

**SELECTMEN'S MEETING MINUTES**  
**March 26, 2013**

**Members present:** John G. Saad, Dennis E. Lamarche, Michael Voas, Henry J. LaMountain, Sr.  
**Member Absent:** Jennie L. Caissie  
**Also present were:** Joseph M. Zeneski, Town Manager  
Donna Foglio, Finance Director  
Finance Committee  
Allen Himmelberger, School Superintendent  
Richard Mathieu, School Business Manager  
School Committee

**Chairman Saad called the meeting to order at 7:00 p.m.**

**MOMENT OF SILENCE**

Chairman Saad called for a Moment of Silence for James T. Dwyer, who served on the Town's Recreation and Sewerage Committees; Jon Larson who served on the School Committee and as Chairman of the High School Building Committee and Alphonse E. Vigeant, who was active in Veterans' affairs and a member of the Oxford Memorial Honor Guard (see attached obituaries).

**FY 2014 BUDGET PRESENTATION**  
**BY TOWN MANAGER JOSEPH ZENESKI & FINANCE DIRECTOR DONNA FOGLIO**

Town Manager Zeneski read his budget message for Fiscal Year 2014 into the record (see attached). Finance Director Donna Foglio showed a PowerPoint presentation of the Budget for FY 2014 (see attached).

Selectman LaMountain and Selectman Voas questioned the employee benefits portion of the budget. Selectman Voas would like to see next year's budget broken down to the actual cost of running every department, so that the taxpayers can easily see what each department spends. Selectman LaMountain agreed.

The Town Manager informed the Board of the expenditure needed for repairs to the Town Hall and the Civil War Plaques (memorial) that are located inside the front door of the Town Hall and have been badly damaged by water.

Ms. Foglio stated that the total capital items requested equals \$5,645,700.00.

Selectman Voas questioned the cost of the school fire suppression systems and security cameras. The Town Manager interjected that he would have a better estimate of the costs before the public hearing. Selectman Voas complained about the ridiculous amount of money that could be spent. Selectman Lamarche agreed that this is a "sticky point" and does not know where the Town will get the money.

Ms. Foglio's final discussion was about the Bay Path Addition/Renovation Project. Selectman LaMountain asked about the savings from the 9C cuts that were made in 2009. Ms. Foglio informed the Selectmen that the savings were approximately \$100,000.00. After being asked about the lack of personnel by Selectman LaMountain, she added that we have lived without the (needed) personnel, but not well. Selectman LaMountain argued that the Town is asking its residents to dig deeper and deeper.

Chairman Saad thanked everyone involved in the presentation of the FY 2014 Budget.

Selectman Voas and Selectman LaMountain stayed at the meeting table to maintain a quorum, but did not participate in the next few Agenda items to avoid a Conflict of Interest.

#### **YOUR AUTO EXPERT – CLASS II LICENSE ADJUSTMENT**

**Robert Appleton, Manager**

Mr. Robert Appleton came forward to explain his request. He requested that his license be modified to show that there is a separate entrance, office and signage at his location, designating **Your Auto Expert** at 456 Main St., Suite A (see attachments). A copy of the changes will then be sent to MASS DOT Registry of Motor Vehicles, as requested by them.

Chairman Saad asked Town Manager Zeneski if he was satisfied with the reports associated with this modification. Mr. Zeneski responded that "everything is good to go." Selectman Lamarche questioned some signage also on the property, to which Mr. Appleton responded that the "no parking" signs were for vehicles that are waiting to be inspected.

**Chairman Saad entertained a Motion to approve.** Motion by Selectman Lamarche, seconded by Chairman Saad, **to approve of the adjustment to Your Auto Expert's Class II License.** Two-Yes; Two-Abstentions (Selectman Voas and Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion Carried.**

#### **CT AUTO SALES – NEW CLASS II LICENSE**

**Alfred Soares, Manager**

Mr. Alred Soares came before the Board requesting a new Class II license at 381 Main Street. The Site Plan for this property was previously approved for nineteen (19) cars (see attached) and was formerly the location of Fernando's Auto Sales.

**Chairman Saad entertained a Motion to approve.** Motion by Selectman Lamarche, seconded by Chairman Saad, **to approve of the new Class II license for CT Auto Sales for nineteen (19) cars.** Two-Yes; Two-Abstentions (Selectman Voas and Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion Carried.**

#### **HAAS, INC. – NEW CLASS II LICENSE**

**James Hadley, Manager**

Mr. Hadley came before the Board requesting a new Class II license at 6 Boulder Park Way in North Oxford, with approval for three (3) cars. The Site Plan has been approved (attached) and all necessary information has been submitted.

**Chairman Saad entertained a Motion to approve.** Motion by Selectman Lamarche, seconded by Chairman Saad, **to approve of the new Class II license for Haas, Inc. for three (3) cars.** Two-Yes; Two-Abstentions (Selectman Voas and Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion Carried**

**OXFORD PACKAGE STORE – PLEDGE AGREEMENT****Viral Patel, New Owner**

Mr. Viral Patel came before the Board to request approval of a Pledge Agreement between himself and the First Trade Union Bank (see attachments). Mr. Patel explained that when his attorney originally filed for his liquor license, the Pledge Agreement was not completed and, therefore, not included. When Selectman LaMountain questioned how many pledges the Town currently has. The Town Manager stated that pledges have not been an issue. Selectman Voas asked how Pledge Agreements work. Chairman Saad said that it is a form of insurance for the bank. Selectman Lamarche also asked if Mr. Patel were to default, what would happen to the license. Chairman Saad said that as the local licensing authority (The Oxford Board of Selectmen), we have the right to take back the license.

**Chairman Saad entertained a Motion to approve of the Pledge Agreement.** Motion by Selectman Lamarche, seconded by Chairman Saad, **to approve of the Pledge of Agreement.** Three-Yes; One-Abstention (Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion Carried**

**TOWN MANAGER'S REPORT**

**Meeting Minutes:** Town Manager Zeneski requested that the Board vote to approve their **Meeting Minutes of December 4, 2012.** He advised the members that everyone was present on December 4<sup>th</sup>. **Chairman Saad entertained a Motion to approve.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to approve of the Minutes of December 4, 2012.** Four-Yes; One-Absent (Selectwoman Caissie). **Motion carried.**

The Town Manager requested that the Board vote to approve their **Meeting Minutes of December 18, 2012.** Selectman LaMountain was absent. **Chairman Saad entertained a Motion to approve.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to approve of the Minutes of December 18, 2012.** Three-Yes; One-Abstention (Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion carried.**

The Town Manager requested that the Board vote to of approve the **Emergency Meeting Minutes of February 8, 2013** in reference to the Blizzard of February 8<sup>th</sup> and 9<sup>th</sup>, 2013. Selectwoman Cassie and Selectman LaMountain were absent. **Chairman Saad entertained a Motion to approve.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to approve of the Minutes of February 8, 2013.** Three-Yes; One-Abstention (Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion carried.**

**Resignation:** The Town Manager notified the Board members that the Town is in receipt of the resignation of **Mr. Ralph LePore** of the Planning Board, effective February 21, 2013. Mr. LePore was a Planning Board member for 20 years. Selectman Lamarche suggested that the Selectmen send a letter of appreciation to Mr. LePore. Motion by Selectman Lamarche, seconded by Selectman LaMountain, **to send an appreciation letter to Mr. LePore.** **Discussion:** Selectman LaMountain stated that Mr. LePore has always had Oxford's best interest in mind and he will be missed. Selectman Voas said he had the pleasure of serving with Mr. LePore and agreed that Mr. LePore always wanted the best for Oxford. Selectman Voas said that he is a true gentleman and he doesn't ever remember Mr. LePore missing a Planning Board meeting. Selectman Voas wanted to thank Mr. LePore for everything he has done for the community. Chairman Saad also expressed his pleasure in working with Mr. LePore throughout the years and he reiterated that Mr. LePore has always had Oxford's best interest in his heart. He will be missed and Chairman Saad wishes him and his family the best. **Call for the vote:** Four-Yes; One-Absent (Selectwoman Caissie). **Motion Carried.**

**TOWN MANAGER'S REPORT (continued)**

**Town Manager's Evaluation:** The Town Manager requested that the Board vote to set his evaluation for an upcoming meeting. **Chairman Saad entertained a Motion.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to hold the Town Manager's Evaluation on April 23, 2013.** Four-Yes; One-Absent (Selectwoman Caissie). **Motion carried.**

**Debt Exclusion:** The Town Manager requested that the Board vote to place a ballot question for a **debt exclusion** (for the Town's share of the debt on the Bay Path school renovation project recently approved in a district-wide election) on the May 21<sup>st</sup> Annual Town Election Ballot. **Chairman Saad entertained a Motion.** Motion by Selectman Lamarche, seconded by Selectman LaMountain, **to place a ballot question for the debt exclusion on the May 21<sup>st</sup> Annual Town Election Ballot.** Discussion: Selectman LaMountain stated that his "second" is not an endorsement for the debt exclusion; it is an endorsement for the procedure. Call for the Vote: Four-Yes; One-Absent (Selectwoman Caissie). **Motion carried.**

**Town Meeting Articles:** The Town Manager informed the Board members that they are in receipt of a request from Mr. Alan Hammond of the Tercentennial Committee **to place an Article on the Annual Town Meeting Warrant to declare July 15, 1713 as the official date the Town of Oxford was incorporated.** Mr. Hammond stepped forward to inform the Board that the Historical Commission prefers the July 8<sup>th</sup> date, which is when the paperwork was thought to have been originally signed; the 15<sup>th</sup> is when it was thought to have been *recorded* in Boston. Mr. Hammond said that the Historical Commission has been working diligently on this for years and the Commission believes the **date of incorporation should be the 8<sup>th</sup> of July.** After speaking with the Chairman of the Historical Commission, Chairman Saad explained the confusion and produced current information from Senator Moore stating that the most likely date was July 8<sup>th</sup>, 1713. Chairman Saad said that legislation to make this date official was never completed. Chairman Saad read from an e-mail dated March 13, 2013 from Senator Moore, explaining the proper steps to take to validate July 8<sup>th</sup>, 1713 as the date of Oxford's incorporation (see attached). **Chairman Saad entertained a Motion.** Motion by Selectman LaMountain, seconded by Selectman Lamarche, **to send a letter to Governor Patrick and to ask our legislators to file legislation, via an Article on the Town Meeting Warrant,** to officially make the date of July 8<sup>th</sup>, 1713 the date of incorporation for the Town of Oxford. Call for the Vote: Three-Yes; One-Abstention (Selectman Voas); One-Absent (Selectwoman Caissie). **Motion carried.** The Town Manager confirmed that this request should be included as an Article on the Town Meeting Warrant; all agreed.

The Town Manager notified the Board members that they are in receipt of a request to place the road acceptance of Deer Hill Subdivision, which includes **Deer Hill Road**, on the Annual Town Meeting Warrant. The Manager explained that the Board must hold a hearing to layout the roadway before the Town Meeting can consider acceptance. **Chairman Saad entertained a Motion.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to hold a hearing to layout Deer Hill Road.** Four-Yes; One-Absent (Selectwoman Caissie). **Motion carried.**

**Special State Primary Warrant:** The Town Manager requested that the Board vote to sign the Special State Primary Warrant. **Chairman Saad entertained a Motion.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to sign the Special State Primary Warrant.** Four-Yes; One-Absent (Selectwoman Caissie). **Motion carried.**

**Revocation Hearing:**

The Town Manager requested the Board vote to hold **a revocation hearing regarding a Flammable Storage License @ 19 Industrial Park East Road** (owner: R & T Realty Corp).

**TOWN MANAGER'S REPORT (continued)****Revocation Hearing: (continued)**

The Town Manager advised the Board that the Annual Registration of Flammables has not been renewed with the Town Clerk's Office since 2010 and, according to an inspection done by the Fire Department, propane tanks are no longer in place at that address. **Chairman Saad entertained a Motion hold a revocation hearing regarding the Flammable Storage License at 19 Industrial Park East Rd.** Motion by Selectman Lamarche, seconded by Chairman Saad, **so moved.** Two-Yes; Two-Abstentions (Selectman Voas and Selectman LaMountain); One-Absent (Selectwoman Caissie). **Motion carried.**

**One-Day Special Pouring License:**

The Town Manager informed the Board that they have received a request from St. Roch's Church, which is located at 334 Main Street, for a **Special One-Day Pouring License for wine and malt beverages.** The date requested is Saturday, June 22, 2013 from 8:00 a.m. to 10:00 p.m. All beverages will be consumed in paper/plastic cups in the Church Hall only. Chairman Saad said that a Special License has been approved for St. Roch's for several years and **called for a Motion to approve of the request.** Motion by Selectman Lamarche, seconded by Selectman Voas, **to approve of a one-day special pouring license for St. Roch's on 6/22/13.** Four-Yes; One-Absent (Selectwoman Caissie). **Motion carried.**

**Invitation from the Department of Elementary and Secondary Education:**

The Town Manager informed the Board members that they are in receipt of correspondence from Superintendent of Schools Allen Himmelberger, that the Dept. of Elementary and Secondary Education has invited them to **partake in a review process by independent educators to evaluate ways to improve student achievement.** Also to be discussed, will be the budget development process that affects both the municipal and school district financial management. The suggested date for the meeting is Tuesday, April 9, 2013 from 1:00 p.m. to 2:30 p.m. in the School's Central Office Conference Room. Please notify your Clerk as soon as possible, so she may respond and post a meeting if necessary.

**Bulk Item Drop Off Announcement:** The Town Manager announced that he has been notified by DPW Director Sean Divoll that the dates have been set for the Spring Bulk Item Drop-Off. The dates are as follows: Saturday, April 27<sup>th</sup> for residents residing North of Charlton St./Sutton Ave. and Saturday, May 4<sup>th</sup> for residents residing South of Charlton St./Sutton Ave. Drop-off dates will be strictly enforced. If anyone is unable to make their respective day they MUST call the DPW at (508) 987-6006 before April 25<sup>th</sup> to make other arrangements. The times on both Saturdays will be from 8:00 a.m. to 3:00 p.m. at the Oxford Transfer Station, 200 Leicester (Rt. 56), North Oxford. Residents must have proof of residency and households are limited to two loads. No businesses may take part in this Drop-Off and it is for Oxford residents only.

**Tercentennial Parade:** The Town Manager notified the Board members that they are in receipt of an **invitation from the Tercentennial Committee to march in Oxford's 300<sup>th</sup> Anniversary Celebration parade on Sunday, July 14<sup>th</sup>.** The parade will begin at 12:00 Noon at the Middle School and end at the American Legion. Please notify Ms. Deb Lamarche, Parade Coordinator, no later than April 30<sup>th</sup> if you plan to march.

**Special State Primary and Special State Election:**

The Town Manager advised the Board that he has received word from Town Clerk Lori Kelley that the Political Calendar has been set relating to the Special State Primary and the Special State Election to fill a vacancy for the U.S. Senate seat that has been vacated by Mr. John Kerry. The following dates and times are:

Last day and hour to register to vote  
before the Special State Primary

Wednesday, April 10, 2013  
9:00 a.m. to 8:00 p.m.

## TOWN MANAGER'S REPORT (continued)

Special State Primary and Special State Election: (continued)

<b>SPECIAL STATE PRIMARY</b>	Tuesday, April 30, 2013 7:00 a.m. to 8:00 p.m.
Last day and hour to register to vote before the Special State Election	Wednesday, June 5, 2013 9:00 a.m. to 8:00 p.m.
<b>SPECIAL STATE ELECTION</b>	Tuesday, June 25, 2013 7:00 a.m. to 8:00 p.m.

One may register to vote, change their name, address or party affiliation at the Office of the Town Clerk or by sending a mail-in voter registration form to the Office of the Town Clerk, 325 Main Street, Oxford, MA 01540 (postmarked by the deadline listed above for the **Primary** and/or **Election**).

Reminders:

The Town Manager informed the Board that the deadline for accepting applications for the Hannah Harwood Fund Scholarship is Monday, April 1, 2013 at 4:30 p.m. The annual \$1,200.00 allotment is divided in half and paid in the first and second semester of school to the winning applicant, who has chosen to enter the field of medicine or some allied health field. Applications may be dropped off at the Selectmen's Office, Monday through Friday, 9:00 a.m. to 4:30 p.m., or they can be mailed to the Town of Oxford, Selectmen's Office, 325 Main St., Oxford, MA 01540. If anyone has any questions, they can call the Selectmen's Office at (508) 987-6027.

The Town Manager reminded the Board that the Warrant for the Annual Town Meeting will close on Tuesday, April 2, 2013 at 4:30 p.m.

The Town Manager informed the Board that there are two petitioned articles for the Town Warrant: One is for the culvert at Huguenot Road and one is to change the Constitution involving corporations.

Town Manager Zeneski also added that Selectwoman Caissie requested a zoning article to prevent the sale of medical marijuana in neighborhoods and Police Chief Hassett has requested an article regarding secondhand goods being sold at stores not approved to sell such items. Also, the Town Manager stated that the State is pursuing an easement for the replacement of the bridge/culvert at Comins Road. He said that the State will pay for this project, but it needs authorization from Town Meeting for the right-of-ways.

**SELECTMEN'S REQUESTS**

**Selectman Lamarche:** Selectman Lamarche recalled that a month or so ago the Board wrote a letter to the Governor regarding school tuition for *illegal* immigrants. A letter was recently received from the Secretary of Education and Selectman Lamarche read a portion of this letter into the record (see attached). This letter refers to *legal* immigrants, whereas the Board's letter referred to *illegal* immigrants. Selectman Lamarche did not think it made sense, because it did not address the questions that were asked by the Board.

**Selectman Voas:** Selectman Voas asked the Town Manager about the Town's crosswalks. A resident complained to him that they are barely visible at night and can cause dangerous situations. The Town Manager thought it would be a good idea to place streetlights at the various crosswalks, but also noted that National Grid was too slow to act. Selectman Voas asked if anything could be done (primarily at the center of Town) and the Town Manager said he would investigate the matter.

**TOWN MANAGER'S REPORT (continued)****SELECTMEN'S REQUESTS****Selectman Voas: (continued)**

Selectman Voas also asked the Town Manager when the parking lot at Town Hall would be completed and the Town Manager said that it should be completed by July.

**Selectman LaMountain:** Selectman LaMountain complimented Town Manager Zeneski for his efforts to acquire the water company for the Town of Oxford from Aquarion, Inc. Selectman LaMountain recently read an article pertaining to this issue and asked Mr. Zeneski about the current status of the matter. The Town Manager said that the Town has a trial date of May 6<sup>th</sup> and John Mirick of Mirick O'Connell is the lead litigator. The Town Manager continued to explain the issue, stating that the Town of Oxford has the **right** to acquire the water system. He further explained what steps he has taken for the acquisition, as well as the associated costs. He said that trial date has been set for May 6<sup>th</sup>, which is four years to the day that the residents of Oxford voted to take this action. Selectman LaMountain advised the public that this acquisition WILL save Oxford residents money. He again congratulated the Manager for his efforts.

**Chairman Saad:** Chairman Saad complimented *Access Oxford* on the work they have completed so far in the Selectmen's Meeting Room. He said that the cooperation between them and the Manager's Office has proven to be very successful and Chairman Saad thanked *Access Oxford*.

Chairman Saad also commented on the water company (Aquarion) acquisition that has been going on for such a long time. He feels that the length of time is ridiculous and Oxford has not received much help from any government agency. Chairman Saad also complimented Town Manager Zeneski on his persistence in this matter and thanked him.

Chairman Saad asked Ms. Joyce Sirard, Chairman of the Bandstand Committee, to please come forward, because she had a request for a sign to be erected on the Town Common (near the Bandstand). Ms. Sirard stated that the current message sign is in "really bad" disrepair. She proposed an electronic sign and then showed an example of the new sign, which is similar in size and type to the one that currently exists. Ms. Sirard would also like the sign to state, "This land was donated to the Town of Oxford in 1928 by Dr. Elliot P. Joslin. Born in Oxford, Dr. Joslin was a pioneer in the field of Diabetes." Ms. Sirard described the sign and said would **not** be a neon, flashing sign; just a plain sign. This sign will be controlled via the computer, no longer needing a person to manually change the letters, which can be a hardship, especially during frigid and snowy weather. Ms. Sirard asked the Board to consider this new sign and to please call her with their opinions. Ms. Sirard will be seeking a grant, in addition to fund-raising, to cover the cost of the sign. Chairman Saad asked if it would be the same size as the current sign, to which Ms. Sirard stated "Just a little larger, but not much." Selectman LaMountain commended Ms. Sirard for her hard work at Joslin Park for the past twenty-five years. Selectman LaMountain and Selectman Lamarche both expressed their confidence in Ms. Sirard's judgment and both Selectmen said they did not have to discuss the issue further; they had no problems with Ms. Sirard's request. Selectman Voas also thanked Ms. Sirard for her years of hard work at the park and asked if the sign would be illuminated at night. Ms. Sirard's response was that the illumination will go off during the night; she did not want to offend the neighbors. Selectman Voas did not have a problem with her request. Chairman Saad said he also supports this request, but suggested that Ms. Sirard check with the Planning Board regarding Oxford's signage rules. He then thanked her very much for her efforts. The Town Manager asked Ms. Sirard if it would be helpful if she had a letter of support from the Board of Selectmen. Ms. Sirard said it would help. Ms. Sirard thanked the Board for their time and support.

**TOWN MANAGER'S REPORT (continued)**

**ADJOURNMENT**

**Chairman Saad entertained a Motion to adjourn the Selectmen's Meeting.**

**Motion by Selectman Lamarche and seconded by Selectman Voas, to adjourn. Four-Yes. One-Absent (Selectwoman Caissie). Motion carried.**

**The Selectmen's Meeting adjourned at 8:45 p.m.**

Respectfully submitted,



John G. Saad, Chairman  
Oxford Board of Selectmen

/mgr&kc



**James T. Dwyer(1934 - 2013)**



James T. Dwyer, 78

Oxford - James T. Dwyer, 78, died Saturday, March 9, 2013, in his home. He is survived by his wife of 51 years, Theresa "Terry" V. (Perry) Dwyer of Oxford; his son, James R. Dwyer and his wife Karen of Oxford; two grandchildren, Michael P. Dwyer and his wife Brie of Worcester, and Maureen K. Dwyer of Oxford; six great grandchildren, Sean, Madelyn, Caeden, Connor, Rylie, and Murphy; and three nieces. He was born in Dorchester, the son of the late James P. and Bertha I. (Wentworth) Dwyer, and lived in Webster before moving to Oxford 52 years ago. He graduated from St. Louis High School in Webster and served in the U.S. Coast Guard during the [Korean War](#).

Mr. Dwyer was a crane operator at Morgan Construction in Worcester for over 20 years, retiring in 1994. He was a member of St. Roch's Church in Oxford. He had a great love for the game of golf and scored 2 Holes in One in his lifetime. He was a member of the Dennis Pines Golf Course in Dennis, and Dudley Hill Golf Club in Dudley. He enjoyed reading and spending time at his cottage on Cape Cod.

A funeral will be held on Saturday, March 16, 2013, from Paradis Funeral Home, 357 Main St., Oxford, followed by a Mass at 10 a.m. at St. Roch's Church, 332 Main St., Oxford. Burial will follow at St. Roch's Cemetery, Oxford. Calling hours are Friday, March 15, 2013, from 6-8 p.m. at the funeral home. In lieu of flowers, memorial contributions may be made to the Adam Bullen Memorial Foundation, 24 Charlton St., Oxford, MA 01540, or to St. Roch's Church, 332 Main St., Oxford, MA 01540. [paradisfuneralhome.com](http://paradisfuneralhome.com)

Published in Worcester Telegram & Gazette from March 12 to March 13, 2013

# OBITUARIES

## Jon E. Larson, 79

**OXFORD** — Jon E. Larson, 79, of Woodland Drive, died Tuesday, March 19, 2013, at UMass Memorial Medical Center—University Campus, in Worcester.

He is survived by his wife of 56 years, Betty L. (Edlin) Larson of Oxford; four children, Elaine L. Larson and her husband Publio Pintado of Ciudad Real, Spain, Karen A. Massa and her husband Ralph of Douglas, Linda E. Larson of Oxford, and Jon E. Larson Jr.

of Oxford; a brother, Carl Larson of Shrewsbury; four grandchildren, Breanna Mirabito, Brendan Mirabito, Carmen Pintado Larson, and Oscar Pintado Larson; and two great grandchildren, Cody Coonrod and Owen Coonrod. He was predeceased by two brothers, Ralph Larson and Roy Larson.

He was born in Worcester, the son of the late Gustaf and Ruth (Quanstrom) Larson, and lived in Worcester and Auburn before moving to Oxford 53 years ago. He graduated from Worcester Boys Trade High School in 1952, attended Worcester Junior College, and graduated from Clark University in 1962.

Mr. Larson was the president of Engineered Diamond

Products in Oxford. Previously, he was an industrial engineer and technical buyer at American Optical in Southbridge. In his retirement, he spent 10 happy years as the head custodian at the Chaffee School in Oxford. Mr. Larson was an all-star football player in high school, coached Pop Warner football for many

years, and enjoyed hunting, fishing, and gardening. He served 2 years on the Oxford School Committee and was chairman of the building committee for the high

school completed in the 1970s. He was a member of the 200 Sportsmen Club for over 50 years and held various positions in the organization, including the role of Santa Claus at the children's holiday party.

Calling hours are Saturday, March 23, 2013, from 2-4 p.m. at Paradis Funeral Home, 357 Main St., Oxford. A funeral service will be held on Saturday at 4:00 p.m. in the funeral home at the conclusion of calling hours. Burial will be private at North Cemetery in Oxford. In lieu of flowers, memorial contributions may be made to St. Jude Children's Research Hospital, 501 St. Jude Place, Memphis, TN 38105-1942

[paradisfuneralhome.com](http://paradisfuneralhome.com)



## Charlotte "Auntie" Divrigian, 82

**SHREWSBURY** — Charlotte "Auntie" Divrigian (Fashjian), 82, of Shrewsbury, MA, born 7/25/1930, passed away on Tuesday, March 19, 2013, surrounded by her loving family.

Charlotte is the daughter of the late Sarkis and Roxie Fashjian of Worcester, and wife of the late Aram Divrigian. She is survived by her sister Beatrice Aghajanian



tina Greene, and Michael Fashjian. She treasured the time she had with her grand nieces and nephews, Mark, Alex, Matt, Mikayla, Nick, Alyssa, Sam, Beck, Will, Gavin, Millaina, Hayley, Caitlin, Samantha, and Michael.

Charlotte spent her final days teaching Armenian to her nieces and nephews and making us all laugh. As she did in life, her kindness and levity would always ease our tensions. She would tolerate no "wet noodles" when tears would fall in her presence in her final days. Her infectious smile and endearing

## Recent Deaths

**WORCESTER Conety (Merritt), Cheryl** 59. No Calling Date. No Service Date. Private services. Died Sunday, March 17, 2013. Funeral Home: Nordgren Memorial Chapel 300 Lincoln Street, Worcester

**WORCESTER George, Ronald** 60. Calling hours 5-9 p.m. Sunday, March 24, 2013, at the funeral home. Funeral service 11 a.m. Monday, March 25, 2013, at the funeral home. Died Tuesday, March 19, 2013. Funeral Home: Richard Davis Funeral Home 619 State Rd. (Rt 3A), Plymouth

**WORCESTER Kruczynski, Sr., Victor** 91. Calling hours 5-8 p.m. Friday, March 22, 2013, and Saturday 9:30 a.m. at the funeral home. Funeral service 10:30 a.m. Saturday, March 23, 2013. St. John Church, 40 Temple St., Worcester. Died Tuesday, March 19, 2013. Funeral Home: Mercadante Funeral Home & Chapel 370 Plantation St., Worcester

**WORCESTER Shaylor, Hailey** 9. Calling hours 4-8 pm Friday, March 22, 2013, at the funeral home. Funeral service 10 am Saturday, March 23, 2013. Immaculate Conception Church, 353 Grove St., Worcester. Died Sunday, March 17, 2013. Funeral Home: Athy Memorial Home 111 Lancaster St., Worcester

**WORCESTER Toscano, Sr., Francis** 79. No Calling Date. No Service Date. Died Sunday, March 17, 2013. Funeral Home: Graham, Putnam & Mahoney Funeral Parlors 838 Main St., Worcester

**WORCESTER Van Horn, Mary** 73. No Calling Date. No Service Date. Died Wednesday, March 20, 2013. Funeral Home: Roney Funeral Home 152 Worcester St., N. Grafton

**BOLTON Harvey (Bemis), Leslie** 92. No Calling Date. Funeral service 4 p.m. Saturday, March 23, 2013. First Parish of Bolton, 673 Main St., Bolton. Died Tuesday, March 19, 2013. Funeral Home: Philbin-Corneau Funeral Home 178 Water St., Clinton

**CENTERVILLE Hasseltine (Proal), Hazel** 64. Calling hours 6-9 p.m. Friday, March 22, 2013, at the funeral home. Funeral service 11 a.m. Saturday, March 23, 2013. Our Lady of Victory Church, 230 South Main St., Centerville. Died Tuesday, March 19, 2013. Funeral Home: John Lawrence Funeral Home 3778 Falmouth Rd. (Route 28), Marstons Mills

**CHARLTON (Plante) Laprade, Therese** 85. Calling hours 5-8 PM Friday, March 22, 2013, at the funeral home. Funeral service 10 AM Saturday, March 23, 2013. St. Joseph's Church 10 H Putnam Rd. Charlton, MA. Died Wednesday, March 20, 2013. Funeral Home: Alfred Roy & Sons Funeral Home 12 Hammond Street, Worcester

**DENNIS Bottom, Frank** 88. Calling hours 5-7 pm Friday, March 22, 2013. Funeral Home. Funeral service 7 pm Friday, March 22, 2013. Funeral Home. Died Monday, March 18, 2013. Funeral Home: Britton-Wallace Funeral Home 91 Central Street, Auburn

**DUDLEY Jones, George** 77. No Calling Date. No Service Date. Died Wednesday, March 13, 2013. Funeral Home: Paradis Funeral Home 357 Main

chanic St. Burial will follow in St. Lia's Cemetery. Died Tuesday, March 19, 2013. Funeral Home: Simarc Funeral Home 14 Walker St., Leominster

**LEOMINSTER Lavoie (All Marion)** 85. Calling hours 6-8 p.m. day, March 22, 2013, at the funeral home. Funeral service 9 a.m. Saturday, March 23, 2013. Our Lady of the Church, 1400 Main St., Leominster. Burial will be in the St. Bernard's Cemetery. Died Tuesday, March 19, 2013. Funeral Home: Brandon Funeral Home 305 Wanoosnoc Rd., Fitchburg

**MARLBOROUGH Tanner, J** 47. Calling hours 2-6 p.m. Sunday, March 24, 2013, at the funeral home. Funeral service 10 a.m. Monday, March 25, 2013. First Federated Church, Central St., Hudson. Died Sunday, March 17, 2013. Funeral Home: P. Rowe Funeral Home, Inc. 57 St., Marlborough

**N. SMITHFIELD Butler, John** Calling hours 4-7 p.m. Sunday, March 24, 2013, at the funeral home. Funeral service 11 a.m. Monday, March 25, 2013. St. Mary's Church, 71 Men St., Uxbridge. Died Tuesday, March 19, 2013. Funeral Home: Tancrrell-Jacko Funeral Home 35 Snowling Uxbridge

**NORTH OXFORD Vigeant, phone** 93. Calling hours 5-8pm day, March 22, 2013. Paradis Funeral Home. Funeral service 10am Saturday, March 23, 2013. St. Ann's Church 652 Main Street, North Oxford. Died Tuesday, March 19, 2013. Funeral Home: Paradis Funeral Home 357 Main Street, Oxford

**OXFORD Larson, Jon** 79. Calling hours 2-4 p.m. Saturday, March 23, 2013, at the funeral home. Funeral service 4 p.m. Saturday, March 23, 2013, at the funeral home. Died Tuesday, March 19, 2013. Funeral Home: Paradis Funeral Home 357 Main St., Oxford

**ROCHDALE DiFonzo, Mary** ( Calling hours 9-10 am Friday, March 22, 2013, at the funeral home. Funeral service 11 am Friday, March 22, 2013. St. Peter's Church, 931 Main St., Worcester. Died Tuesday, March 19, 2013. Funeral Home: Athy Memorial Home 111 Lancaster St., Worcester

**SHREWSBURY Divrigian, Charlotte** 82. Calling hours 4-7 pm Thursday, March 21, 2013, at the funeral home. Funeral service 4-7 pm Thursday, March 21, 2013, at the funeral home. Died Tuesday, March 19, 2013. Funeral Home: Callahan & Fay Brothers Funeral Home 61 Myrtle St., Worcester

**SHREWSBURY Manzello (Fafai), Michele** 47. Calling hours 4-7 p.m. Thursday, March 21, 2013, at the funeral home. Funeral service 10 a.m. Friday, March 22, 2013. St. John's Catholic Church, 44 Temple St., Worcester. Died Sunday, March 17, 2013. Funeral Home: Mercadante Funeral Home & Chapel 370 Plantation St.

**SPENCER Sauvageau (Lapiere) Helen** 97. Calling hours 4-7 p.m. Friday, March 22, 2013, at the funeral home. Funeral service 10 a.m. Saturday, March 23, 2013. Our Lady of the Angels Church, 1222 Main St., Worcester. Died Tuesday, March 19, 2013.

T+G 3/21/13

rine Corp in 1942 serving as a rifle expert and instructor during World War II. He was promoted to Sergeant, and fought in Okinawa during the final stages of the Pacific cam-

your thoughts and memories of Victor, please visit his personal guestbook at: mer-cadantefuneral.com

### Alphonse E. Vigeant, 93

**NORTH OXFORD** — Alphonse E. "Pepere" Vigeant, 93, died Tuesday, March 19, 2013, in his home. He was predeceased by his wife

of 51 years, Cecile L. (Gadbois) Vigeant, who died in 1993. He is survived by two

children, Donald J. Vigeant and his wife Linda of Oxford, and Cecile M. Vigeant of Worcester; a brother, Robert Vigeant of Florida; three grandchildren,

Joseph Vigeant and his wife Laura, James Vigeant and his wife Joey, and Michael Vigeant and his wife Susan, with whom he lived; 4 great grandchildren, Caitlin, Natalie, Joseph Jr., and Danielle; and many nephews and nieces. He was predeceased by three brothers, Gerald Vigeant, Lucien Vigeant, and Arthur Vigeant; and two sisters, Sister Florence Vigeant and Therese Durocher. He was born in Worcester, the son of the late Arthur and Aurore (Guertin) Vigeant, and lived in Worcester be-



fore moving to North Oxford in 1954. He was a U.S. Army veteran of World War II.

Mr. Vigeant worked at Wright Line in Worcester for 30 years, where he was known as "Frenchy" and retired in 1965. He was a member, lector, and Eucharistic minister at St. Ann's Church in North Oxford for many years. Al was a member of the Father Dennis J. Rocheford Knights of Columbus Council 4241 in North Oxford, and St. Jean Baptiste. He was a member of the American Legion Post 58 in Oxford and the Oxford Memorial Honor Guard.

A funeral will be held on Saturday, March 23, 2013, from Paradis Funeral Home, 357 Main St., Oxford, followed by a Mass at 10 a.m. at St. Ann's Church, 652 Main St., North Oxford. Military burial will follow at Notre Dame Cemetery in Worcester. Calling hours are Friday, March 22, 2013, from 5-8 p.m. at the funeral home, with the Oxford Memorial Honor Guard participating. In lieu of flowers, memorial contributions may be made to St. Ann's Church, P.O. Box 488, North Oxford, MA 01537, or to the N.J.R.O.T.C., c/o Oxford High School, 495 Main St., Oxford, MA 01540.

paradisfuneralhome.com

### Charlton Divrigia

SHREV

lotte " (Fashjian) MA, born away on 2013, surviving family!

Chark of the la Fashjian wife of late Ara vrigian.

survived sister B Aghajar and her band Nis Braintre Marie

and he band Ar John F Michele and sist gian of

Char Commer Ward I worked at Am 20 year Chrysler joyed gardeni casiona

Her here 1 Michae ane B ian, A

*A member of the Oxford Memorial Honor Guard*

**TOWN MANAGER'S BUDGET MESSAGE**  
**for**  
**FISCAL YEAR 2014**

I have often used my annual budget message to comment on the impact the variations in State Aid have had on the operation of our local government. Usually the comments had to do with State Aid increases that were less than what was needed to maintain “level service” in the programs we are required to provide and the functions we are required to perform. This year the Governor has proposed a budget that will provide a minor increase in State funding for education and possibly increase general government aid (what was once Lottery Distribution but is now Unrestricted General Government Aid or UGGA) but depends on a State income tax increase that doesn't have much favor in the legislature. In addition, we don't know what impact the so-called sequester of federal funds will have on our budget, the state budget or the economy in general. So, once again, we find ourselves with a budget proposal that is a work in progress.

In the past I presented the first draft of the budget 90 days before the annual town meeting. This year, given the recently approved charter change, I am presenting the first draft of the budget 45 days before the annual town meeting and consequently with more complete information. For example, we know what the regional school assessment is, we know that we have a zero percent increase in our health insurance premium, and we have made arrangements to reduce electricity costs. So we have better information on anticipated costs but are still unsure about revenues due to the uncertainty about state aid and the sequester.

In conclusion, I want to express my sincere appreciation to all our Town officials, boards, committees, commissions, employees, and residents for their cooperation, understanding, and help in building a financially sound municipal government and I ask for your continued support and courage as we face these extremely uncertain financial times.

Respectfully submitted on this 26<sup>th</sup> day of March, 2013

Joseph M. Zeneski  
Town Manager



TOWN OF OXFORD  
FISCAL 2014  
BUDGET PRESENTATION

---

---

---

---

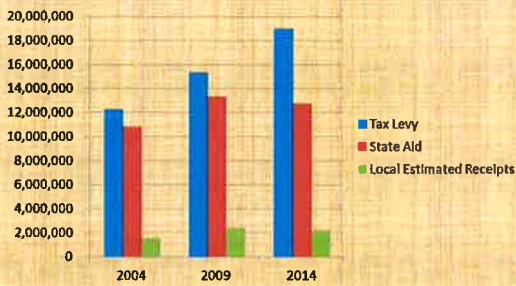
---

---

---

---

Revenue History



---

---

---

---

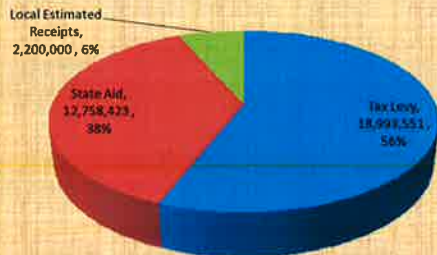
---

---

---

---

Fiscal 2014 Revenues



---

---

---

---

---

---

---

---

### FY 2014 Revenue Budget Highlights

**REVENUES:**

- **Debt Exclusion**

- FY 2012 \$450,326
- FY 2013 \$340,127 (reflects redemption of 1 Elementary School Bond)
- FY 2014 \$489,419 (reflects Middle School Bond issue)

---

---

---

---

---

---

---

---

### FY 2014 Cherry Sheet Revenue

	FY2014 Cherry Sheet Revenue	FY2013 Revenue (1/1/13)	Difference
Chapter 70	10,160,549	10,209,599	49,050
Charter Tuition Reimbursement	65,750	20,668	-45,082
School Lunch Offset	9,378	8,810	-768
School Choice Receiving Tuition-Offset	84,041	118,847	54,906
Unrestricted Gen Government Aid	1,739,231	1,739,231	0
Annual Formula Local Aid	0	72,857	72,857
Veterans' Benefits	68,923	68,586	643
State Owned Land	7,157	7,162	5
Exemptions: Vets, Blind, S/S & Elderly	91,741	90,033	-1,708
Public Libraries-Offset	17,968	17,348	-622
<b>Total Estimated Receipts</b>	<b>12,224,738</b>	<b>12,384,019</b>	<b>129,281</b>

---

---

---

---

---

---

---

---

### FY 2014 Cherry Sheet Assessments

	FY2014 Cherry Sheet Assessments	FY2013 Assessments (1/1/13)	Difference
Air Pollution Districts	3,518.00	3,560.00	72.00
RMY Non-Renewal Surcharge	16,780.00	17,020.00	240.00
Regional Transit	50,430.00	65,048.00	12,818.00
Special Education	0.00	288.00	288.00
School Choice Sending Tuition	308,437.00	348,463.00	42,056.00
Charter School Sending Tuition	412,364.00	112,807.00	(299,887.00)
<b>Total Estimated Charges</b>	<b>789,649.00</b>	<b>845,134.00</b>	<b>(244,415.00)</b>

---

---

---

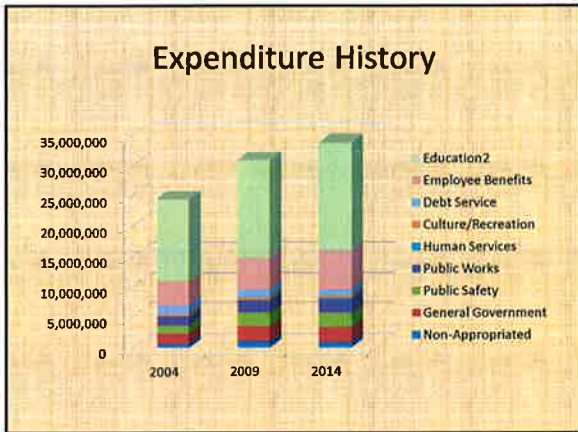
---

---

---

---

---



---

---

---

---

---

---

---

---

### Change to the Expenditure Budget

- For Fiscal 2014:
- All Non-School/Non Enterprise Fund Electricity Expenses have been removed from the Individual Departments and added to the Municipal Utilities Department under the Public Works Category.
- This should make the payment of electric invoices and application of Energy Credits easier.

---

---

---

---

---

---

---

---

### Restoration of Hours Lost during 9-C cuts

- This budget contains restoration of some of the hours/positions that were lost during the 9-C Cuts.
- The Town Hall, Senior Center, and Library will benefit from this.

---

---

---

---

---

---

---

---

### Other Areas of Expenditure Change

- Police Department-additional personnel added this past year.
- DPW and Fire/EMS increase of 5-6% (after electric savings).
- Celebrations-300<sup>th</sup> Celebration-Public Safety
- Retirement-FY 2014 last year to phase-into Actuarial Allocation Method from Salary Allocation Method.
- Health Insurance-Tufts and Fallon-0% increase

---

---

---

---

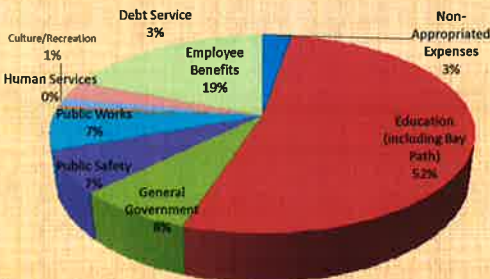
---

---

---

---

### Fiscal 2014 Expenditures




---

---

---

---

---

---

---

---

### Expenditures w/School Indirect Costs Reallocated

	2012	2013	2014
General Government	1,753,004	1,754,028	1,869,880
Public Safety	2,161,358	2,225,119	2,342,134
Education-OPS	21,082,137	21,943,118	22,235,276
Education-Bay Path	1,081,896	1,039,556	1,132,614
Public Works	2,008,882	2,070,841	2,227,628
Human Services	131,493	153,008	162,508
Culture/Recreation	395,691	398,589	465,294
Debt Service	1,603,409	857,917	1,017,424
Non-Appropriated	296,071	347,913	428,559
Employee Benefits	1,954,172	2,085,758	2,070,657
<b>Total Expenditures</b>	<b>32,468,113</b>	<b>32,875,847</b>	<b>33,951,974</b>

---

---

---

---

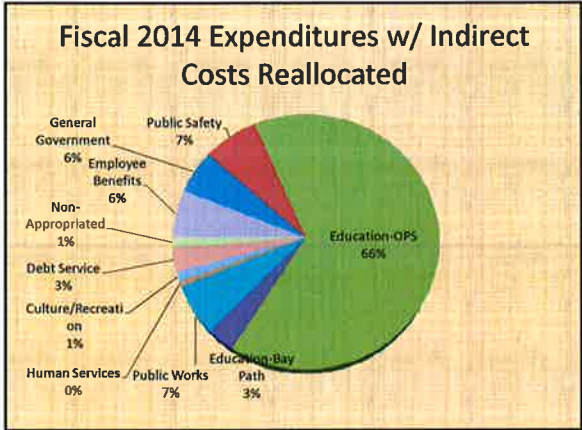
---

---

---

---






---

---

---

---

---

---

---

---

### FY 2014 CAPITAL PROGRAM REQUESTS

General Government	
UPDATE MAPS/GIS	25,000
TOWN WIDE DOCUMENT MGMT SYSTEM(HARDWARE/SOFTWARE)	151,500 ?
TOWN HALL CLOCK TOWER REPAIR	500,000 ?
TOWN HALL-ADA COMPLIANCE	200,000 ?
TOWN HALL-FIRE SUPPRESSION SYSTEM	300,000 ?
FACILITIES MAINTENANCE- Replacement of heating/cooling system for 450 Main St.	100,000
Public Safety	
POLICE-Recording Upgrade	25,000
2-POLICE CRUISERS (Interceptors)	87,100
FORESTRY SKID	25,000
EMS/FIRE CHIEF'S VEHICLE	50,000

---

---

---

---

---

---

---

---

### FY 2014 CAPITAL PROGRAM REQUESTS (cont'd)

MIDDLE SCHOOL-FIRE SUPPRESSION SYSTEM	2,000,000 ?
MIDDLE SCHOOL-ADA COMPLIANCE	1,000,000 ?
SCHOOL SECURITY CAMERA'S	151,000
Public Works	
DPW-RECREATION RUEL FIELD CONCESSION STAND	76,400
DPW-JOHN DEERE WHEEL LOADER-Replace # 51	163,400
DPW-SACARRAPPA ROAD CULVERT REHABILITATION	600,300
DPW-HUGUENOT ROAD CULVERT REHABILITATION	191,000
<b>TOTAL AMOUNT REQUESTED FOR CAPITAL ITEMS</b>	<b>5,645,700</b>

---

---

---

---

---

---

---

---

**BAY PATH ADDITION/RENOVATION  
PROJECT**

- This project was approved by a special ballot.
- The Town of Oxford has not excluded this debt.
- In FY 2014, \$56,810 will be paid to Bay Path for associated Debt Service for this project-within the Town's levy limit.
- In years after FY 2014, this amount will significantly increase and cause the Town's Operating Budget to be reduced to offset this debt.

---

---

---

---

---

---

---

---



Deval L. Patrick, Governor  
 Timothy P. Murray, Lt. Governor  
 Richard A. Davey, Secretary & CEO  
 Rachel Kaprielian, Registrar



**FEB - 7 2013**

Mass DOT - RMV - Section 5 - P O Box 55897 Boston MA 02205  
 617 351 - 9272 Phone 617 351 - 9399 Fax

January 29, 2013

YOUR AUTO EXPERT LLC  
 456 MAIN STREET  
 OXFORD, MA 01540

*We need a report from the  
 Police Dept. (see  
 highlighted section)  
 for Tuesday 2/12/13*

To Whom It May Concern:

We are unable to process your request for Section 5 Registration Plates for the following reasons.

**x** We cannot process this application for change of address due to there is another active Dealer/Repairer at the same location. It is not allowed that two Dealers or Repairers to be at the same location without something from the Town of Oxford stating on their letter head that both locations are separated legally by units and or suites. Or that this Current owner is no longer at this location 456 Main Street Oxford, MA 01540.

\_\_\_\_\_ In order to qualify for a Owner-Contractor Registration you must own a fleet of 10 or more vehicles of at least 2 must be special mobile equipment.  
Please complete the Fleet Survey in order to verify.

\_\_\_\_\_ A list of all authorized users who will have access to the Section 5 plates and a photocopy of a valid driver's license for each authorized user (Sales staff who will use the plates)

\_\_\_\_\_ Missing Business Certificate issued by the city or town in which you are doing business MUST SHOW FULL BUSINESS NAME

\_\_\_\_\_ Current Dealers License from the city or town in which you are doing business with the correct business name

\_\_\_\_\_ An IRS document (**NO TAX FORMS**) assigning the FID number to the owners name. This document can not be older than 2 years old. **If you do not have an FID #, you can obtain one from the Internal Revenue Service by calling 1-800-829-0115 or WWW.IRS.GOV**

\_\_\_\_\_ Missing Application Checklist (**Please submit a floor plan w your application**)

\_\_\_\_\_ Missing Corporation Papers from the Secretary of State or the Department of Corporation and Taxation.

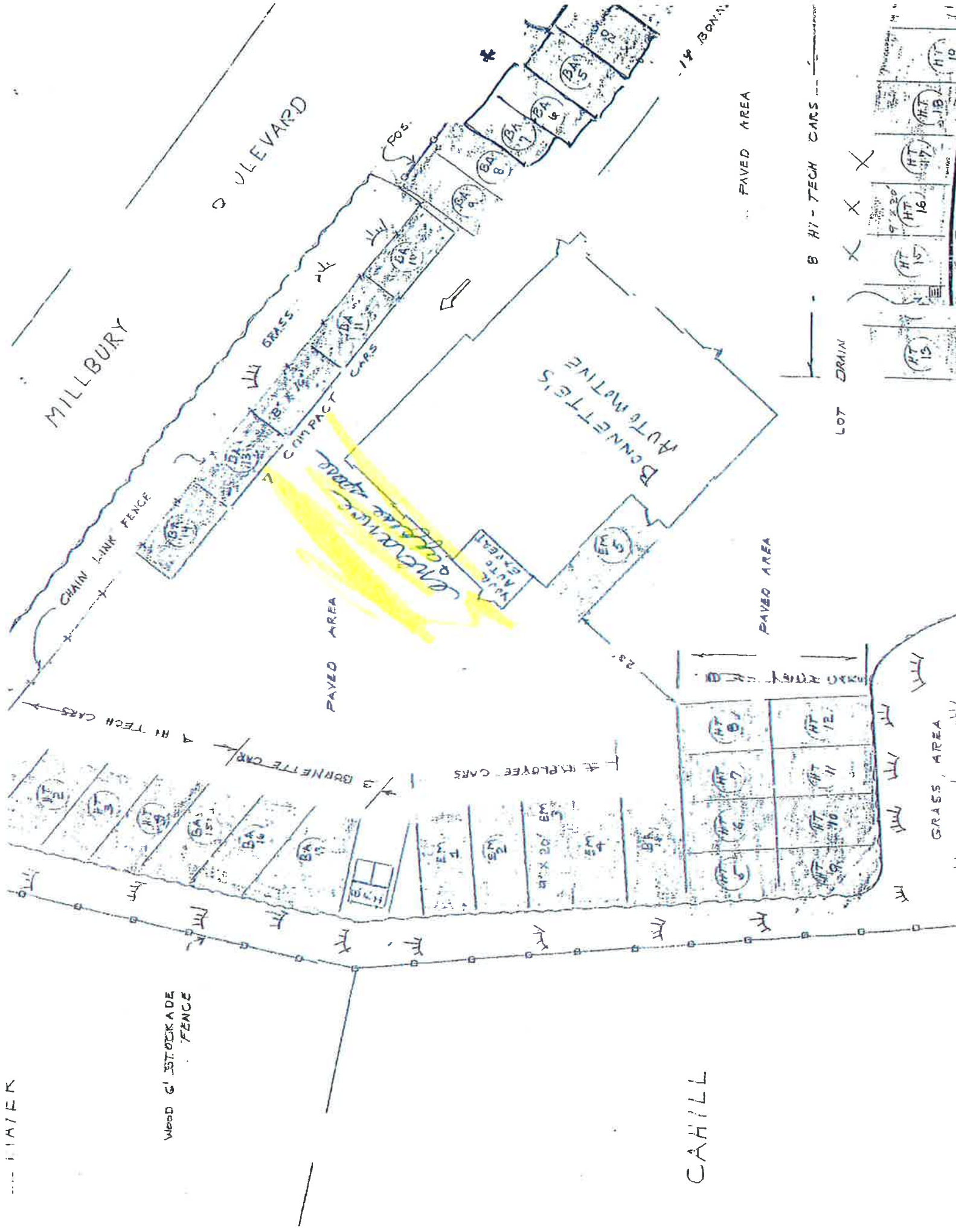
\_\_\_\_\_ In order to apply for a Compliance Decal for this vehicle attached. This vehicle must be a two passenger Van and to show proof that this is a two passenger get the attached document filled out and completed by a Law Enforcement Officer. Without this document completed a compliance decal or the decal that was issued will not be entered into the database.

Thank you for your time in this matter. If you have any further question please feel free to contact us at (617) 351 - 9272.

Section Five Division

*Cell # (413) 306 9416  
 Robert Appleton*

Ten Park Plaza, Suite 6620, Boston, MA 021  
 Tel: 617-973-7000, TDD: 617-973-7300  
 www.mass.gov/massdot



WATER

WOOD & STOCKADE FENCE

CAHILL

PAVED AREA

LOT DRAIN

PAVED AREA

GRASS AREA



A photograph of a red door set in a white horizontal-slatted frame. The door has a sign that reads "YOUR AUTO EXPERT Auto Sales". The door has two brass doorknobs on the left side and two small circular vents at the top. The sign is rectangular with a black border and white background. The text is in a serif font. The door is set in a white frame that appears to be made of wood or a similar material. The background is a white wall with horizontal slats. To the right, a portion of a window with blue panes is visible. In the bottom right corner, a portion of a dark-colored car is visible.

**YOUR AUTO EXPERT**  
**Auto Sales**





PLEASE DO NOT ENTER

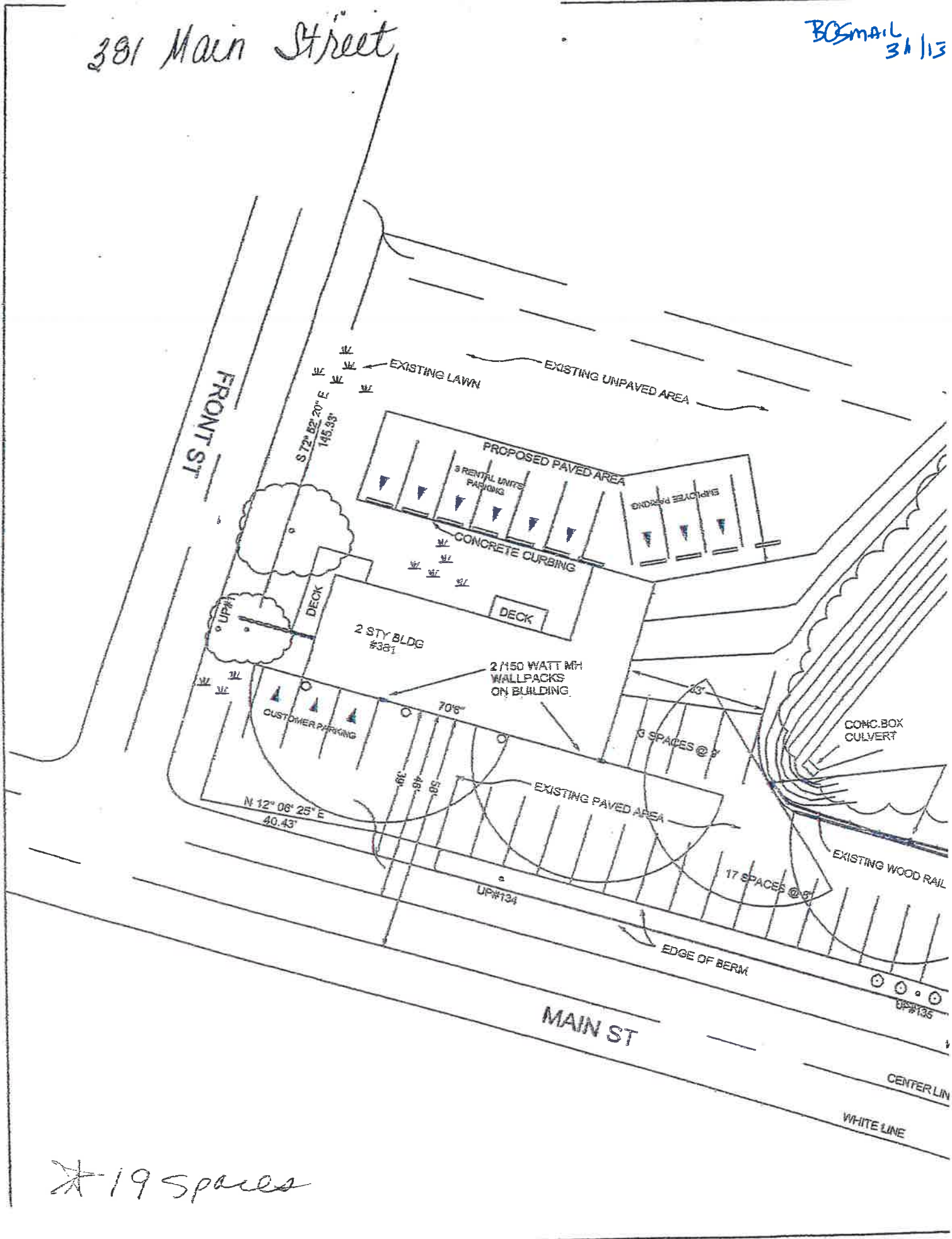
**STOP**

MA STATE INSPECTION  
PLEASE BRING  
KEYS & REGISTRATION  
TO FRONT OFFICE

**YOUR AUTO EXPERT**  
Auto Sales

381 Main Street

BCSmail 3/1/13



\* 19 spaces





NO.	REVISION	DATE

**DRAFT**

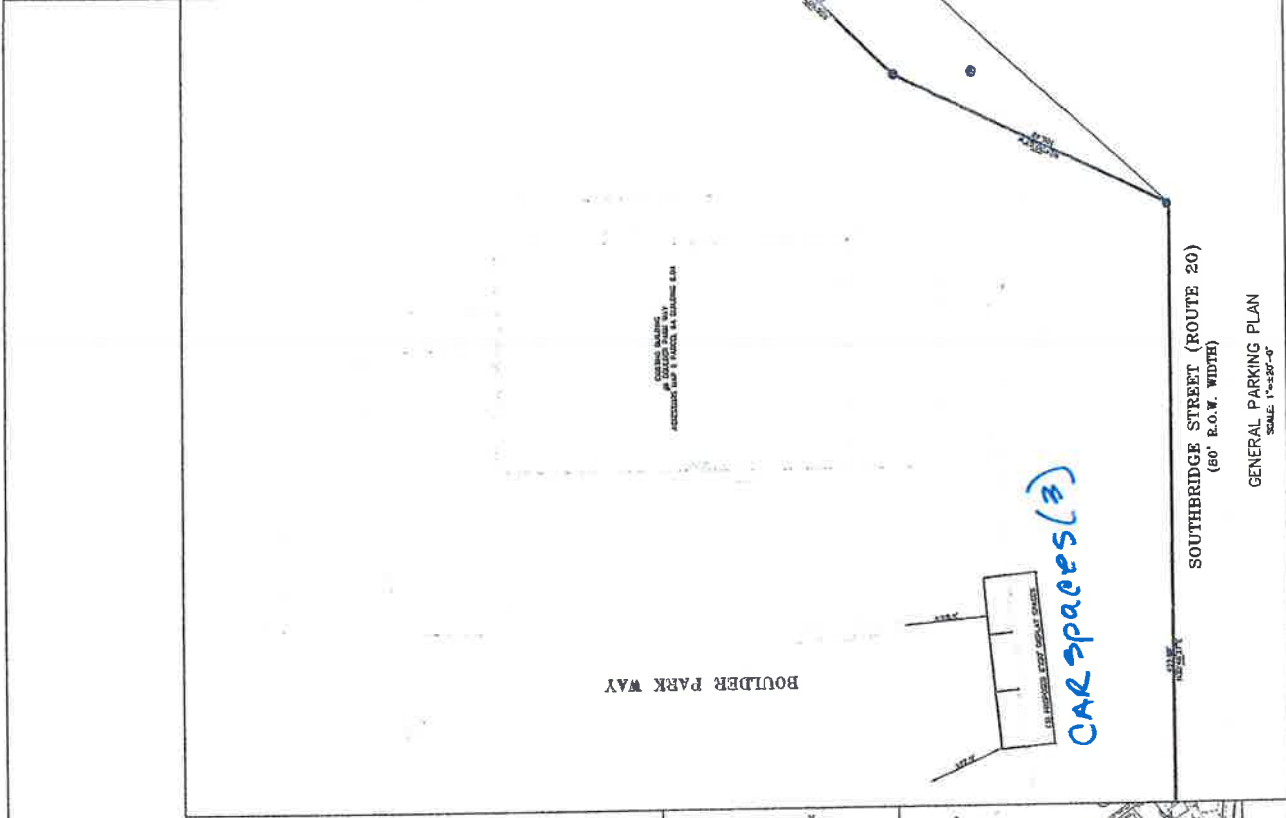
PREPARED FOR:  
HAAS, INC.  
12345 BOLDER PARK WAY  
NORTH DORSET, MA 01946

GENERAL PARKING PLAN  
#6 BOLDER PARK WAY  
NORTH DORSET, MASSACHUSETTS

SCALE: AS NOTED

**QUINN ENGINEERING, INC.**  
P.O. Box 107  
Paxton, Massachusetts 01612  
(508)753-7999 Fax: (508)795-0939

DATE: JANUARY 11, 2010  
GENERAL PARKING PLAN  
SHEET 1 OF 1



THIS PLAN IS INTRODUCED TO GENERALLY DEPICT AVAILABLE PARKING & AVAILABLE SPACE AT #6 BOLDER PARK WAY. THE LOCATION MAP & PROJECT IN EXISTING PLAN ARE CONSIDERED TO BE APPROXIMATE.

1. ZONING INFORMATION: CB  
2. PROPOSED USE: MOTOR VEHICLE SALES  
3. AUTOMOTIVE DEALERS AND PARKING LOT USES ARE PERMITTED BY RIGHT IN THE CB DISTRICT.

4. PARKING INFORMATION:  
THE LOCATION MAP & PROJECT IN EXISTING PLAN WILL SHOW THE LOCATION AND THE EXISTING OFFICE SPACE OF #6 BOLDER PARK WAY. THE LOCATION MAP & PROJECT IN EXISTING PLAN WILL SHOW THE EXISTING OFFICE SPACE OF #6 BOLDER PARK WAY. THE LOCATION MAP & PROJECT IN EXISTING PLAN WILL SHOW THE EXISTING OFFICE SPACE OF #6 BOLDER PARK WAY. THE LOCATION MAP & PROJECT IN EXISTING PLAN WILL SHOW THE EXISTING OFFICE SPACE OF #6 BOLDER PARK WAY.

(3) NEW DISPLAY SPACES ON EXISTING INT. CONC. PAVEMENT ARE PROPOSED.



*Haas, INC.*

EXISTING BUILDING  
#6 BOULDER PARK WAY  
ASSESSORS MAP 9 PARCEL 6A BUILDING 6.04

BATH ROOM

OFFICE

OFFICE

HAYS INC  
OFFICE

#6

DOOR ENTR

EXIST. LOADING DOCK

EXIST. BIT.  
CONC.  
PAVEMENT

N 2° 30' 03" W  
106.49'

RECEIVED  
FEB 11 2013  
COUNTY RECORDS

## LIQUOR LICENSE PLEDGE AND SECURITY AGREEMENT

This LIQUOR LICENSE PLEDGE AND SECURITY AGREEMENT (this "**Agreement**"), dated as of \_\_\_\_\_, 2013 (the "**Effective Date**"), is by and between Pinal, Inc., a Massachusetts corporation with a principal place of business at 333 Main Street, Oxford, MA 01540 (hereinafter referred to as "**Pledgor**"), and First Trade Union Bank, a Massachusetts banking corporation with a principal place of business at One Harbor Street, Suite 201, Boston, MA 02210 ("**Pledgee**").

WHEREAS, Pledgee has granted a loan to Pledgor in an amount of \$347,000.00 and such loan evidenced by a certain Promissory Note dated the date hereof made and delivered by the the Pledgor to Pledgee in the original principal amount of \$347,000.00 (the "**Note**");

WHEREAS, the Note is secured by the assets of the Pledgor, including without limitation, the liquor liability license held by Pledgor pursuant to a certain Loan and Security Agreement by among Pledgor, Pledgee and the Guarantors dated as of the date hereof (the "**Loan and Security Agreement**") and which is personally guaranteed by ViralKumar S. Patel, an individual with a mailing address of 11 Branch Street, Quincy, MA 02169 (collectively, the "**Guarantor**"); and

WHEREAS, the Pledgor desires to pledge the Collateral (as hereinafter defined) to the Pledgee, in order to induce the Pledgee to accept payment in the form of the Note pursuant to the terms of the Loan and Security Agreement;

NOW, THEREFORE, in consideration of the foregoing, and of the covenants contained herein, and of other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the parties hereto hereby agree as follows:

1) Capitalized terms not defined herein shall have the meaning prescribed to such terms in the Loan and Security Agreement.

a) "**Collateral**" shall mean all of Pledgor's right, title and interest in and to the following Licenses: Package Store License issued by the Licensing Board for the City of Oxford.

2) As security for the Pledgor's full, prompt and complete performance of its obligations under the Note, the Guarantees and the Loan and Security Agreement (collectively, the "**Obligations**") the Pledgor hereby pledges to the Pledgee, and grants to the Pledgee, a first priority security interest in all of the Collateral.

3) The Pledgor represents and warrants that: (i) the Collateral is and will remain owned by the Pledgor free and clear of any adverse claims or interests, liens, security interests, or encumbrances of any other person except liens hereunder in favor of Pledgee; (ii) the Pledgor will maintain the Collateral in good standing and will renew all licenses constituting the Collateral in a timely manner and pay all fees and taxes required to maintain the good standing of the Collateral; and (iii) the security interest of Pledgee in the Collateral and the proceeds thereof are fully perfected and prior to the rights of all others.

4) So long as any of the Obligations are outstanding, the Pledgor agrees that it will:

- a) upon the request of Pledgee, do such other acts and things, as Pledgee may from time to time request, to establish and maintain a valid and perfected security interest in the Collateral (free of all other liens, claims and rights of third parties whatsoever) to secure the payment of the Obligations;
- b) not sell, lease, assign or create or permit to exist any adverse claim in, lien on or security interest in any Collateral to or in favor of anyone other than Pledgee;
- c) maintain a valid perfected first priority lien on all of the Pledged Collateral in favor of Pledgee free of all other security interests and adverse claims and interests thereto; and
- d) obtain all necessary approvals of the security interest created by this Pledge Agreement and the Loan Agreement from all relevant permit granting and licensing authorities in order to perfect Pledgee's security interest in the Collateral.

5) For the purposes of this Agreement, an "**Event of Default**" shall mean a breach of any representation, warranty, term or condition contained herein or if the Pledgor or a Guarantor shall default in any of their obligations to the Pledgee, or breach any agreement in place between Pledgor and Pledgee, including, without limitation, the Note, Guarantee and/or the Loan and Security Document.

6) Upon the occurrence of an Event of Default that is continuing, the Pledgee shall provide written notice thereof to the Pledgor ("**Default Notice**"). Thereafter, the Pledgor shall deliver to the Pledgee the Collateral, unless within twenty (20) days from the date such Default Notice is mailed or hand delivered to the Pledgor ("**Waiting Period**"), the Pledgor shall cure the Event of Default.

7) After the occurrence of an Event of Default, Pledgee may, subject to its obligations as a secured party, without notice to the Pledgor, take all or any of the following actions: (a) transfer or otherwise deliver all or any part of the Collateral into the name of Pledgee, (b) notify the parties obligated on any of the Collateral to make payment to Pledgee of any amounts due or to become due thereunder, (c) endorse or execute any transfer documents or other writings in the Pledgor's name to allow transfer of the Collateral as required under applicable liquor license law and permitting, (d) take control of any proceeds of the Collateral, (e) collect, sell, liquidate or otherwise dispose of any or all of the Collateral and apply the proceeds thereof to the Obligations, (f) account for all proceeds of dispositions to Pledgor consistent with the Uniform Commercial Code, and (g) take such other actions permitted or accorded to Pledgee under law, at equity, or by the terms of this Agreement, the Loan and Security Agreement, or any other applicable agreement. Notwithstanding the provisions above, the Pledgee shall only have the right to hold the Collateral for resale to a third party.

8) Upon the occurrence of any Event of Default, the Pledgee shall have the right to exercise Pledgor's rights under the Collateral, subject to the restrictions set forth in Section 7(b) above, and shall have the right to take all necessary action to fully and finally transfer said Collateral to any purchaser of the Collateral. The Pledgee is hereby duly authorized to act as Pledgor's true and lawful attorney-in-fact, to undertake any and all action necessary to transfer the Collateral. Pledgee's power shall be deemed coupled with an interest and therefore irrevocable, with full rights of substitution, in connection therewith.

9) Any proceeds of any disposition of Collateral may be applied by Pledgee to payment of expenses in connection with the Collateral, including, without limitation, reasonable attorneys' fees and legal expenses, and any balance of such proceeds may be applied by Pledgee toward the payment of such of the Obligations, and in such order of application, as Pledgee may from time to time elect. All rights and remedies of Pledgee expressed hereunder are in addition to all other rights and remedies possessed by it.

10) No failure or delay on the part of Pledgee in exercising any right or remedy hereunder shall operate as a waiver thereof nor shall any single or partial exercise of any such right or remedy preclude any other or further exercise thereof or the exercise of any other right or remedy hereunder.

11) This Agreement shall be binding upon and inure to the benefit of the Pledgor and Pledgee and their respective heirs, successors and assigns.

12) This Agreement shall be deemed to be a contract under the laws of The Commonwealth of Massachusetts and for all purposes shall be construed in accordance with the laws of said Commonwealth without regard to the conflict of laws doctrine.

13) Wherever possible each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision hereof shall be prohibited by or invalid under such law, such provisions shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions hereof.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives as of the Effective Date.

**PLEDGOR**

By: \_\_\_\_\_

Its:

Name:

Title:

**PLEDGEE**

By: \_\_\_\_\_

Its:

Name:

Title:

"Procedure"

Paul and Jean

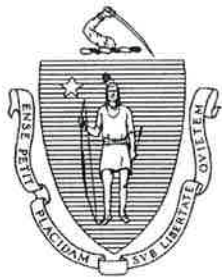
---

**From:** "Moore, Richard T (SEN)" <Richard.Moore@masenate.gov>  
**To:** "Paul and Jean" <jmopdo2@verizon.net>  
**Cc:** "Collins, Shawn (SEN)" <Shawn.Collins@masenate.gov>; "Tsetsos, Zachary (SEN)" <Zachary.Tsetsos@masenate.gov>  
**Sent:** Wednesday, March 13, 2013 4:01 PM  
**Subject:** RE: Oxford: A question  
Jean,

Debra should have emailed you the letter explaining that we could not find an Act of Incorporation and the the most likely date was July 8, 1713. My recollection is that after that letter, I believe I mentioned to you that this could be validated by legislative act, but it would have to originate from the town since the Legislature cannot initiate a bill for one town without local approval. Perhaps I was not clear when I said that, but since I always tell anyone who asks about a bill dealing with one community that this is the process, I think I must have said that too. If not, I am sorry not to have clarified it then. I expect that you and the Commission became so involved in the historic district issue and other matters that this procedure didn't seem necessary, and no one from Oxford raised the issue with me after that time. I thought that it was a moot issue until Alan sent me his email. In any event, if the town wishes to draft and file legislation, the Board of Selectmen can ask the Governor, by letter, if he will introduce a bill for the town to validate July 8, 1713 at the official date of incorporation of Oxford. If the Governor prefers not to do it, then the town meeting can approve an article to do so. Once either process is followed, I would do my best to expedite passage in the Senate. I am not in a position to guarantee speedy approval in the House, only Oxford's representatives can achieve that. However, we could try to get it done promptly. If it can be done before the official date, the Governor's signing of the bill could well be an event that leads up to the 300th celebration festivities I am certainly willing to do whatever I can to assist the community and the Historical Commission.

Senator Moore

305 MAIL 318215



THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE OFFICE OF EDUCATION

ONE ASHBURTON PLACE • ROOM 1403

BOSTON, MA 02108

DEVAL L. PATRICK  
GOVERNOR

TIMOTHY P. MURRAY  
LIEUTENANT GOVERNOR

MATTHEW H. MALONE  
SECRETARY



TEL: (617) 979-8340  
FAX: (617) 727-0049  
www.mass.gov/education

March 15, 2013

John G. Saad, Chairman  
Oxford Board of Selectmen  
Memorial Hall  
325 Main Street  
Oxford, MA 01540-1797

Dear Chairman Saad and Members of the Oxford Board of Selectmen:

I write on behalf of Governor Patrick in response to your letter pertaining to in-state tuition rates for those students approved under the U.S. Department of Homeland Security’s Deferred Action for Childhood Arrivals (DACA) policy. At the outset it is important to note that the Board of Higher Education (BHE) has not changed its policy. What has changed is the circumstances of these students. Because of the documentation issued by the U.S. Citizenship and Immigration Services (USCIS), DACA beneficiaries are eligible to be considered for in-state rates under the BHE’s existing policy. Accordingly, Governor Patrick directed campuses to apply the existing BHE policy equally and fairly to DACA beneficiaries in the same manner they do for any non-citizen student seeking in-state tuition rates.

Under the BHE policy, any non-citizen student having an Employment Authorization Document (also known as a “work permit”) or a Form I-797, Notice of Action (which, in this case, represents approval by USCIS of “deferred action” status) is eligible for consideration for in-state tuition rates. For your review, I am attaching the BHE’s 2008 policy pertaining to “Residency Status for Tuition Classification Purposes.”

In your letter you state that the Oxford Board of Selectmen is concerned about the financial implications of allowing DACA beneficiaries to be eligible to be considered for in-state tuition rates under the BHE’s policy. First, our community colleges have an open enrollment policy, which means that one student’s enrollment does not preclude another student’s enrollment. Second, for our nine state universities and the University of Massachusetts (UMass), the application review process takes place without regard to a student’s citizenship. Students are admitted on their merits, after which point a tuition classification is made as part of the enrollment process. As such, slots are not set aside or otherwise presumptively available to one category of applicants based on one’s residency or immigration status. Notably, because we expect some increase in enrollment due to the DACA policy, we anticipate that implementation will result in a net revenue gain for the campuses. (See, e.g., the Massachusetts



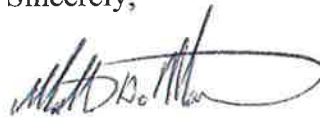
Taxpayers Foundation (MTF) report on this topic, which MTF submitted to Chairman Moore and Chairman Sannicandro of the Joint Committee on Higher Education on July 18, 2011.)

Your letter also contends that lawful citizens should not have to pay higher taxes or face cuts in service in order to subsidize DACA beneficiaries who may qualify for in-state tuition rates. It is not accurate to say that only lawful citizens are subsidizing these students. To the contrary, a person's immigration status has little if any effect on whether that person pays taxes. Regardless of immigration status, working individuals pay withholding taxes to the Commonwealth; anyone making a purchase at a store in Massachusetts pays our state sales tax; and any person earning an income above \$8,000 pays income taxes.

I note that the U.S. Department of Homeland Security and USCIS have designated DACA beneficiaries as lawfully present in the United States, and they are authorizing DACA beneficiaries to live and work in the United States. To ensure that these individuals – who can now legally live and work here – are able to be as productive as possible, it is only sensible to also ensure they are able to get an education here. We should welcome the talent, work ethic and ideas of these students who are eager to become contributing members of our society. Existing policy authorizes it, and our Commonwealth stands to gain from it.

In conclusion, Governor Patrick recently filed his FY14 budget proposal with the Legislature. In that proposal, the Governor has sought to address the very financial concerns that the Oxford Board of Selectmen described in its recent letter. Specifically, Governor Patrick has proposed a \$31 million increase in local aid over the FY13 GAA funding level, as well as a \$226 million increase in Chapter 70 disbursements to cities and towns. The \$226 million increase to Chapter 70 will ensure that all school districts are fully funded at foundation budget levels and receive an increase of at least \$25 per pupil. The Governor's budget proposal also includes an additional \$100 million for Chapter 90 to maintain and improve local roads and bridges. Based on the concerns that you raised about reductions in local aid and infrastructure improvements to local roads and bridges, I strongly encourage you to contact your legislative delegation and urge them to support the Governor's FY14 budget proposal in order to prevent the kinds of cuts the Board seeks to avoid for Oxford.

Sincerely,



Matthew H. Malone, Ph.D.  
Secretary of Education

Attachment

Cc: Richard Freeland, Commissioner of Higher Education



Massachusetts Department of Higher Education

One Ashburton Place, Room 1401  
Boston, MA 02108-1696

TEL (617) 994-6950  
FAX (617) 727-0955  
WEB www.mass.edu

Audrea E. Kelley, *Commissioner*  
Frederick W. Clark, Jr., *Chairman*  
*Massachusetts Board of Higher Education*

## MEMORANDUM

**TO:** Public College and University Presidents

**FROM:** Audrea E. Kelley, Commissioner

**DATE:** November 13, 2008

**SUBJECT:** Residency Status for Tuition Classification Purposes

---

Chapter 15A, Section 9 (t) provides that the Board of Higher Education has the duty and power to issue rules to be used by all public higher education institutions defining who is a resident of the Commonwealth for the purposes of admission and tuition expenses.

I am attaching the amended Board policy for "Residency Status for Tuition Classification Purposes," which was adopted by the Board of Higher Education in accordance with Chapter 15A, Section 9 (t). Please follow this policy for all decisions regarding residency status for tuition classification purposes.

I am also attaching an Illustrative List of Documents Establishing "Lawful Immigrant Status Under FAAP 07-04" (the Board's residency status policy). Please use this list, effective November 13, 2008, as a guide in making decisions regarding who is a "Lawful Immigrant" under the policy.

Attachments: Board of Higher Education Policy, "Residency Status for Tuition Classification Purposes"

Illustrative List of Documents Establishing "Lawful Immigrant Status under FAAP 07-24"

c: Lawrence Bench, Esquire, University of Massachusetts  
Mark Peters, Esquire, Rubin and Rudman  
Kenneth Tashjy, Esquire, Massachusetts Community Colleges

**ILLUSTRATIVE LIST OF DOCUMENTS ESTABLISHING  
“LAWFUL IMMIGRANT” STATUS UNDER FAAP 07-24**

In order for a non-U.S. citizen to receive in-state tuition at a public institution of higher education in Massachusetts, a student must first satisfy the requirements of Section 3.2 of the Board of Higher Education’s Residency Status for Tuition Classification Policy. The following procedure is intended to assist colleges in determining whether a student is a “lawful immigrant” and thus eligible for further consideration under the policy. If a student is determined to be a “lawful immigrant” he/she must then satisfy the policy’s durational and residency requirements in order to receive the in-state tuition rate.

**Step 1:** Examine document from list below. These documents are considered evidence that a student is a “lawful immigrant” under the policy:

1. Resident Alien Card
2. Temporary Resident Identification Card
3. I-94 Record of Arrival and Departure (See Step 3 )
4. Processed for I-551 stamp in a foreign passport
5. Permanent Resident Re-entry Permit
6. Refugee Travel Document
7. Employment Authorization Document (EAD) (See Step 3)
8. Notice of Action, Form I-797 (See Step 3)
9. Parole Authorization
10. USCIS Letter Granting Asylum
11. USCIS Letter Approving Permanent Residence Status
12. USCIS Letter Granting Cancellation of Removal under NACARA
13. Immigration Judge Granting Relief under the Convention Against Torture, Withholding of Removal, Asylum, Cancellation of Removal, Suspension of Deportation; Temporary Protected Status; Adjustment of Status
14. US Dept Health and Human Services Certification Letter issued pursuant to Trafficking Victims Protection Act
15. Nonimmigrant visa stamp (in foreign passport or travel document) indicating “A,” “E,” “G,” “H,” “I,” “K,” “L,” “N,” “O,” “R,” “S,” “T,” “U,” “V,” and other nonimmigrant visas or statuses that USCIS may add in the future in which intent to reside in MA is not prohibited.
16. Documents specific to the applicant based upon decisions of a federal court or of the U.S. Department of State, U.S. Department of Justice (including Executive Office for Immigration review, Board of Immigration Appeals and former Immigration and Naturalization Service), or U.S. Department of Homeland Security (including U.S. Citizenship and Immigration Services).

**Step 2:** All documents presented must be valid. If a document has expired, it may not be considered in determining in-state tuition eligibility.

**Step 3:** If document submitted is Form I-94 Record of Arrival and Departure or Form I-797, Notice of Action, determine whether document relates to a B, C, D, F, J, M, P or Q visa, or if document submitted is an employment authorization card, determine whether it contains the category (CO31) (Student Optional or Curricula practical training). If the documents do so, alternative qualifying documentation should be

BOS MAIL 3/22/13

requested, and if no additional documentation is presented, the student is not eligible for further consideration for in-state tuition.

**Note:** If additional documents are presented that are not included on the above list, a College official shall consider such information to determine whether the individual is a "lawful immigrant" under the policy. Each institution shall establish a specific protocol for requesting review of documentation not included on the above list.

**BOARD OF HIGHER EDUCATION  
RESIDENCY STATUS FOR TUITION CLASSIFICATION PURPOSES**

(Rules and Regulations Governing the Residency Status of Student for Tuition Purposes)

These rules and regulations apply to the classification of students at the public institutions of higher education as Massachusetts or non-Massachusetts residents for tuition and fee purposes.

**Part I. Definitions**

- 1.1 "Board of Trustees" shall mean the Board of Trustees of an institution.
- 1.2 "Continuous attendance" shall mean enrollment at an institution for the normal academic year in each calendar year or the appropriate portion or portions of such academic year as prescribed by the Board of Trustees or under its authority.
- 1.3 "Eligible person" shall mean a U.S. citizen, lawful immigrant, permanent resident, or holder of another legal immigration status, who has satisfied the durational residency requirement and can demonstrate his/her intent to remain in Massachusetts.
- 1.4 "Emancipated person" shall mean a person who has attained the age of 18 years and is financially independent of his or her parents, or, if under 18 years of age, (a) whose parents have entirely surrendered the right to the care, custody, and earnings of such person and who no longer are under any legal obligation to support or maintain such person; or (b) a person who is legally married; or (c) a person who has no parent. If none of the aforesaid definitions applies, said person shall be deemed an "unemancipated person."
- 1.5 "Institution" shall mean the public college or university at which any person is or seeks to be enrolled as a student.
- 1.6 "Proof of Emancipation" shall be demonstrated through submission of evidence including, but not limited to:
  - (a) Birth certificate or any other legal document that shows place and date of birth;
  - (b) Legal guardianship papers – court appointment and termination must be submitted;
  - (c) Statement of the person, his or her parent(s), guardian(s), or others certifying no financial support;
  - (d) Certified copies of federal and state income tax returns filed by the person and his or her parent(s);
  - (e) Copies of applications for federal financial aid; or
  - (f) Where none of the foregoing can be provided, an affidavit of the emancipated person in explanation thereof and stating fully the grounds supporting the claim of emancipation.
- 1.7 "Parent" shall mean
  - a) the person's father and mother, jointly;

- b) if the person's father is deceased, the person's mother; if the person's mother is deceased, the person's father;
- c) if a legal guardian has been appointed by a court having jurisdiction, the legal guardian;
- d) if neither the father nor mother is living and no legal guardian has been appointed, the person who then stands *in loco parentis* to the person;
- e) if the father and mother are divorced, separated or unmarried, the parent who has been awarded legal custody of the person; or, if legal custody has not been awarded, the parent with whom the person lives.

With respect to any adopted student, the word "adoptive" should be inserted before the words "father" and "mother" wherever used.

- 1.8 "Reside," "residency," or "resident" shall mean "domicile," i.e., a person's true fixed and permanent home or place of habitation, where he or she intends to remain permanently.

**Part II. Classification**

- 2.1 For the purpose of assessing tuition and fees, each student shall be classified as a "Massachusetts resident" or a "Non-Massachusetts resident." At the University and the state colleges, an eligible person shall be classified as a Massachusetts resident if he or she (or the parent of an unemancipated student) shall have resided in the Commonwealth of Massachusetts for purposes other than attending an educational institution (including a private educational institution) for twelve months immediately preceding the student's entry or reentry as a student. At the community colleges, a person shall be classified as a Massachusetts resident if he or she (or the parent of an unemancipated student) shall have resided in the Commonwealth of Massachusetts for purposes other than attending an educational institution (including a private educational institution) for six months immediately preceding the student's entry or reentry as a student.
- 2.2 Physical presence for this entire twelve-month or six-month period need not be required as long as the conduct of an individual, taken in total, manifests an intention to make Massachusetts his or her permanent dwelling place. However, residency is not acquired by mere physical presence in Massachusetts while the person is enrolled in an institution of higher education.

**Part III. Determination of Residency**

Deleted: ¶

- 3.1 Proof of Residency
- a) Each case will be decided on the basis of all facts submitted with qualitative rather than quantitative emphasis. A number of factors are required for residency to determine the intention of the person to maintain permanent residence in

Massachusetts. No single indicium is decisive. The burden of proof rests on the student seeking classification as a Massachusetts resident.

b) The following shall be indicia of residence:

- 1) For unemancipated persons, the residency of parents, having custody, within Massachusetts;
- 2) Certified copies of federal and state income tax returns;
- 3) Permanent employment in a position not normally filled by a student;
- 4) Reliance on Massachusetts sources for financial support;
- 5) Possession of a Massachusetts high school diploma;
- 6) Continuous physical presence in Massachusetts during periods when not an enrolled student;
- 7) Military home of record; and
- 8) All other material of whatever kind or source which may have a bearing on determining residency.

### 3.2 Eligibility

a) The following individuals shall be eligible for in-state tuition:

- 1) Any person who is registered at an institution as a Massachusetts resident shall be eligible for continued classification as a Massachusetts resident for tuition purposes (until attainment of the degree for which he or she is enrolled) during continuous attendance at the institution.
- 2) The spouse of any person who is classified or is eligible for classification as a Massachusetts resident is likewise eligible for classification as a Massachusetts resident. This provision will not apply in the case of a spouse in the United States on a non-immigrant visa.
- 3) A person who is a lawful immigrant or permanent resident of the United States is eligible to be considered for Massachusetts residency for tuition purposes provided that he/she meets the same requirements for establishing residency in Massachusetts as are required of a United States citizen. Non-citizens who are in (or who are eligible to apply and who have applied for) refugee/asylum status are likewise eligible to be considered for Massachusetts residency for tuition purposes provided that

they meet the same requirements for establishing residency in Massachusetts as are required of a United States citizen. All non-citizens must provide appropriate United States Citizenship and Immigration Services documentation to verify their status.

- 4) Those students whose higher education pursuits are funded by the Department of Institutional Assistance, the Massachusetts Rehabilitation Commission, or any of the other Commonwealth of Massachusetts public assistance programs.
  - 5) A member of the Armed Forces of the United States who is stationed in Massachusetts on active duty pursuant to military orders, his or her spouse and dependent children. A person does not gain or lose in state status solely by reason of his or her presence in any state or country while a member of the Armed Forces of the United States.
  - 6) Full time faculty, professional staff, and classified staff employees of the public higher education system and their spouses and dependent students.
- b) A person having his or her residency elsewhere than in Massachusetts shall not be eligible for classification as a Massachusetts resident for tuition purposes, except as herein provided.

#### **Part IV. Appeals and Reclassification**

- 4.1 **Reclassification:** A student may at any time request the institution to reclassify him or her as a Massachusetts resident if the factual basis for his or her classification as a non-resident has changed. To do so, the student shall submit a "Residency Reclassification Form" to the appropriate office of the institution for its review and final classification as a resident or a non-resident student.
- 4.2 **Appeals:** A student or applicant may appeal the institution's final decision to deny his or her classification (or reclassification) as a non-resident by filing an appeal through the appeal process established by the institution. The decision on appeal is final and may not be appealed further.
- 4.3 **Tuition Deadlines:** All deadlines for the payment of tuitions, fees, and other financial obligations to the institution remain in force during the pendency of any request for reclassification or any appeal.
- 4.4 **Retroactive Effect:** Any change in a student's classification as the result of a request for reclassification or an appeal will be retroactive only to the beginning of the semester during which the institution makes the final decision to reclassify the student.



**Part V. Penalties**

Misrepresentation in or omission from any evidence submitted with respect to any fact which, if correctly or completely stated, would be grounds to deny classification as a Massachusetts resident, shall be cause for exclusion or expulsion from or other disciplinary action by the institution.

**Part VI. Miscellaneous**

- 6.1 Each institution may adopt supplementary rules governing any procedures, deadlines, and related matters appropriate for the implementation of this policy.
- 6.2 The provisions of this policy shall apply to the classification of a student as the resident of any New England state for purposes of determining his or her eligibility for tuition benefits through the New England Board of Higher Education.

**MASSACHUSETTS PUBLIC HIGHER EDUCATION INSTITUTIONS  
IN-STATE TUITION ELIGIBILITY FORM**

Last Name \_\_\_\_\_ First Name \_\_\_\_\_ MI \_\_\_\_\_

Street Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

SSN# or Student I.D. Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Are you a U.S. Citizen? \_\_\_\_\_ Yes \_\_\_\_\_ No. If you are not a U.S. Citizen, please state your immigration status in detail: \_\_\_\_\_

**Please check the in-state or reduced tuition eligibility category that applies to you:**

\_\_\_\_\_ *For Community College applicants:* I have been a Massachusetts resident for six (6) continuous months and intend to remain here.

\_\_\_\_\_ *For State College and UMass applicants:* I have been a Massachusetts resident for twelve (12) continuous months and intend to remain here.

As proof of my intent to remain in Massachusetts, I possess at least 2 of the following documents, which I shall present to the institution upon request. These documents are dated within one (1) year of the start date of the academic semester for which I seek to enroll (except possibly for my high school diploma). The institution reserves the right to make any additional inquiries regarding the applicant's status and to require submission of any additional documentation it deems necessary. **Please check-off those documents you possess as proof of your intent to remain in Massachusetts.**

- |   |                                    |                                 |
|---|------------------------------------|---------------------------------|
| _____ Driver's license                                      | _____ Mass. High School Diploma    | _____ Employment pay stub       |
| _____ Car registration                                      | _____ Voter registration           | _____ State/Federal tax returns |
| _____ Utility bills   | _____ Signed lease or rent receipt | _____ Military home of record   |
| _____ Record of parents' residency for unemancipated person |                                    | _____ Other _____               |

\_\_\_\_\_ I am an eligible participant in the New England Board of Higher Education's Regional Student Program.

\_\_\_\_\_ I am a member of the armed forces (or spouse or unemancipated child) on active duty in Massachusetts.

**Certification of Information**

I certify that this information is true and accurate. I understand that any misrepresentation, omission, or incorrect information shall be cause for disciplinary action up to dismissal, with no right of appeal or to a tuition refund.

Applicant Signature: \_\_\_\_\_ Date \_\_\_\_\_

Parent/Guardian Signature (Applicant is Under 18 Years Old): \_\_\_\_\_ Date \_\_\_\_\_

**FOR OFFICIAL USE ONLY – DO NOT WRITE IN THIS BOX**

I have reviewed the above information in order to determine this individual's eligibility to receive the in-state tuition rate. Based on my review I have determined that this individual:

\_\_\_\_\_ IS eligible for the in-state tuition rate.

\_\_\_\_\_ IS NOT eligible for the in-state tuition rate.

\_\_\_\_\_ I am unable to make a determination at this time. The following additional information has been requested from the applicant: \_\_\_\_\_

Authorized College Personnel: \_\_\_\_\_ Date \_\_\_\_\_