

Jennifer Tabakin
Town Manager

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Town Hall, 334 Main Street
Great Barrington, MA 01230

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TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

SELECTBOARD'S MEETING AGENDA

MONDAY, OCTOBER 17, 2016

7:00 PM – REGULAR SESSION

TOWN HALL, 334 MAIN STREET

ORDER OF AGENDA

7:00 PM - OPEN MEETING

1. CALL TO ORDER

2. APPROVAL OF MINUTES:

September 12, 2016 Regular Meeting.
September 26, 2016 Regular Meeting.

3. BOARD OF SEWER COMMISSIONERS: Sewer Abatements (January 1 - June 30, 2016).
(Discussion/Vote)

4. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. General Comments by the Board.

5. TOWN MANAGER'S REPORT:

6. PUBLIC HEARINGS:

- A. 47 Railroad LLC, PO Box 628, Great Barrington, MA, for a special permit for the construction of a mixed use development in the Village Center Overlay District at 47 Railroad Street, in accordance with Sections 3.1.4 A (7), 8.4, 9.6 and 10.4 of the Zoning Bylaw. (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

- B. FMST, LLC d/b/a Fuel, Robin A. Curletti, Manager for a new Common Victualler All Alcoholic Restaurant Liquor License with seasonal outdoor seating up to 18 seats at 293 Main 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. 20 Castle Street, LLC for a Driveway Permit at 20 Castle Street. (Discussion/Vote)
- B. Richard Needelman/GB Council on Aging for One Day Beer and Wine Liquor License for October 23, 2016 from 12:00 Noon - 3:00 pm at the Claire Teague Senior Center, 917 Main Street for Ethnic Fair. *Fee Waiver Requested.* (Discussion/Vote)
- C. Thomas and Michelle McCarthy/Three is a Charm, Inc. d/b/a The Windflower Inn for
 - 2016 Innholders License at 684 South Egremont Road. (Discussion/Vote)
 - 2016 Common Victualler License at 684 South Egremont Road. (Discussion/Vote)

8. NEW BUSINESS:

- A. Vets of Foreign Wars U.S. James A. Modolo Post #8348 Application for a Change of Manager from Raymond J. Choquette to Stephen P. Blackwell, Sr. on the Common Victualler All Alcohol Club Liquor License at 800 Main Street. (Discussion/Vote)
- B. SB- Set Date and Time for Halloween. (Discussion/Vote)
- C. Discussion on FY18 Financial Policy.

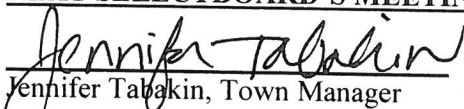
9. CITIZEN SPEAK TIME:

10. SELECTBOARD'S TIME:

11. MEDIA TIME:

12. ADJOURNMENT:

NEXT SELECTBOARD'S MEETING: Monday, October 24, 2016, 7:00 P.M.


Jennifer Tabakin, Town Manager


Pursuant to MGL. c. 30A sec. 20 (f), after notifying the chair of the public body, any person may make a video or audio recording of an open session of a meeting of a public body, or may transmit the meeting through any medium. At the beginning of the meeting, the chair shall inform other attendees of any such recordings. Any member of the public wishing to speak at the meeting must receive permission of the chair. The listings 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.



TOWN OF GREAT BARRINGTON
MASSACHUSETTS

DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

DATE: October 04, 2016
TO: Jennifer Tabakin, Town Manager 
FROM: Joe Sokul, DPW Superintendent
SUBJECT: Sewer Abatements – for the Period 01/01/2016 through 06/30/2016

Tim Drumm, WWTP Superintendent, and I met to discuss the requests of those persons applying for an abatement of their sewer bill. After careful consideration of the information submitted and field data gathered during site visits, we herewith make the following recommendations relative to those applications.

The following temporary and permanent sewer abatement applications were received and approved for the reason stated on the application.

Sewer Abatements - 01.01.2016 through 06.30.2016

APPLICANT	ACCOUNT NUMBER	SERVICE ADDRESS	CURRENT BILLING	ABATEMENT	DURATION
Patrick Hollenbeck <i>Utility backup provided - Unit is vacant</i>	1F00000118	1075 Main St. - Housatonic	\$460.00	\$115.00	Temp.
Robert Holcomb <i>Two units one is unoccupied</i>	1F00014268	34-36 Cottage St.	\$460.00	\$115.00	Temp.
Margaret Minges <i>Unit was unoccupied as was last billing period. Correctly billed now.</i>	1F00014231	31 Dresser Ave	\$920.00	\$115.00	Temp.
Jane & Howard Jacobs <i>Changing from Multifamily to Single w/Apartment</i>	1F00001100	1078 Main St. - Housatonic	\$805.00	\$460.00	Temp.
James Haughian <i>House Vacant</i>	1F00010184	207 Cottage St. - Housatonic	\$230.00	\$115.00	Temp.
Town of GB <i>School is vacant - Water shut off</i>	1F00010165	207 Pleasant St.- Housatonic	\$230.00	\$115.00	Temp.
Dorothy Capasse <i>Dwelling is vacant</i>	1F00002022	228 East Street	\$230.00	\$115.00	Temp.
George Guerreero <i>Units 129 A-B vacant - under renovation</i>	1F00001353	127/129 Castle Hill	\$920.00	\$230.00	Temp.
Jean Holcomb <i>Apartment is vacant</i>	1F00001136	226 Prospect St.	\$460.00	\$115.00	Temp.
Victor Cella <i>2nd Fl rental vacant</i>	1F00001425	90 Main St.	\$460.00	\$115.00	Temp.
Shirley Snyder <i>No water usage</i>	1F00003830A	945 Main St.	\$230.00	\$115.00	Temp.
John Fitzgerald <i>House is Vacant - Water shut off</i>	1F00014291	114 Cottage St.	\$230.00	\$115.00	Temp.
Gary Storti <i>House is Vacant - Water shut off</i>	1F00001435	77 East St.	\$230.00	\$115.00	Temp.
Fredrick Madison <i>Water Shut Off</i>	1F0000135	6 Fairview Rd.	\$230.00	\$115.00	Temp.
Irving Reality Trust <i>Building vacant</i>	1F00019142A	34 Bridge St.	\$460.00	\$115.00	Temp.
Betty Graham <i>House vacant during billing cycle</i>	1F00001104	40 Welcome St.	\$230.00	\$115.00	Temp.
Charles Lord <i>Only studio apartment in use.</i>	1F00000012	7 High St. - Housatonic	\$460.00	\$115.00	Temp.
Matthew Dodd <i>House vacant during billing cycle</i>	1F00014155	65 Anderson St.	\$230.00	\$115.00	Temp.
Richard Brousseau <i>Billing change</i>	1F1326-K	25 Lake Ave.	\$230.00	\$230.00	Temp.
Lipsky, Karl estate of <i>No water to the building</i>	1F-99-1	420 Stockbridge Rd.	\$230.00	\$115.00	Temp.
Eric Gabriel <i>House is under renovation.</i>	1F0000161	9 Kirk Street	\$230.00	\$115.00	Temp.
TOTALS			\$8,165.00	\$2,990.00	

SB SP #859-16

NOTICE OF PUBLIC HEARING

The Great Barrington Selectboard will hold a public hearing on Monday, October 17, 2016 at 7:00 PM at Town Hall, 334 Main Street, Great Barrington, MA, to act on the special permit application of 47 Railroad LLC, PO Box 628, Great Barrington, MA, for the construction of a mixed use development in the Village Center Overlay District at 47 Railroad Street, in accordance with Sections 3.1.4 A (7), 8.4, 9.6 and 10.4 of the Zoning Bylaw.

Sean Stanton, Chair

Please Publish Friday, September 2, 2016 and Friday, September 9, 2016

Berkshire Record

TOWN OF GREAT BARRINGTON
Application for a Special Permit
to the Board of Selectmen or Planning Board

FORM SP-1
REV. 11-2013

FOR OFFICE USE ONLY

Number Assigned _____ Date Received _____
Special Permit Granting Authority _____
Copy to Recommending Boards _____
Advertised _____ & _____
Public Hearing _____
Fee: \$150.00 Paid: _____

APPLICATION FOR SPECIAL
PERMIT UNDER TOWN ZONING
BYLAWS FOR TOWN OF
GREAT BARRINGTON,
MASSACHUSETTS

MAP 19 LOT 76 BOOK 2352 PAGE 1 ZONING DISTRICT(S) B

Site Address: 47 Railroad Street

Date of Application _____

Applicant's name and complete mailing address 47 Railroad, LLC, PO Box 628,
Great Barrington, MA 01230

Applicant's phone number (413) 822-9074 Applicant's email address: ifrasch@gmail.com

Name and Address of Owner of land exactly as it appears on most recent tax bill:

47 Railroad, LLC
PO Box 628, Great Barrington, MA 01230

I (we) request a Special Permit for: Construction of a mixed use development

Under Section(s) 8.4 & 9.6 and 10.4 of the Great Barrington Zoning Bylaws.

APPLICANTS MUST READ AND COMPLY WITH THE FOLLOWING:

One Signed Original application with each of the items below, as applicable, and fourteen (14) exact copies of the entire application package are to be submitted. Applications must include:

1. Completed application form, including signatures.
2. Brief written description of how the project is in harmony with the Great Barrington Master Plan. (Copies of the Master Plan are available for free download from the Town website. Hard copies can be read at the Clerk's office of the Town libraries.)
3. Site Plan, drawn to scale, applicable to the site and the proposed use of said site for which this special permit is requested.
4. Any other specifications necessary to further describe the site or proposed use for which a special permit is requested. At least one copy of any maps being submitted shall be no larger than 11" X 17". Plans should show all existing and proposed structures, property lines and dimensions, driveways, walkways and parking areas. All proposed landscaping, parking, loading, and similar improvements must be in compliance with the applicable sections of the Zoning Bylaw.
5. Certified list of abutters within 300' on the Assessors Maps to the subject property, including map and lot number. List must be obtained from the Assessors' Office.

- 6. Zoning Map designating the zoning district(s) and location for the area for which a special permit is requested, plus a USGS map enlarged and showing the site location within the Town.
- 7. Drainage Plan indicating the destination of all runoff from the property. In the event of substantial increase in impervious surfaces, the SPGA may require calculations or expert analysis of the plan.
- 8. Landscaping Plan drawn to scale and showing existing and proposed landscaping.
- 9. If applicant and owner are different, a letter signed by the owner of the property authorizing the applicant to apply for the special permit.

SPECIFICS:

- 1. All site plans and specifications must be signed and dated by the preparer.
- 2. **ALL OWNERS** of property must also sign the application.
- 3. A copy of special permit procedures is available upon request.
- 4. Fee for application is \$150.00 to cover the cost of the public hearing notices in the newspaper and notification to parties in interest. If the cost exceeds \$150.00, the applicant shall pay the balance due upon notification from the Granting Authority.
- 5. Once all the necessary papers, maps, etc. are compiled into the required Original and Fourteen sets, call the Town Planner's office at 413-528-1619 ext. 7 to arrange an appointment to file your application. The application will be reviewed for completeness and a date for a public hearing before the Board of Selectmen or Planning Board will be scheduled. Meetings of recommending boards (e.g. Planning Board, Conservation Commission and Board of Health) will also be arranged at this time.

Lara Palmer
Signature of Applicant

Signature of Co-Applicant (e.g. Property Owner, if different)

PLEASE READ AND SIGN BELOW

ALL COSTS INCURRED BY THE TOWN FOR THE EMPLOYMENT OF EXPERTS OR CONSULTANTS REQUIRED BY ANY TOWN BOARD, AND APPROVED BY THE BOARD OF SELECTMEN, FOR THE PURPOSE OF ANALYZING OR EVALUATING ANY PROJECT THAT IS A SUBJECT OF A SPECIAL PERMIT APPLICATION SHALL BE ASSESSED TO THE APPLICANT AND SHALL CONSTITUTE PART OF THE APPLICATION FEE. A COPY OF THIS REGULATION SHALL BE PROVIDED TO THE APPLICANT IF REQUESTED.

I have read the above regulation and agree to be bound by it.

Signature *Lara Palmer*

Signature of Co-Applicant (e.g. Property Owner) _____

Date August 22, 2016

TOWN OF GREAT BARRINGTON

NOTICE OF PUBLIC HEARING

The Selectboard will hold a public hearing on Monday, October 17, 2016 at 7:00 PM at the Town Hall, 334 Main Street, Great Barrington, MA 01230 to act on the application of FMST, LLC d/b/a Fuel, Robin A. Curletti, Manager for a new Common Victualler All Alcoholic Restaurant Liquor License with seasonal outdoor seating up to 18 seats at 293 Main Street, Great Barrington, MA 01230.

Sean Stanton
Chair

PLEASE PUBLISH September 30, 2016 and October 7, 2016.

Town of Great Barrington

Form date: June 2011

Board of Selectmen

Fee \$50.00

Application for Access to a Public Way / Driveway Permit

Number _____

INSTRUCTIONS

RETURN FIVE (5) COPIES OF THIS FORM AND ALL ACCOMPANYING PLANS, ALONG WITH THE \$10.00 FEE to the Department of Public Works office in Town Hall, 2nd Floor, 334 Main Street, Great Barrington, MA 01230. Plans must show the location of the driveway on the property and must also indicate all details needed in order to determine that driveway regulations are met, including paving material, width, grade, drainage, culverts, angle to street, etc. See Chapter 153 of the Town Code for driveway regulations.

Application Date September 12, 2016

Name of Applicant / Property Owner 20 Castle Street, LLC

Mailing address c/o McCormick Murtagh & Marcus, 390 Main Street, Suite 2 Great Barrington, MA 01230

Phone number 413.528.0630

Location of proposed driveway / highway entrance Castle Street - Former Firehouse

Contractor who will perform the work To Be Determined

Address & phone number of contractor

Proposed construction date October - November 2016

Type of driveway (gravel, asphalt, etc.) Porous Pavers or concrete

Print Form

Submit five (5) copies of completed form and plans.

Applicant hereby agrees to notify the Great Barrington DPW Superintendent of the date and time of driveway construction at least 24 hours before construction is begun. Applicant further agrees to conform to all requirements of the Town of Great Barrington regulations governing access to public ways and to all conditions that may be placed on this permit. See Chapter 153 of the Town Code for regulations and design requirements.

Applicant's Signature: [Handwritten Signature]

FOR STAFF USE ONLY

RECOMMENDATION OF DPW / HIGHWAY SUPERINTENDENT

After consultation with review staff, and after full consideration of the application and the applicable requirements, I recommend that this application be:
() approved as submitted
(X) approved with conditions attached
() disapproved for reasons attached
() resubmitted with changes suggested per attached

Table with columns: Staff Reviews Received, Conditions Recommended, Other Permits Required. Rows: Conservation, Fire Chief, Planning.

PERMIT FOR ACCESS TO A PUBLIC WAY / DRIVEWAY

Pursuant to its vote of _____ in favor and _____ opposed, at its meeting on _____, the Great Barrington Board of Selectmen granted permission to construct or alter this access to a public way at the address and in the location indicated in this application, in accordance with the plans accompanying this application, and subject to any conditions attached.

For the Selectmen: _____, its _____ (signature) (title) (date)



Fee: \$25.00 (per day)

Fee Waiving Requested

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: Richard Needleman / Council on Aging

Organization Name: Claire Teague Senior Center

Applicant's Address: 917 Main Street

Telephone Number: 413-528-1881

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

Event: Ethnic Fair

Date: 10/23/16 Start Time: 12:00p End Time: 3:00p

Event Address: 917 Main 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.

Richard Needleman
Signature of Applicant

9/27/2016
Date

FOR TOWN USE:

Approved _____

Denied _____

Postponed _____

2016

COMMONWEALTH OF MASSACHUSETTS
TOWN OF GREAT BARRINGTON
APPLICATION FOR INNOLDERS LICENSE

FEE: \$50.00 Pd.

DATE: 9/23/16

LICENSE NUMBER: _____

TO THE LICENSING AUTHORITY:

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

OWNER(S) NAME: Thomas McCarthy Michelle McCarthy

NAME OF BUSINESS: Three is A Charm Inc.

D/B/A (if applicable): The Windflower Inn

BUSINESS MAILING ADDRESS: 684 South Egremont GB, MA 0123

BUSINESS TELEPHONE: _____ HOME TELEPHONE: cell 903-305-9586 (Michelle)

LOCATION WHERE LICENSE IS TO BE USED: 684 South Egremont GB, MA 01230

DAYS OF OPERATION: 365

HOURS OF OPERATION: 24

DESCRIPTION OF PREMISES: Bed & Breakfast

NUMBER OF ROOMS: 14

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.

Thomas McCarthy
Signature of Individual or Corporate Name

By: _____
Corporate Officer (if applicable)

SS# _____ or FID# [REDACTED]

2014
**COMMONWEALTH OF MASSACHUSETTS
TOWN OF GREAT BARRINGTON
APPLICATION FOR COMMON VICTUALLER LICENSE**

FEE: \$25.00 ^{pd.} (Payable to the Town of Great Barrington) DATE: 9/23/14

NOTICE:

As provided by MGL Chapter 140, the sale of food for immediate consumption on the premises of the vendor has an intimate relation to the public health, and such activity cannot be conducted without the proper license and permit.

TO THE LICENSING AUTHORITY:

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

OWNER(S) NAME: Thomas & Michelle McCarthy

NAME OF BUSINESS: Three is A Charm

D/B/A (if applicable): The Windflower Inn

BUSINESS MAILING ADDRESS: 684 South Egremont GB, MA

BUSINESS TELEPHONE: _____ HOME ^{cell} TELEPHONE: 303-305-9586 01230

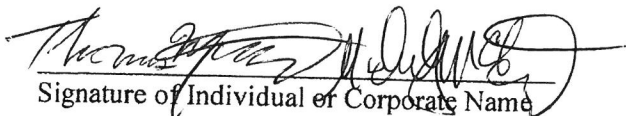
LOCATION WHERE LICENSE IS TO BE USED: 684 South Egremont

DAYS OF OPERATION: 365

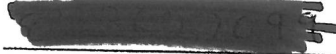
HOURS OF OPERATION: 24

DESCRIPTION OF PREMISES: Bed & Breakfast

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.


Signature of Individual or Corporate Name

By: _____
Corporate Officer (if applicable)

SS# _____ or FID# 

EXECUTIVE SUMMARY

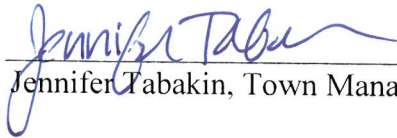
TITLE: To designate a date and time for Trick or Treat night in the Town of Great Barrington.

BACKGROUND: Traditionally the Selectboard has designated an official Trick or Treat night for the Town. The Board designates a date and time in advance for residents to allow for proper notification and planning. In the past the Board chose the day of Halloween for the children to trick or treat. Last year it was held on October 31st from 5:30 PM – 7:30 PM.

FISCAL IMPACT: Not applicable.

RECOMMENDATION: That the Selectboard designate Monday, October 31, 2016 from 5:30 PM – 7:30 PM as Trick or Treat night in the Town of Great Barrington and only at houses that have lights on outside.

PREPARED AND REVIEWED BY:


Jennifer Tabakin, Town Manager

DATED:

10/13/16