

April 2, 2007

The regular meeting of the Board of Selectmen was called to order at 7:00 PM by Chairman Mayhew with all members in attendance.

PUBLIC HEARING – application of Verizon New England, Inc. and NSTAR for the placement of three joint poles and the removal of one old joint pole on Pearl St.

Mr. Mayhew read the public hearing notice. On an Odabashian/Martinelli motion, the Board unanimously voted to continue this public hearing to their April 17th meeting since a representative from the utility company was not present.

PUBLIC HEARING (continued) – application of Cumberland Farms, Inc. for a Special Permit to operate a self service gasoline station & application for storage of 40,000 gallons of gasoline underground.

Attorney Paulousky submitted Cumberland Farms' response to the Board of Selectmen's concerns and the abutters' petition.

Board members informed residents of the area that this is a difficult decision for them to make and it is not something they would want in their neighborhoods, however, Cumberland Farms has met all the criteria for their business at this location.

On an Odabashian/Martinelli motion, the Board unanimously voted to close the public hearing.

On an Odabashian/Martinelli motion, the Board voted to approve the application of Cumberland Farms, Inc. for a Special Permit to operate a self service gasoline station and application for storage of 40,000 gallons of gasoline underground and other flammable items included on a list on file in the Selectmen's Office subject to the following:

- 1. Order of Conditions issued by the Bellingham Conservation Commission;**
- 2. approval of the Development Plan from the Bellingham Planning Board;**
- 3. conditions and recommendations of the Bellingham Fire Chief;**

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- 4. conditions and ongoing compliance of the correspondence of the Cumberland Farms legal counsel, Attorney Peter J. Paulousky dated March 30, 2007;**
- 5. hours of operation shall be limited to 5:00 am through 10:00 pm for the first year and shall be revisited by the Board of Selectmen at the end of that period per request of Attorney Paulousky;**
- 6. no deliveries shall be made between the hours of 10:00 pm and 6:00 am; and**
- 7. that Cumberland Farms, Inc. entertain the possibility of constructing a sidewalk from the back edge of their property up to Bellstone Drive and the Selectmen receive an answer to this request as soon as possible.**

Members voting in the affirmative: Mr. Goodnow, Mr. Picard, Mr. Martinelli and Mrs. Odabashian. In opposition: Mr. Mayhew.

On an Odabashian/Picard motion, the Board unanimously voted to approve the March 19th minutes as submitted.

On a Picard/Martinelli motion, the Board unanimously voted to approve water abatements in the amount of \$6,507.32, sewer abatements in the amount of \$3497.13 and trash abatements in the amount of \$791.00.

On an Odabashian/Goodnow motion, the Board unanimously voted to approve 2007 Poll Workers as listed in the Town Clerk's March 8th letter.

On an Odabashian/Goodnow motion, the Board unanimously voted to adjourn the meeting at 8:55 PM.

Respectfully submitted,

**Jacqueline A. Bokoski
Administrative Assistant**