

IN BOARD OF SELECTMEN
MONDAY, JULY 25, 1983

Present: Chairman John E. Murray, Anne W. Donald, and Myron J. Fox.

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

Loring School Lease

Present: Executive Director Susan Weiss, President Edith Loftus, Board Member Nora Hall, William Adelson and Vicki Hammel, all of Sudbury Community Arts Center, Inc.

Executive Secretary Richard E. Thompson stated that Town Counsel had amended the lease between the Town of Sudbury and the Sudbury Community Arts Council for the Loring School subsequent to the Board's signing of the same on July 11 and that both parties were in agreement with said amendments.

It was on motion unanimously

VOTED: To execute a lease for the Israel Loring School building, the landscaped grounds abutting and within twenty feet of the sides and rear of the building, and the drive and grounds in front of the building, and certain playground rights, to the Sudbury Community Arts Center, Inc., for the period July 1, 1983 to June 30, 1984.

NOTE: The lease will be held in escrow until the insurance binders are delivered to Town Counsel's office. At the suggestion of the Executive Secretary, Mrs. Hammel stated she would bring them in on Wednesday.

Compensation - Inspector of Plumbing and Gas

Following direction by the Selectmen at their July 11 meeting, Executive Secretary Richard E. Thompson stated he had provided them with the available data relative to annual fees collected and hours worked by the Inspector of Plumbing and Gas, Mr. Howard P. Porter, as it pertains to the total annual compensation he receives.

During discussion of that information it was noted that the Plumbing and Gas Inspector receives an annual retainer of \$2,000 plus 100% of the fees; it was further noted that the total amount of these fees has resulted in increases in Mr. Porter's total compensation over the past few years.

The Board further discussed Mr. Porter's request, as relayed to the Board through the Building Inspector's letter of June 1, 1983, that his salary (retainer) be in keeping with other Town employees insofar as receiving percentage increases each year and the possibility that to do so it be included on the Salary Plan.

Upon recommendation by Selectman Fox, the Board agreed that the position of the Inspector of Plumbing and Gas not be included on the Town's Classification and Salary Plan and that his retainer not be increased, and, instead, that the Plumbing and Gas fees be reviewed for a possible increase - this would effectively increase Mr. Porter's salary while relieving the Town of any additional financial burden.

The Executive Secretary was directed to forward the Selectmen's position to the Personnel Board, which, as Mr. Thompson had pointed out earlier, is waiting comment from the Selectmen before acting on the question of including the Inspector's retainer in the Classification and Salary Plan.

Following further discussion, it was on motion by Selectman Fox unanimously VOTED: To recommend to the Personnel Board that the retainer of Inspector of Plumbing and Gas not be included in the Classification and Salary Plan, and that the fees be reviewed by the Selectmen and the Building Inspector with an eye to the possibility of increasing them and/or the retainer to accommodate Mr. Porter's request.

Selectman Donald offered her suggestion that perhaps Mr. Porter should receive two retainers for each of the separate jobs his position entails, but the Board agreed that it would be less expensive for the Town to increase the fees, especially since they had not been reviewed for three years.

Fund Raiser - Hosmer House

It was on motion by Selectman Donald unanimously

VOTED: To approve an expenditure of up to \$2,000 from the Edwin Barrett Hosmer Memorial Fund, to be expended under the direction of the Sudbury Historical Commission for the purchase of glass cup plates from the Pairpoint Glass Company as a fund raiser project for the Hosmer House, in accordance with a request by the Sudbury Historical Commission.

Executive Secretary Richard E. Thompson responded to Selectman Fox that the Hosmer Memorial Fund is a revolving fund and the balance is \$10,717.80.

Site Plan 83-262, S. F. Doyle, 321 Boston Post Road

Present: Applicant S. F. Doyle; Engineer Carleton B. Colburn, Jr., Lynne Remington, Colburn Engineering, Inc., Fire Chief Michael Dunne; and Bruce L. and Shirley M. Ey, abutters.

In accordance with Article IX, Section V, Paragraph A, of the Sudbury Bylaws, the Board considered Site Plan Application #83-262 of S. F. Doyle and Company, Inc., for property located at 321 Boston Post Road, owned by Ona I. Fellows, Business District #2, Mill Brook Park, Phase II, for three office buildings, tabled by mutual consent on July 11, 1983.

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

- from S. F. Doyle, dated July 11, 1983, requesting that the hearing scheduled for July 11 be tabled by mutual consent to July 25 for the purposes of responding to the Town Engineer's recommendations relative to drainage;
- from the Assistant Town Engineer, dated June 27, 1983, calling attention to an error on the plan delineating the flood plain zone as 125, instead of 130, feet above sea level; stating that the drainage systems are sufficient in capacity but require a Wetlands Protection Act permit; and recommending that traffic control signs reading "CAUTION - TWO WAY TRAFFIC" should be placed at strategic locations along the perimeter driveway replacing the proposed "bear right" traffic sign;
- from Colburn Engineering, Inc. to the Conservation Commission, dated July 18, 1983, responding to issues raised at the June 30 public hearing held by the Conservation Commission. Item #2 in said communication satisfies the Town Engineer's concern regarding the flood plain zone - the letter states that the 130 foot elevation is accepted and the plan will be revised accordingly;
- from the Planning Board, dated July 25, 1983, recommending approval conditioned on the following: construction time shall be as short a time as possible, lighting shall be similar to Phase I, and an opaque fence six feet high shall be constructed along the eastern boundary; (An earlier communication, dated July 8, had been received from the Planning Board recommending approval in accordance with the Town Engineer's recommendations.)
- from the Conservation Commission, dated July 1, 1983, stating that their June 30 public hearing was being continued to July 18, for additional information; (No further report had been received from the Commission to date.)
- from the Building Inspector, dated July 8, 1983, recommending conditional approval, as follows: the site requires a clarification as to the number of parking spaces required - Engineering is satisfied with the one hundred thirteen parking spaces, but the Building Inspector feels the plan is eight spaces short; curb cut permits are required and the Building Inspector is not informed of application for the same; there is a question of landscaping along the street line to the west of the entrance;
- from the Board of Health, dated July 11, 1983, indicating that satisfactory percolation tests had been performed and water table elevations determined; also that Town water is to be connected to the buildings; and

- from the Fire Chief, dated July 15, 1983, commenting as follows: that a sprinkler system for Building III, IV and V and a 6-inch water line to accommodate the same be provided; that a fire line must be provided for Building III in accordance with Town Bylaw, Article V, section 22; that the fire hydrant opposite Building V be re-located to the landscaped area where the driveway splits; and that emergency access be available around the rear of the buildings, not just in the front as it is now proposed.

Mr. Colburn stated, in part, that the changes recommended by the Town Engineer pertaining to the driveway signs will be made. He further stated that the one hundred thirteen parking spaces were based on floor space minus the stairwell area. Town Counsel Paul L. Kenny stated that the stairwell area should be included - that Town Bylaw, Article IX, section V,B.1 states one parking space is required for every one hundred eighty square feet of ground floor area and makes no provision for the exclusion of stairwell area. The applicant stated that there is not room for an additional eight spaces, and that the only alternative would be to reduce the lower level area of the building(s) to compensate for it.

Regarding landscaping, there will be a block of trees remaining on the west side of the access road after construction; landscaping will also consist of natural and new plantings/trees on both sides of the driveway. There was some discussion regarding visibility at the access driveway and Route 20.

Mr. Colburn stated that he had discussed and resolved with the Fire Chief those concerns in his letter of July 15, as follows:

- relative to the sprinkler systems, the applicant stated that he had applied to the State Fire Marshall for a waiver because of the construction of fully fire-proofed walls. Town Counsel Paul L. Kenny confirmed Chief Dunne's statement that sprinkler systems are required regardless of interior fire-resistant walls because the total gross area of each of the buildings exceeds 7,500 square feet (the area required for a sprinkler system).
- the Chief stated that the applicant has agreed to put in a fire lane for Building III.
- the Chief agreed that the hydrant can remain as noted on the plan.
- relative to emergency access behind the buildings, Chief Dunne stated the importance of the same, but at the same time stated that, if the sprinkler systems are installed, he would not require rear access.

Responding to Selectman Fox, applicant Steven Doyle stated there will be fourteen offices, with fifty percent of those being condominiums, and construction will be the same type of architecture as Phase I.

Mr. Doyle agreed to the three following requests made by abutter Bruce Ey, 307 Boston Post Road:

1. To control dust by watering during construction and to work as quickly as possible on the construction. Mr. Ey pointed out that this project will require that two and one half acres of vegetation be removed and the cutting down of a hill by fifteen feet.
2. To use similar lighting as used on Phase I - timed shut-off at at approximately 9:00 p.m.
3. To screen the parking area with a six foot opaque fence starting two hundred thirty feet from Route 20 and extending three hundred forty feet along the easterly edge of the parking lot from the residential area.

Selectman Fox asked if the parking area could be designed so that it is in the rear of the buildings. Mr. Colburn stated he tried several variations but this one was the best alternative with the least impact on the site. Mr. Colburn stated further that they have tried to isolate the parking area in the middle and have screened it with quite a bit of ground cover and trees.

Selectman Fox stated that in the future he would like to see this enforced, and that he plans to speak to the Planning Board about a change in the bylaw to reflect this request. It is his opinion that it is much more pleasant with parking to the rear of the buildings.

At the conclusion of discussion, it was on motion by Selectman Fox unanimously

VOTED: To approve Site Plan 83-262 of S. F. Doyle and Company, Inc., for property located at 321 Boston Post Road, owned by Ona I. Fellows, Business District #2, Mill Brook Park - Phase II, for three office buildings, as shown on a 2-page plan entitled, "Site Plan For Mill Brook Park - Phase II in Sudbury, Mass.", dated May 27, 1983, revised June 14, 1983, subject to compliance with all governmental laws and regulations including, but not limited to zoning, building, and health laws and regulations, and further subject to the following conditions:

- resolution of the concerns raised in the Building Inspector's communication of July 8, 1983, to the satisfaction of the Building Inspector;
- the installation of a six foot opaque fence beginning two hundred thirty feet back from Route 20 and extending three hundred forty feet along the easterly edge of the property to screen the residential area from the parking lot;
- dust is to be controlled by watering during construction;

- lighting is to be directed away from the residences and be similar to that installed at Mill Brook, Phase I;
- an Order of Conditions to be issued by the Conservation Commission;
- compliance with the Town Engineer's letter of June 27, 1983, and the Town Engineer's approval of those items mentioned in Colburn Engineering, Inc.'s letter of July 18, 1983;
- compliance to the first two items listed in the Fire Chief's communication of July 15, 1983.

The site plan will be signed following revisions in accordance with the above vote.

Citizens Advisory Committee Legislative Revisions

It was on motion by Chairman Murray unanimously

VOTED: To acknowledge receipt of a draft letter, dated June 16, 1983, from the Sudbury River Citizens Advisory Committee to Senator Atkins concerning legislative revisions dealing with citizens advisory committees' participation on state projects.

And it was further on motion by Selectman Fox unanimously

VOTED: To direct the Executive Secretary to forward a communication to Lael M. Meixsel, SCAC, on behalf of the Board endorsing the intent of the above-mentioned proposal - which is a list of suggested revisions to current legislation on citizens participation in governmental planning projects to encourage and support the same - and, at the same time, recommending appointments to all CACs be made by the Board of Selectmen (reference Problem #1), and questioning the suggestion dealing with the requirement that a specific statutory percentage of the project cost be placed into an escrow account for the reimbursement of CAC expenses (reference Problem #2).

128 West Resource Recovery Council (128WRRC)

With respect to a 128WRRC meeting he attended Executive Secretary Richard E. Thompson had provided for the Board's information, a copy of his communication of July 19 to the Highway Surveyor and the Town Engineer enclosing a document entitled "128 West Resource Recovery Project: Analysis of Costs, Revenue, and Net Disposal (Tipping) Fees" and specifically requesting information which would evaluate and compare the costs of the Town's present landfill operation versus joining the 128WRRC.

Selectman Fox expressed on behalf of the Board support of the effort.

MMA's Position - Legislative Issues

At the suggestion of Selectman Donald at the Board's meeting of July 11, Mr. Thompson provided the Board with a June 17, 1983, communication from the Massachusetts Municipal Association (MMA) relative to its position on certain legislative issues, and it was on motion by Selectman Fox unanimously

VOTED: To support the MMA's position as communicated by James W. Segel, Executive Director, under date of June 17, 1983, on: 1) Pass-Through of Regional School Funds, 2) Right To Know Bill, 3) MDC Assessments.

Site Plan 83-261, Bushey/Power, 641 Boston Post Road

Present: Applicant Jane Power and husband; Atty. Robert Dionisi; Fire Chief Michael Dunne; area resident Clark Hills, 14 Nokomis Road.

In accordance with Article IX, Section V, Paragraph A, of the Sudbury Bylaws, the Board considered Site Plan Application 83-261, of Lorraine and Daniel O. Bushey, Jr., Trustees, and Jane Power, for property located at 641 Boston Post Road, owned by Lorraine and Daniel Bushey, Trustees, for one, two-story building to be used as a decorator shop, Residential District C-1.

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

- from the Town Engineer, dated July 21, 1983, recommending approval conditioned on the following: that the parking surface be either bituminous concrete or cement concrete; that safe and proper sight distance will be provided in both directions along the Boston Post Road at the service driveway entrance according to A.A.S.H.O. standards; and that a storm drainage system of catch basins and manholes should be provided to prevent drainage problems to abutting properties and the Boston Post Road;

NOTE: The applicant has met with the Town Engineer and has submitted a revised plan (showing two catch basins with leaching beds along the driveway and one to the east near Route 20); sight distances remain to be addressed.

- from the Conservation Commission, dated July 20, 1983, determining that a Wetlands Protection Hearing is not necessary and that they have no problems with this site;
- from the Building Inspector, dated July 15, 1983, recommending approval, subject to applicant going before the Board of Appeals since the proposed use is not permitted in the Residential District;

NOTE: Enclosed was a July 7 letter from Perkins Engineering regarding their intent to file for curb cuts.

- from the Board of Health, dated July 22, 1983, conditioning approval on the following: connection to Town water and submission of an engineering design for a subsurface septic disposal system for approval;
- from the Fire Chief, dated July 21, 1983, expressing concern regarding the driveway entrance and his preference that the existing circular driveway remain instead for safety reasons, and concern that the parking area makes no provision for the turning around of trucks, especially fire vehicles;
- from the Planning Board, dated July 25, (hand-delivered at hearing), conditioning approval in accordance with the Town Engineer's communication of July 21, and recommending an impervious surface in the parking area and driveway;
- from abutters Patrick J. and Rosemary J. Delaney III objecting to the site plan because of the amount of excavation required for the transformation and the anticipated increase in traffic; and
- a communication from Charles A. Perkins Co., Inc., dated July 25, 1983, (Engineers for the applicant) responding to concerns raised by the Town Engineer in his report of July 21.

Atty. Dionisi for the applicant stated that the only issue that had not been resolved as yet is the sight distances along Route 20 and he indicated that there will be some removal of trees to help that situation and which hopefully will give a sight distance of approximately one thousand feet, clearing up any sight difficulty on the west side; Atty. Dionisi felt that there was no concern with the east sight distance. Mrs. Power agreed.

NOTE: The landscape plan states that no trees are to be removed along the street.

Responding to the Selectmen, Atty. Dionisi stated that the Busheys and Mrs. Power have signed a purchase and sale agreement conditioned on favorable action of the Board.

Also responding to the Selectmen, Atty. Dionisi stated that the existing house and shed are to be removed and replaced with a twenty-nine by eighty cape designed in accordance with a rendering which he submitted to the Board which was dated July 25. The new structure will be set back off Boston Post Road as far as possible and the business will operate under a variance from the Board of Appeals, if granted. Atty. Dionisi pointed out that most of the immediate abutters, and businesses along both sides of Route 20 in that area, are operating in the same way - under use variances. He stated his opinion that it would be very difficult for this particular piece of property to sell as a residence, although located in a residential district, for that reason. Responding to the Selectmen, Atty. Dionisi stated that the property does not abut any single-family residence.

There was a lengthy discussion with the Fire Chief relative to his concerns about the circular drive remaining. Atty. Dionisi pointed out that to do so would require an easement from Mrs. Bushey on the westerly boundary on a strip of her abutting land which is being used as a buffer between this property and Longfellow Glen, although he also pointed out that probably would not be a problem. In terms of the maneuverability, especially of emergency equipment, there was a suggestion that a gravel access road be included in the plans, which would not be a public way, but used only for emergency vehicles, if the circular driveway were replaced, as noted on the plan, by a two-way driveway from Route 20. Selectman Fox suggested that the Fire Chief and the applicant resolve these problems further to the satisfaction of the Fire Chief and that the Board condition its vote accordingly.

On question by Selectman Donald relative to handicapped parking, Atty. Dionisi, for the applicant, stated that two spaces closest to the walk would be so designated.

Relative to concerns expressed by the Delaneys regarding excavation, Atty. Dionisi stated that, other than plantings and some leveling of the existing structures on the property, there would not be much at all. Mr. Power stated that no fill would be brought in or out, and that they plan to remove the trees in front and put in new plantings there.

Mr. Clark Hills of 14 Nokomis Road expressed concern that the Selectmen would consider allowing more business on Route 20 in view of the traffic situation already existing there. He pointed out that, with Longfellow Glen still under construction, the Town has not had an opportunity to know what impact this development will have on the traffic. Mr. Hills stated that he travels Route 20 every day, and that, in his opinion, the addition of new businesses along the road is not helping the safety or the health of the residents in the area.

Atty. Dionisi expressed disagreement on the safety issue. He stated the applicant is asking for a variance - not a zoning change - which is controlled by the Board of Appeals and that any concerns regarding this special variance should be dealt with at the Board of Appeals hearing, not tonight.

Selectman Fox sympathized with Mr. Hills' concerns but felt personally that the Selectmen could not deny this site plan for any of the reasons listed in the Selectmen's Rules and Regulations for Site Plan approval, not even traffic safety, since they are dealing with only thirteen parking spaces for this particular business. He added that the Board of Appeals' guidelines are much more restrictive.

At the conclusion of discussion, it was on motion by Selectman Fox unanimously

VOTED: To approve Site Plan #83-261, of Lorraine and Daniel O. Bushey, Jr., Trustees, and Jane Power, for property located at 641 Boston Post Road, owned by Lorraine and Daniel Bushey, Trustees, as shown on a two-page plan entitled, "Site Plan Showing Proposed Site Development in Sudbury, Mass., prepared for Jane Power", dated May, 1983, submitted with revisions under date of July 25,

1983, subject to compliance with all governmental laws and regulations including, but not limited to zoning, building, and health laws and regulations, and further subject to the following conditions:

- State approval of any curb cuts;
- a use variance from the Board of Appeals;
- the architecture being consistent with the rendering submitted under date of July 25, 1983;
- that the two parking spaces nearest the walk be designated as handicapped parking spaces;
- the Fire Chief's recommendations per letter of July 21, 1983; and the Fire Chief's approval of anything other than the existing circular driveway and of the provision for a turnaround for fire vehicles;
- the Town Engineer's recommendations per letter of July 21, 1983; and
- the Board of Health's recommendations per letter of July 22, 1983.

The Executive Secretary asked that the changes be made on the plan in accordance with the above vote, and the Board agreed that it would sign the revised plan at its next meeting, August 1.

Site Plan 83-265, Project Management, Inc., Lot 1A Powder Mill Road

Present: Brian Pettigrew and Gregory Rochlin, Project Management; Fire Chief Michael Dunne; and approximately twenty interested residents.

In accordance with Article IX, Section V, Paragraph A, of the Sudbury Bylaws, the Board considered Site Plan Application #83-265 of Project Management, Inc., for property known and numbered Lot 1A Powder Mill Road, for the construction of one, two-story building.

Executive Secretary Richard E. Thompson stated that all appropriate Town officials and abutters had been notified, and acknowledged receipt of communications received relative to the above-noted site plan application.

Selectman Fox suggested that there should be discussion as to whether it would be in everyone's best interest to table this hearing by mutual consent to August 22 (The application expires Sunday, August 21, and Town Counsel stated that upon mutual consent it could be addressed the following Monday, August 22, at the Board's meeting.) in view of the fact that there is a reasonable possibility that there will be a hearing in the Superior Court before that time. (See pending cases #833417 Maynard, Acton and Concord v. Project Management and the Town of Sudbury; #833511 Digital Equipment v. Town of Sudbury; and #825794 Project Management v. Board of Selectmen.)

Mr. Brian Pettigrew of Project Management objected to postponing the hearing based on the following facts and opinions:

- the site plan was submitted some time ago on June 22. (The Building Inspector has fifteen days to process the site plan and this is the reason it was submitted to the Selectmen July 7.)
- It could take some time before a decision is rendered on those pending court cases. (It was his understanding that the judge could take up to thirty days to make a decision following the hearing.)
- Site Plan approval should not be contingent on the outcome of the court cases.
- The original suit having to do with the validity of being rejected in their attempt to get a site plan extension by Project Management against Sudbury has been shelved for some time confirming delays which can be anticipated with pending court cases.
- Further delays in approval(s) should not be expected of him in view of his amiable efforts with the Townspeople to deal with the issues raised concerning traffic and safety.
- His property is properly zoned for the submitted site plan application and the process does not allow the Town to deny that use.
- the Selectmen should not "put off" making a decision on the site especially since there could be other towns or other groups of citizens who object and likewise file suit and delay matters further. (In his opinion it was unfair or not legal to delay further.)

Selectman Donald commented, in part, that the Selectmen made no promises to Project Management regarding any future site plans. The original Site Plan #81-234 was approved by the Board on September 28, 1981 for one building only. At that time there was a lot of discussion about traffic, and that issue has not yet been resolved. According to the Zoning Bylaw the Selectmen can deny a site plan if there is a question of traffic safety, and Selectman Donald stated she was not in favor of approving another site plan on Powder Mill Road with that issue still unresolved.

Selectman Fox took exception to Mr. Pettigrew's comment regarding delays caused by litigation stressing those are occupational hazards of being a developer. Selectman Fox pointed out that if Mr. Pettigrew had acted on his original site plan before it expired it would not have been necessary for him to request an extension, (referring to site plan #81-234).

Mr. Pettigrew stated that he had always demonstrated total flexibility and that he does not want to change that attitude now, and following further comment, reluctantly agreed to continue the hearing until August 22 at 8:30 p.m.

At the conclusion of discussion, it was on motion by Selectman Fox unanimously

VOTED: To continue to August 22, 1983, at 8:30 p.m., by mutual consent with the applicant, the hearing on Site Plan #83-265 of Project Management, Inc., for property known and numbered Lot 1A Powder Mill Road.

Site Plan #83-259, Project Management - Amendment to Minutes

Following discussion with Mr. Pettigrew, it was on motion by Selectmen Fox unanimously

VOTED: To rescind the approval of a portion of the June 20, 1983 minutes dealing with the conditions under which approval for Site Plan #83-259 of Project Management, Inc., Lots 3 & 4 Powder Mill Road, was granted, specifically condition 1, which wording was suggested by Project Management, Inc. after review of the draft, as follows: "1. Relative to discontinuance of Powder Mill Road voted under Article 25 of the 1983 Annual Town Meeting:...."; further, to amend the wording to conform with the vote of the Board of Selectmen as drafted by the Recording Secretary in accordance with the notes taken on June 20, 1983, as follows: "1. The discontinuance of Powder Mill Road in accordance with Article 25 of the 1983 Annual Town Meeting:...."; and further, to approve that portion of the June 20, 1983 minutes as amended and to direct the Clerk to forward a copy of the corrected minutes to those concerned.

Grant - Hosmer House

The Board acknowledged receipt of a communication dated July 18, 1983, from the Massachusetts Historical Commission informing the Board that the Hosmer House Development Project has been selected for a matching grant allocation of \$20,000 under Public Law 98-8, Emergency Jobs Act of 1983, and, further, confirmed its willingness to accept said grant and to comply with all necessary requirements detailed by Secretary Connolly in the aforementioned July 18th communication.

Repurchase Cemetery Lot

It was on motion by Selectman Donald unanimously

VOTED: To repurchase Cemetery Lot #35, Grave 3, in Section 3A of the New Town Cemetery from Vincent and Jennie Franco, Sp. 32, 1190 Seventh Avenue, Santa Cruz, California, at the price of \$150; said money to be taken from the appropriate Cemetery Funds (\$37.50 from Sale of Lot and \$112.50 from Perpetual Care), in accordance with a request from Mr. and Mrs. Franco, dated June 10, 1983, and under the authority provided by Section IX, paragraph 3, of the Town's Cemetery Rules and Regulations.

Temporary License - Wine and Malt Beverages

It was on motion by Selectman Donald unanimously

VOTED: To grant a Temporary License for the Sale of Wines and Malt Beverages Only, to be Drunk on the Premises, under G. L. c.138, s.14, to Barbara L. Lettery, St. Anselm's Church, for September 23, 1983 (one day only) to accommodate the occasion of their International Night held at St. Anselm's Church, 100 Landham Road, as requested under date of July 13, 1983, and to waive the fee for said license.

Official Town Map

The Board noted receipt of an updated copy of the Official Town Map from the Town Engineer under cover letter of July 15, 1983.

Appointment Matters

During discussion it was on motion unanimously

VOTED: To accept the resignation dated June 27, 1983, from Donnilea S. Marshall from the Historic Districts Commission, effective immediately, and to direct the Executive Secretary to forward a letter of appreciation to Mrs. Marshall for her services on that Commission.

And it was further unanimously

VOTED: To make the following appointments:

- Republican and Democratic Election Officers for the year commencing August 15, 1983, in accordance with recommendations from the Republican and Democratic Town Committees and from the Town Clerk, as shown on a list dated July 25, 1983;
- Sally B. Lukesh, 353 Boston Post Road, to the Historic Districts Commission, replacing Donnilea S. Marshall, for a term to expire December 31, 1988, subject to acceptance;
- Richard H. Pettingell, 58 Colonial Road, to the Insurance Advisory Committee, replacing Barry M. Karas, for a term to expire April 30, 1984;
- Rosalind R. Gurtler, 65 Silver Hill Road, replacing Robert Rhodes, to the Juvenile Restitution Program Committee, for a term to expire April 30, 1984, subject to acceptance;
- Fr. John E. Hartigan, Arthur A. Walker, 93 Pokonoket Avenue and N. Jane West, 235 Goodman's Hill Road, all as alternates to the Juvenile Restitution Program Committee, for terms to expire April 30, 1984, subject to acceptance.

And it was further unanimously

VOTED: To hold action on Metropolitan Area Planning Council Representative pending further interest/applications submitted.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular Session of July 11, 1983, as corrected, and the Executive Session of that date, as drafted.

Self-Service Gas Stations

At the direction of Selectman Fox the Executive Secretary was directed to send a communication on behalf of the Board to all the self-service gasoline station in Town requesting that they post a sign offering assistance in pumping gasoline to any person (handicapped or otherwise) requesting the same.

Violations - Historic District

The Board acknowledged receipt of a July 9, 1983, communication from Chairman Burton H. Holmes of the Historic Districts Commission, expressing his concern over the lack of enforcement of certain violations under the jurisdiction of the Historic Districts Commission, specifically a wall constructed by the DeLellis who live within the Town's historic district and cosmetic items at the Village Green.

Following discussion, the Board directed the Executive Secretary to have Town Counsel contact Mr. Holmes regarding these problems and report back to the Board.

Route 20 Widening

Following information from Chairman Murray regarding the scheduled construction of the widening of Route 20, Executive Secretary Richard E. Thompson stated that he had received a copy of an official letter (dated July 21) from the State which indicated the State plans to go out to bid in the summer of 1984 on this project.

(Mr. Thompson stated he would provide the Board with a copy of that letter.)

Zoning Bylaw IX,V,B - Off Street Parking

At the direction of Selectman Fox, the Executive Secretary was directed to bring to the attention of the Building Inspector Article IX,V,B,5, paragraph four which states, "Wherever possible, parking shall be located behind buildings", and that the Board requests his enforcement of the same on all future site plans, whenever possible.

Performance Review/Salaries - Individually-Rated Positions

Following discussion, it was on motion by Chairman Murray unanimously

VOTED: To set the salary for Fiscal Year 1983-84 for Custodian/Security Guard Douglas R. Lewis at \$16,330 - an eight percent increase over his last year's salary.

There being no further business to come before the Board, the meeting was adjourned at 11:20 p.m.

Attest: _____

Richard E. Thompson
Executive Secretary-Clerk