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IN BOARD OF SELECTMEN
WEDNESDAY, MARCH 29, 1989

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

The statutory requirements as to time and place having been met, the meeting was called to order by Chairman Wallace at 7:30 p.m. at lower Town Hall.

Utility Petition 89-14 - Peakham Road

Present: Joseph Bausk, representative of New England Telephone and Telegraph Company.

The Board reviewed Utility Petition No. 89-14 submitted by New England Telephone and Telegraph Company for conduit connection on Peakham Road.

Executive Secretary Thompson noted that all appropriate abutters had been notified and approval had been recommended by the Inspector of Buildings and Wiring Inspector under date of March 22, 1989.

New England Telephone and Telegraph Company representative Joseph Bausk stated that this petition is a request for additional conduit for work already approved with regard to an earlier Utility Petition. Mr. Bausk explained that upon further study of the work to be done, it was determined that more conduit than originally requested would be required to run from Pole 48 to Pole 46. In response to inquiry by Selectman Drobinski, Mr. Bausk assured that the conduit will be installed under ground.

On motion of Chairman Wallace, it was unanimously

VOTED: To approve Utility Petition 89-14 of New England Telephone and Telegraph Company for permission to lay and maintain on the southerly side of Peakham Road, at the intersection of Pratts Mill Road, at Pole 48 running easterly to Pole 46, 224' conduit; also a 25' road crossing - conduit; as shown on plan of New England Telephone and Telegraph Company numbered 89-8.

Worcester School Committee - Request For Support

The Board reviewed letter dated March 8, 1989, from Jordan Levy, Worcester Mayor and Chairman of the Worcester School Committee, seeking support of a possible suit by the Worcester School Committee against the Commonwealth relative to local mandates in the area of education.

It was on motion of Chairman Wallace unanimously

VOTED: To request the Executive Secretary to request Richard Murphy, Esquire, of the law firm of Murphy, Lamere and Murphy, which firm represents the City of Worcester in the case of Levy, et a. v. Dukakis, et al, to forward copies of the Complaint and other supporting data, for review by the Selectmen.

Fire Department - Interline Transfer

Present: Fire Chief Michael Dunne.

On motion of Chairman Wallace, it was unanimously

VOTED: To approve interline transfer of \$1,000 from Fire Department Account No. 310-510, Equipment, to 310-710, Uniforms, to replace protective firefighting clothing, as requested by Fire Chief Michael Dunne in his memorandum dated March 14, 1989.

Eagle Scout - Michael DePompei

The Board noted receipt of invitation to the Eagle Scout Court of Honor for Michael DePompei of 35 Haynes Road, to be held April 29, 1989.

On motion of Selectman Drobinski it was unanimously

VOTED: To acknowledge with pride the achieving of the rank of Eagle Scout by Michael DePompei of 35 Haynes Road; and to sign a letter of congratulations to Mr. DePompei commending his dedication and perseverance in obtaining the Eagle Scout Award.

350th Anniversary Celebration Committee - Resignation

It was on motion of Chairman Wallace unanimously

VOTED: To accept the resignation of Joan Lyle, 39 Raynor Road, dated March 13, 1989, from the Sudbury 350th Anniversary Celebration Committee; and to request the Executive Secretary to forward a letter of thanks to Ms. Lyle for her efforts on behalf of the Town.

Local Arts Council - Resignation

It was on motion of Selectman Cope unanimously

VOTED: To accept the resignation of Maxine J. Yarbrough, 468 Concord Road, dated March 20, 1989, from the Local Arts Council; and to request the Executive Secretary to forward a letter of thanks to Ms. Yarbrough for her efforts on behalf of the Town.

Sudbury Earth Week

It was on motion of Selectman Cope unanimously

VOTED: To proclaim the week of April 29-May 7, 1989, as Sudbury Earth Week, and to designate the date of Saturday, April 29 for Sudbury's Annual Roadside Clean-up.

Ms. Cope announced her intention to recruit people who will each commit to cleaning up one street.

Minutes

It was on motion of Chairman Wallace, seconded by Selectman Drobinski, with Selectman Cope abstaining

VOTED: To approve the minutes of March 13, 1989, as presented.

Edwin Barrett Hosmer Memorial Fund - Requests For Expenditures

Upon review, it was on motion of Selectman Drobinski unanimously

VOTED: To grant request of Marilyn MacLean, Chairman, Sudbury Historical Commission, dated March 15, 1989, authorizing an expenditure in the amount of \$887.50 from the Edwin Barrett Hosmer Memorial Fund to pay a deposit of one-half the total of \$1775.00 for drapery for the main bedroom and upper hall of the Hosmer House to Allen Furniture, 250 First Avenue, Needham Heights.

And it was further unanimously

VOTED: To authorize the following expenditures from the Edwin Barrett Hosmer Memorial Fund:

1. The amount of \$340.00 to Carmichael & Cederholm Associates, 31 Brown Street, Methuen, as down payment on the restoration of Hosmer paintings;
2. The amount of \$17.01 to reimburse Muriel Plonko for film and development of prints concerning the Hosmer House Survey; and
3. The amount of \$49.98 to reimburse Harriet Ritchie for the purchase of curtains for Hosmer House door, trash bags, film, ribbon, photostating, paper towels and a large trash barrel.

Upon inquiry, it was ascertained that the Hosmer Fund currently shows a balance of \$7,496.34.

Blue Cross and Blue Shield Bike Ride

It was on motion of Selectman Cope unanimously

VOTED: To grant permission to David Pulford, on behalf of the 1989 Blue Cross/Blue shield Bike Ride, to conduct a "Health Thy Self" bike ride along Route 20 on Sunday, May 21, 1989, at approximately 2:15 p.m., subject to coordination with and approval of the Police Chief.

Board of Assessors - Notice of Valuation of Chapter 61B Land

It was on motion of Selectman Drobinski unanimously

VOTED: To acknowledge receipt of letter dated March 21, 1989, from the Board of Assessors, which informed that they voted to value land classified under Chapter 61B (Recreational) at 8% of the Chapter 59 value.

The Selectmen noted the fact that the 8% voted by the Assessors is significantly less than the 25% of value which the Commonwealth allows such land to be taxed; and concurred with the hope of the Assessors that this lower amount will help preserve open space in Town.

Conservation Commission - Haynes Meadow Conservation Land

The Board acknowledged receipt of memorandum from the Conservation Commission concerning letter dated February 27, 1989, from the Haynes Meadow Conservation Land Abutters. Executive Secretary Thompson informed that Richard Wilsack, Spokesman for the Abutters, wishes to meet with the Selectmen and other relevant parties.

It was on motion of Chairman Wallace unanimously

VOTED: To request the Executive Secretary to forward a copy of the memorandum dated March 21, 1989, from the Conservation Commission, concerning the Haynes Meadow Conservation Land, to Richard Wilsack of 363 Old Lancaster Road, Spokesman for the Haynes Meadow Conservation Land Abutters; and to schedule a meeting with all interested parties as soon as possible following Town Meeting.

As a result of the foregoing vote and the need for a meeting among all interested parties, it was on motion of Chairman Wallace unanimously

VOTED: To hold action concerning the execution of a lease of the property known as the Haynes Meadow Conservation Land.

Resident Ralph Tyler - Letters

Resident Ralph Tyler of One Deacon Lane hand-delivered to the Board a letter written by him entitled "Proposition 2½ Vote Suggests Need To Expand the Non-Residential Tax Base".

The Board acknowledged receipt of said letter with attachments and the Executive Secretary will make copies of same for each of the Selectmen.

Police Department - Contract With Pamet Systems, Inc.

Present: Town Counsel Paul Kenny.

Upon review and discussion with Town Counsel, it was on motion of Chairman Wallace unanimously

VOTED: To sign Police Software License and Software Services Agreement with Pamet Systems, Inc.; and to authorize payment of license fee in the amount of \$30,000, subject to final approval of the terms of Appendix J (Source Code Escrow Agreement) thereto by Town Counsel.

Raytheon - Trash Disposal Practices

Selectman Cope informed the Board that she has learned that part of the problem concerning the trash litter surrounding the Landfill may be caused by the trash disposal practices of Raytheon.

It was on motion of Selectman Cope unanimously

VOTED: To request the Executive Secretary to work with Selectman Cope in drafting a letter to Raytheon, Attention: Walter Stowell, with a copy to Morton Brond, concerning Raytheon's trash disposal practices at the Town Landfill, and soliciting their cooperation in improving same; and to forward a copy of said letter to Linda Bolton, Chairman of the Resource Recovery Committee.

Annual Town Meeting Warrant Review

Present: Town Moderator Thomas Dignan.

At 8:00 p.m., Chairman Wallace convened the Annual Town Meeting Warrant Review and turned the floor over to Town Moderator Thomas Dignan.

Mr. Dignan stated that the purpose of the meeting was to go through the Warrant articles in order to ascertain who will be moving each article and who intends to speak concerning same.

Russell Kirby, Chairman of the Planning Board, requested the Moderator to note that the Planning Board will be moving to have Articles numbered 35, 37 and 38 taken off the Consent Calendar.

The Moderator informed that if the Finance Committee indicates to him that it does not intend to take a position on any given article, he will not call upon them at Town Meeting and will make it clear that the Finance Committee's silence is not to be construed as support of or opposition to a particular article.

The Moderator stated his belief that if the Town of Lincoln's Town Meeting article identical to Sudbury's Article 42 (Amend Lincoln-Sudbury Regional School Districts Agreement - Combined Membership) is defeated by Lincoln at its Town Meeting, Sudbury should pass it over. Executive Secretary Thompson stated that he will contact the Lincoln-Sudbury Regional School District to see if they would strongly want to have this article voted at Town Meeting regardless of the action taken by Lincoln.

There was a discussion concerning Town Meeting procedure with regard to the ability to vote over budget, which would be contrary to the override ballot vote at the recently-held Town Election. The Moderator explained that he is still researching the matter; however, he believes that although he is sufficiently satisfied that some action might be taken pursuant to the provisions of Proposition 2½, he does not feel such action would be appropriate at Town Meeting. Mr. Dignan stated he wished to strongly caution any group contemplating such action at Town Meeting against relying upon its ability to do, and to plan its strategy accordingly.

Warrant Review was completed at 9:15 p.m.

Joint Meeting With Traffic Management Committee and Building Inspector

Present: Building Inspector Joseph Scammon; Deputy Inspector Earl Midgley; Joyce Fantasia of the Design Review Board; Traffic Management Committee Chairman James McKinley and members Thomas W. H. Phelps and Sally E. Trimble; Chamber of Commerce President Frank Vana, businessmen David Lyons and Burt Mullen.

Chairman Wallace convened a meeting, continued from March 6, 1989, with the Traffic Management Committee and the Building Inspector concerning zoning violations along Route 20.

Executive Secretary Thompson informed that since the March 6, 1989 meeting, he has met with the Building Inspector and he provided copies of a memorandum dated March 16, 1989, which reduces to writing the matters discussed with Mr. Scammon.

Joyce Fantasia, Chairman of the Design Review Board (DRB) stated that the DRB has not received any applications for signs in some time, although she has personally noted approximately seventeen signs that have gone up in the past six to eight months. Mrs. Fantasia further cited three examples where the business owners had been initially very cooperative in coming to the DRB and abiding by its decisions, but have now apparently decided to bypass the DRB and erect signs in violation of the bylaws. These three businesses were identified as Adams Antiques, Brines Sporting Goods and Regal Decorating.

Mrs. Fantasia concluded by stating that the DRB is having a difficult time in soliciting new members to the DRB because it is perceived as being ineffective.

James McKinley, Chairman of the Traffic Management Committee (TMC), stated that there has been a lot of frustration in the Town for a long time about the lack of enforcement of the bylaws, or uneven enforcement of same. Mr. McKinley opined that the result of this is seen in the Route 20 area. Mr. McKinley further stated that there are a lot of people who are trying to make the business area a viable one, and that unless the bylaws are enforced evenly and fairly, the Town's bylaws will be meaningless.

Mr. McKinley continued by stating that a second issue is that he believes it is necessary to start reporting what goes on with regard to who has permits for what; who has been issued citations and for what; etc. Mr. McKinley reiterated the distress expressed at the March 6th meeting when a member of the TMC attempted to review such records at the Building Inspector's office, only to find they were unavailable.

Mr. McKinley concluded by asking if, given the known budgetary constraints of the Town, anything may be done to give the Building Inspector the assistance he requires.

Building Inspector Joseph Scammon reminded those present that his office had a part-time clerk who worked between the hours of 1:00 p.m.-5:00 p.m., but that he lost her services as a result of Proposition 2½. As a result, Mr. Scammon admits that the filing has piled up; and he stressed that his is basically a two-person office and although he does a lot of the "nitty gritty" filing of plans himself, he and his secretary cannot handle the backlog and current filing.

Executive Secretary Thompson concurred with Mr. Scammon's comments. However, despite the failure of the override budget (and hence the inability to obtain additional help the Building Inspector had requested), Mr. Thompson assured those present that he intends to continue with his commitment to attempt to resolve this issue. Mr. Thompson stated that he intends to continue to meet with the Building Inspector on a weekly basis; and do what he can to see that the Building Inspector's duties with regard to enforcement are accelerated.

Selectman Drobinski added that Town Meeting has spoken by passing zoning bylaws and it is the Town's intention to enforce those bylaws equitably. Mr. Drobinski added that the pressure to enforce violations is not meant to be unduly restrictive to the businesses, but to satisfy the mandates of what the townspeople have said at Town Meeting.

Selectman Cope stated that she would like to see those businesses in violation of the bylaws come into conformance. Mrs. Cope further opined that once the large backlog is cleared up, things would run more smoothly. Mrs. Cope concluded by stating that she does not believe the list of possible violations is complete, and would like to see the Station Road and Union Avenue areas looked into more carefully.

Deputy Inspector Earl Midgley stated that since last September, he has gotten rid of more illegal signs than he believes the Town realizes; and he particularly mentioned the removal of five neon signs and a number of incandescent signs. Mr. Midgley further stated that he and Mr. Scammon are starting to use the ticketing process for those who choose to ignore their formal warnings. Mr. Midgley concluded by stating that some of the violations that may be occurring are not being reported to him or Mr. Scammon; and he urged anyone having knowledge of a possible violation to let the Building Inspector's office know about it.

Mrs. Fantasia stated that the DRB has been reluctant to communicate possible violators to the Building Inspector's office because they are concerned about overstepping their bounds. The DRB does not consider itself a "watchdog" group and is not an enforcing agent.

Mr. Thompson opined that communication was not the problem; but that follow-up is; and he stressed to those present that if anyone sees a possible violation they should call the Building Inspector's or Selectmen's office.

Thomas Phelps of the TMC suggested that perhaps a small portion of the Highway Department's funds might be allocated to the Building Inspector to enable Mr. Scammon to obtain some assistance. Mr. Phelps further stated that it should be kept in mind that zoning enforcement is not just a problem concerning signs; there are also violations concerning permits and uses, which he considers to be more serious.

Town Counsel Paul Kenny reviewed the various processes concerning violations; and there was a concurrence that the newly-enacted ticketing process needs time to develop to see if it is going to be an effective deterrent.

Chamber of Commerce member Frank Vana stated that he does not believe the bylaws are purposely being violated by businesses; but rather there is a lack of knowledge of the bylaws and procedures. With regard to signs, Mr. Vana stated that these signs are the "life blood" to many of the businesses. Mr. Vana noted that the vacancy rate of businesses in Town is rising; and that unfortunately the various boards and departments of the Town are perceived by the businesses as Big Brother carrying a Big Stick.

Mr. Vana stated his belief that everyone needs to realize that the business community needs the Town and the Town needs the business community. One solution to the sign issue may be to allow an attractive Business Directory prominently displayed, which could list all the businesses in a particular group of stores.

Mr. Vana concluded by stating that he will make an effort to help the business community get involved with the Town government so that the Us versus Them attitude on both parts can be eliminated.

Selectman Drobinski agreed with Mr. Vana that there is not very good communication among the business community and some of the boards in Town, and he stated that he believes in the long-run everyone will benefit from cooperation.

Businessman Burt Mullen commented that the now-defunct sign bylaw that had been in existence had "teeth" to it and many of these problems would have been resolved. Mr. Mullen observed that that bylaw had been found to have been illegal; and that if one wanted to challenge the existing bylaw relating to signs, that, too, may be deemed unconstitutional.

Mr. Phelps reiterated that the focus should not be simply on signs, but the larger issue of all zoning bylaw violations. Mr. Phelps added that he believes the Planning Board has been very positive about the TMC's concept of creating a Sudbury Village, and he expressed his hope that the business community will work with the Town on this plan.

Mrs. Fantasia pointed out that the DRB does not preclude a business person from sitting on its board.

Mr. Mullen commented that he believes the downtown business community is hurting and he fears the result will be a "Ghost Town". Mr. Mullen estimates that the Town loses a shop a week. Because of the businesses' serious problems, Mr. Mullen suggested that strict enforcement of the bylaws in every single case might not be the correct thing to do; but rather the businesses need the support of the Town.

The Executive Secretary suggested another meeting be scheduled after Town Meeting; and Mr. McKinley stated that the agenda should have specific issues for discussion. Mr. McKinley recommends discussion regarding: (1) Building Inspector Scammon needs clerical assistance; and (2) an opportunity to get closer with the business community to work out this problem together.

Chairman Wallace commended those present for providing excellent input and assured that a meeting will be scheduled following Town Meeting.

Selectman Cope reiterated her request for a more complete list from the Building Inspector and that he should expand beyond the Route 20 area.

Site Plan Special Permit Application No. 89-310 - Ti-Sales, Inc.

Present: Peter Tighe and Edward Petcavage, representing applicants Lawrence W. and Edna S. Tighe.

At 10:00 p.m., Chairman Wallace convened a public hearing continued from March 6, 1989, to consider Site Plan Special Permit Application No. 89-310 of Ti-Sales, Inc., for construction of an approximate 1188 square-foot addition for office space and new parking facilities on property at 36 Hudson Road, owned by Lawrence W. and Edna S. Tighe, zoned Business District #7 and Residential District A-1. The application was received January 13, 1989.

Executive Secretary Thompson advised that parties in interest had been notified and Notice of Public Hearing had been duly posted and advertised in accordance with Sudbury Zoning Bylaws and Massachusetts G. L. c. 40A.

The Executive Secretary referred the Selectmen to his memorandum dated March 21, 1989, wherein he informed that a meeting was held on March 14 among the Building Inspector, Town Engineer, Town Planner, and Peter and Kevin Tighe, to help resolve the outstanding issues related to the site plan.

The Selectmen further acknowledged receipt of the following:

1. Letter from Town Engineer I. William Place, dated March 22, 1989, wherein he noted the following:

A. The leaching basin should be located on the latest revised plan.

B. The bottom of the proposed leaching structure will be at or near the observed water table. The Board of Health will be adding a two-foot adjustment to the water table elevations due to a mild winter. Therefore, to prevent direct contamination of the ground water, Mr. Place suggests that the leaching structure be raised above the water table, and that a catch basin with a gas and oil trap be constructed remote from the leaching structure.

2. Letter dated March 27, 1989, from Joyce Wells Fantasia, Chairman, Design Review Board, advising of that Board's vote to recommend approval of the plan as to building design and landscaping; and specifically noting that while the plan does not completely meet the 20-foot landscape buffer requirement, the consensus of that Board was that given the location and long history of the site under current use, this would not present a problem.

3. Letter dated March 28, 1989, from Inspector of Buildings Joseph E. Scammon, which contained the following comments:

A. The plan provides the required parking as outlined in Mr. Scammon's report of March 1, 1989.

B. Open space calculation is now on plan (39%). The minimum is 30%.

C. Non-conforming frontage and westerly lot line landscape buffer needs Board of Appeals approval.

Mr. Scammon concluded by stating that he recommends approval, subject to the above and any considerations of the Board of Health and Conservation Commission.

Edward Petcavage, representing the Tighes, presented the Board with a newly-revised site plan, which was marked "Received 3/29/89" and pointed out the revisions showing placement of the leaching basin, and the proposed placement of a gas and oil trap. Mr. Thompson informed that he received a telephone call from the Town Engineer late this afternoon, and Mr. Place advised that he has reviewed this newest revised plan and he is satisfied that it complies with the concerns that had been raised with regard to the leaching structure and catch basin.

It was on motion of Chairman Wallace unanimously

VOTED: To approve Site Plan Special Permit Application No. 89-310 of Ti-Sales, Inc., for construction of an approximate 1188 square-foot addition for office space and new parking facilities on property at 36 Hudson Road, owned by Lawrence W. and Edna S. Tighe, zoned Business District #7 and Residential District A-1; subject to compliance with all governmental laws and regulations, and further subject to certain conditions as enumerated in the communications from the various departments and boards, noting in particular the concerns expressed in the letters from the Town Engineer and Building Inspector, as outlined in Items 1 and 3 above; and to request that the Town Counsel draft a Site Plan Decision for the Selectmen's signature, reflecting same.

Town Counsel - Quarterly Report

Present: Town Counsel Paul Kenny.

The Board reviewed the quarterly report prepared by Town Counsel's office, outlining the workload. After review, the Selectmen requested that Town Counsel give special attention to the following items:

The litigation pending in the matter of Southwest Estates v. Kirby, et al [Planning Board], wherein Northland Development Corporation has moved to intervene as developer of the complained-of decision by the Planning Board relative to the Carding Mill development (the MacNeil property); and

The matter of West of the Hub Realty (Lewis).

In addition, Chairman Wallace asked that Attorney Kenny again attempt to expedite the pending case involving Frank Vana and Raymond Road access in the Raymond Road/Sudbury Crossing area.

Upon inquiry by Selectman Cope, Executive Secretary Thompson stated that he would obtain a copy of the documents relating to the matter of the Wiseman/Allstate guardrail recovery filing.

Annual Town Meeting - Positions On Remaining Articles

The Board reviewed list of articles which will be presented at the Annual Town Meeting. At the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To confirm the Selectmen's support of the Finance Committee's Non-Override Budget, which position was expressed at the Emergency Meeting held at the Lincoln-Sudbury Regional High School on March 28, 1989, due to the Proposition 2½ Override defeat at the March 27, 1989, Town Election; and to further support the recommendations of the Finance Committee as printed in the Warrant, without exception.

At the recommendation of Finance Committee Chairman John B. Hepting and the Executive Secretary, it was on motion unanimously

VOTED: To support the position not to borrow under Article 18 to purchase voting machines; but to reconsider said request at a future Special Town Meeting.

It was further on motion unanimously

VOTED: That all articles remaining without a position would be considered prior to action at Town Meeting; and if a consensus of the Selectmen cannot be reached at such pre-Town Meeting discussions, the Selectmen will speak as individuals.

It was further on motion unanimously

VOTED: To designate Chairman Wallace as speaker on behalf of the Selectmen with regard to Petition Articles numbered 57, 58, 59 and 60; and to designate Selectman Cope as speaker on behalf of the Selectmen with regard to Petition Article numbered 61.

Maynard Rod and Gun Club

Executive Secretary Thompson reported that abutter Carol Haigh has informed that an agreement has been reached with the Maynard Rod and Gun Club to enclose the rifle and pistol ranges. The Board thanked Mr. Thompson for the information and requested that they continue to be apprised of developments as they occur.

Sudbury Housing Authority - Ft. Devens Property

Executive Secretary informed that the Sudbury Housing Authority's re-application to the General Services Administration relative to the Ft. Devens property for the construction of affordable housing has been denied.

Fiscal Year Budget and Tax Rate

The Board acknowledged receipt of memorandum dated March 29, 1989, from Director of Finance/Town Accountant James Vanar, notifying the Selectmen of the following areas of concern he has regarding some of the figures that are going to be used at Town Meeting:

1. Landfill and pool revenue estimates;
2. Retirement Budget;
3. Borrowing for voting equipment and recreation areas;
4. Non-concurrence with the Assessors as to abatement amount;
5. Need to level fund the Cherry Sheet;
6. Possible re-adjustment of current estimated local receipts;
7. Concurrence with the Assistant Assessor relative to new construction;
8. Debt Exclusion figures;
9. Recap expenses;
10. Provisions in General Ledger Unemployment Account for laid-off workers;
11. His belief that the Town is \$60,614 over the levy limit.

The Selectmen concurred that these items need to be addressed. Mr. Thompson informed that he met with Mr. Vanar and Finance Committee Chairman John Hepting earlier in the day, and it was agreed that these matters should be handled at a Special Town Meeting during 1989.

Minutes of Meeting of February 27, 1989 - Revisions

It was on motion unanimously

VOTED: To amend page 3 of the minutes of the meeting held February 27, 1989, suggested by Finance Committee Chairman John Hepting, as follows:

Board of Assessors-Proposition 2½ Override Question

- paragraph 3, line 4, to delete the words "and cleared this amount", and to substitute the words "their strategy" in lieu thereof;
- paragraph 3, lines 5-6, to delete the words "expressed agreement with the figure", and to substitute the words "indicated agreement therewith" in lieu thereof; and
- paragraph 4, line 2, to add the words "in part" following the word "upon".

Solid Waste Legislation

Upon review of memorandum from Representative Lucile P. Hicks relative to filing of an improved and expanded version of last year's packaging bill, and upon the recommendation of Selectman Cope, it was on motion unanimously

VOTED: To support House Bill H-1783, an Act to Protect the Environment by Encouraging the Reduction, Reuse, Recycling and Return of Consumer Products, filed by Representative Mark Roosevelt and Majority Leader Representative Charles Flaherty.

Metropolitan Area Planning Council - Action Alert

The Board acknowledged receipt of Action Alert from the Metropolitan Area Planning Council, concerning a public hearing in regard to pending impact fee legislation, which will be held Thursday, March 30, 1989, at 11:00 a.m., in Room 134 of the State House.

The Board requested the Executive Secretary to inform the Town's MAPC representative that they would like him/her to attend said hearing and support the legislation on behalf of the Town.

Park and Recreation Commission

The Board acknowledged receipt of memorandum dated March 27, 1989, from Park and Recreation Commission, requesting the office space currently occupied by the Commission in the Flynn Building be retained until alternative arrangements can be made.

It was on motion unanimously

VOTED: To request the Executive Secretary to meet with Rosalyn J. Drawas, Chairperson of the Park and Recreation Commission, in order to work out any problems relating to the removal of the Commission's office from the Flynn Building.

Operational Review Committee

The Board acknowledged receipt of memorandum dated March 24, 1989, from Michael W. Guernsey of the Operational Review Committee, which memorandum responded to memorandum dated March 11, 1989, of Conservation Commission Chairman Gordon Henley, regarding the Septage Facility.

Selectman Cope expressed her satisfaction in a related matter, wherein she has been informed that Charles Cooper of the Wastewater Advisory Committee will involve himself in reviewing the Roy Weston Report and other data relating to the Septage Facility; and she expressed her opinion that this will prove a constructive effort for everyone.

Board of Assessors - Reassessment values

The Executive Secretary informed the Selectmen and the public that there is available for review in his office a listing of approximately 200 property owners who will be receiving higher reassessment values of excess property to their house lots.

Potential Town Use of Malone Property on Route 117

Executive Secretary Thompson informed that at a meeting on March 26, 1989, among the Town Engineer, Highway Surveyor, Executive Secretary and landowner Malone, an agreement in principle has been reached concerning the Town's use of the Malone property on Route 117 relative to purchasing cover for the Landfill.

Mr. Thompson stated that a draft report will be prepared for presentation under Article 21 at the Annual Town Meeting.

There being no further business to come before the Board, the meeting was adjourned at 11:00 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk