

OK

IN BOARD OF SELECTMEN
MONDAY, OCTOBER 3, 1988

Present: Chairman David A. Wallace, John C. Drobinski and Judith A. Cope.

The statutory requirements as to notice having been given, the meeting was called to order by Chairman Wallace at 7:00 p.m. at the Lincoln-Sudbury Regional High School Library.

Site Plan Special Permit App. No. 88-308 - The Enrichment Center for Children

Present: Town Counsel Paul Kenny.

The Board reviewed the plans and its Decision concerning Site Plan Special Permit Application of The Enrichment Center for Children, Inc. The Selectmen again raised the concern expressed by the Planning Board in Town Planner Lee Newman's letter dated September 22, 1988, wherein their opinion was that placement of a day care center within an industrial district would be in violation of Zoning Bylaw IV,IV,I, Location of Automobile Services. Town Counsel Paul Kenny reiterated his opinion expressed at the Public Hearing held on this Application on September 26, 1988, that the bylaw as written is intended to prevent a gasoline station or similar business from being placed next to a school, library, church, etc.; but that it simply does not prohibit the reverse situation; therefore, the children's center may rightfully be at this location as a matter of law.

It was on motion of Chairman Wallace unanimously

VOTED: To sign Decision and plans relative to the Selectmen's vote of September 26, 1988, approving Site Plan Special Permit Application No. 88-308 of The Enrichment Center for Children, Inc., 31B Union Avenue.

[Whereupon the Selectmen so signed].

Special Town Meeting Matters

With regard to Articles 2 and 3, Transfer/Sale of Land to Water District: Executive Secretary Richard E. Thompson reported that Conservation Coordinator Deborah Montemerlo has informed him that the Conservation Commission is considering amending on the floor to keep it "as is" in perpetuity with a conservation easement.

After discussion, it was on motion unanimously

VOTED: To make certain that if the articles are voted at Special Town Meeting, a proviso will be recommended that this action will be subject to a conservation restriction.

With regard to Article 19, Hiring a Consultant to Study Aquifer Zones: Selectman Drobinski reported that the Wastewater Advisory Committee wants to have the article Indefinitely Postponed because they believe the money may be better spent at this time.

After discussion, it was on motion unanimously

VOTED: To Indefinitely Postpone Special Town Meeting Article 19, Hiring a Consultant to Study Aquifer Zones II and III.

With regard to Article 8, Simon Real Estate Tax Abatement:

It was on motion unanimously

VOTED: That when this article is presented for consideration, Chairman Wallace will make it known to the floor that the Selectmen will vote as individuals.

Requisition for Appointment of Police Sergeant

Upon review of the necessary forms and cover letter prepared by the Executive Secretary, it was on motion unanimously

VOTED: To request the Executive Secretary to file a requisition with the Department of Personnel Administration for appointment of one fulltime, permanent Police Sergeant.

Wastewater Advisory Committee - Resignation

It was on motion unanimously

VOTED: To accept with regrets the resignation of Frances H. Clark, dated September 23, 1988, from the Wastewater Advisory Committee, and to wish Ms. Clark good luck in the pursuit of her studies.

League of Women Voters - Debate

After discussion, it was on motion unanimously

VOTED: To designate Chairman David A. Wallace to serve as a panelist for a League of Women Voters' debate on October 27, 1988, between Representative Lucile Hicks and candidate Mark Collins.

Planning Board Litigation Matter Against Board of Appeals and Raytheon

The Board acknowledged letter dated September 19, 1988, from Planning Board Chairman Russell P. Kirby, implying its intent to withdraw its court action against the Board of Appeals and Raytheon Inc. relative to the Tower permit.

Chairman Wallace expressed his thanks to the Planning Board for its conciliatory attitude, and requested the Executive Secretary to schedule a meeting with the appropriate parties some time after Special Town Meeting in order to reach a mutually-beneficial resolution to this long-standing problem of bylaw interpretations.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the meeting dated September 26, 1988, as presented.

Congregation B'nai Torah - Sublease of Loring School

Upon review of letter dated September 29, 1988, from Robert Snyder, President, Congregation B'nai Torah, it was on motion unanimously

VOTED: To approve the sublease of the space currently leased by Congregation B'nai Torah at the Loring School Building to The Presbyterian Church for use on Sunday mornings; subject to the assumption by The Presbyterian Church of the terms and conditions of the lease in effect between the Town and Congregation B'nai Torah.

Parkinson Land - Lease by Sudbury Nurseries

The Board reviewed memorandum from Elaine Jones of Town Counsel's Office, dated September 30, 1988, advising that John Cutting of Sudbury Nurseries is willing to accept a one-year lease extension of the Parkinson land.

It was on motion unanimously

VOTED: To request Town Counsel to prepare a one-year extension lease to Sudbury Nurseries of the Parkinson land; subject to comment by the Sudbury Housing Partnership Committee.

Line Item Transfer - Fire Department

Upon review of request dated September 30, 1988, of Fire Chief Michael Dunne, it was on motion unanimously

VOTED: To approve transfer of \$383.20 from Fire Department Maintenance Account No. 310-310 to Fire Alarm Maintenance Account No. 310-620, for payment of parts associated with transferring cable and upgrading the fire alarm system; and to request the Fire Chief to bill both Western Union and Digital Equipment Corporation for parts used in connection with their projects and, when payment received, to place said monies back into the Maintenance No. 310-310 account.

There being no further business to come before the Board, the meeting was adjourned.

Attest:

Richard E. Thompson
Executive Secretary-Clerk