

IN BOARD OF SELECTMEN  
MONDAY, MARCH 16, 1987

Present: Chairman Josiah F. Frost, Anne W. Donald, David A. Wallace.

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

Tax Anticipation Notes

Present: Town Treasurer Chester Hamilton.

Mr. Hamilton referred the Board to his communication dated March 11, 1987, wherein he requested approval to borrow \$500,000 on behalf of the Town. Although Mr. Hamilton expressed displeasure in having to take this action, it was pointed out that this amount is one-half of what was required to have been borrowed last year, and one-quarter of what was required to have been borrowed two years ago.

On motion of Chairman Frost, it was unanimously

VOTED: To approve the borrowing of \$500,000 by the Town Treasurer, to be repaid on May 15, 1987, and to sign the notes reflecting same when presented to the Board for signature.

Site Plan 86-301--Dental Arts Building, 57 Codjer Lane

Present: James J. Healy, D.M.D., Trustee, Codjer Lane Realty Trust.

The Board reviewed the letter dated March 9, 1987 from Dr. James J. Healy as Trustee of Codjer Lane Realty Trust, which pertained to proposed landscape changes from those approved by the Board under Site Plan Special Permit 86-301 on October 6, 1986, affecting the areas surrounding the proposed Dental Arts Building located at 57 Codjer Lane. Executive Secretary Richard E. Thompson recommended the Board approve the changes, and noted that copies of the aforementioned letter have been forwarded to the Design Review Board and Planning Board. Chairman Frost indicated that he has spoken with the abutter to this property and he is pleased with the proposed changes.

On motion of Chairman Frost, it was unanimously

VOTED: To approve landscaping changes proposed by Dr. James J. Healy, Trustee, Codjer Lane Realty Trust, relative to Site Plan 86-301 for the Dental Arts Building at 57 Codjer Lane, as specified in a letter dated March 9, 1987.

Goodnow Library--Memorial Funds

Present: Town Treasurer Chester Hamilton.

The Board reviewed a communication dated March 10, 1987 from the Goodnow Library Director requesting approval of an expenditure of \$300 from the interest accrued in the Paul Whitney Rhoades and Carolina Pree Rhoades Memorial Fund; and acceptance of \$455 received in memory of Forrest D. Bradshaw and establishment of the Forrest D. Bradshaw Memorial Fund.

Mr. Hamilton informed the Board that he had not known of the Library's receipt of donations and request to establish another memorial fund. Mr. Hamilton made it clear that he very much appreciated the intent of the donations; however, he suggested that he be given the opportunity to review with the Library Trustees alternatives to establishing individual memorial funds. He pointed out that at present there are approximately twenty-one such accounts in varying amounts. This presents a burdensome expenditure of time for the Treasurer's Office. Executive Secretary Thompson suggested that Mr. Hamilton and the Library Trustees speak with someone from the High School, since the Administration experienced a similar problem with the establishment of many scholarship funds, which were eventually combined into one fund.

There being present Selectmen Donald and Wallace and Town Treasurer Chester Hamilton, who together with Chairman Frost, represent a quorum of Trustees of the Town, on motion of Chairman Frost, it was unanimously

VOTED: To approve an expenditure of \$300 from the interest accrued in the Paul Whitney Rhoades and Carolina Pree Rhoades Memorial Fund, for the purpose of purchasing books relating to landscape architecture, horticulture, gardening, and floriculture, as specified in the bequest; and to accept \$455 in donations received in memory of Forrest D. Bradshaw, but to table the request from the Goodnow Library Director to establish a separate account to be known as the "Forrest D. Bradshaw Memorial Fund", until Town Treasurer Chester Hamilton and the Trustees of the Goodnow Library have had an opportunity to discuss alternative methods to establishing separate memorial funds.

Appointment of Designer Selection Committee

Executive Secretary Thompson reviewed with the Board the letter dated March 12, 1987 from Michael E. Melnick, Chairman, Permanent Building Committee, requesting it be appointed as the Town's Designer Selection Committee. In response to inquiry by Selectman Anne Donald, Mr. Thompson stated it was his opinion that the appropriate professional services are represented in the membership of the Permanent Building Committee, pursuant to the Guidelines promulgated by the State. (This fact was later confirmed by the Board of Selectmen's office prior to the printing of these minutes.)

On motion of Selectman Donald, it was unanimously

VOTED: To appoint the Permanent Building Committee as the Town's Designer Selection Committee, under the Guidelines for Local Designer Selection Procedures promulgated by the Designer Selection Board of the Commonwealth of Massachusetts, as issued on November 19, 1985, and as may be further amended.

Finance Committee--Transfer Request Nos. 87-61, 87-59, and 87-60

The Board reviewed Reserve Fund Transfer Request No. 87-61 for \$1,000 for Account 503-210, Law General Expense; Line Item Transfer Request No. 87-59 for \$250 from the Building Department/Town Building Maintenance, Account 340-320, to Vehicle Maintenance, Account 340-310; and Line Item Transfer Request No. 87-60 for \$150 from Building Department/Town Building Maintenance, Account 340-320 to General Expense, Account 340-210.

On motion of Selectman Donald, it was unanimously

VOTED: To approve Reserve Fund Transfer Request for \$1,000 for Account 503-210, Law General Expense; to approve Line Item Transfer Request No. 87-59 for \$250 to be transferred from Building Department Town Building Maintenance, Account 340-320, to Vehicle Maintenance, Account 340-310; and to approve Line Item Transfer Request No. 87-60 for \$150 to be transferred from Building Department Town Maintenance, Account 340-320 to General Expense, Account 340-210.

Proclamation--Sudbury Earth Week

Upon Chairman Josiah F. Frost's reading to the public a Proclamation establishing Sudbury Earth Week, it was on motion of Selectman Anne W. Donald, unanimously

VOTED: To proclaim May 2 to May 10, 1987 as Sudbury Earth Week and to designate the weekend of May 9 and 10, 1987 for Spring Cleanup, as follows: Saturday, May 9--Town Annual Roadside Cleanup; Sunday, May 10--Neighborhood Projects.

LSRHS Debt Exemption from Proposition 2-1/2

Executive Secretary Thompson informed the Board that Town Counsel Paul L. Kenny has informed him the Town can exempt debt incurred by the Lincoln-Sudbury Regional School District from Proposition 2-1/2 by a ballot question and referred the Board to Massachusetts General Laws, c. 59, §21C(j) and (k).

Upon recommendation of Executive Secretary Thompson and on motion of Chairman Frost, it was unanimously

VOTED: To forward the response of Town Counsel Paul L. Kenny, dated March 10, 1987, together with copy of Massachusetts General Laws, c. 59, §21C(j) and (k) as underlined by Attorney Kenny, to the Finance Committee and to Lincoln-Sudbury Regional High School.

Cluster Zoning

Town Counsel Paul L. Kenny reviewed with the Board his communication dated March 10, 1987, which responded to the Board's questions concerning acceptance of common/open land under the proposed Cluster Bylaw. In essence, Attorney Kenny stated the Board of Selectmen is the authority which accepts the land; or the Board can refuse to accept it any time without reason. Mr. Kenny opined that the Town's liability would increase if the land was accepted. Executive Secretary Thompson stated he would forward copies of Attorney Kenny's response to the Planning Board and to the Conservation Commission.

Walkway Easements off Peakham Road

Executive Secretary Thompson suggested approval of certain Walkway Easements off Peakham Road, but recommended tabling the request to approve a Conservation Restriction given by Nash Development Corporation on the Twin Meadows Subdivision off Fairbank Road, since it was unavailable for signature.

On motion of Chairman Frost, it was unanimously

VOTED: To accept the following Walkway Easements off Peakham Road given by:

Leonard F. and Barbara L. Swec, 381 Peakham Road, dated April 7, 1986;  
Harold M. and Verna Trager, 87 Meadowbrook Circle, dated April 14, 1986;  
Alvin J. and Maria Karloff, 357 Peakham Road, dated April 11, 1986;  
Aragam K. Subramanya, 373 Peakham Road, dated April 9, 1986;  
Robert A. Noyes, Edith Noyes and Ruth N. Baldwin, dated April 30, 1986;

and further, to table a request for approval of a Conservation Restriction given by Nash Development Corporation on the Twin Meadows Subdivision off Fairbank Road.

#### Town Forums of March and April

On motion of Selectman Donald, it was unanimously

VOTED: To cancel the Town Forums of March and April 1987.

#### Minutes

On motion of Chairman Frost, it was unanimously

VOTED: To approve the minutes of the meeting of March 9, 1987, as amended.

Chairman Frost thereupon called a recess.

The meeting was re-convened by Chairman Frost at 8:10 p.m.

#### Town Meeting Article 8--Sign Layouts

Chairman Frost opened the hearing by requesting public input and the Board thereupon heard from individuals as to each town way as follows.

##### Crescent Lane:

Mark Spritzer of 36 Crescent Lane (Lot 14) stated he has been a resident for two and one-half years. His concern was that he had been advised by the cable company that they were unable to provide service to him until the Town has accepted and approved Crescent Lane as a public way. Town Counsel Kenny stated that although the cable license does not require the company to provide service to the entire town--i.e., to withhold the right to deny service to certain rural areas--it was his understanding that Crescent Lane was in an area that should be serviced; and in fact should have been serviced a long time ago. Executive Secretary Thompson agreed with this opinion and suggested Mr. Spritzer send a written communication to the Board of Selectmen's office or contact him directly concerning this matter.

In response to an inquiry by Jeff Dietrich of 56 Crescent Lane, Chairman Frost stated that once the way is accepted and approved at Town Meeting, it becomes a Town road and the Town will be responsible for snowplowing, including the cul-de-sac. Executive Secretary Thompson explained that at present,

liability issues prevent the Town from coming in to extensively snowplow; however, he assured Mr. Dietrich that once the way is accepted by the Town, it becomes the Town's responsibility.

Douglas Drive: No comments or inquiries were expressed for this way.

Fox Run: No comments or inquiries were expressed for this way.

Hawes Road and Tantamouse Trail:

Richard Pettingell of 31 Tantamouse Trail stated that he believed Hawes Road and Tantamouse Trail were being treated as part of the same subdivision. He understands there was one problem expressed by the Conservation Commission with regard to non-compliance on Lots 9 and 10 with the Wetlands Protection Act. He further stated it was his belief the problem concerns Condition 11B of the Order of Conditions issued for the Dakin Road Project as it pertains to possible emission of methane gas from a former town landfill. His concern was that this problem would delay acceptance of the ways by the Town, a problem he does not feel has anything to do with the roads, but only goes to the building lots. Mr. Pettingell suggested that after speaking with Fred Crafts, the attorney for Mr. Maillet, the developer, he believes there is no intention to build on the lots at the present time; and the Town can control this possible safety problem on those lots by not issuing a building permit if ever applied for.

Selectman Donald stated that the Board cannot tell the Conservation Commission what to do. She believed this matter may be on the Commission's agenda this evening. If not on the agenda, Chairman Frost suggested Mr. Pettingell attend the Commission meeting and ask if it may be discussed. Mr. Pettingell further expressed the same concern as Mr. Spritzer with regard to the cable company.

Executive Secretary Thompson stated that the Planning Board, by letter of March 2, 1987, has informed him it has voted to recommend that Tantamouse Trail and Hawes Road be considered only for acceptance if the Certificate of Compliance is received from the Conservation Commission by March 16, 1987, as recommended by the Assistant Town Engineer in a letter to Mr. Thompson, dated January 23, 1987. It was Mr. Thompson's recommendation that the Board vote this same condition, but to change the date from March 16, 1987, to prior to the Annual Town Meeting. Mr. Thompson further explained that once approved, this matter proceeds to Town Meeting and it is the townspeople who ultimately decide to accept the ways. He suggested Mr. Pettingell again make his presentation at Town Meeting.

Mark Lane: No comments or inquiries were expressed for this way.

Saddle Ridge: No comments or inquiries were expressed for this way.

Wildwood Lane: No comments or inquiries were expressed for this way.

On motion of Chairman Frost, it was unanimously

VOTED: To approve and sign layouts for the following ways, as shown on plans prepared by the Town of Sudbury Engineering Department on file in the Town

Clerk's Office, in conjunction with Article 8 of the 1987 Annual Town Meeting: Crescent Lane; Douglas Drive; Fox Run; Mark Lane; Saddle Ridge; and Wildwood Lane; and further, to approve and sign layouts for Hawes Road and Tantamouse Trail subject to the issuance of a Certificate of Compliance from the Conservation Commission, as recommended by the Assistant Town Engineer in a letter to Executive Secretary Thompson dated January 23, 1987, on or prior to April 6, 1987.

Chairman Frost thereupon called a recess, and the meeting re-convened at 8:35 p.m.

Site Plan 86-303--Terrio Realty Trust, 339 Boston Post Road

Present: Applicant Donald Terrio; Engineer Bruce Ey; Robert Dionisi, Esquire; Michael Dunne, Fire Chief; Edward Kreitsek; Linda Douglas.

Chairman Frost opened a public hearing in accordance with Sudbury Zoning Bylaws, IX,V,A, to consider Application #86-303 of Donald Terrio for a Site Plan Special Permit for construction of a 5,760 sq. ft., two-and-one-half story addition to the existing store with associated parking, walks and landscaping, at 339 Boston Post Road, Business District #2, owned by Terrio Realty Trust.

Executive Secretary Richard E. Thompson advised that parties in interest have been notified and Notice of Public Hearing had been duly posted and advertised in accordance with Sudbury Zoning Bylaws and M.G.L. c.40A. He further stated that this matter was continued from January 5, 1987, to February 2, 1987, and from that date to the present, by mutual consent. Mr. Thompson acknowledged receipt of communications relative to the proposed site plans:

- Letter dated March 13, 1987, from the Planning Board recommending disapproval until such time as issues relative to the building, plan, parking, drainage and vehicular movement, as delineated in the Planning Board letter of December 30, 1986 and by Assistant Town Engineer Bruce Kankanpaa in his letter of December 22, 1986, are resolved. The Board noted concerns relative to exterior lighting and forwarded a letter from Maple Avenue abutter Gary F. Finerty relative to the same.
- Letter dated March 10, 1987, from Inspector of Buildings Joseph Scammon recommending approval contingent upon the addition of one handicapped parking space, the grant of Board of Appeals variance for perimeter buffer zones and drainage, and provided the third level (second floor) contains only one 200-square foot office with the remainder of the level unfloored and not usable.
- Letter dated March 13, 1987, from the Design Review Board, recommending approval of the architecture and landscaping as indicated on the plan with the condition that on the south facing facade, on the ground level, there may be one, but no more than three doors located in this facade at the discretion of Mr. Terrio.

- Report of Assistant Town Engineer Bruce Kankanpaa, dated February 23, 1987, stating that the applicant should be required to collect stormwater runoff, either off-site or on-site, and direct it through a gas/oil trap before allowing it to enter the wetland area to the rear of the site; provide a landscape island along the rear lot line to regulate traffic flow in the parking area; and remove the existing hedge along Route 20 and replace it with a low-profile groundcover. It was noted that the applicant has sought relief from the Bylaw with regard to the runoff and parking requirements.

- Communication from the Conservation Commission dated March 2, 1987, recommending the parking lot be graded so all roof and parking lot runoff enter catch basins equipped with grease and gas traps; and updated its comments in its letter dated December 26, 1986--submitted at the hearing held January 5, 1987--by stating that although it appears a Wetlands Protection Act filing will not be required at this time, if runoff is allowed to flow over land toward Hop Brook and the wetlands are later impacted, the Commission may then require a Notice of Intent for wetland impact resulting from the construction proposed.

- Letter dated February 19, 1987 from the Fire Department requiring a sprinkler system be installed if the unutilized space as shown in the architectural rendering is floor area, pursuant to the provisions of G. L. c.148 §26G; and further requiring access to the Fire Department connection of a sprinkler system or provision for a Fire Lane; and recommending some improvement to the driveway access to Route 20, since the line of sight westerly is very much restricted at present.

- Communication from the Board of Health dated February 12, 1987, indicating that since the revisions made on the site plan are of no consequence to the Board of Health, its comments in the December 31, 1986 letter--submitted at the hearing of January 5, 1987--remain unchanged. That letter recommended approval conditioned on the determination of spring ground water elevation and approval by the Board of Health of the subsurface disposal plans; that the use be for office/retail space only; and that underground storage tanks be prohibited.

- Letter from Sudbury Investment Advisers, Inc. dated February 25, 1987, expressing its concern regarding access from Route 20.

- Letter from abutter John J. McGreenery, Trustee of Sudbury Place Trust, dated March 6, 1987, urging approval of the site plan.

- Telephone call from Geraldine Morrison of Old Garrison Road, expressing support for Mr. Terrio's proposed expansion.

Mr. Thompson further noted that the Board has received a draft copy of the Decision by the Board of Appeals as a result of its hearing of March 10, 1987.

Applicant Donald Terrio submitted to the Board photographs of the site taken in 1970; and the first rough sketch of what he was proposing. In essence, the addition he is proposing is to add on a barn-like structure to the existing building, which is meant to maintain the harmony between the old and the new.

Engineer Bruce Ey explained to the Board, with chart, the proposed addition with additional parking. He stated the addition will provide 5,760 square feet, which includes 200 square feet of office space. He pointed out a small section of the existing building which will have to be removed. His plans allow for parking in the rear for 32 automobiles and one parallel parking space, for a total rear parking capability of 33 spaces. An additional 9 to 12 automobiles already park on the property.

Edward Kreitsek of 59 Dudley Road and Linda Douglas of 409 Lincoln Road each expressed their support for the proposed addition.

Fire Chief Michael Dunne informed the Board that he has spoken with Mr. Terrio and has received verbal assurances from Mr. Terrio that he will install a sprinkler system, and in response to query from Selectman Donald, he believed there would be the proper access connection to the system.

The Board received assurance from Mr. Ey that the additional parking space for the handicapped will be provided.

Selectman Donald referred Mr. Terrio to a letter from Gary Finerty of 28 Maple Avenue addressed to the Planning Board, complaining about a recently-installed pole and "yellow-type light". Mr. Terrio stated it was not his, and Executive Secretary Thompson stated he would ascertain who owns the light and pole.

Selectman David A. Wallace stated he believes the building is attractive and the proposed addition will be a lovely asset to the Town. However, he expressed grave concern about the access/egress from the common way. Engineer Ey explained that since Mr. Terrio only has an easement over that way, he cannot speak for the owners--who he assumed is Mill Brook Realty Trust--and other easement owners. Attorney Robert Dionisi expressed his opinion that any study showing a safer configuration would be considered by all contiguous owners. Mr. Terrio pointed out that contrary to being a hazard, it was his opinion that the hedge serves as a safety factor, in that it forces the person driving the automobile to approach Route 20 slowly. Although it would be against his better judgment, he is willing to remove the hedge if required to do so. Mr. Terrio further stated that to the best of his knowledge, there has only been one accident involving an automobile exiting from that location, and that involved a high-school junior who had just received his license.

Selectman Wallace stated that his only concern was from a safety standpoint in light of the October 1986 Town of Sudbury Traffic Circulation Plan Study, Phase 1: Route 20 Corridor prepared by HMM Associates, Inc. That study identified certain intersections as being more dangerous than others, and although this access/egress onto Route 20 is not listed as the most serious, it is one of those considered to be "very serious".

After further discussion, upon motion of Chairman Frost, it was unanimously

VOTED: To approve Site Plan Application #86-303 of Donald Terrio, Terrio Realty Trust, for property located at 339 Boston Post Road, owned by Donald Terrio Trust, as shown on a plan dated December 2, 1986, revised January 27, 1987, 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:

1. extension of Sudbury Water District lines to the site by the owner; no wells for drinking water to be installed on the site;

2. the grant of an earth removal permit by the Earth Removal Board, if applicable;

3. approval of signs or advertising devices as required under the sign bylaw;

4. no storage or use of chemicals on site except in conformity with guidelines and requirements of the Board of Health and except with written notice of the same to the Board of Health and the Fire Chief; the owner or operator of the site shall comply with the Massachusetts Oil and Hazardous Material Release Prevention and Response Act, G. L. c. 21E, as amended, and all regulations issued thereunder;

5. all exterior lighting to be directed away from adjacent residences and to have shields;

6. no use of salt or chemical de-icers on site.

7. submission of an "as built" site plan--any change in the physical condition of the site, including changes in the location or design of structures or systems, following prior approval of the site plan, will require approval of the Board of Selectmen;

8. as stipulated and agreed to in written reports, or otherwise, from the various Town department heads and agencies as follows:

- a. Inspector of Buildings, letter dated March 10, 1987;
- b. Board of Health, letter dated December 31, 1986;
- c. Board of Appeals decision rendered March 10, 1987, under Case No. 87-9;
- d. Fire Chief, letter dated February 19, 1987, as it pertains to Item 1 only;
- e. Design Review Board, letter dated March 13, 1987.

9. no building permit shall be issued until the items noted above in No. 2, and noted below in No. 11, are complied with.

10. no occupancy permit shall be issued until items noted above as numbers 1, 2, 3, 4, 5, 7, are complied with.

11. subject to the owners providing a safe and adequate access and egress to the property which will meet the approval of the Town Engineer based upon the traffic generated by the facility, the traffic flow on Route 20 and immediately adjoining roads and the factual data and conclusions provided in the October 1986 Town of Sudbury Traffic Circulation Plan Study, Phase 1: Route 20 Corridor, prepared by HMM Associates, Inc.

A five-minute recess was called by Chairman Frost at 9:15 p.m. and the meeting reconvened at 9:20 p.m.

Proposed Bike Trail

Present: Nancy Clinton and David Roddy, Bike Trail Abutters Committee; and numerous other abutting residents--approximately thirty in number.

Nancy Clinton referred the Board to the Bike Trail Abutters Committee's comments on the Department of Environmental Managements' Lowell Sudbury Bike Trail Feasibility Study dated March 13, 1987, and stated this was separate from the comments dated March 5, 1987. It is her opinion that the State did not conduct a "feasibility" study, but rather it is a "right of way" study. Mrs. Clinton pointed out that the Committee's comments concern Town issues and not abutters' issues alone. Mrs. Clinton next reiterated the comments and criticisms as outlined in the March 13, 1987 paper. In conclusion, Mrs. Clinton stated it was her belief that the draft feasibility study is deficient and to use this as a decision-making tool would be dangerous. Mrs. Clinton submitted to the Board a letter drafted to the Board dated March 16, 1987, which letter contained five requests it wished the Board to communicate to the State Department of Environmental Management ("DEM"). These requests, in summary, are as follows: (1) to tell the State Department of Environmental Management that the bike trail feasibility study is incomplete; (2) to ask Police Chief Lembo and the Park & Recreation Commission whether the projected figure of \$8,820 per year would be adequate for the equipment and manpower to make sure motorcycles and snowmobiles do not use the bike trail and to provide maintenance; (3) to reaffirm the Bike Trail Abutters Committee in the future study of the bike trail; (4) to request the State to provide written confirmation of the fact that Sudbury may cancel its participation in the bike trail at any point in time; and (5) at the hearing for House Bill No. 1455 scheduled for April 1, 1987, to state that Sudbury is still undecided about whether it wants the bike trail and that the issue will go to a town meeting at such time as adequate information on the proposal is available. During the meeting, the Board expressed its agreement with four of the five recommendations, pointing out that the fifth recommendation actually encompasses the fourth recommendation. However, the Board took exception to the first recommendation and felt it was premature to take on such an argumentative tone with the State.

David Roddy compared the draft preliminary feasibility study prepared by the DEM with the Route 20 Task Force Report and stated the DEM's report falls far short of the Task Force Report. Mr. Roddy re-emphasized many of the concerns expressed by Mrs. Clinton, and further pointed out the problem with regard to the costs estimated by DEM and DEQ for maintenance and patrolling. Mr. Roddy feels the amount proffered (\$8,820 per year) is wholly unrealistic and requested the Board consult with Police Chief Lembo and Park & Recreation Commission for their estimations of the costs of such maintenance and manpower. Mr. Roddy expanded the points raised in their letter dated March 16, 1987 and concluded by stating the Committee hopes the Board will view their comments as being constructive.

Selectman Donald first read a letter the Board just received from Deborah Montemerlo, Conservation Coordinator regarding the Abutters' Response to the preliminary feasibility study. Mrs. Donald pointed out some of the misconceptions the Committee is working under, such as just what the preliminary

feasibility study was supposed to address, and what the findings state. She emphasized this was a study of the physical aspects of the bike trail and was not meant to address all issues. She pointed out that the maintenance costs were "guesstimates" only and were based on a similar bike trail already in operation. Mrs. Donald did agree with the Committee that the Town cannot rely upon a voluntary group to maintain the trail.

In essence, Selectman Donald advised the Committee that it is her opinion that their worries and fears will be better listened to by the State if the Committee would take a more conciliatory tone.

Executive Secretary Thompson informed the Committee that he will be attending the April 1, 1987 hearing on House Bill No. 1455, which he feels is a very short bill that has strong language. The Bill requires approval of the towns. Mr. Thompson recommended to the Board that it appoint him as spokesperson at the public hearing on House Bill No. 1455 scheduled for April 1, 1987, for the Town and particularly the abutters of the proposed bike trail in order to make known their concerns as outlined in the March 16, 1987 letter from the Bike Trail Abutters Committee.

Richard Fletcher of 598 Peakham Road voiced his concerns and stated that he did not feel there was enough information in the preliminary feasibility study to be able to address the question of whether there is still interest in the Town for a bike trail.

Margaret Hardy of Meadow Drive and Sheila Leonard of Peakham Road also stressed the fact that abutters' concerns were not merely with regard to landscaping. It was expressed that it is safety and privacy that are the real needs and concerns of abutters.

Larry Shluger of Bishop Lane reiterated a complaint he has made at other times, that being instead of the State expending the money on these studies, why can they not expend the money to see if the people in the towns are interested in a bike trail; i.e., first determine if the people want it.

The question of liability abutters may have to incur if, for instance, a person on the bike trail falls onto an abutter's property was brought up by an unidentified abutter.

Thomas Orr of 594 Peakham Road was encouraged to learn that there will be a final feasibility study. He informed the Board that the Committee is not necessarily "anti-bike trail", but rather they are "pro-doing-things right". Mr. Orr pointed out the frustration experienced by the abutters when they read what the media is reporting concerning the bike trail. The press gives the impression that abutters' concerns are on a very low level of importance. Chairman Frost made note of the fact that two members of the press were in attendance this evening and was sure they heard these concerns.

The meeting concluded with assurances by the Board and Executive Secretary Thompson that the concerns expressed by the Committee will be voiced at the hearing on the House Bill on April 1, 1987. Mr. Thompson was pleased to note the great interest and input from townspeople on a matter only in the preliminary stages. He commented that usually people only get involved near the end. Mr. Thompson stressed the fact that the Committee is a recognized and viable

source of information and comments; and they have been and will continue to be taken very seriously. He pointed out that, by request of Mr. Roddy and Mrs. Clinton, the Board sent a second letter to the State emphasizing again that the abutters be notified and represented at all meetings. As a result of that second letter, the Board received a reply from the State indicating that this would be done.

On motion of Chairman Frost, it was unanimously

VOTED: To appoint Executive Secretary Richard E. Thompson as representative of the Town of Sudbury at the hearing scheduled for April 1, 1987, regarding House Bill No. 1455, entitled "The Bruce N. Freeman Memorial Bike Path", and to voice the Town's position that it will not accept amendments to the Bill, and that the Town is still undecided about the Trail; and further to contact the Chief of Police and the Park & Recreation Commission for their input with regard to projected costs of maintenance and patrolling of the trail, so that their comments and suggestions will be available when needed.

The Presbyterian Church in Sudbury--Proposed Building Expansion

Executive Secretary Thompson submitted to the Board for its information a letter from Dave Knoll, President, Board of Trustees, The Presbyterian Church in Sudbury, dated March 12, 1987, advising the Board that it is planning and will be proposing a building expansion. Mr. Thompson will acknowledge receipt of this letter and refer Mr. Knoll to the Building Inspector to work out details for compliance with the State Building Code or other codes as applicable.

Reinstatement of Appropriation Requests

Executive Secretary Thompson informed the Board that he met with the Finance Committee concerning restoration of funds. Mr. Thompson was pleased to report that all the Board's requests contained in its letter dated February 19, 1987 to Christopher Baum, Chairman of the Finance Committee, were restored, with the exception of 950-804 Town Report and 340-320 Town Building Maintenance. Thus, \$34,838 was reinstated for the 710 Youth Commission; \$3,000 for the Golf Driving Range; and \$50,000 for drainage, 400-218 Intersections and 400-218 Walkway Maintenance. Mr. Thompson indicated he would be meeting with the Finance Committee again next year concerning the Town Report.

There being no further business to come before the Board, the meeting was adjourned at 10:15 p.m.

Attest: \_\_\_\_\_  
Richard E. Thompson  
Executive Secretary/Clerk