

Jennifer Tabakin
Town Manager

E-mail: jtabakin@townofgb.org
www.townofgb.org



Town Hall, 334 Main Street
Great Barrington, MA 01230

Telephone: (413) 528-1619 x2
Fax: (413) 528-2290

TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

SELECTMEN'S MEETING

TUESDAY, NOVEMBER 12, 2013, 7:00 PM

TOWN HALL, 334 MAIN STREET

ORDER OF AGENDA

1. CALL TO ORDER:

2. APPROVAL OF MINUTES:

October 21, 2013 Strategic Planning Priorities Meeting
October 28, 2013 Regular Meeting

3. SELECTMEN'S ANNOUNCEMENTS/STATEMENTS:

A. GENERAL COMMENTS BY THE BOARD.

4. TOWN MANAGER'S REPORT:

A. FOLLOW UP ITEMS.

B. DEPARTMENT UPDATES.

C. COMMITTEE UPDATES

5. NEW BUSINESS:

A. FELD CORP. D/B/A FIORI, MATTHEW H. FELDMAN, MANAGER TO SURRENDER THE COMMON VICTUALLER ALL ALCOHOLIC RESTAURANT LIQUOR LICENSE AT 47 RAILROAD STREET, GREAT BARRINGTON. (DISCUSSION/VOTE)

6. PUBLIC HEARINGS:

- A. BOS AND TREE WARDEN TO CONSIDER REMOVING A PUBLIC SHADE TREE AT 454 MAIN STREET ON TOWN OWNED PROPERTY SHOWN ON ASSESSOR'S MAP 22, LOT 22-3 IN GREAT BARRINGTON. THE TREE SCHEDULED FOR REMOVAL IS AN 18 INCH +/- DIAMETER MAPLE TREE. (DISCUSSION/VOTE)
- Open Public Hearing
 - Explanation of Project
 - Speak in Favor/Opposition
 - Motion to Close Public Hearing
 - Motion re: Findings
 - Motion re: Approval/Denial/Table

B. PLAV, LLC D/B/A MARIO'S TUSCANY GRILL AND BAR, SAUD GUTIC, MANAGER FOR A NEW COMMON VICTUALLER ALL ALCOHOLIC RESTAURANT LIQUOR LICENSE AT 47 RAILROAD STREET, GREAT BARRINGTON, MA 01230. (DISCUSSION/VOTE)

- a. Open Public Hearing
- b. Explanation of Project
- c. Speak in Favor/Opposition
- d. Motion to Close Public Hearing
- e. Motion re: Findings
- f. Motion re: Approval/Denial/Table

7. LICENSES OR PERMITS:

A. SO. BERKSHIRE CHAMBER OF COMMERCE/BETSY ANDRUS

- FOR PERMISSION TO CLOSE RAILROAD STREET FOR THE ANNUAL HOLIDAY STROLL ON SATURDAY, DECEMBER 7, 2013 FROM 3:00 PM - 7:30 PM, WITH SET UP AND CLEAN UP FROM 2:00 PM - 9:00 PM. (DISCUSSION/VOTE)
- FOR PERMISSION TO USE AND BLOCK EIGHT (8) PARKING SPOTS AT THE TOP OF RAILROAD STREET AFTER MARTIN'S RESTAURANT FOR THE ENTIRE DAY (DECEMBER 7, 2013). (DISCUSSION/VOTE)
- FOR PERMISSION TO USE 3 - 4 PARKING SPOTS STARTING AT THE INTERSECTION OF BRIDGE AND MAIN STREETS AND GOING DOWN BRIDGE STREET FOR THE HAY WAGON LOADING AND UNLOADING, TRAVELING DOWN THE NORTH BOUND LANE OF MAIN STREET, TURN INTO TD BANK PARKING LOT, COME OUT ONTO CHURCH STREET AND TRAVEL BACK IN THE NORTH BOUND LANE OF MAIN STREET FROM 5:00 PM – 7:00 PM. (DISCUSSION/VOTE)
- FOR PERMISSION TO SET UP THE NORTH POLE LAND (IN THE ALLEY FROM RAILROAD STREET TO THE TRIPLEX) THE WEEK LEADING UP TO THE STROLL AND SET UP THE DECORATED TREES AND PHOTO CUT OUTS ON THE SIDEWALKS OF MAIN STREET THE DAY BEFORE THE STROLL (DECEMBER 6TH). (DISCUSSION/VOTE)

B. SO. BERKSHIRE CHAMBER OF COMMERCE/BETSY ANDRUS FOR TEMPORARY WEEKDAY OUTDOOR ENTERTAINMENT LICENSE FOR SATURDAY, DECEMBER 7, 2013 FROM 3:00 PM – 9:00 PM (INCLUDES SET UP AND CLEAN UP) AT MEMORIAL FIELD. (DISCUSSION/VOTE)

C. SO. BERKSHIRE CHAMBER OF COMMERCE/BETSY ANDRUS FOR PERMISSION TO HANG BANNER ACROSS MAIN STREET FROM NOVEMBER 18 TO DECEMBER 9, 2013. (DISCUSSION/VOTE)

8. OLD BUSINESS:

- A. BOS – APPROVAL OF FINAL APPLICATION FOR BIODEGRADABLE PLASTIC BAG USE. (DISCUSSION/VOTE)
- B. BOS – TO APPROVE FY15 BUDGET POLICY. (DISCUSSION/VOTE)
- C. TOWN PLANNER – UPDATE ON LOCATION AND REGULATIONS OF MARIJUANA DISPENSARIES. (DISCUSSION/VOTE)

D. RENEWAL OF CONSTRUCTION ZONE IMPACT AREA FOR MAIN STREET PROJECT.
(DISCUSSION/VOTE)

9. CITIZEN SPEAK TIME:

10. SELECTMEN'S TIME:

11. MEDIA TIME:

12. ADJOURNMENT:

NEXT SELECTMEN'S REGULAR MEETING: MONDAY, NOVEMBER 25, 2013 AT 7:00 P.M.


Jennifer Tabakin, Town Manager

**THIS MEETING MAY BE RECORDED BY MEMBERS OF THE MEDIA.
THE LISTING OF AGENDA ITEMS ARE THOSE REASONABLY ANTICIPATED BY THE
CHAIR WHICH MAY BE DISCUSSED AT THE MEETING. NOT ALL ITEMS LISTED MAY IN
FACT BE DISCUSSED AND OTHER ITEMS NOT LISTED MAY ALSO BE BROUGHT UP FOR
DISCUSSION TO THE EXTENT PERMITTED BY LAW.**

EXECUTIVE SUMMARY

TITLE: Surrender of Common Victualler All Alcoholic Restaurant Liquor License for Feld Corp. d/b/a Fiori, Matthew H. Feldman, Manager for premises at 47 Railroad Street.

BACKGROUND: In October of 2013, Feld Corp. d/b/a Fiori ceased doing business as a restaurant and on October 30, 2013, Matthew Feldman, Manager and Owner surrendered his All Alcoholic Restaurant Liquor License for premises at 47 Railroad Street (see attached). MGL Ch. 138 states that the Board of Selectmen, as the local licensing authority, can vote to accept the surrender and revoke the 2013 Liquor License No. 046400075.

FISCAL IMPACT: Not applicable.

RECOMMENDATION: The Board of Selectmen accepts the surrender of Fiori's Liquor License and revokes the 2013 Liquor License No. 046400075, in order for a new applicant to apply for a new liquor license.

PREPARED AND REVIEWED BY: Jennifer Tabakin

Jennifer Tabakin, Town Manager

DATE: 11/8/2013

10/30/13

I Matthew Feldman Surrender my liquor
license # 046400075 to the board of selectmen
Please accept this at the town meeting
on 11/12 - Thank you

RECEIVED
TOWN MANAGER

OCT 30 2013

BOARD OF SELECTMEN
GREAT BARRINGTON, MA

@ 3:06 pm

Matthew Feldman

A handwritten signature in black ink, appearing to be 'Matthew Feldman', with a long horizontal flourish extending to the right.

License No. 046400075
Fee: \$950.00

LICENSE
ALCOHOLIC BEVERAGES
THE LICENSING BOARD OF
THE TOWN OF GREAT BARRINGTON
MASSACHUSETTS
HEREBY GRANTS A
COMMON VICTUALLER

License to Expose, Keep for Sale, and to Sell
All Kinds of Alcoholic Beverages
To Be Drunk on the Premises

To: Feld Corp. d/b/a Fiori

Matthew H. Feldman, Manager

on the following described premises:

47 Railroad Street, Great Barrington, MA 01230

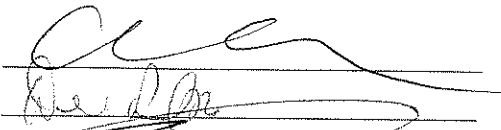
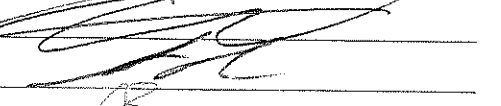

One floor consisting of a bar area, two dining rooms, one entrance and two exits. Outdoor seasonal patio not to exceed more than 28 persons in front of the building.

This license is granted and accepted upon the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended, and any rules or regulations made there under by the licensing authorities. This license expires December 31, 2013, unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this 12th day of December, 2012.

The Hours during which Alcoholic Beverages may be sold are:
In accordance with Chapter 138 of the Mass. General Laws.



Licensing Board

THIS LICENSE SHALL BE DISPLAYED ON THE PREMISES IN A CONSPICUOUS POSITION WHERE IT CAN BE EASILY READ



TOWN OF GREAT BARRINGTON
MASSACHUSETTS

DEPARTMENT OF PUBLIC WORKS

EXECUTIVE SUMMARY

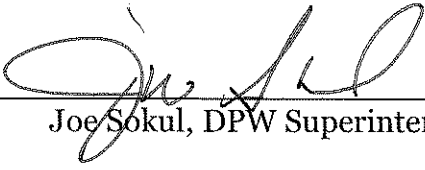
TITLE: Public Hearing Public Shade Tree Removal 454 Main Street

BACKGROUND: Under M.G.L. 87 the removal of public shade trees within a town right-of-way or on Town owned property requires a public hearing and approval of the Board of Selectmen. The Department of Public works on behalf of the Tree Warden has submitted a request for a tree approved by the Tree Warden for removal.

RECOMMENDATION: The Board of Selectmen approves the removal of the tree

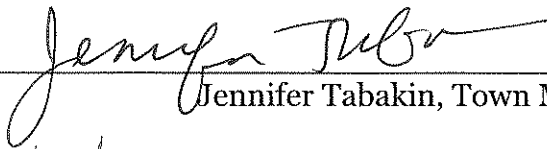
FISCAL IMPACT: There is no fiscal impact. The tree is being removed by the abutting property owner.

PREPARED AND REVIEWED BY: _____


Joe Sokul, DPW Superintendent

DATE: 11/6/2013

APPROVED: _____


Jennifer Tabakin, Town Manager

DATE: 11/7/13

TOWN OF GREAT BARRINGTON

NOTICE OF PUBLIC HEARING

The Board of Selectmen and the Tree Warden will hold a public hearing on Tuesday November 12, 2013 at 7:00 P.M. at the Town Hall, 334 Main Street, Great Barrington, MA to consider removing a public shade tree at 454 Main Street on Town owned property shown on Assessor's Map 22, Lot 22-3 in Great Barrington. The tree scheduled for removal is an 18 inch \pm diameter Maple tree.

Michael Peretti
Tree Warden

Please publish – November 1st and November 8th, 2013

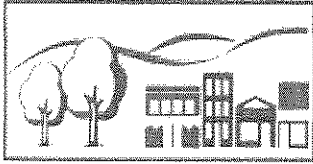
TOWN OF GREAT BARRINGTON

NOTICE OF PUBLIC HEARING

The Board of Selectmen will hold a public hearing on Tuesday, November 12, 2013 at 7:00 PM at the Town Hall, 334 Main Street, Great Barrington, MA 01230 to act on the application of Plav, LLC d/b/a Mario's Tuscany Grill & Bar, Saud Gutic, Manager for a new Common Victualler All Alcoholic Restaurant Liquor License at 47 Railroad Street, Great Barrington, MA 01230.

Sean Stanton
Chairman

PLEASE PUBLISH November 1 and November 8, 2013.



SOUTHERN BERKSHIRE CHAMBER OF COMMERCE

Select Board Members,

Nov. 4, 2013

The Southern Berkshire Chamber would like to ask permission to hold our annual Holiday Stroll in downtown Great Barrington on Saturday, December 7, 2013. The event will take place from 3 - 7:30 pm, with set-up and clean-up extending the hours from 2 – 9pm. We would like to close down Railroad Street during that time for set-up, the event and clean-up.

We will have many of the same items as last year, vendors on Railroad Street, Santa, face painting, kids crafts, decorated trees on the east side of Main Street, photos cut outs along Main Street, Letters to Santa, live windows, caroling, Holiday Hayride, a parade leading Santa to his throne, fireworks and a food court at the end of Railroad Street. We would like to move the food Court to use about 8 parking spots at the top of Railroad after Martin's and would like to get permission to block those spots off for the entire day of the Stroll giving the food vendors time to arrive, unload and set-up. We have changed the location of Santa to in front of the Chamber Office and the parade route the kids will take to march everyone past the food area. We also have the Kiwanis creating Rudolf's Way along the back entrance of our building. On top of those parking spots we would like to use 3-4 parking spots starting at the intersection of Bridge and Main heading down Bridge for our hay wagon loading and unloading. We have spoken with the Police Chief and have determined that the safest route for the hay wagon is to travel down the north bound lane of Main Street, turn into TD Bank parking lot, come out onto Church Street and travel back in the north bound lane of Main Street. We will close down that side of Main Street beginning at 4:30pm after Santa arrives and the parade begins. We will use signs, cones and rope to mark the closed space. The hay ride will run from 5-7 pm.

We hope to get approved to hang a banner across Main Street from Nov 18th to December 9th. We would also like to get permission to set-up the North Pole lane (in the alley from Railroad Street to the Triplex) the week leading up to the stroll and set-up the decorated trees and photo cut outs on the sidewalks of Main Street the day before the Stroll, Dec. 6th.

Recap:

Nov 18th – hang banner

Week of Dec 1st – set-up North Pole Lane

Dec 6th – set-up trees and photo cut-outs on Main Street sidewalks

Dec 7th – block 8 parking spots at the top of railroad Street and 4 parking spots on Bridge Street early morning

“ - Close Railroad at 2pm for vendor set-up and event

“ - 3pm event begins

“ - 4:30 close north bound lane down on Main Street for Hay wagon

“ - 5 -7pm Hayrides

“ - 7:20 event ends with Fireworks

“ - 7:30 – 9pm clean-up

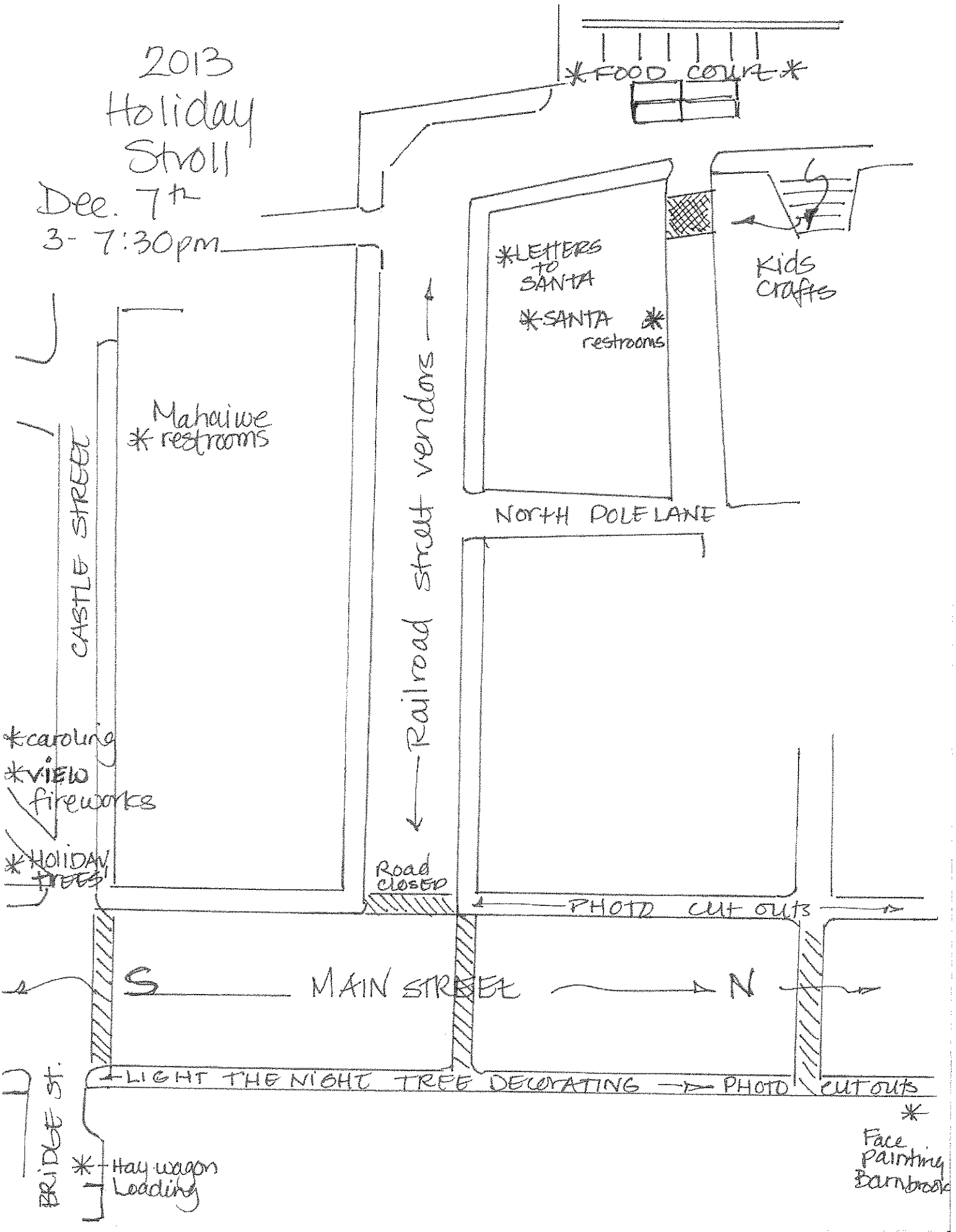
Dec 9th – remove banner

Thank you

Betsy Andrus

2013
Holiday
Stroll

Dec. 7th
3- 7:30pm



FOOD COURT

*LETTERS
TO
SANTA
*SANTA *
restrooms

Kids
Crafts

Railroad street vendors

Mahaiwe
*restrooms

NORTH POLE LANE

*caroling
*VIEW
fireworks
*HOLIDAY
TREES

Road
CLOSED

PHOTO CUT OUTS

S MAIN STREET N

BRIDGE ST. LIGHT THE NIGHT TREE DECORATING PHOTO CUT OUTS

* Hay wagon
leading

*
Face
painting
Barnbrook

RECEIVED
TOWN MANAGER

NOV 07 2013

BOARD OF SELECTMEN
GREAT BARRINGTON, MA



TOWN OF GREAT BARRINGTON
Temporary Weekday Entertainment License Application
\$25.00 per day

The undersigned hereby applies for a license in accordance with the provisions of MA General Laws, Ch.140 Sec.183A amended, Ch.351, Sec.85 of Acts of 1981 and Ch.140 Sec.181.

Name: Betsy Andrus
Business/Organization: Southern Berkshire Chamber
D/B/A (if applicable): —
Address: 40 Railroad Str. 67. Barr. Ma 01230
Mailing Address: PO Box 810
Phone Number: 528 - 4284

TYPE: (Check all that apply) Concert Dance Exhibition Cabaret DJ

Live band with up to ___ pieces, including singers Public Show

Other (please explain) fire waxes

INCLUDES: Live music Recorded music Dancing by entertainers/ performers

Dancing by patrons Amplification system Theatrical exhibition

Floorshow Play Moving picture show Light show Jukebox

Other (please explain) _____

As part of the entertainment, will any person be permitted to appear on the premises in any manner or attire as to expose to public view any portion of the pubic area, anus, or genitals, or any simulation thereof, or whether any person will be permitted to appear on the premises in any manner or attire as to expose to public view a portion of the breast below the top of the areola, or any simulation thereof? (M.G.L.Chp.140 Sec.183A)

___ YES

NO

Please circle: INDOOR or OUTDOOR Entertainment

Exact Location of Entertainment (include sketch): Memorial field - east end

Date(s) of Entertainment*: Saturday, Dec. 7, 2013
*Does not include SUNDAY

Start & End Times of Entertainment: 3-9pm including setup + cleanup

ALL entertainment licenses will be reviewed by the Design Review Team (DRT), which is comprised of several Town departments, for comments/concerns on this application.

Pursuant to M.G.L. Ch. 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

Elizabeth A. [Signature] 11.6.13
Signature of Individual or Date
Corporate Officer

[Redacted]
SS# or FID#

TOWN USE ONLY:

DRT Review with Conditions: OK with DRT. Note that fireworks will launch @ 7:15 pm. Need Parks Comm approval.
CR 11/7/13

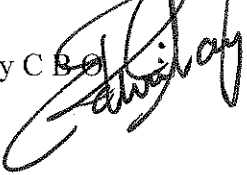
APPROVAL DATE: _____

LICENSE # _____



TOWN OF GREAT BARRINGTON
MASSACHUSETTS

MEMORANDUM

TO: BOS
FROM: Edwin May C B 
DATE: 11/6/13
COPY: file
SUBJECT: Main St Banner – Chamber of Commerce “Holiday Stroll”

I find the event banner application to be complete and correct as per the following checklist of requirements for Banners c.146-6 (1);

App. Complete	OK	
Attachment eng.	OK	
Insurance Bond	OK	
Size	OK	
Length of time	OK	
Number of banners	OK	
Permit from BOS		Pending
Zoning district	OK	



FEE: \$35.00 FOR EACH SIGN

RECEIVED
NOV 06 2013

**TOWN OF GREAT BARRINGTON
MASSACHUSETTS**

BY: _____
**OFFICE OF THE INSPECTOR OF BUILDINGS
APPLICATION FOR A SIGN PERMIT**

NO SIGN IS TO BE ERRECTED OR ALTERED UNTIL A PERMIT IS GRANTED

The undersigned hereby apply/applies for a sign permit to erect or alter/amend a sign in accordance with the provisions relating hereto.

Application Date: Nov 5, 2013

Application Made By: Betsy Andrews - Southern Berkshire

Applicant's Address: 40 Railroad Str. Chamber

City, State, Zip: Gt Barr. Ma 01230

Telephone Number: 528-4284 cell 413-329-6784

Property Owner's Name: ~~XXXXXXXX~~ Tom Levin, State of Mass

Property Owner's Address Main Str. Kim Kimball

Signature of property owner indicating consent [Signature] 11/5/13

Date: 11-6-13 James J. Kimball - for Beauty Kimball 11/6/13

Location where sign permit is to be used: across Main str. Gt Barr.

Sign District B

Type of Sign
_____ Free Standing
_____ Wall-Mounted (flat on wall)
_____ Shingle (Projecting)
_____ Sandwich Board Sign
_____ Double-Sided
_____ Permanent Sign
_____ Temporary Sign

November 18th to
December 9th
(21 days)

Temporary Sign Banner 146-6(1)

Total Area of Requested Sign: 120^{sq} Sq. Ft. Height: 3' Width: 40'

If sign is to be wall mounted, give total Area of Wall Façade: _____ Sq. Ft.

Type of Illumination (if applicable, check one)

_____ Internal

_____ External

None

_____ Other - Please specify _____

Setbacks – footage from sign to edge of roadway _____ Street line: _____

Height From Bottom of Sign to Grade 14' ? $\geq 13'$

Facing property from road: Side property line (Left) _____ (Right Side) _____

HISTORIC DISTRICT COMMISSION/ZONING BOARD OF APPEALS

Is approval required from?

Historic District Commission: _____ Yes (Please provide documentation of HDC approval with this application.)
_____ No

Zoning Board of Appeals: _____ Yes (Please provide documentation of ZBA approval with this application.)
_____ No

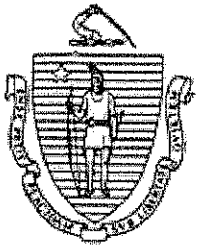
* If approval is required by ZBA and or HDC then such approval MUST be obtained prior to issuance of a Sign Permit*

I hereby certify that the dimensions and other information on the Plans are correct and that all applicable provisions of the Statutes, Regulations and By-laws will be complied with. The above is subscribed to and executed by me under the penalties of perjury in accordance with Section 1-A of Chapter 268 of the General Laws.

Applicant's Signature 

Date: 11.6.13

ATTACH A PHOTO OR SKETCH INDICATING THE COLORS AND MEASUREMENTS OF THE PROPOSED SIGN OR SIGNS



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 Office of Investigations
 600 Washington Street
 Boston, MA 02111
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: Builders/Contractors/Electricians/Plumbers

Applicant Information

Please Print Legibly

Name (Business/Organization/Individual): Souther Berkshire chamber of Com.
 Address: 40 Railroad str. PO Box 810 St Barr. Ma.
 City/State/Zip: St Barr. Ma 01230 Phone #: 413-528-4284 01230

Are you an employer? Check the appropriate box:

- 1. I am an employer with 3 employees (full and/or part-time).*
- 2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required.]
- 3. I am a homeowner doing all work myself. [No workers' comp. insurance required.] †
- 4. I am a general contractor and I have hired the sub-contractors listed on the attached sheet. These sub-contractors have employees and have workers' comp. insurance. ‡
- 5. We are a corporation and its officers have exercised their right of exemption per MGL c. 152, §1(4), and we have no employees. [No workers' comp. insurance required.]

Type of project (required):

- 6. New construction
- 7. Remodeling
- 8. Demolition
- 9. Building addition
- 10. Electrical repairs or additions
- 11. Plumbing repairs or additions
- 12. Roof repairs
- 13. Other Sign

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

† Homeowners who submit this affidavit indicating they are doing all work and then hire outside contractors must submit a new affidavit indicating such.

‡ Contractors that check this box must attached an additional sheet showing the name of the sub-contractors and state whether or not those entities have employees. If the sub-contractors have employees, they must provide their workers' comp. policy number.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy and job site information.

Insurance Company Name: _____

Policy # or Self-ins. Lic. #: _____ Expiration Date: _____

Job Site Address: _____ City/State/Zip: _____

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify under the pains and penalties of perjury that the information provided above is true and correct.

Signature: [Signature] Date: 11.6.13

Phone #: 413-528-4248

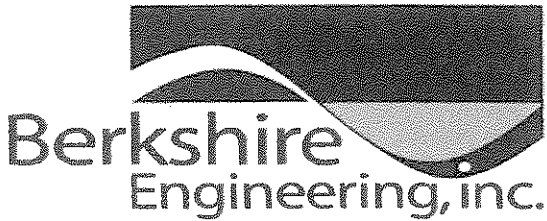
Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):

- 1. Board of Health 2. Building Department 3. City/Town Clerk 4. Electrical Inspector 5. Plumbing Inspector
- 6. Other _____

Contact Person: _____ Phone #: _____



November 5, 2013

Mr. Edwin May, Inspector of Buildings
Town of Great Barrington
20 Castle Street
Great Barrington, MA 01230

**RE: Seasonal Display, Structural Review –
Main Street
Great Barrington, MA**

Dear Mr. May:

Berkshire Engineering Inc. has been retained to review an existing galvanized wire rope strung across Main Street, in Great Barrington, MA. The wire rope has traditionally been used to display hanging seasonal decorations and informational banners to passing motorists and pedestrians below.

As part of this evaluation the following actions were completed:

- Engineers non-destructive on-site visual review of existing connections and components, completed November 5, 2013.

This evaluation has been conducted with reference to the following design standards:

- Massachusetts State Building Code 780 CMR Eighth Edition, specifically the 2009 International Residential Code with Massachusetts Amendments.

Berkshire Engineering Inc. has reviewed the visible connections, and component structural soundness, of the above noted wire rope display hanger. This office has also reviewed the Larkin Ltd. proposed banner installation materials and methods. It is our conclusion that **the free swinging Salisbury Bank Holiday Stroll vinyl banner, as proposed by Larkin Limited, can safely be displayed using the existing wire rope assembly.**

Should you require any additional information, please let us know.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Nicholas Andersen', written over a horizontal line.

Nicholas Andersen
Project Engineer



A handwritten signature in black ink, appearing to read 'Michael S. Kulig', written below the professional seal.

Dec 7,
2013

Holiday Stroll

Salisbury Bank

EXECUTIVE SUMMARY

TITLE: Renewal of Construction Zone Impact Area for Main Street

BACKGROUND: Per Ch.146-21 of the Town Code (Temporary Signs in Construction Zones), the Board of Selectmen may designate a Construction Zone, for not more than one year at a time, in which temporary signs may be exempt from the regulations of the sign bylaw.

A Construction Zone related to the Main Street project was designated on July 23, 2012. That zone is depicted on the map attached to this summary. The one-year designation of that zone has since expired.

Given the pending Main Street project, due to begin this coming spring, the Selectmen should consider renewing the designation of this Construction Zone.

FISCAL IMPACT: Not applicable

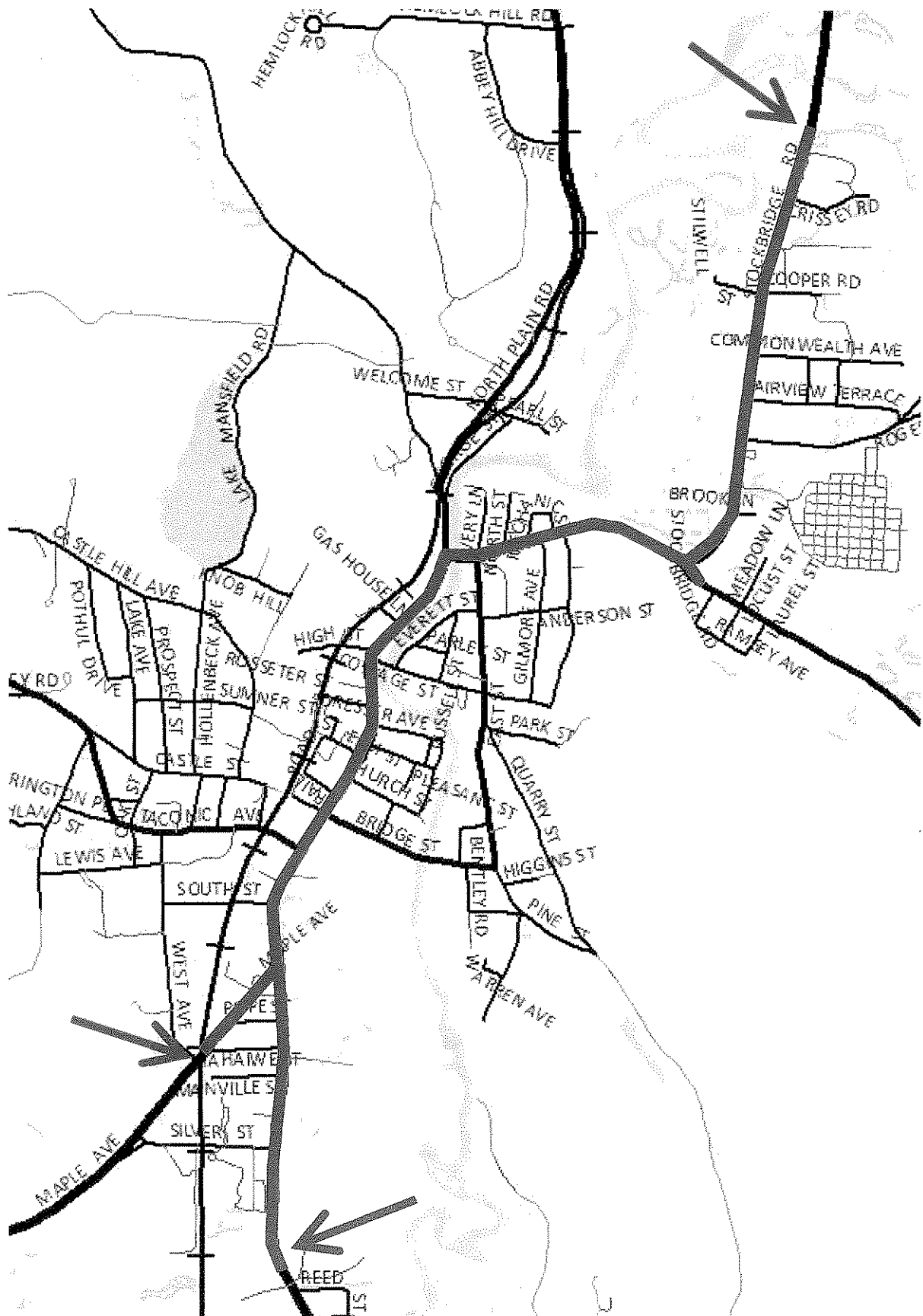
RECOMMENDATION: The Selectmen renew the Main Street Construction Impact Zone, delineated on the attached map, for a one year period to expire November 12, 2014.

PREPARED AND REVIEWED BY: Jennifer Tabakin
Jennifer Tabakin, Town Manager

DATE: 11/4/2013

Main Street Construction Impact Zone: Route 7 between 425 Stockbridge Road (WSBS) and 760 Main Street (Guido's), and Maple Avenue from the railroad tracks to the Police Station

Designated by the Board of Selectmen July 23, 2012. Renewed _____, 2013



§146-21: Temporary Signs in Construction Zones: Temporary Signs, as defined in this Chapter, and including but not limited to sandwich boards, “V” signs, and portable signs, may be exempt from the regulations of this Chapter within designated Construction Zones as determined by the Board of Selectmen.

1. *Designation:* Applications to designate a Construction Zone shall be made to the Selectmen and shall contain a description and map of the proposed zone(s) and the proposed time period(s) or duration of the designation. Construction Zones may be designated by the Selectmen for a period not to exceed one year. The Selectmen may renew the designation annually in accordance with these procedures.
2. *Waiver of Regulations:* Within a designated Construction Zone the Town Manager or his designee may waive the regulations of this Chapter, including applicable permits and fees, for Temporary Signs, as defined in this Chapter, and including but not limited to sandwich boards, “V” signs, and portable signs, provided however that all Temporary Signs shall comply with the standards set forth below.
3. *Standards:*
 - a. No temporary sign shall be allowed to be to obstruct traffic sight lines or otherwise impair pedestrian or vehicular safety.
 - b. No temporary sign shall be allowed to reduce sidewalk width to less than four feet.
 - c. No temporary sign shall be erected on property not owned, leased, or rented by the business unless the property owner grants written permission for said sign.
 - d. Temporary signs shall be properly secured to prevent them from becoming a hazard to traffic, pedestrians, or property.

Approved May 2012 Annual Town Meeting, Article 23