

Jennifer Tabakin  
Town Manager

E-mail: [jtabakin@townofgb.org](mailto:jtabakin@townofgb.org)  
[www.townofgb.org](http://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

**SELECTBOARD'S MEETING**

**MONDAY, FEBRUARY 2, 2015**

**6:00 PM – EXECUTIVE SESSION**

**STRATEGIC PLANNING PRIORITIES SESSION – IMMEDIATELY FOLLOWING**

**7:00 PM – REGULAR SESSION**

**TOWN HALL, 334 MAIN STREET**

## **ORDER OF AGENDA**

**6:00 PM – OPEN MEETING**

- 1. CALL TO ORDER**
- 2. EXECUTIVE SESSION – TOWN MANAGER'S CONFERENCE ROOM**
  - Roll Call Vote
  - Library Union Negotiations (Ch. 30A, Sec. 21 #3)
- 3. STRATEGIC PLANNING PRIORITIES – IMMEDIATELY FOLLOWING.**

**7:00 PM – REGULAR SESSION**

- 4. APPROVAL OF MINUTES:**
  - January 12, 2015 Regular Meeting.
- 5. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:**
  - A. GENERAL COMMENTS BY THE BOARD.
  - B. DISCUSSION OF UPCOMING MEETING CALENDAR.
- 6. LICENSES OR PERMITS:**
  - A. NATIONAL GRID AND VERIZON NEW ENGLAND, INC. FOR PERMISSION TO INSTALL ONE (1) JOINT POLE ON SEEKONK CROSS ROAD BEGINNING AT A POINT APPROXIMATELY 3560 FEET NORTH OF THE CENTERLINE OF THE INTERSECTION OF SEEKONK ROAD. (DISCUSSION/VOTE)
  - B. GREAT BARRINGTON FISH AND GAME FOR ONE DAY BEER AND WINE LIQUOR

LICENSE FOR FEBRUARY 14, 2015 FROM 11:00 AM – 7:00 PM AT 338 LONG POND ROAD, GREAT BARRINGTON, MA 01230. (DISCUSSION/VOTE)

- C. GREAT BARRINGTON FISH AND GAME FOR ONE DAY BEER AND WINE LIQUOR LICENSE FOR EVERY SUNDAY FROM FEBRUARY 22 – MARCH 29, 2015 (TOTAL OF 6) FROM 11:00 AM – 7:00 PM AT 338 LONG POND ROAD, GREAT BARRINGTON, MA 01230. (DISCUSSION/VOTE)
  - D. KELLEY VICKERY/LAUREN FERIN/BERKSHIRE INTERNATIONAL FILM FESTIVAL (BIFF) FOR THREE (3) TEMPORARY WEEKDAY ENTERTAINMENT LICENSES FOR MAY 28, 29 AND 30, 2015 FROM 5:00 PM – 11:00 PM IN THE TENT BEHIND TOWN HALL, ON THE GREEN, 334 MAIN STREET. (DISCUSSION/VOTE)
  - E. KELLEY VICKERY/LAUREN FERIN/BERKSHIRE INTERNATIONAL FILM FESTIVAL (BIFF) FOR ONE DAY ALL ALCOHOLIC LIQUOR LICENSES FOR MAY 28, 2015 FROM 5:00 PM – 11:00 PM IN THE TENT BEHIND TOWN HALL, ON THE GREEN, 334 MAIN STREET. (DISCUSSION/VOTE)
  - F. KELLEY VICKERY/LAUREN FERIN/BERKSHIRE INTERNATIONAL FILM FESTIVAL (BIFF) FOR ONE DAY ALL ALCOHOLIC LIQUOR LICENSE FOR MAY 29, 2015 FROM 5:00 PM – 11:00 PM IN THE TENT BEHIND TOWN HALL, ON THE GREEN, 334 MAIN STREET. (DISCUSSION/VOTE)
  - G. KELLEY VICKERY/LAUREN FERIN/BERKSHIRE INTERNATIONAL FILM FESTIVAL (BIFF) FOR ONE DAY ALL ALCOHOLIC LIQUOR LICENSE FOR MAY 30, 2015 FROM 5:00 PM – 11:00 PM IN THE TENT BEHIND TOWN HALL, ON THE GREEN, 334 MAIN STREET. (DISCUSSION/VOTE)
  - H. KELLEY VICKERY/BERKSHIRE INTERNATIONAL FILM FESTIVAL (BIFF) FOR PERMISSION TO RESERVE THREE (3) PARKING SPACES FOR WEDNESDAY, MAY 27 TO MONDAY, JUNE 1, 2015 IN THE PARKING LOT BEHIND THE TOWN HALL. (DISCUSSION/VOTE)
  - I. KELLEY VICKERY/BERKSHIRE INTERNATIONAL FILM FESTIVAL (BIFF) – REQUEST TO GRANT A MORATORIUM TO LIFT THE PARKING LAWS IN TOWN FOR THE BIFF WEEKEND OF MAY 28 TO MAY 31, 2015. (DISCUSSION/VOTE)
- 7. TOWN MANAGER'S REPORT:**
- CITIZEN PETITION SUBMITTAL - OPENS JANUARY 26, 2015, 8:30 AM AND CLOSES FEBRUARY 4, 2015, 4:00 PM.
  - WASTEWATER STUDY – UPDATE.
- 8. NEW BUSINESS:**
- A. DEBORAH LEONCZYK/BERKSHIRE COMMUNITY ACTION COUNCIL, INC.  
- PRESENTATION OF AVAILABLE SERVICES TO RESIDENTS.
  - B. SB – DESIGNATION OF SPECIAL MUNICIPAL EMPLOYEES. (DISCUSSION/VOTE)
  - C. SB – RECOMMENDATION TO THE ZBA ON THE APPEAL BY LYNN HUTCHINSON OF THE BUILDING COMMISSIONER'S DECEMBER 12, 2014 DENIAL OF A FOREST CUTTING PLAN FOR PROPERTY AT 263 LONG POND ROAD. (DISCUSSION/VOTE)
- 9. CITIZEN SPEAK TIME:**
- 10. SELECTBOARD'S TIME:**

11. MEDIA TIME:

12. ADJOURNMENT:

NEXT SELECTBOARD'S REGULAR MEETING: MONDAY, FEBRUARY 9, 2015 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.

**MEETINGS IN FEBRUARY**  
(Scheduled as of 1/22/15)

- Monday, January 26<sup>th</sup> at 5 PM Cultural Council- Mason Library
- Wednesday, January 28<sup>th</sup> at 1:15 PM Council on Aging- Claire Teague Center
- Wednesday, January 28<sup>th</sup> at 6:30 PM Conservation Commission- Town Hall
- Tuesday, February 3<sup>rd</sup> at 5:15 PM Tree Committee- Mason Library
- Tuesday, February 3<sup>rd</sup> at 5:30 PM Republican Town Committee- Town Hall
- Thursday, February 5<sup>th</sup> at 5:30 PM Community Preservation Committee- GB Fire Station
- Thursday, February 5<sup>th</sup> at 7:30 PM Board of Health- Town Hall
- Monday, February 9<sup>th</sup> at 5 PM Parks Commission- Mason Library
- Monday, February 9<sup>th</sup> at 7 PM Selectboard Regular Meeting- Town Hall
- Tuesday, February 10<sup>th</sup> at 7:30 PM ZBA- Town Hall
- Wednesday, February 11<sup>th</sup> at **6 PM (?)** Selectboard & Finance Committee Budget Meeting- GB Fire Station
- Thursday, February 12<sup>th</sup> at 5:30 PM Library Board of Trustees- Mason Library
- Thursday, February 12<sup>th</sup> at 7 PM Planning Board- Town Hall
- Thursday, February 19<sup>th</sup> at 2:15 PM GB Housing Authority- Bernard Gibbons Drive
- Thursday, February 19<sup>th</sup> at 6:30 PM Historic District Commission- Town Hall

Monday, February 23<sup>rd</sup> at 7 PM Selectboard Regular Meeting- Town Hall

Tuesday, February 24<sup>th</sup> at 6 PM (?) Selectboard & Finance Committee Budget Meeting- GB Fire Station

Wednesday, February 25<sup>th</sup> at 1:15 PM Council on Aging- Claire Teague Senior Center

Wednesday, February 25<sup>th</sup> at 6 PM (?) Selectboard & Finance Committee Budget Meeting- GB Fire Station

Wednesday, February 25<sup>th</sup> at 6:30 PM Conservation Commission- Town Hall

Thursday, February 26<sup>th</sup> at 7 PM Planning Board- Town Hall



TOWN OF GREAT BARRINGTON  
MASSACHUSETTS

DEPARTMENT OF PUBLIC WORKS

EXECUTIVE SUMMARY

**TITLE:** Pole Petition – Seekonk Cross Road– Plan number 17139366 – December 23, 2014

**BACKGROUND:** National Grid and Verizon New England have filed a petition for the installation of a Joint Ownership (JO) pole. The new pole location is approximately 3,560 feet north of the centerline of the intersection of Seekonk road.

The petitioner agrees that all the poles and associated equipment being installed or updated meet or exceed the latest version of the National Electrical Safety Code (NESC) as of the date of this petition.

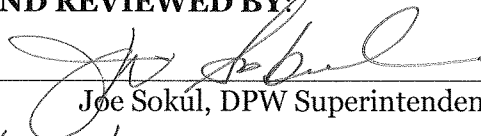
Clearance distances conform to the National Electrical Safety Code (NESC) and space is reserved for one cross arm or cable connection at a suitable point on each of said poles for use by the municipality.

The Department of Public Works has reviewed this location in the field and has no issues with the proposed pole location.

**FISCAL IMPACT:** There is no fiscal impact for the Town.

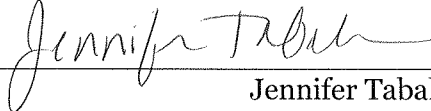
**RECOMMENDATION:** The Selectboard approves the petition as submitted.

**PREPARED AND REVIEWED BY:**

  
\_\_\_\_\_  
Joe Sokul, DPW Superintendent

**DATE:** 1/22/2015

**APPROVED:**

  
\_\_\_\_\_  
Jennifer Tabakin, Town Manager

**DATE:** 1/22/2015

JAN 07 2015

Questions contact – Tony Corsi-413-528-7018  
**PETITION FOR JOINT OR IDENTICAL POLE LOCATIONS**

BOARD OF SELECTMEN  
GREAT BARRINGTON, MA

North Andover, Massachusetts

To the Board of Selectmen  
Of Great Barrington Massachusetts

NATIONAL GRID and Verizon New England, Inc requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

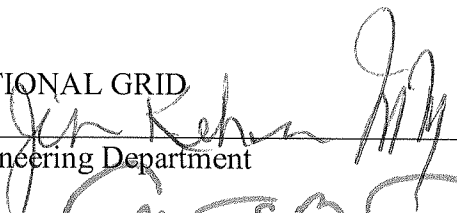
Seekonk Cross Road-National Grid proposes to install one Joint owned pole beginning at a point approximately 3560 feet north of the centerline of the intersection of Seekonk Road.  
Location approximately as shown on plan attached

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked – Seekonk Cross Road-Great Barrington Massachusetts ,

17139366 December 23, 2014

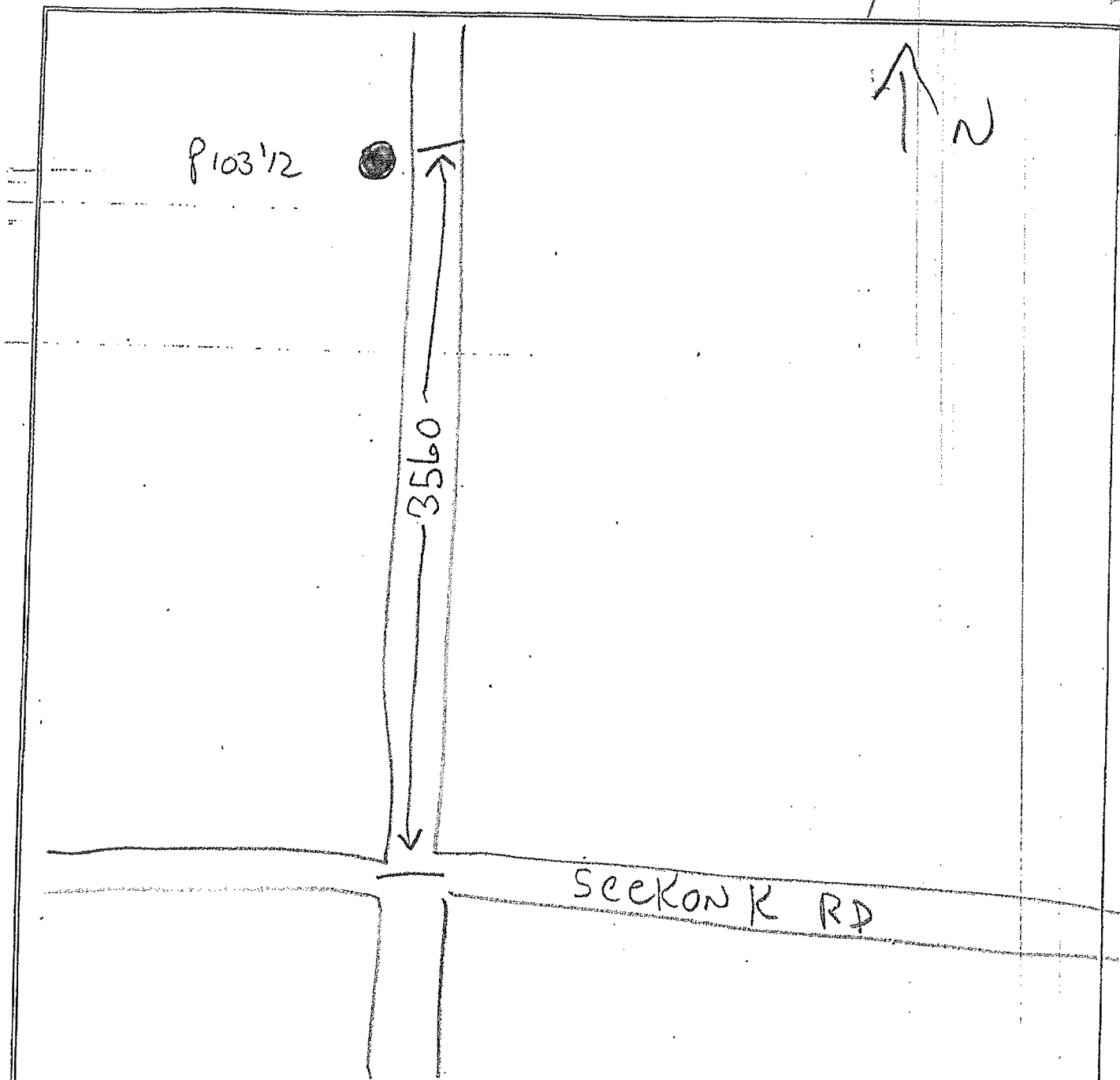
Also for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

NATIONAL GRID  
BY   
Engineering Department

VERIZON NEW ENGLAND, INC.  
BY   
Manager / Right of Way

\* For Questions Contact - Tony Corsi 413-528-7018



\*\*\*\*DISTANCES ARE APPROXIMATE\*\*\*\*

KEY TO SYMBOLS

- PROPOSED POLE LOCATION
- ⊗ PRESENT POLE LOCATION
- POLE LOCATION TO BE REMOVED

National Grid & Verizon New England Inc	
DATE:	9/30/14
PLAN NO:	17139366
TO ACCOMPANY PETITION DATED:	
TO THE TOWN OF GREAT BARRINGTON	
FOR	
DATE OF ORIGINAL GRANT	
BY	TONY Corsi



## NOTICE TO ABUTTERS

In accordance with the provisions of Section 22, Chapter 166, of the General Laws, you are hereby notified that a public meeting will be held at Town Hall, 334 Main Street, Great Barrington, Massachusetts, at 7:00 P.M., on the ~~26<sup>th</sup> day of January, 2015~~ on the petition of National Grid & Verizon New England to erect poles and wires upon, along, under, or across one or more public ways in the town of Great Barrington abutting property owned by you.

Rescheduled to  
February 2, 2015

SELECTBOARD

of the Town of Great Barrington

By: Jennifer Takalin  
Town Manager

### Location of Proposed Pole:

Seekonk Cross Road- National Grid proposes to install one Joint owned pole beginning at a point approximately 3560 feet north of the centerline of the intersection of Seekonk Road.

(Location approximately as shown on plan attached)

DATED: December 23, 2014

#17139366  
GT Baccington

Hesler  
12/03/2014  
\$00.34  
ZIP 01845

#17139366  
GT Baccington

12/03/2014  
\$00.34  
ZIP 01845

Simon Linfield  
Susan Linfield  
PO Box 824  
Lenox MA 01240

#17139366  
GT Baccington

Hesler  
12/03/2014  
\$00.34  
ZIP 01845

National Grid  
Maureen Miloro  
1101 Tumpike St  
North Andover Ma 01845

- Mailed 1/15/15 (1st notice)  
- Mailed 1/28/15 (2nd notice)

Hesler  
12/03/2014  
\$00.34  
ZIP 01845

Helen Randolph  
4 Seekonk Cross rd  
GT Baccington MA  
01230

Maureen Muearty + Prashker  
41 Old Baccington RD  
Alford, MA 01230

#17139366  
GT Baccington

Hesler  
12/03/2014  
\$00.34  
ZIP 01845

#17139366  
GT Barents

Hester  
12/02/2014  
500.349

11/20/2014  
11/20/2014

Jean + Mike Vey  
PO Box 455  
GT Barents MT  
01230

FEE: \$25.00

*Pd.*

DATE: 1-12-15



TOWN OF GREAT BARRINGTON

APPLICATION FOR ONE DAY LIQUOR LICENSE

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

APPLICANT'S NAME: Gr. Barrington Fish + Game

ORGANIZATION NAME: Gr. Barrington Fish + Game

APPLICANT'S ADDRESS: 338 Long Pond Rd Housatonic Ma  
01236

Type of license being Applied for:

ONE DAY BEER & WINE

ONE DAY ALL ALCOHOLIC

EVENT: Annual ICE FISHING DERBY

DATE: 2-14-15 START TIME: 11 am END TIME: 17 pm

LOCATION: 338 Long Pond Rd Housatonic Ma 01236  
Great Barrington, MA 01230

In accordance with the rules and regulations made under authority of said Statutes.

Robin M Vickery  
Signature of Applicant

338 Long Pond Rd Housatonic Ma  
Mailing Address 01236

274-6291  
Telephone Number

Decision:  
Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
Postponed \_\_\_\_\_

FEE: \$25.00 *46 = 150 Pd.*

DATE: 1-12-15



TOWN OF GREAT BARRINGTON

APPLICATION FOR ONE DAY LIQUOR LICENSE

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

APPLICANT'S NAME: Gt. Barrington Fish + Game

ORGANIZATION NAME: Gt. Barrington Fish + Game

APPLICANT'S ADDRESS: 338 Long Pond Rd Housatonic

Type of license being Applied for:

ONE DAY BEER & WINE

ONE DAY ALL ALCOHOLIC

*Ma 01236*

EVENT: Annual Ham Shoots

*to SUNDAYS*

DATE: Feb 22, 2015 thru Mar. 29 2015 START TIME: 11 am END TIME: 7 pm

LOCATION: 338 Long Pond Rd Housatonic Ma 01236

EVENT ON TOWN PROPERTY? Yes \_\_\_\_\_ No

IF YES, PLEASE ATTACH CERTIFICATE OF LIQUOR LIABILITY INSURANCE.

In accordance with the rules and regulations made under authority of said Statutes.

*Bob M. Vickery*  
Signature of Applicant

338 Long Pond Rd Housatonic MA  
Mailing Address *01236*

274-6291  
Telephone Number

Decision:

Approved \_\_\_\_\_

Denied \_\_\_\_\_

Postponed \_\_\_\_\_



**TOWN OF GREAT BARRINGTON**  
**Temporary Weekday Entertainment License Application**  
**\$25.00 per day X 3 = \$75**

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: Kelley Vickery, Lauren Ferlin  
Business/Organization: Berkshire International film festival  
D/B/A (if applicable): \_\_\_\_\_  
Address: 40 RAILROAD ST. #5's #7  
Mailing Address: PO BOX 237, GB  
Phone Number: 413-528-0030

TYPE: (Check all that apply)  Concert  Dance  Exhibition  Cabaret  DJ  
 Live band with up to 12 pieces, including singers  Public Show  
 Other (please explain) \_\_\_\_\_

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

X NO

Please circle: INDOOR or OUTDOOR Entertainment

Exact Location of Entertainment (include sketch): Park behind  
Town Hall in tent

Date(s) of Entertainment\*: Thurs. May 28, Fri. May 29, Sat. May 30  
\*Does not include SUNDAY

Start & End Times of Entertainment: 5pm - 11pm

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.

Pauren Lewis  
Signature of Individual or  
Corporate Officer

1/8/15  
Date

[REDACTED]  
SS# or FID#

TOWN USE ONLY:

DRT Review with Conditions: DRT has no issues with this proposal. Tent +  
food permits required. Parks Comm ok required. SB approval for  
parking spaces also required. (CP) 1/13/2015

APPROVAL DATE: \_\_\_\_\_

LICENSE # \_\_\_\_\_



Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-3206  
Fax: (413) 528-3064

TOWN OF GREAT BARRINGTON  
MASSACHUSETTS

OFFICE OF THE PARKS COMMISSIONERS

January 6, 2015

Ms. Kelley Vickery  
Ms. Lauren Ferin  
Berkshire International Film Festival  
40 Railroad Street, Suite 5  
Great Barrington, MA 01230

Dear Kelley and Lauren:

At its meeting Of December 8, 2014 the Parks Commissioners approved your request to use the Town Hall Bandstand/Green from Thursday, May 28, 2015 through Monday, June 1, 2015 from 12:00 p.m. to 11:00 p.m. Wednesday, May 27, 2015 will be for set-up. Thursday through Sunday is events. Monday, June 1, will be for clean-up and removal of the tent.

If you should have any questions, please do not hesitate to call.

Very truly yours

Carolyn Wichmann  
Clerk  
Parks and Recreation Commissioners

Cc: Board of Selectmen



Fee: \$25.00 (per day)



**APPLICATION FOR ONE DAY LIQUOR LICENSE**

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

Applicant's Name: Kelley Vickery / Lauren Ferin

Organization Name: Berkshire International film Festival (BIFF)

Applicant's Address: 40 Railroad Street, #5, 7

Telephone Number: 413.528.9030

Type of License: ONE DAY BEER & WINE ONE DAY ALL ALCOHOLIC  
(Circle one)

Event: OPENING NIGHT OF BIFF

Date: 5/28/15 Start Time: 5pm End Time: 11pm

Event Address: Park behind Town Hall

Is the Event on Town property? YES NO

**PLEASE ATTACH THE FOLLOWING TO YOUR APPLICATION:**

1. TIPS or ServSafe Alcohol certification for anyone serving alcohol.
2. Certificate of Insurance showing proof of Liquor Liability coverage.  
(If the event is on Town property, the certificate must name the Town of Great Barrington as additional insured.)
3. If the event is not on applicant's property, a letter of permission from the owner is required.

Liability: The below individual agrees to take responsibility for the above-noted event and further agrees to indemnify, save harmless, and defend the Town of Great Barrington, its officers, employees and agents, from and against any and all liabilities, claims, penalties, forfeitures, suits, and the costs and expenses incident thereto, which may occur in connection with this event.

Kelley Vickery  
Signature of Applicant

\_\_\_\_\_  
Date

FOR TOWN USE:

Approved \_\_\_\_\_

Denied \_\_\_\_\_

Postponed \_\_\_\_\_

Fee: \$25.00 (per day)



**APPLICATION FOR ONE DAY LIQUOR LICENSE**

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

Applicant's Name: Kelley Vickery / Lauren Ferin

Organization Name: Berkshire International Film Festival

Applicant's Address: 40 Railroad St. Suite # 5 (POB 737) GB

Telephone Number: 413.528.9030

Type of License: ONE DAY BEER & WINE ONE DAY ALL ALCOHOLIC  
(Circle one)

Event: SPECIAL EVENT/TRIBUTE EVENING

Date: MAY 29, '15 Start Time: 5pm End Time: 11pm

Event Address: FRI DAY Tent located behind Town Hall off of Castle Street

Is the Event on Town property? YES NO

**PLEASE ATTACH THE FOLLOWING TO YOUR APPLICATION:**

1. TIPS or ServSafe Alcohol certification for anyone serving alcohol.
2. Certificate of Insurance showing proof of Liquor Liability coverage.  
(If the event is on Town property, the certificate must name the Town of Great Barrington as additional insured.)
3. If the event is not on applicant's property, a letter of permission from the owner is required.

Liability: The below individual agrees to take responsibility for the above-noted event and further agrees to indemnify, save harmless, and defend the Town of Great Barrington, its officers, employees and agents, from and against any and all liabilities, claims, penalties, forfeitures, suits, and the costs and expenses incident thereto, which may occur in connection with this event.

Kelley Vickery  
Signature of Applicant

\_\_\_\_\_  
Date

FOR TOWN USE:

Approved \_\_\_\_\_

Denied \_\_\_\_\_

Postponed \_\_\_\_\_

Fee: \$25.00 (per day)



**APPLICATION FOR ONE DAY LIQUOR LICENSE**

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

Applicant's Name: Kelley Vickery / Lauren Ferin

Organization Name: Berkshire International film festival

Applicant's Address: 40 Railroad St. Suite #5 (PO Box 237)

Telephone Number: 413-528-0030 GB

Type of License: **ONE DAY BEER & WINE**      **ONE DAY ALL ALCOHOLIC**  
(Circle one)

Event: TRIBUTE / SPECIAL EVENT NIGHT

Date: SAT, MAY 30 Start Time: 5pm End Time: 11pm

Event Address: Tent located behind Town Hall off of Castle St.

Is the Event on Town property?  YES       NO

**PLEASE ATTACH THE FOLLOWING TO YOUR APPLICATION:**

1. TIPS or ServSafe Alcohol certification for anyone serving alcohol.
2. Certificate of Insurance showing proof of Liquor Liability coverage.  
(If the event is on Town property, the certificate must name the Town of Great Barrington as additional insured.)
3. If the event is not on applicant's property, a letter of permission from the owner is required.

Liability: The below individual agrees to take responsibility for the above-noted event and further agrees to indemnify, save harmless, and defend the Town of Great Barrington, its officers, employees and agents, from and against any and all liabilities, claims, penalties, forfeitures, suits, and the costs and expenses incident thereto, which may occur in connection with this event.

Kelley Vickery  
Signature of Applicant

\_\_\_\_\_  
Date

FOR TOWN USE:

Approved \_\_\_\_\_

Denied \_\_\_\_\_

Postponed \_\_\_\_\_

# BERKSHIRE INTERNATIONAL FILM FESTIVAL

January 15, 2015

## Board of Trustees

Kelley Vickery,  
*Founder and Director*  
Al Togut, *Chairman*  
Ronald Frohne,  
*Vice-Chairman*  
Fern Portnoy,  
*Treasurer*  
Karen Allen  
Shani Ankori  
David Fenkel  
Pat Fili-Krushel  
Peter Herbst  
Daniel Mathieu  
Mara Medoff  
Kate Morris  
Mary Mott  
Elissa Myers  
Annie Selke  
Kevin Sprague  
Richard Stanley  
Tania Walker

## Advisory Board

Joan Ackermann  
Michael Bailon  
William Caligari  
Joe Corcoran  
Alejandro de Onis  
Marcia Feuer  
Michael Haley  
Carol Haythorne  
Bobby Houston  
Lillian Lennox,  
*Festival Programmer*  
Marco Londoner  
Zhana Londoner  
George Mansour  
Julia Mintz  
William Nappo  
Seth Nash  
Maria Nation  
Barbara Newman  
Lisa Newmann  
Jack Rubin  
Jacqueline Togut  
John Valente  
Cynthia Wade  
Suky Werman  
Tom Werman  
Cynthia Wick  
Shelly Williams  
Lauren Ferin,  
*Executive Assistant*  
Sophia Romèu,  
*Business Development Manager*  
Carolyn Lancaster,  
*Filmmaker Summit Producer*

## Board Emeritus

Gary Hill  
Ken Regan

## Selectboard

Town Hall  
334 Main Street  
Great Barrington, MA 01230

Dear Selectboard members:

The Berkshire International Film Festival takes place May 28-31 and we are thrilled to be celebrating our 10<sup>th</sup> Anniversary season in Great Barrington. We would not have been able to make it this far without the support and cooperation of the town, businesses and community.

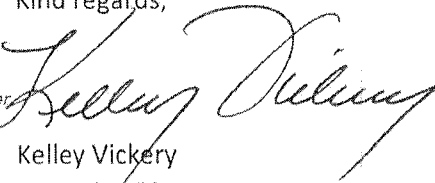
We are submitting applications for entertainment and liquor permits for the various events we will host in the tent behind the Town Hall. We would also like to propose that the Selectboard grant a moratorium to lift the parking laws for the weekend of the BIFF to eliminate the inconvenience and stress of having patrons needing to move their vehicles to different locations due to the time constraints of the parking and receiving parking tickets while they attend the festival. We have been grateful that Selectboard has granted this request in the past, and we hope to receive permission once again.

We would also like permission to occupy three parking spaces behind the Town Hall for the purpose of placing a storage unit to hold rentals, donated materials, beverages, etc. that we need to have access to on location. These spaces would be occupied beginning late on Wednesday, May 27<sup>th</sup> and will be picked up early Monday morning on June 1<sup>st</sup>.

In the past four years, we have occupied the space behind the town hall, to my knowledge we have not had any issues with garbage disposal, damage of property, or lack of permits with our events. The BIFF hopes to continue bringing the best in film, exciting events and foster good will within the community.

We thank you for your time and attention regarding all BIFF matters, and appreciate the Town and Boards' partnership and support in our efforts.

Kind regards,



Kelley Vickery  
Executive Director  
Berkshire International Film Festival

CELEBRATING 10 YEARS



## BCAC Programs/Fact sheet

Berkshire Community Action Council, Inc. has been serving the community since 1967 providing advocacy and assistance to low income people. It runs a variety of programs designed to assist people to move from assistance to self-sufficiency. BCAC has offices in North Adams, Great Barrington and Pittsfield and is the federally designated "Anti-Poverty Agency" for Berkshire County. Some of the programs it supports are:

- ⇒ **Fuel Assistance** - Federal LIHEAP funds are used to assist elderly and low-income families to heat their homes in the harsh Berkshire County winters. It helped over 8,000 households last year!
- ⇒ **Energy Conservation** – Provides heating system services including repairs, routine maintenance, system replacement; Weatherization services- primarily insulation and house tightening; electric conservation. Services provided as funding allows.
- ⇒ **Medical Reminder Service**- *Seniors call homebound seniors to check on their well being and reminder for medications.*
- ⇒ **Transportation Services** – Operates 22 Vans, including both ambulatory and wheelchair equipped vans. We provide shuttles services for consumers between their places of residence and day program sites. BCAC vans are also available for private hire by other organizations, companies, and or individuals for service to include but not limited to: Shuttle Service, Functions and Special Events.
- ⇒ **Project Reconnect** – Serving at risk youth with Educational and Career Counseling, Ages 16 to 24. 150 North St., Suite 24. Please call Bryan House @ 413-997-4556.
- ⇒ **Budgeting Workshops**- "Cents-ability" workshops providing Financial Counseling at no cost focusing on a variety of topics including credit repair, budget management, and financial planning.
- ⇒ **Vita Tax Program**- BCAC's volunteer tax counseling program helps low & moderate income taxpayers under 60 years old. They prepare both federal and state (Massachusetts only) tax returns and help claim tax credits.

**Administrative Office 413-445-4503**  
**North County Office 413-663-3014**  
**South County Office 413-528-1947**

**Toll Free Status Line: 1 (866) 216-6200**



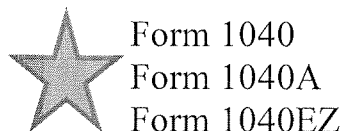
# Sign-up for FREE Tax Preparation

For low and moderate income taxpayers

## Claim tax credits and get your tax refund faster through BCAC's Volunteer Tax Counseling Program

Tax preparation runs from January 31 until April 15.

We will prepare both **Federal** and **Massachusetts State** tax returns only:



Form 1040  
Form 1040A  
Form 1040EZ

We will help you claim tax credits including:



Earned Income Tax Credit  
Child Tax Credit  
Education Credit  
Child/Dependent Care Credit

Evening, Weekend, or Daytime hours available by  
**APPOINTMENT ONLY!**

### CALL to make your appointment:

Central and South County: (413) 418-3685

**Evening hours:** Monday and Wednesday from 5:00pm to 8:00pm

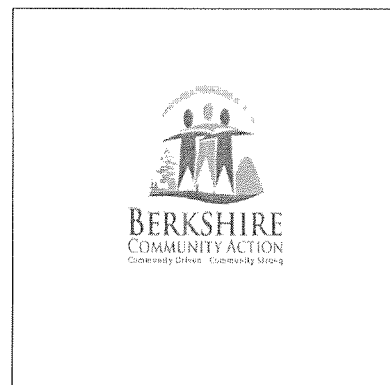
**Weekend hours:** Saturday from 10:00am to 2:00pm

**Weekday hours:** Monday through Friday between 9:00 and 4:00

North County: (413) 663-3014

**Evening hours:** Thursday from 4:00pm to 7:00pm

**Weekend hours:** Saturday from 10:00am to 2:00pm



We will call back to make your appointment!



Cents-ability

## Budgeting Workshop

Never enough money to go around??

Are you struggling and juggling from paycheck to paycheck??

Overwhelmed trying to make sense of bills and statements??

Would you like to have a better handle on how money works and how it can work in your life??

BCAC's Budgeting Workshop can help!!



LEARN:

*How to more effectively manage your dollars and cents.*

Workshop to be held once every month, to learn more or to register for the next workshop please call your local office at:

Central 413-445-4503

South 413-528-1947

North 413-663-3014

Any questions or cancellations please call.

See You There!!!



**BERKSHIRE COMMUNITY ACTION COUNCIL, INC.  
GREAT BARRINGTON SERVICE COUNTS 2012 - 2014**

	All Programs			Liheap (Fuel)			Energy			Emergency Services			Reconnect			Transportation		
	2012	2013	2014	2012	2013	2014	2012	2013	2014	2012	2013	2014	2012	2013	2014	2012	2013	2014
Persons	666	595	611	625	581	596	125	103	63	7	36	34	3	4	6			
Families	346	300	315	325	292	305	65	50	40	3	15	20	1	2	2			
<b>Poverty</b>																		
up to 100%	130	110	109	119	105	103	24	18	13	1	9	6	1	1	0			
101 - 175 %	138	140	136	132	138	134	22	22	17	2	4	12	0	1	1			
176% +	78	50	69	74	49	68	19	10	10	0	6	2	0	0	1			
<b>Income Source</b>																		
Wages	147	132	137	139	130	136	25	19	12	2	7	7	0	0	1			
SS/Pensions	76	76	181	181	174	178	32	34	34	1	5	16	0	0	0			
Public Assist	140	140	142	149	133	134	35	25	23	2	8	9	1	2	1			
<b>Family Type</b>																		
Single Parent	86	69	67	82	67	65	11	14	6	2	7	5	0	0	0			
Two Parent	47	43	47	41	41	46	10	4	0	0	4	0	1	2	2			
No Children	204	185	195	200	183	192	36	40	31	1	4	15	0	0	0			
<b>Age</b>																		
0 - 17	137	130	125	126	128	124	24	22	6	1	13	2	0	0	1			
18 -54	242	218	228	226	210	222	43	31	13	5	14	11	3	4	5			
55 and over	283	243	249	270	240	246	57	47	41	1	9	19	0	0	0			
<b>Race</b>																		
White	523	493	505	492	481	495	108	84	56	4	35	25	3	3	6			
Black	23	26	28	23	26	28	0	7	2	3	0	6	0	0	0			
Multi	13	9	10	13	9	10	5	3	0	0	0	0	0	0	0			
Other	86	59	56	86	59	56	2	7	2	0	1	1	0	0	0			
<b>General</b>																		
Hispanic	113	85	82	113	84	82	1	17	2	0	1	1	0	1	0			
Disabled	94	83	79	90	81	77	20	13	12	0	2	8	1	1	1			



**EXECUTIVE SUMMARY**

**TITLE:** Continued Designation of Special Municipal Employees

**BACKGROUND:** The Selectboard is aware that the Massachusetts Conflict of Interest Law, MGL Ch. 268A, Section 17 places restrictions on a municipal employee's private activities, including business activities. That section prohibits municipal employees from receiving payment for work on a matter in which the town has an interest. The Selectboard is also aware that by designating municipal positions as "special municipal employees" the law would apply less restrictively to those employees.

Great Barrington has a variety of boards and commissions that rely on the advice of professionals in their field. Yet by volunteering for service on the board or committee, that professional is then restricted in their professional work, because of Section 17.

By designating boards and commissions as "special municipal employees," the Selectboard can help ensure the Town can continue to rely on professional talent and welcome volunteer spirit.

**RECOMMENDATION:** The Selectboard designate the following positions as Special Municipal Employees pursuant to Chapter 268A of the Massachusetts General Laws:

- |                           |                                       |
|---------------------------|---------------------------------------|
| Energy Committee          | Finance Committee                     |
| Cemetery Commission       | School Committee                      |
| Tree Warden               | Five Town Cable Advisory Committee    |
| Board of Library Trustees | Lake Mansfield Improvement Task Force |

**APPROVED BY:** Jennifer Tabatin **DATE:** 1/22/15  
Town Manager

Zoning Board of Appeals  
Town of Great Barrington

ZBA # 836-14

**NOTICE OF PUBLIC HEARINGS**

The Great Barrington Zoning Board of Appeals will hold a public hearing on Tuesday, Feb. 10, 2015, at 7:30 p.m. at Town Hall, 334 Main St., Great Barrington, to act on the appeal by Lynn Hutchinson of the building commissioner's Dec. 12, 2014, denial of a Forest Cutting Plan for property at 263 Long Pond Road. A copy of the petition is on file at the Town Clerk's office, Town Hall. The board will make a site visit Feb. 10 at 5:30 p.m.

Carolyn Ivory, Vice-Chairman

Please publish Jan. 9 and 16, 2015

Bruce Firger, Assessor  
John Katz, Assessor  
Christopher J. Lamarre  
Principal Assessor

E-mail: [clamarre@townofgb.org](mailto:clamarre@townofgb.org)

RECEIVED  
TOWN MANAGER

DEC 30 2014

BOARD OF SELECTMEN  
GREAT BARRINGTON, MA



Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-2220 x 5  
Fax: (413) 528-2290

TOWN OF GREAT BARRINGTON  
MASSACHUSETTS

ASSESSORS' OFFICE

December 23, 2014

ABUTTERS TO PROPERTY OF: LYNN HUTCHINSON, 263 LONG POND ROAD  
Map 33 Lots 3 & 4, Book 2204 Page 344

<u>MAP</u>	<u>LOT</u>	<u>ABUTTER</u>
33	5A	Great Barrington Land Conservancy Inc., PO Box 987, Gt. Barrington, MA 01230-0987
33	2	Housatonic Water Works Co., 80 Maple Ave. Suite 1, Gt. Barrington, MA 01230-1904
33	6	Kenneth D. Alpart & Jennifer Bonjean, 160 Avenue of the Americas #2, New York, NY 10013-1674
33/3A, 34/18A,19A,19B Andrew R. Humes, 267 Long Pond Rd., Gt. Barrington, MA 01230-1169		

The above list of abutters to the subject property is correct  
according to the latest records of this office.

Sincerely,

Christopher Lamarre  
Principal Assessor



Town of Great Barrington
Massachusetts

ZBA-1
Rev. July 2013

Application to the
Zoning Board of Appeals

INSTRUCTIONS

You may download this form and fill it in on your computer. Fill out all applicable information. Save and print the form, and sign it where required. When you are ready with your form and all supporting plans and materials, call the Town Planner to set up a time to file the application. You will need to submit the original and 14 full copies of the entire package. It may not be submitted electronically, but submissions made by mail are acceptable. Incomplete applications and those not accompanied by the required fee or copies may be rejected. The Town Planner can be reached at (413) 528-1619, x.7 (Note, for Comprehensive Permit applications, please call the Town Planner.)

FOR OFFICE USE ONLY

Filing Date:
Received and checked for completeness by:
Number Assigned:
Date filed with the Town Clerk

FOR ZBA USE:

Advertising dates: &
Public hearing date:

TIMELINE: The Zoning Board of Appeals (ZBA) will set a public hearing date that is at least 45 days but no more than 65 days from the date of your filing. The hearing date will be posted at Town Hall and in accordance with the Open Meetings Law, and notice of the hearing will be sent to the Applicant and/or Applicant's agent and abutting property owners by mail, and advertised for two consecutive weeks in the local newspaper.

A. WHAT ARE YOU SEEKING? B. SITE/PROPERTY INFORMATION
Check all that apply. If you are unsure, please consult with the Town Planner, Building Inspector, or ZBA Secretary (413-528-4953)
[ ] VARIANCE (exempts a property from some Zoning requirements)
[ ] SPECIAL PERMIT (for changes to nonconforming uses, structures)
[X] APPEAL (to overturn a decision of Building Inspector or a Board)
Address of Subject Property 263 Long Pond Road
Assessor's Map No. Lot No.
Registry of Deeds Book No: 2204 Page: 344
Zoning District(s) R-2
Overlay Districts (if any) Water Quality Protection

C. APPLICANT AND OWNER INFORMATION

Applicant's Information
Name (please print) Lynn Hutchinson Phone (area code first)
Street Address 263 Long Pond Road
City, State, Zip Code Great Barrington, MA 01230
If Applicant is a corporation, provide name of contact person: N/A
Email Address lyemmega@gmail.com Signature Lynn Hutchinson

[X] Check here if Applicant and Property Owner are the same, and skip to the next section
[ ] Check here if Applicant is different than the Property Owner, and to verify that you have the Property Owner's permission to file this Application. Note that the Property Owner must sign below to indicate permission to file this Application.

Enter Property Owner's Information EXACTLY as it appears on the most recent tax bill.
Property Owner's Information
Name (please print) Phone (area code first)
Street Address
City, State, Zip Code
Email Address Signature

**D. VARIANCES** If you are requesting a variance, please answer all of the following. Attach additional sheets if necessary.

- 1) From which Section(s) of the Zoning Bylaw do you request a variance?
- 2) What will the requested variance(s) enable you to do?
- 3) If the variance(s) is not granted, what hardship will that cause you?
- 4) What special circumstances relating to soil condition, shape or topography of land or structures, affect your property but not other properties in the same zone?
- 5) Explain why your special circumstances are not a result of your own actions.
- 6) If the variance(s) is not granted, what rights will you be deprived of that other properties in the same zone enjoy?
- 7) Explain why a variance will not give you any special privileges that other properties in the same zoning district don't have.

**E. SPECIAL PERMITS** If you are requesting a special permit, please answer all of the following. Attach additional sheets if necessary.

- 1) A special permit is being requested in order to (please describe project):
- 2) This application is made under the following Sections of the Zoning Bylaw (check all that apply)
 

<input type="checkbox"/> Section 5.2	<input type="checkbox"/> Section 5.3	<input type="checkbox"/> Section 5.5
<input type="checkbox"/> Section 5.6	<input type="checkbox"/> Section 5.7	<input checked="" type="checkbox"/> Section 10.4
- 3) Reason(s) that this property is not in conformance with the Zoning Bylaw
- 4) Are there any previous Special Permits or Variances for this property?  No  Yes  
 If yes, provide date(s), and name of issuing Board

**F. APPEALS** If you are seeking an appeal, please answer all of the following. Attach additional sheets if necessary.

- 1) This application is to appeal the decision of  Building Inspector  Planning Board  Board of Selectmen
- 2) Date of decision
- 3) Nature of the decision
- 4) Applicable Section(s) of the Zoning Bylaw
- 5) Describe your interpretation of the nature of the decision and the remedy you seek. Attach additional sheets if needed.  
 See Attached.

**G. REQUIREMENTS FOR ALL APPLICATIONS**

By checking the items below, applicant acknowledges that each application is accompanied by each of the items listed below.

- Plot Plan of the entire property or tract. The Board may require the plan to be signed by a licensed surveyor or engineer, particularly if the matter involves dimensional issues. The plan should include those items listed in Section 10.5.3 of the Zoning Bylaw, including two locus maps—one USGS survey map and one current zoning map— illustrating property location.
- A current list of all abutters within 300 feet of the property, including address of owner, map and lot number. The list must be obtained from the Assessor's office and certified by the Assessor's office. Call 413-528-1619, x. 5.
- At least one copy of the application and plans / specifications shall be no larger than 11 x 17 inches.

**H. APPLICATION FEE**

Application fees are calculated at \$150 per request. (For example, if one box in A. is checked, the fee is \$150. For two boxes, the fee is \$300.)

- Check here to confirm that your check in the appropriate amount is enclosed. Make checks payable to Town of Great Barrington.

**I. TECHNICAL REVIEW FEES**

- The Zoning Board of Appeals may hire independent consultants whose services shall be paid for by the applicant(s) under the terms of the Rules and Regulations of the Zoning Board of Appeals, and in accordance with Chapter 44, Section 53G of the Massachusetts General Laws. Check here to acknowledge and be bound by these regulations. Failure to acknowledge shall cause this application to be rejected as incomplete. *Please also sign here:* \_\_\_\_\_

**J. ADDITIONAL INFORMATION**

Recommending Boards: All applications to the Zoning Board of Appeals are referred to the Planning Board, Conservation Commission, Board of Health, and Board of Selectmen for comments and recommendations. Applicants should be prepared to attend those meetings in order to brief those boards of their project and answer any questions.

Site Visits: The ZBA and recommending Boards may contact the Applicant to request a site visit. Applicants agree to facilitate access to the site at a mutually convenient date and time.

Timeline/ Procedures: The ZBA conducts its business in accordance with Massachusetts General Laws. Accordingly, the ZBA will hold its Public Hearing not later than 65 days after the filing of the application. A decision for a variance or appeal will be rendered not later than 100 days from the filing date. A decision for a special permit will be made not later than 90 days after the close of the Public Hearing. The decision will be filed with the Town Clerk within 20 days of the date of the decision. The appeal period lasts for 20 days after the filing with the Town Clerk. On the 21st day, if no appeals are filed, or once all appeals are resolved, the applicant shall have the decision certified by the Town Clerk. The Applicant is responsible for then filing the decision with the Registry of Deeds, at which time the decision becomes effective.

Guidance and Counsel: In preparing this application and when presenting the case to the ZBA, applicants are advised to be fully familiar with, or seek counsel from a qualified person who is familiar with, the Zoning Bylaw and other rules, regulations, and laws as may be appropriate. If you wish to discuss the completeness of this application, or have any questions about this application, please contact the ZBA's Secretary, Bernard Drew, at 413-528-4953, or the Town Planner at 413-528-1619, x. 7. However, we will not discuss the merits or strategy of your case.

**Applicant's Signature:** "I have read and I understand all of the information on this application."

*Lynn Hutchinson*  
Lynn Hutchinson

(signed)

Dec 23, 2014 (date)

Print Form

**Need Help? Just call us:**

Town Planner: (413) 528-1619 x.7  
 Building Inspector / Zoning Enforcement Officer:  
 (413) 528-3206  
 ZBA Secretary: (413) 528-4953

For bylaws, regulations, maps and other useful information, visit us online at [www.townofgb.org](http://www.townofgb.org)

## ATTACHMENT – QUESTION 5

1. The Property has approximately 33 acres, of which 10 acres are subject to an approved Forest Cutting Plan (on which the Great Barrington Conservation Commission had an opportunity to comment in accordance with G.L. Chapter 132 and its regulations at 304 CMR 11.02) and activities under the Plan are allowed as a matter of law.
2. The Property is further exempt from local regulation because a portion of the 33 acre property is land in agricultural use, and thus exempt from regulation by the local zoning by-law or local conservation commission under G.L. c. 40A, §3, and Chapter 131, §40, and the definitions at Chapter 128, §1A and 310 CMR 10.04.
3. There is nothing in the Great Barrington Zoning By-Law Section 9.2 or the state Surface Water Quality Standards cited therein that prohibits cutting as a means of water quality protection.
4. Ms. Hutchinson is aggrieved by the Decision of the Building Inspector upholding the Building Inspector's Enforcement Order.
5. The Decision of the Building Inspector exceeds its authority.
6. The Decision of the Building Inspector is inconsistent with the provisions of G. L. c. 40A, §3.

# EXHIBIT A



Edwin A. May  
Inspector of Buildings

E-mail: emay@townofgb.org



Town Hall, 324 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-3206  
Fax: (413) 528-3064

**TOWN OF GREAT BARRINGTON  
MASSACHUSETTS**

**OFFICE OF THE INSPECTOR OF BUILDINGS**

Certified mail 70060810000223315426

December 12, 2014

Lynn A. Hutchinson  
PO Box 772  
Great Barrington, MA 01230

Scott B. Shove  
New England Woodland Management, Inc.  
PO Box 440  
West Stockbridge, MA 01266

RE: Forest Cutting Plan – 263 Long Pond Road  
Zoning Enforcement Order

Dear Sir and Madam:

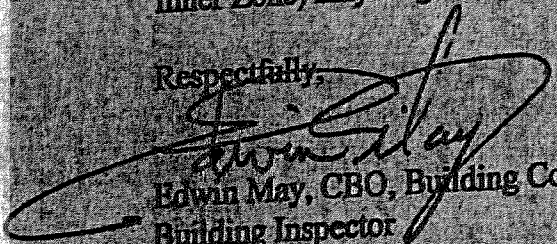
This office is in receipt of Forrest Cutting Plan and Notice of Intent under M.G.L. ch. 132 with regard to property located on 263 Long Pond Road (the "Property"). A review of the plan indicates that it proposes cutting and related activities in Zone A and Zone I (the Inner Zone) as defined by Section 9.2.6 of the Town of Great Barrington Zoning Bylaw (the "Bylaw").

Please be advised that any uses not related to the operation and maintenance of the public water supply Zone A and Zone I are prohibited by Section 9.2.6 of the Bylaw. More importantly, the Property is currently subject to an enforcement order dated February 3, 2014 and amended by Zoning Board of Appeals in a decision dated June 19, 2014 (the "Order"). The Order prohibits "cutting, removing or otherwise destroying trees, grasses or other vegetation, except as required to comply with the Conservation Commission order of December 18, 2013."

The activities contemplated by the Forrest Cutting Plan would violate both Section 9.2.6 of the Bylaw and the Order. Therefore, you are hereby order to cease and desist any cutting within Zone A and Zone I (the Inner Zone). Violation of the order can result in fines of up to \$300 per offence.

Please be advised that a special permit to conduct activities in Zone A and Zone I (the Inner Zone) may be granted by the Board of Selectmen under Section 9.2.13 of the Bylaw.

Respectfully,

  
Edwin May, CBO, Building Commissioner  
Building Inspector  
Zoning Enforcement Officer

Cc Town Manager, Conservation Commission, Town Planner

# EXHIBIT B



Date: 12/1/14  
File No.: 113-72-16-15

Dear Landowner:

Enclosed is a copy of the approved Forest Cutting Plan for your property. If you did not list an agent or an operator on the plan, a Forest Cutting Plan Certificate is also enclosed. As landowner you are responsible for insuring that the logging operation on your property complies with the Forest Cutting Practices Act. This letter outlines some of the major requirements of the Act. If you have appointed an agent, it is possible that he/she will perform these requirements for you. If you would like a copy of the Act and Regulations, we will be happy to provide them to you.

#### BEFORE LOGGING BEGINS

- If the operator's name, address, or license number, or the starting date was left blank on the submitted plan, the information must be provided in writing to this office before cutting begins.
- The Certificate must be posted in a conspicuous place at the entrance to the logging area, on a public way if possible.
- A copy of the approved cutting plan must be provided to the operator.

#### DURING LOGGING

- Cutting may begin as soon as you have received the approved plan and the ten business day waiting period for all required notifications has elapsed. The earliest starting date has been listed on the plan.
- A copy of the approved plan must be on the site whenever work is done.
- A licensed timber harvester must be on the site whenever work is done.
- Any changes to the operation from what is listed on the plan, especially those involving wetlands, must be approved by DCR.
- DCR must be notified of any change in licensed harvesters.

COMMONWEALTH OF MASSACHUSETTS · EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS

Department of Conservation and Recreation  
740 South Street, PO Box 1433  
Pittsfield MA, 01202-1433  
113-442-8928 413-442-5860 Fax  
[www.mass.gov/dcr](http://www.mass.gov/dcr)



Deval L. Patrick  
Governor

Maeve Vallely Bartlett, Secretary  
Executive Office of Energy & Environmental Affairs  
John P. Murray, Commissioner  
Department of Conservation & Recreation

- The Forest Cutting Plan is valid for two years. The expiration date is listed on the plan. Two one year extensions are available if requested in writing at least thirty days prior to the expiration of the plan.
- You will be notified of any violations which we cannot resolve in cooperation with the operator or agent.

#### **AFTER LOGGING**

- You must notify this office within two weeks of the completion of the operation. If you wish to be present at the final inspection you should notify us of your intention at that time.
- You will receive a copy of the cutting plan with the Final Report section signed when we determine that the work has been completed in compliance with the law and regulations. You will also be notified if any deficiencies exist which must be corrected.

If you have any questions, please contact me at the number listed above.

Sincerely,



Thomas Ryan  
Service Forester



**TRANSMITTAL SHEET**

- To:
- DEP Regional Office
  - Conservation Commission
  - Public Water Supply Authority
  - Natural Heritage and Endangered Species Program
  - Assessor's Office

The enclosed Forest Cutting Plan has been approved by the Department of Conservation and Recreation under the authority of the Forest Cutting Practices Act (Ch. 132, s. 40-46 M.G.L.). This copy is provided to you as required by the regulations (3.04 CMR 11.00) and/or the DCR/DEP Memorandum of Understanding.

If you have any questions or comments, please contact me at the above number.

Sincerely,

Thomas Ryan, Service Forester  
Department of Conservation & Recreation

**NOTE TO CONSERVATION COMMISSIONS**

The Act requires the applicant to deliver a plan to the local conservation commission at least ten business days prior to the start of cutting. If you did not receive the required notice from the applicant, please contact me as soon as possible.

COMMONWEALTH OF MASSACHUSETTS · EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS

Department of Conservation and Recreation  
740 South Street, PO Box 1433  
Pittsfield MA, 01202-1433  
413-442-8928 413-442-5860 Fax  
www.mass.gov/dcr



Deval L. Patrick  
Governor

Maeve Vallely Bartlett, Secretary  
Executive Office of Energy & Environmental Affairs

John P. Murray, Commissioner  
Department of Conservation & Recreation



December 1, 2014

Town of Great Barrington  
Conservation Commission  
Town Hall, 334 Main Street  
Great Barrington, MA 01230  
Attn: Shepley Evans, Conservation Agent

Dear Mr. Evans and the Great Barrington Conservation Commission:

Lynn Hutchinson of Long Pond Road Great Barrington was issued an approved Ch. 132 Forest Cutting plan on April 25, 2014 with file number: 113-6960-14. No harvesting occurred under this cutting plan and a final report of compliance has been issued.

Since then the owners harvest objectives have changed and they have decided to submit a new cutting plan with file number: 113-7216-15. My judgment of this plan is that it is silviculturally sound and designed to employ standard timber harvesting best management practices as detailed in the Massachusetts Forestry BMP Manual. BMPs were specifically developed to negate potential negative impacts to water resources. In my determination this plan meets the standards set forth in Sections 40- 47 of Chapter 132 of the Massachusetts General Laws and the Code of Massachusetts Regulations ("CMR"), Chapter 11.00 of Title 304.

Let me know if you have any questions or would like to set up a meeting with me.

Sincerely,

Tom Ryan, Service Forester  
Department of Conservation and Recreation  
PO Box 1433; Pittsfield MA 01202  
phone: 413-784-1828 ext. 123  
fax: 413-442-5860  
email: [Tom.Ryan@state.ma.us](mailto:Tom.Ryan@state.ma.us)

CC: Lynn Hutchinson, Long Pond Road Property Owner  
Scott Shove, New England Woodland Management, Inc.  
Jen Fish, DCR Director Service Forestry Program  
Mark Stinson, DEP Western Region, Wetlands Circuit Rider

COMMONWEALTH OF MASSACHUSETTS · EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS

Department of Conservation and Recreation  
740 South Street, PO Box 1433  
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413-442-8928 413-442-5860 Fax  
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Deval L. Patrick  
Governor

Timothy P. Murray  
Lt. Governor

Richard K. Sullivan Jr., Secretary  
Executive Office of Energy & Environmental Affairs

Edward M. Lambert Jr., Commissioner  
Department of Conservation & Recreation

DCR

REVISION REC'D: 10/22/14

# Forest Cutting Plan

and Notice of Intent under M.G.L. Chapter 132 - The Forest Cutting Practices Act, 304 CMR 11.00 (Effective Date: 1/1/04)

### For DCR Use Only:

File Number 113-7216-15 Case No. 113-10138  
 Date Rec'd 10-3-14 Nat. Hert. NO  
 Earliest Start 10-21-14 Nat. Hert. Imp. ---  
 River Basin HOUSATONIC Pub. Dr. Wat. YES (GRT. BARRINGTON)  
 Gen. Obj. LT ACEC NO

Site Information

### Location

Town Great Barrington  
 Road Long Pond Road  
 Acres 9 Proposed Start Date ---  
 Vol. MBF 32 Vol. Cds. 37 Vol. Tons ---

### Plan Preparer

Name Scott B. Shove  
 Address New England Woodland Management, Inc.  
PO Box 440  
 Town, State, Zip West Stockbridge, MA. 01266  
 Phone (413) 232-4000

Type of Preparer Mass. Licensed Forester  
 \*Mass. Forester License # 390  
 \*Required for land under Ch61, Ch61A or Forest Stewardship

### Landowner

Name Lynn A. Hutchinson  
 Mailing Address PO Box 772  
 Town, State, Zip Great Barrington, MA. 01230  
 Phone (518) 755-4160  
 Ch61  Ch61A  Stew  \*Case # ---  
 Est. Stumpage Value ---

### Licensed Timber Harvester\*\*

Name ---  
 Address ---  
 Town, State, Zip ---  
 Phone ---  
 Mass. Lic. Harvester # ---

\*\*This information may be supplied after the plan is approved, but before work begins.

Best Management Practices

### Stream Crossings

Indicate location on map	SC-1	SC-2	SC-3	SC-4
Type of Crossing				
Existing Structure				
Type of Bottom				
Bank Height (ft)				
Stabilization				

### Wetland Crossings

Indicate location on map	WC-1	WC-2	WC-3	WC-4
Length of Crossing				
Mitigation				
Stabilization				

### Filter Strips

Indicate location on map	FS-1	FS-2	FS-3	FS-4
Width (50', 100', or VA)	50'	50'		

### Harvesting in Wetlands

Indicate location on map	HW-1	HW-2	HW-3	HW-4
Forest Type (see pg 2)				
Acres to be Harvested				
Resid. Basal Area (>50%?)				

### Service Forester Comments

- SEE COVER LETTER
- RECOMMEND HARVESTING W/ DRY OR FROZEN GROUND CONDITIONS.
- PASTURE RECLAMATION OUTSIDE OF STAND 1 IS NOT PART OF THIS CUTTING PLAN AS THIS ACTIVITY IS EXEMPT FROM M.G.L. CH. 132 §. 40-46 THE FOREST CUTTING PRACTICES ACT.

*TR*

Codes

Type of Preparer	Type of Crossing	Stabilization	Mitigation	Type of Bottom	Note:
LF Mass. Lic. For.	CU Culvert	SE Seed	FR Frozen	Lf Ledge	Applicant must provide DCR with all relevant information before plan may be approved and cutting may begin.
TH Lic. Tim. Har	BR Bridge	MU Mulch	DR Dry	ST Stony	Some forestry activities, such as prescribed burning and pesticide or fertilizer application may require additional permits.
TB Timber Buyer	FO Ford	CO Corduroy	OT Other	MU Mud	Consult MA Forestry BMP Manual for further information.
LO Landowner	PO Poled	ST Stone		GR Gravel	
OT Other	OT Other	HB Hay Bales		OT Other	
		OT Other			

If Other (OT) is used in any category an explanation must be given on an attached narrative page

Forest Products

Products to be Harvested\*

Table with 4 columns: Species, MbF/Cds, Species, MbF/Cds. Rows include White Pine, Red Pine, Pitch Pine, Hemlock, Spruce, Aspen, White Ash, Beech, White Birch, B & Y Birch, Black Cherry.

\*Note: Volumes and values indicated in the Plan are as reported by the plan preparer and have not been independently verified by the service forester upon approval. MbF = thousand board feet.

Stand Treatment

Cutting Standards

Table with 5 columns: Indicate location on map, Forest Type, Acres, Landowner Objective, Designation of Trees, Type of Cut, Source of Regeneration. Rows include WH, 9, LT, CT, CT/OT, SE/AD, PL.

Landowner

Landowner Signature

The most important information on a cutting plan is the Landowner's objective, as this will determine which trees will be harvested and which will remain; this decision will also determine the future condition of the forest for decades to come.

[X] LT - Long-term Forest Management

Planned management of the forest to achieve one or more of the following objectives: produce immediate and maximize long-term income, enhance wildlife habitat, improve recreational opportunities, protect soil and water quality, or produce forest specialty products.

[ ] ST - Short-term Harvest

Harvest of trees with the main intention of producing short-term income with minimal consideration given to improving the future forest condition, which often results in a forest dominated by poor quality and low value species.

I (we) have read the Massachusetts Cutting Plan Information Sheet, and am aware of my (our) management options. I (we) hereby certify that I (we) have the legal authority to carry out the operation described above.

Signature of landowner(s) [Handwritten Signature]

Date 11-11-14

Service Forester

Determination and Status

113-7216-15

Form with checkboxes for Approved, Disapproved, Expires, and Signature of Service Forester/Director's Agent.

Final Report and Comments

I hereby certify that the afore described Forest Cutting Plan and all relevant statutes have been substantially complied with.

Signature of Service Forester/Director's Agent Date

Codes

Table with 4 columns: Forest Types, Designation of trees, Type of Cut, Source of Regeneration. Rows include WP, WK, WH, WO, RP, SR, HK, HH, BC, BB, OII, OR, OM, RM, BE, SP, SM, PP, CT, LT, SB, OT, Landowner Objective, ST, SH, ST, CC, SE, SA, SN, Intermediate Harvests, Non-Standard Systems, Highgrade, Diameter Limit, Other, AD, SE, PL, CO, DS, OT.

\*If Other (OT) or a non-standard system is used an explanation must be given on attached narrative page pg 4 of 5



# Forest Cutting Plan

Narrative Page (Effective Date: 1/1/04)

Use this page to provide further explanation or if Other (OT) was used in any category on pages 3 or 4.

Landowner HUTCHINSON  
 Town GRT. BARRINGTON  
 File Number 113-7216-15

BMPs

Use this Section to provide further explanation or if Other (OT) was used in any category in the Best Management Practices Section on Page 3.

The invasive species area (2 acres +/-) will receive an invasive species control/eradication treatment. This area was cleared roughly 10 years ago and

now consists of very dense bittersweet, multiflora rose and scattered barberry, honeysuckle and privet. Invasives control/eradication will be implemented by physical/mechanical means using a bulldozer with a rake attached to the blade or a Fecon brush cutter. This area will be planted with sugar maple

whips. The southern half of Stand #1 will be converted to a sugarbush, therefore OT was used in the "Type of Cut" column. All sugar maple trees (saplings to large trees) were left with the intention of starting a sugarbush. Scattered large white pine and red oak were also left in this area for the

purpose of minimizing erosion, protecting water quality and aesthetic purposes. The planting of sugar maple saplings will be done by landowner as deemed necessary. The northern portion of this stand was commercially thinned, therefore CT was used in the "Type of Cut" column. All sugar maple

trees were also left in this area. It is highly recommended that the invasive species in this area also be drastically reduced/eradicated.

6

Designation of Trees

Use this Section to describe the types of trees to be harvested and/or retained if Other (OT) was used for "Designation of Trees" in the Stand Treatment Section on page 4.

Stand No.	Species to be Cut	Size of Trees to be Cut	Quality of Trees to be Cut	% BA/Acre Removed

Regeneration & Future Condition

Use this Section to describe how Chapter 132 requirements will be met if a non standard system (HG, DL, or OT) was used for the "Type of Cut" in the Cutting Standards Section on page 4.

Stand No.	Source of Regeneration (ex. AD, SE)	How will Regeneration be obtained/protected? If using AD - Describe the species present and how the regeneration will be protected If using SE - Describe the source of the seed and the number of seed trees/acre
1	SE/AD/PL	Sugar Maple saplings 2"-8" will be protected through directional felling Sugar Maple & scattered White Pine and Red Oak (16"-24") 4-8 seed trees/acre +/- Planting: the planting of sugar maple saplings will be implemented by the landowner as deemed necessary.

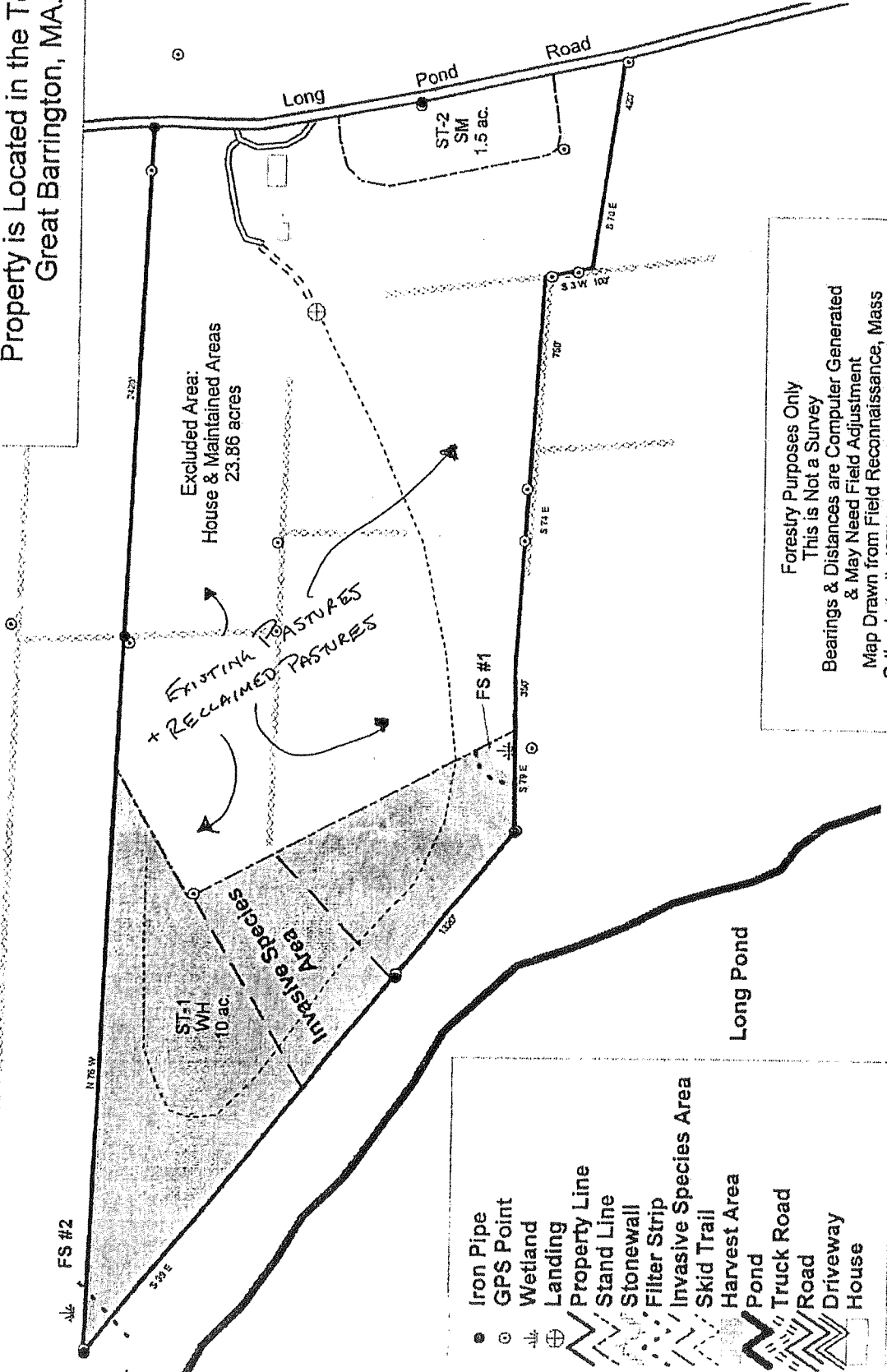
Stand No. **Desired Future Condition**  
 Describe what the stand is expected to look like five years from the harvest, including the condition of the overstory & understory

1	Large (16"-26") sugar maple and scattered white pine and red oak in the overstory with scattered sugar maple seedlings & saplings. Understory will be maintained while encouraging scattered sugar maple seedlings and saplings for a sugarbush.

113-7216-15

**Cutting Plan Map for Property of  
Lynn A. Hutchinson**  
PO Box 772  
Great Barrington, MA. 01230  
Property is Located in the Town of  
Great Barrington, MA.

Map Prepared by  
Scott B. Shove  
New England Woodland Management, Inc.  
PO Box 440  
West Stockbridge, MA. 01266  
(413) 232-4000  
11/6/2014



Forestry Purposes Only  
This is Not a Survey  
Bearings & Distances are Computer Generated  
& May Need Field Adjustment  
Map Drawn from Field Reconnaissance, Mass  
Orthophoto #: 43738885 & 45238885 Date: 2009  
& Plot Plan by Kelly, Granger, Parsons & Assoc., 6/2013

- Iron Pipe
- GPS Point
- ⊕ Wetland
- ⊕ Landing
- Property Line
- Stand Line
- Stonewall
- Filter Strip
- Invasive Species Area
- Skid Trail
- Harvest Area
- Pond
- Truck Road
- Road
- Driveway
- House



115-1210-10

Property of Lynn A. Hutchinson  
73°23'00" W

WGS84 73°22'00" W

73°25'00" W

73°24'00" W

42°16'00" N

42°16'00" N

42°15'00" N

42°15'00" N

42°14'00" N

42°14'00" N

42°13'00" N

42°13'00" N

73°25'00" W

73°24'00" W

73°23'00" W

WGS84 73°22'00" W

MN 14<sup>th</sup> TN



Map created with TOPO!® ©2002 National Geographic (www.nationalgeographic.com/topo)



For DCR Use

File No: 113-7216-15

**Appointment of Agent Form**  
Chapter 132 Massachusetts Forest Cutting Practices Act

**Explanation:**

The Chapter 132 law allows landowners to appoint an agent to "...prepare the necessary paper work, oversee operations covered by the forest cutting plan or to act as a liaison with the Director or the Director's agent." The landowner must still sign the original Forest Cutting Plan, and any major amendments. It is important to understand that the landowner remains responsible for ensuring that the statutes are followed, and any fines for non-compliance still apply to the owner of record.

**Having an agent is not required.** If you appoint an agent, any correspondence will be sent to both you and your agent.

**Appointment of Agent:**

I(we) hereby designate the following person to act as my(our) agent for the purpose of (Check all that apply)

- preparing the attached forest cutting plan
- overseeing the work described in the attached forest cutting plan
- conducting the harvest covered by the attached forest cutting plan
- acting as liaison with the Department regarding the attached forest cutting plan

I understand that the statutes, including criminal fines for violating them, continue to apply to me as the owner of record.

Agent Name Edward Denham  
Agent Address P.O. Box 440  
Town, State, Zip West Stockbridge MA  
Phone 413 232 4000

x [Signature]  
Signature of Landowner(s)

11/11/14  
Date

I accept this appointment of agency.

[Signature]  
Signature of the Agent

11/11/14  
Date

dcr



COMMONWEALTH OF MASSACHUSETTS  
Department of Conservation and Recreation  
Division of State Parks and Recreation

FILE # 113-12012-18

# W

## FOREST CUTTING PLAN CERTIFICATE

Post this in a conspicuous place within the area in which the harvesting operation is to take place.

This certifies that Lynn A. Hutchinson Robinson, Roxbury, MA in accordance with the  
(Name of Owner) (Address)

provision of M.G.L. Chapter 132, Section 40-46, filed in West Roxbury, Pittsfield with the Dept. of Conservation  
and Recreation, Division of State Parks and Recreation, a Notice of Intent to cut forest products upon the  
Long Pond Rd. lot

Approval Date 12/1/14

Director's Agent Teresa Ryan

District Phone No. 413-442-8928

ISSUED BY: [Signature]

[Signature]  
Assistant Director, Division of State Parks and Recreation