



OFFICE OF THE  
**BOARD OF SELECTMEN**  
**TOWN OF MAYNARD**

MUNICIPAL BUILDING  
195 MAIN STREET

MAYNARD, MASSACHUSETTS 01754

Tel: 978-897-1301 Fax: 978-897-8457

**Selectmen's**

**Meeting Minutes**

**Wednesday, May 4, 2016**

**Room 201, Town Hall**

**Time: 7:00 pm**

**Present: Chairman, Chris DiSilva, Selectman Jason Kreil, Selectman David Gavin, Selectman Terrence Donovan, Selectman Tim Egan, Town Administrator Kevin Sweet, and Administrative Assistant Becky Mosca. Absent; Assistant Town Administrator Andrew Scribner-MacLean**

**(This public meeting was recorded).**

**Public Comments:**

**6:30 pm Street Layout hearing:** Cutting, Dettling, Vose Hill Road, Karlee and Gabrielle Circle  
Legal; Sarah Bellino

Notice is hereby given, on Wednesday, May 04, 2016 at 6:30 PM at the Maynard Public Library 77 Nason Street Maynard, MA, the Board of Selectmen will vote pursuant to Mass. General Law Chapter 82, §22, to lay out the following streets as public ways to be considered at the 2016 Annual Town Meeting: Cutting Drive, Vose Hill Road, Dettling Road, Karlee Drive and Gabrielle Circle. The Public is welcome to attend.

**A motion was made by** Selectman DiSilva to move that the Board vote to lay out as a public way Cutting Drive, Dettling Road, and Vose Hill Road as they are shown on a plan entitled "Definitive Subdivision Plan of Vose Hill Farms – Maynard Mass" prepared by Colburn Engineering, Inc. and dated June 3, 1985 and on file with the Town Clerk. Second by Selectman Donovan. Vote 4-0-1. (Selectman Gavin recused himself) Motion approved.

**A motion was made by** Selectman DiSilva to move that the Board vote to lay out as a public way Karlee Drive and Gabrielle Circle as they are shown on a plan entitled "Street Acceptance Plan Karlee Drive & Gabrielle Circle – Maynard Massachusetts" prepared by Foresite Engineering and dated November 16, 2015 and on file with the Town Clerk. Second by Selectman Donovan. Vote 4-0-1. Selectman Gavin recused himself. Motion approved

A motion was made by Selectman DiSilva to close the Street lay hearing at 6:40 pm. Second by Selectman Gavin. Vote 5-0. Motion approved.

**Junk Dealer License:** Another Chance Furnishing, 15 Nason Street Owner Ryann and Chris Stockman. Current plan to operator by appointment only loading area in adjacent alley.

**A motion was made by** Selectman DiSilva to move to accept and approve the new junk dealer license for Another Chance Furnishings at 15 Nason Street with owners Ryan and Chris Stockman. Second by Selectman Egan. Vote 5-0. Motion approved.

**Discussion and request to use Town Owned property;** El Huipil 51R Main Street Sergio and Alma Moreno and designer Tim Hess, AIA – Design Director from Studio InSitu Architects, Inc.

T. Hess showed plans of proposed site to Board (plans in BOS packet). Tim walked through the plans, 720 sq. feet on side of current restaurant. This site is Town owned property.

Board questions;

- T. Egan, number of seats allowed in area 48
- J. Kreil, Dumpster its location – it would be in the alley.
- D. Gavin, Sell property – Do the abutters to this property know about this yet. (No). Legal, this would be a Town meeting Articles as surplus and go out to bid.
- Insurance is required
- Temporary uses
- Town By-Laws
- You are asking to serve alcohol beverages on Town Property. Boards of Selectmen are the Local Licensing Authority.
- K. Sweet, \* Maybe Pilot for one year. Might be opinion
- D. Gavin; has a traffic Engineer review this yet? TA, Sweet, we will have Wayne Amico review.
- D. Gavin, in favor of this project – Just needs more answer to his questions.
- T. Hess Thinks the parking change will be advantage to town.
- D. Gavin, Did anyone engage with the owner of this building and others in the area?
- C. DiSilva, Number of Rest rooms and other questions need to be addressed. No one else is selling Alcohol on the streets. We cannot go backwards on insurance requirements. Safety considerations need to be reviewed.

Legal; Sarah Bellino

- Insurance is necessary per requirements.
- Lease or selling property would need to go out to bid in accordance with procurement law.
- Temporary uses are permitted
- License
- Town By-Laws ~ Board of Selectmen are the Licensing Authority for Town
- Special events are different and Board of Selectmen has the Authority in that area for Town.

**A motion was made** by Selectman DiSilva to accept and approve the request to use town property and more that the Town Administrator work with legal on use of this property for use. Second by Selectman Gavin. Vote 5-0. Motion approved.

**ATM/STM;**

<u>ATM:</u>	<u>TITLE</u>	<u>Motion</u>	<u>Presenter</u>
Article 1)	Town Report Acceptance	BOS, DiSilva:	BOS, DiSilva
Article 2)	Obsolete Equipment Material	BOS, DiSilva	BOS, DiSilva
Article 3)	Authorize Revolving Funds Chapter 44, S. 53E 1/2	BOS, DiSilva	BOS, DiSilva
Article 4)	FY2017 Salary Admin Plan	BOS, DiSilva	BOS, DiSilva
Article 5)	Town General Fund Budget FY 2017	BOS, DiSilva	BOS, DiSilva
Article 6)	Optional Additional Exemption	BOS, Gavin	BOS, Gavin
Article 7)	Sewer Enterprise Fund Budget FY 2017	BOS, Gavin	BOS, Gavin
Article 8)	Water Enterprise Fund Budget FY 2017	BOS, Gavin	BOS, Gavin
Article 9)	Finance Committee Reserve Fund	BOS, Egan	BOS, Egan
Article 10)	Community Preservation Fund Budget FY 2017	BOS, Egan	BOS, Egan
Article 11)	Establish Tax Title Collection Revolving Fund	BOS, Kreil:	BOS, Kreil
Article 12)	By-Law Change in Chapter I and II Kohlman	BOS, Kreil:	B-L, William
Article 13)	By-Law Change in Chapter XVIII Kohlman	BOS, Kreil:	B-L, William

Article 14) Kohlman	By-Law Change in Chapter XX	BOS, Kreil:	B- L, William
Article 15) Kohlman	By-Law Change in Chapter XIII	BOS, Kreil:	B – L, William
Article 16) Tomyl	Citizens Petition – Request To BOA and BOS	BOS, Kreil,	Citizen, Victor

<b>STM:</b>	<b>Title</b>	<b>Motion</b>	<b>Presenter</b>
Article S-1) Donovan	Certified Free Cash Appropriation	BOS, Donovan	BOS,
Article S-2) Donovan	Reserve for Overlay Release Appropriation	BOS, Donovan	BOS,
Article S-3)	Community Preservation Fund – Close out undesignated Fund Balance	CPC/BOS:	BOS, Egan
Article S-4)	Water Retained Earnings Appropriation	BOS, Gavin	BOS, Gavin
Article S-5)	Sewer Stabilization Fund Appropriation	BOS, Gavin	BOS, Gavin
Article S-6) DiSilva	Community Preservation Fund – Close Out undesignated Fund Balance	BOS, DiSilva	BOS,
Article S-7) DiSilva	Community Preservation Fund Reserve	BOS, DiSilva	BOS,
Article S-8) DiSilva	Street Acceptance: Cutting Dr. Dettling Road, Vose Hill, Karlee Dr. & Gabrielle Cir.	BOS, DiSilva	BOS,

**Proclamation request; for Haley Fritz**

A motion was made by Selectman DiSilva to accept and approve the proclamation as prepared by Jack MacKeen. Second by Selectman Gavin. Vote 5-0. Motion approved

**7:30 pm Eversource NSTAR conduit hearing; 129 Acton Street**

Notice is hereby given, in accordance with Mass. General Law Chapter 166 that a Public Hearing will be held on Wednesday, May 4, 2016 at 7:30 PM at the Maynard Public Library 77 Nason Street Maynard, MA. The petition and plan is being presented by the NSTAR Electric Company d/b/a Eversource Energy for the purpose of a Grant of Location to install approximately 56+ feet of conduit in Acton Street, Maynard. The Public is welcome to attend. A copy is filed with Town Clerk and Board of Selectmen.

A motion was made by Selectman DiSilva to accept and approve the Petition of NSTAR Electric Company d/b/a Eversource Energy Company for Location for Conduits and Manholes – NSTAR Electric Company d/b/a Eversource Energy Company a company incorporated for the transmission of electricity for lighting, heating or power, that it desires to construct a line for such transmission under the public way or ways hereinafter specified.

**Wherefore**, your petitioner prays that, after due notice and hearing as provided by law, the Board may by Order grant to your petitioner permission to construct, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, said conduits and manholes to be located, substantially as shown on the plan made by A. Debenedicts Dated March 21, 2016 and filed herewith, under the following public way or ways of said Town:

**Acton Street – Northeastesterly approximately 160+ feet north of Marble Farm Road from pole 1/40 a distance of about 56+ feet of conduit.**

All construction work under this Order shall be in accordance with the following conditions:

1. Conduits and manholes shall be located as shown on the plan made by A. Debenedictis, dated March 21, 2016, on the file with said petition.
2. Said shall comply with requirements of existing by-laws and such as may hereafter be adopted governing the construction and maintenance of conduits and manholes.
3. Company all work shall be done to the satisfaction of the Board of Selectmen or such officer or officers as it may appoint to supervise the work.

Second by Selectman Kreil. Vote 4-0-1 (Selectman Donovan recused himself). Motion approved.

A motion was made by Selectman DiSilva to close the hearing with Eversource at 7:55 pm. Second by Selectman Kreil. 5-0 motion approved.

**Conservation Agent Position**

TA, Kevin Sweet presented the position to the Board for their support to hire a full time person to cover the conservation agent and to help back up the town planner. Board agreed to support

the idea and asked about the time line to hire for this position. Town hopes to have this filled by July 1<sup>st</sup>.

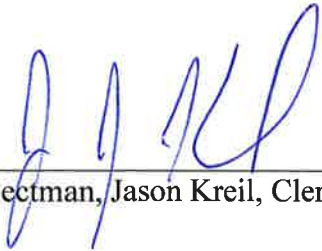
**A motion** to adjourn the meeting was made by Selectman DiSilva. Second by Selectman Gavin. Vote 5-0. Motion approved

Time: 8:10 pm

Approved: \_\_\_\_\_

Date:

Initials: BJM



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Selectman, Jason Kreil, Clerk