank School, especially since the Fairbank School has been used by L-S West for the past two years.

Mr. Douglas Lewis, custodian, responded that there is more vandalism at Fairbank than at Loring School. Mr. Lewis added that the rear portion of the Fairbank School is in better condition than the front portion as far as the roof is concerned.

Following discussion, it was agreed that from an architectural point of view the rear portion, if any, should be demolished in spite of the roof being in better condition.

At the conclusion of discussion, Chairman Cossart thanked and commended the PBC for their report and presentation.

#### Annual Appointments

During Discussion, it was on motion unanimously

VOTED: To make the following annual appointments:

- George D. Max and Royal E. Haynes, Jr. reappointed to the Archeological Advisory Committee, both for terms to expire April 30, 1983;
- Duncan K. Ritchie, 244 Goodman's Hill Road, appointed to the Archeological Advisory Committee, for a term to expire April 30, 1983;
- Joseph E. Scammon reappointed as Inspector of Buildings, for a term to expire April 30, 1983;
- Earl D. Midgley and F. Jacob Zagata both reappointed as Deputy Building Inspectors, for terms to expire April 30, 1983;
- Clinton H. Mills reappointed as Deputy Wiring Inspector, for a term to expire April 30, 1983;
- Warren E. Boyce reappointed as Wiring Inspector, for a term to expire April 30, 1983;
- Josiah F. Frost reappointed as Director of Civil Defense, for a term to expire April 30, 1983;
- Robert A. Noyes reappointed as Assistant Director of Civil Defense, for a term to expire April 30, 1983;
- Marvis M. Fickett reappointed as Radio Operator, Civil Defense, for a term to expire April 30, 1983;
- James J. Binder and Hugh Caspe reappointed to the Conservation Commission, both for terms to expire April 30, 1985;

- Shephard S. Johnson reappointed to the Council on Aging, for a term to expire April 30, 1985;
- Janice A. Putnam, 1B Musketahquid Village, and Thomas F. McDonough, 414 Concord Road, appointed to the Council on Aging, both for terms to expire April 30, 1985;
- Betsy M. DeWallace reappointed as Dog Officer, for a term to expire April 30, 1983;
- Donna C. Mahlowitz reappointed as Assistant Dog Officer, for a term to expire April 30, 1983;
- Richard E. Thompson reappointed as Executive Secretary, for a term to expire April 30, 1983;
- William J. Cossart, John E. Murray and Anne W. Donald reappointed as Fence Viewers, all for terms to expire April 30, 1983;
- Josiah F. Frost reappointed as Fire Chief, for a term to expire April 30, 1983;
- Josiah F. Frost reappointed as Forest Warden, for a term to expire April 30, 1983;
- Edwin A. Blackey reappointed to the Historic Districts Commission, for a term to expire January 1, 1988;
- Richard E. Thompson reappointed as Town Agent to the Industrial Accident Board, for a term to expire April 30, 1983;
- Kenneth L. Ritchie reappointed to the Industrial Development Commission, for a term to expire April 30, 1987;
- Rita C. Cobb, Richard P. Stitt, Barry M. Karas, Gerd O. Haeberer, and William P. Reed reappointed to the Insurance Advisory Committee, all for terms to expire April 30, 1983;
- Town Accountant James Vanar appointed to the Insurance Advisory Committee as Ex-Officio member, for a term to expire April 30, 1983;
- Bruce J. Campbell, Robert S. Rhodes, Nancy Schaffer and Frank M. Vana to the Juvenile Restitution Program Committee, all for terms to expire April 30, 1983;
- Rev. John E. Hartigan reappointed as Alternate to the Juvenile Restitution Program Committee, for a term to expire April 30, 1983;
- Nicholas Lombardi reappointed as Keeper of the Lockup, for a term to expire April 30, 1983;

- Richard E. Murphy, Esq., reappointed as Labor Relations Counsel, for FY1982-83 bargaining year;
- Virginia Kirshner and E. Helene Sherman reappointed to the Local Arts Council, both for terms to expire April 30, 1983;
- Clifford J. Hughes reappointed as Massachusetts Bay Transit Authority Designee, for a term to expire April 30, 1983;
- Chairman of the Board of Selectmen, William J. Cossart, appointed as the Legislative Liaison to the Massachusetts Municipal Association, for a term to expire April 30, 1983;
- William R. Firth appointed as Designee to the Metropolitan Area Planning Council, for a term to expire April 30, 1983;
- Thomas F. McDonough reappointed to the Memorial Day Committee, for a term to expire April 30, 1985;
- Robert A. Gottberg reappointed to the Operational Review Committee, for a term to expire April 30, 1983;
- Julia R. Barker, 12 DeMarco Road, appointed to the Permanent Landscape Committee, for a term to expire April 30, 1983;
- Henry P. Sorett reappointed to the Personnel Board, for a term to expire April 30, 1985;
- Nicholas Lombardi reappointed as Police Chief, for a term to expire April 30, 1983;
- Samuel L. Reed reappointed as Pound Keeper, for a term to expire April 30, 1983;
- Robert A. Noyes reappointed as Sanitary Landfill Agent, for a term to expire April 30, 1983;
- Jane M. Goode reappointed to the Sign Review Board, for a term to expire April 30, 1985;
- Robert A. Noyes reappointed as Street Lighting Agent, for a term to expire April 30, 1983;
- Robert A. Noyes reappointed as Superintendent of Cemeteries, for a term to expire April 30, 1983;
- Anne W. Donald reappointed as Representative to the Sudbury Public Health Nursing Association, for a term to expire April 30, 1983;
- Ralph W. Stone, Jr., reappointed as Surveyor of Lumber and Measurer of Wood, for a term to expire April 30, 1983;

- Thomas M. French reappointed as Temporary Parking Clerk, for a term to expire April 30, 1983;
- James Vanar reappointed as Town Accountant, for a term to expire April 30, 1983;
- Paul L. Kenny reappointed as Town Counsel, for a term to expire April 30, 1983;
- James V. Merloni reappointed as Town Engineer, for a term to expire April 30, 1983;
- John D. Nicholson, Z. Stanley Taub and Melvyn W. Kramer reappointed as Town Physicians, all for terms to expire April 30, 1983;
- Linda Krusinski, Roberta G. Cerul, Patricia D. Drobinski and Linda K. Stevens, reappointed to the Town Report Preparation Committee, all for terms to expire April 30, 1983;
- A. Lila Digenis reappointed as U. N. Day Chairman, for a term to expire April 30, 1983;
- Cletus A. Terwiske, William A. Burns and Thomas F. McDonough reappointed to the Veterans Advisory Committee, all for terms to expire April 30, 1983;
- James F. Greenawalt, 295 Concord Road, appointed to the Veterans Advisory Committee, for a term to expire April 30, 1983;
- Col. Paul J. Leahy reappointed as Veterans' Agent and Director of Veterans Services, for a term to expire April 30, 1983;
- Col. Paul J. Leahy reappointed as Veterans Graves Officer, for a term to expire April 30, 1983;
- Joseph E. Scammon reappointed as Zoning Enforcement Agent, for a term to expire April 30, 1983;
- Joseph D. Bausk, Joseph J. Bisson, Jr., Armando S. Troisi, Robert E. Hall and Raymond J. Spinelli, Sr., reappointed as Special Constables, Paid Detail, all for terms to expire April 30, 1983;
- Josiah F. Frost, Earl D. Midgley, Warren E. Boyce and Joseph E. Scammon reappointed as Special Constables, Unpaid, all for terms to expire April 30, 1983;
- Everett Mitchell, Ernest Russo, Robert V. Goudey, Stephen F. Averett, Brian Stetson and Wayne M. Howard reappointed as Special Constables, Non-Paid, for Traffic Duty Only at Raytheon, all for terms to expire April 30, 1983;
- Robert A. Clark and William Kleiner reappointed as Special Constables, Non-Paid, for protection of Persons and Property at Sperry Research Center, both for terms to expire April 30, 1983;

- Richard E. Santella reappointed as Special Constable, Non-Paid, for protection of Persons and Property at Lincoln-Sudbury Regional High School, for a term to expire April 30, 1983;
- Helen Nadeau (Sudbury Centre), Mary Gavin (Haynes), and Ronald Fullen, Jr. (Noyes) reappointed as School Crossing Guards, all for terms to expire April 30, 1983;
- Barbara A. Greenwood, 50 Willis Lake Drive, appointed as School Crossing Guard, for a term to expire April 30, 1983; and
- Douglas R. Lewis, Jr. reappointed as Special Police Officer, for a term to expire April 30, 1983.

#### Meeting with Wayland Highway Commissioners

Selectman Murray reported that he and the Executive Secretary had met earlier this evening with the Wayland Highway Commissioners regarding the current status of their landfill, and, in particular, the hours of operation in relation to the Town of Sudbury's. Selectman Murray explained that the recently held Wayland Annual Town Meeting adopted an article which allows Wayland to lease the operation of their landfill to an outside contractor. Selectman Murray suggested that the Executive Secretary discuss the same in terms of the feasibility of Sudbury becoming party to Wayland's lease operation possibly in Fiscal '84 with Highway Surveyor Robert A. Noyes and report back to the Board.

#### Arts Lottery

Selectman Donald questioned the communication from the Massachusetts Arts Lottery Council, dated May 5, 1982, and expressed concern that Sudbury would not be eligible for funds for the July distribution of the first lottery game because application was not filed on a timely manner by May 1.

Executive Secretary Richard E. Thompson informed the Board that said communication arrived in the Selectmen's office from the Local Arts Council on May 6, and a response was typed and signed for the chairman, with her permission, and mailed May 10th by the Selectmen's office. Mr. Thompson recommended that the Board forward a communication to the State Arts Council expressing concern that the original intention of the Arts Lottery was to distribute funds equally, without any strings attached except the existence of a qualified Council appointed by the Selectmen.

After discussion, the Selectmen supported a strong communication to the Massachusetts Arts Lottery Council requesting that the Town's allotment be disbursed to the Town in the spirit that the original legislation intended.

#### Sudbury Public Health Nursing Association (SPHNA)

Chairman Cossart informed the Board that SPHNA is celebrating its 45th anniversary. Chairman Donald stated that they organized in April, 1937. The Board directed the Executive Secretary to prepare a letter of appreciation and gratitude to SPHNA on behalf of the Board.

Cable Television

Regarding cable television programming in Sudbury, Chairman Cossart expressed his personal opinion that he would not be interested in awarding a contract to a cable television company which makes a profit disseminating pornography, especially since there are some companies which make a specific point of not carrying programs which supply R- and X- rated movies. The Selectmen shared his views and the Executive Secretary was directed to draft a letter for Chairman Cossart's signature to notify the Cable Advisory Committee so that they could be prepared to address this subject when they report back to the Board later this month.

Agenda for May 18 Meeting Regarding Fairbank and Loring Schools

The Board discussed and agreed on the following format for its meeting tomorrow, May 18th, regarding the disposition of the Fairbank and Loring Schools:

- 1) statement by the Selectmen on Lincoln-Sudbury West;
- 2) Permanent Building Committee report relative to proposals for the Fairbank School (dated May 12, 1982);
- 3) listen to concerns/comments by area residents and general public.

House #6076 - Shick Land

Mr. Thompson informed the Board that House Bill #6076 had passed the House and is pending in the Senate, and that he would follow up on it.

Appointment - MDC River Diversion Sub-Committee

Mr. Thompson informed the Board of H. Rebecca Ritchie's recommendation that Frank A. Scofield replace her on the Citizens' Advisory Committee and Sudbury sub-committee relative to the MDC Sudbury River Diversion project.

It was on motion unanimously

VOTED: To designate Frank A. Scofield, 4 Philemon Whale Lane, as Sudbury's official representative on the Sudbury Citizens' Advisory Committee (SCAC) for the MDC River Diversion project, replacing H. Rebecca Ritchie.

And it was further unanimously

VOTED: To appoint Frank A. Scofield, 4 Philemon Whale Lane, to the MDC River Diversion Sudbury Sub-Committee to replace H. Rebecca Ritchie.

Coatings Engineering

Mr. Thompson updated the Selectmen on the meeting that the Selectmen were previously informed of with Mr. Caleb Taft, President of Gilbert Bennett, Georgetown, Connecticut, the parent company of Coatings Engineering, and Mr. Thomas Craig, General Manager of Coatings, held earlier today. Also in attendance at that meeting was Health Director John Sullivan and Michael W. Guernsey of the Board of Health.

Mr. Thompson stated that Mr. Bennett had asked him to inform the Board of their intention to comply with the requirements set forth by the Town, with the Attorney General's Agreement for Judgment, and resolution of their air pollution problems, and that they would respond to the Board within thirty days.

Mr. Thompson reported that he learned from the Fire Chief later in the day that Coatings had appealed to the State Fire Marshall's office seeking an override of the Board's denial on April 26th of their aboveground storage of Class A chemicals.

After some discussion the Board directed the Executive Secretary to send a communication to the State Fire Marshall which informs him of the Board's interest in this case and that the Board is available for discussion with him to bring him up-to-date on the background and whatever information he may need before making any judgments.

Communication from G. Burton Mullen

Mr. Thompson distributed to the Board a copy of a communication dated May 17 from G. Burton Mullen, which Mr. Mullen requested be read into the record, through the Chairman of the Board, at the meeting on the Loring/Fairbank Schools at Curtis tomorrow evening, May 18th.

Ephraim's Request for Tent in Patio

The Board was in receipt of a communication dated May 17 from Ephraim's of Sudbury requesting the use of a tent in the brick patio area for a wedding on May 22. Mr. Thompson informed the Board that the Historic Districts Commission has no objection to this temporary use, since the patio was built with this type of function in mind,

It was on motion unanimously

VOTED: To approve the request dated May 17, 1982, from Ephraim's of Sudbury to erect a temporary outdoor tent for a wedding on May 22, 1982, to be situated on the brick patio area to the rear of 8 Village Green (and the rear entrance of the West Newton Savings Bank), which would be removed the same day, subject to the approval of the Building Inspector.

Grant - Bay Path Senior Citizens Services, Inc.

It was on motion unanimously

VOTED: To accept a grant from the Bay Path Senior Citizens Services, Inc., under Title III-B application, dated July 17, 1981, for a Van Transportation Program for the Sudbury Drop-in Center under the direction of the Sudbury Council on Aging, in the amount of \$1,700.

Massachusetts Municipal Association

After some discussion, the Board directed the Executive Secretary to inform our local representatives of their opposition to House Bill #5531, as amended, mandating that every community adopt a minimum residential factor unless it votes otherwise.



Public Official's Conference

Mr. Thompson called the Board's attention to a communication from Civil Defense Director Josiah F. Frost regarding a public official's conference to be held June 2, 1982, at Duca's Restaurant, Route 9, Framingham at 9:30 a.m. Selectman Cossart stated that he would be unable to attend.

There being no further business to come before the Board, the meeting was adjourned at 11:30 p.m.

Attest:

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Richard E. Thompson  
Executive Secretary-Clerk