

~ PLYMOUTH BOARD OF SELECTMEN ~

TUESDAY, NOVEMBER 29, 2011

TOWN HALL MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, November 29, 2011 at 7:00 p.m. at Town Hall in the Mayflower Room.

Present: John T. Mahoney, Jr., Vice Chairman
 Sergio O. Harnais
 Mathew J. Muratore
 Belinda A. Brewster

 Mark Stankiewicz, Town Manager
 Melissa Arrighi, Assistant Town Manager

Absent: William P. Hallisey, Jr., Chairman

CALL TO ORDER

Vice Chairman Mahoney called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

TOWN MANAGER'S REPORT

Site Selection Study for Transportation Center – Town Manager Mark Stankiewicz announced that a public meeting will be held on December 8, 2011 to discuss the site selection study for the proposed Plymouth Transportation Center. The meeting, he stated, will be held at 7:00 p.m. in the library at Nathaniel Morton Elementary School.

Remote Participation at Public Meetings – Mr. Stankiewicz reported that the State released new legislation on November 10, 2011 that will allow board and committee members to participate in meetings from remote locations. Should the Board wish to vote to adopt the remote participation provision, he explained, staff can prepare the requisite documents and language of the vote.

Plymouth Philharmonic Orchestra – Mr. Stankiewicz informed the Board that Recreation Director Barry DeBlasio and Special Assistant Patrick O'Brien met with representatives from the Plymouth Philharmonic Orchestra to discuss the schedule for use of Memorial Hall, following the recent departure of the private management company that operated the facility. It was decided, he said, that the Town would honor all of the Philharmonic's performance dates for the 2012 season.

Insurance Advisory Meeting – Mr. Stankiewicz noted that the Insurance Advisory Committee (“IAC”) held a meeting on November 18, 2011 to discuss the formal notice of the Selectmen’s intentions to implement the process authorized by the State’s Municipal Health Care Reform Act. Staff from the Town Manager’s Office and Human Resources Department, along with representatives from Blue Cross Blue Shield and Cook & Company (the Town’s insurance consultants), attended the meeting to provide information on the legislation and the various calculations used to determine the potential cost savings that might be achieved by modifying the Town’s healthcare plans, he reported. Mr. Stankiewicz indicated that, once a Public Employee Committee (“PEC”) is formed from representatives of the Town’s bargaining units, there is a 30-day timeframe within which plan modifications can be negotiated.

Solid Waste RFP – Mr. Stankiewicz notified the Board that he and Public Works Director Jonathan Beder held a phone conference with representatives from the consulting firm of Weston & Sampson to review and discuss the draft Request for Proposals (“RFP”) for Plymouth’s curbside collection program. Weston & Sampson’s representatives have indicated that that the RFP will be revised and ready for final review on or about December 1, 2011, he noted.

LICENSES

VEHICLE FOR HIRE (RENEWAL)

On a motion by Selectman Harnais, seconded by Selectman Brewster, the Board approved renewal of the following Vehicle for Hire licenses, as detailed. Voted 4-0-0, approved.

❖ **Plimoth Transportation Inc d/b/a Mayflower Taxi** (130 Camelot Drive, Scott Vecchi, Owner) requested renewal of the following licenses / permits:

- One Vehicle for Hire Business Permit – 2 Taxi / 7 Livery
- Applying for 7 vehicle –3 renewals, 4 new (three are replacements)
Vehicles have been inspected by the Inspectional Services Department
- Applying for 7 Renewals and 1 New Vehicle for Hire Operator Licenses
 - Scott Vecchi, 166 Gunner’s Exchange Road
 - Matthew Cooper, 33 Bonney Briar Drive
 - Melinda Weymouth, 5 Cooke Road
 - Charles Ruhl, 167 South Street
 - Richard Sanphy, 34 Bonney Briar Drive
 - Douglas Banks, 111 Standish Avenue
 - Peter Clapp, 47 Clifford Road
 - John Walsh, Jr., 27 Cary Road – New

Issuance of these licenses is subject to CORI background check and driving record.

- ❖ **TLC Quality Transportation Inc** (42 Dublin Dr., Brian Mazzilli, Owner) requested the following new licenses/permits and renewals (as noted):
 - One Vehicle for Hire Business Permit –Livery
 - Applying for 6 vehicles (all vehicles have been inspected by Inspectional Services)
Issuance is subject to CORI background check and driving record.

- ❖ **Total Traveler Transportation** (844 Webster St., Marshfield, R. Michael Anabel, Owner) requested renewal of the following licenses / permits:
 - One Vehicle for Hire Business Permit – Taxi
 - Applying for 1 vehicle – renewal (vehicle has been inspected by Inspectional Services).
 - Applying for one Vehicle for Hire Operator License:
 - R. Michael Anabel, 80 Pine Street, Duxbury
 Issuance is subject to review of the requisite CORI background check and driving record.

TRANSPORT OF OVERSIZED LOAD

On a motion by Selectman Harnais, seconded by Selectman Brewster, the Board approved the following request for a special permit to transport an oversized load. Voted 4-0-0, approved.

- ❖ **Mammoet USA N.E. Corp.** is requesting to transport a transformer from NSTAR Substation in Carver, MA. To Cordage Park. The transport arrangement consists of a 10' wide self propelled modular trailer. The unit will be 98' long and 12'4" wide and 20' high with a gross weight of 874,573 lbs. The move will take place on Wednesday, December 14, 2011 at 9:00 p.m. and should take between 8 and 8 hours. All pertinent departments have been notified and/or are working with Mammoet during the transport. Police Dept., Fire Dept., Harbor Master, Highway Dept., DPW Dept., Tree Warden, IT Dept. as well as all State Departments: Comcast, NSTAR, Verizon, State Police. A State permit has been obtained for moving over State highways. Attached is the traffic plan with the route and all details.

ANNUAL LICENSE RENEWALS

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board unanimously approved (4-0-0) the following annual license renewals:

Lodging House

SANDPIPER INN, 205 TAYLOR AVE

Innholder

THE COLONIAL HOUSE INN, 207 SANDWICH ST

Comprehensive Entertainment

BLUE BLINDS BAKERY, 7 NORTH STREET	GROUP 3
BUFFALO GRILLE, 179 COURT ST	GROUP 1
FASHION FOOD LLC D/B/A WENDY'S, 45 COMMERCE WAY	GROUP 1
KISKADEE COFFEE COMPANY, 18 MAIN STREET and 3	GROUP 1
META COMET, 58C MAIN STREET	GROUP 3
PLYMOUTH AUTOMOTIVE, LLC D/B/A AUTOFAIR HONDA OF PLYMOUTH, 9 LONG POND ROAD	GROUP 1
PLYMOUTH FAMILY PIZZA, LLC D/B/A PLYMOUTH FAMILY PIZZA, 4 PILGRIM HILL ROAD	GROUP 1
PLYMOUTH PANCAKES, INC. D/B/A IHOP #3348, 10 SHOPS AT 5 WAY	GROUP 1
RIO'S STEAKHOUSE, LLC, 318 COURT STREET	GROUP 1
VK TRACHANAS, INC. D/B/A BILL'S PIZZA AND MORE, 202 SOUTH MEADOW ROAD	GROUP 1

Common Victualler

3A CAFÉ & BAKERY, 295 COURT ST
7-ELEVEN 30260G, 324 COURT ST
A&S SERVICES, INC. D/B/A SUBWAY, 74 LONG POND ROAD
ALL AMERICAN DINER, 60 COURT ST
ASIAN ESSENCE, 2291 STATE RD
BELLA PIAZZA CAFE AND PIZZERIA, 15 MAIN STREET
BIG AL'S DELI, 26 MANOMET POINT ROAD
BJ'S WHOLESALE CLUB INC, 105 SHOPS AT 5 WAY
BLUE BLINDS BAKERY, 7 NORTH STREET
BOYS AND GIRLS CLUB OF PLYMOUTH, 9 RESNICK ROAD
BRAMHALLS, 2 SANDWICH ROAD
BUFFALO GRILLE, 179 COURT STREET
CAPE COD ENTERPRISES LLC D/B/A DUNKIN DONUTS, 2300 STATE ROAD
CEDARVILLE HOUSE OF PIZZA, 2230 STATE ROAD
CHEUNG'S RESTAURANT D/B/A HAPPY GARDEN RESTAURANT, 57 COURT STREET
CLYDE'S BAKERY AND DELI, 358 COURT ST
COMFORT INN, 155 SAMOSET ST
COMMONWEALTH PIZZA, INC. D/B/A DOMINO'S PIZZA, 5-15 MAIN STREET
CORNERSTONE CAFE INC, 65 MAIN STREET
CUPCAKE CHARLIE'S, 6 TOWN WHARF #4
DELOPS INC D/B/A D'ANGELOS SANDWICH SHOP, 152 SAMOSET STREET
DELOPS INC D/B/A D'ANGELO'S SANDWICH SHOP, 116 COLONY PLACE
EEL RIVER BEACH CLUB, 110 WARREN AVE
FASHION FOOD LLC D/B/A WENDY'S, 45 COMMERCE WAY
FAT MIKE'S DINER, 88 CAMELOT DRIVE
FRIENDLY'S # 1264, 47 LONG POND ROAD
GELLAR'S SNACK BAR INC, 506 STATE ROAD
GINGERBREAD HOUSE, 190 WATER STREET
HAMPTON INN & SUITES, 10 PLAZA WAY

INFINITY MUTUAL INVESTMENTS OF NORTH AMERICA D/B/A COLDSTONE CREAMERY, 158 COLONY PLACE
JETTIE'S, 186 WATER STREET
JJEC DONUTS LLC D/B/A DUNKIN DONUTS, 160 SOUTH STREET
JJEC DONUTS LLC D/B/A DUNKIN DONUTS, 15 SANDWICH STREET
JJEC DONUTS LLC D/B/A DUNKIN DONUTS, 709 STATE ROAD
JJEC DONUTS LLC D/B/A DUNKIN DONUTS, 275 SANDWICH STREET
JORDAN HOSPITAL, 275 SANDWICH STREET
JUBILEE CAFE & CATERING INC, 22 COURT STREET
KEVIN'S CLUB HOUSE RESTAURANT, 265 SOUTH MEADOW ROAD
KISKADEE COFFEE COMPANY, 18 MAIN STREET
LBK LLC D/B/A BURGER KING, 140 SAMOSET STREET
MARY LOU'S COFFEE, 6 HEDGES POND ROAD
MARY LOU'S NEWS INC, 755 STATE ROAD
MARY LOU'S NEWS INC D/B/A MARY LOU'S COFFEE, 63 OBERY STREET
MCDONALDS, 5 LONG POND ROAD
MCDONALDS OF PLYMOUTH, 143 SAMOSET ST
METROS CAFÉ, 775 STATE RD
NICHOLAS & AMANDA MARTIN D/B/A FEDERAL GRILLE, 531 FEDERAL FURNACE ROAD
PANERA BREAD, 46 SHOPS @ 5 WAY
PANERA BREAD #1216, 138 COLONY PLACE
PAPA GINO'S INC, 81 CARVER ROAD
PAPA GINO'S INC, 1 SAMOSET STREET
PEACEFUL MEADOWS FARM INC, 170 WATER STREET
PEBBLES RESTAURANT, 76 WATER STREET
PLANE JANES CAFÉ, 246 SOUTH MEADOW RD
PLIMOTH BAY CAFÉ, 16B TOWN WHARF
PLYMOUTH FAMILY PIZZA, LLC D/B/A PLYMOUTH FAMILY PIZZA, 4 PILGRIM HILL ROAD
PLYMOUTH PANCAKES, INC. D/B/A IHOP #3348, 10 SHOPS AT 5 WAY
PLYMOUTH PERCY'S PLACE, 35 A MAIN STREET
PLYMOUTH SUBWAY INC D/B/A SUBWAY, 131 COMMERCE WAY
PLYMOUTH SUBWAY INC (WALMART), 300 COLONY PLACE
RIO'S STEAKHOUSE, LLC, 318 COURT STREET
ROCK BOTTOM SEAFOOD MARKET, 2234 STATE ROAD
ROSE AND VICKI'S, 747 STATE ROAD
SAMOSET STREET DONUTS INC D/B/A DUNKIN DONUTS, 134 SAMOSET STREET
SECOND GENERATION DONUTS LLC D/B/A DUNKIN DONUTS, 23 COMMERCE WAY
SHAWS, 2260 STATE ROAD
SHAWS SUPERMARKET INC, 20 PILGRIM HILL ROAD
SIAM KITCHENS D/B/A STAR OF SIAM RESTAURANT, 589 STATE ROAD
STARBUCKS COFFEE COMPANY, 100 COLONY PLACE
STEVIE'S PIZZA, 46 MAIN STREET EXTENSION
SUPER STOP AND SHOP #469, 127 SAMOSET STREET
TACO BELL OF AMERICA, INC, 4 PLAZA WAY
TEDESCHI FOOD SHOP INC #192, 2302 STATE ROAD
THE BLUEBERRY MUFFIN, 2291 STATE ROAD
VANATIEL INC D/B/A CAPPY'S PIZZA, 700 STATE ROAD
VK TRACHANAS, INC. D/B/A BILL'S PIZZA AND MORE, 202 SOUTH MEADOW ROAD

YUE QIAO CHEN D/B/A NEW CHOI KING RESTAURANT, 317 COURT STREET
ZESTO'S DELI & PIZZERIA, 59 INDUSTRIAL PARK ROAD
ZIGGY'S, 120 WATER STREET

Auto Dealer Class I

CAPE COD CLASSICS INC D/B/A VESPA PLYMOUTH, 9 ALDRIN ROAD
COLONIAL FORD INC, 147 SAMOSET STREET
EMPIRE HYUNDAI OF PLYMOUTH INC, LAWRENCE GORDON, PRESIDENT, 356 COURT STREET
GRIMES VENTURES, INC. D/B/A PILGRIM POWER SPORTS, 74-2 CAMELOT DRIVE
PLYMOUTH AUTOMOTIVE LLC D/B/A AUTOFAIR HONDA OF PLYMOUTH, 9 LONG POND ROAD
TRACY MOTORS INC, 137 SAMOSET ST

Auto Dealer Class II

ALI SHOKOZHDEH D/B/A AUTO WEB, 278 HALFWAY POND ROAD
ALMEIDA'S INC., 20 COLUMBUS ROAD
AUTO BODY & TIRE CENTER INC D/B/A CAPE AUTO BODY, 53 SAMOSET ST
AUTO MOTION LTD, 26 STATE ROAD
BRIAN BERTOCCHI, 104 LAKE DRIVE
BRIAN HOBAN D/B/A B&L AUTO SALES, 15 SPENCER DRIVE
CHRISTOPHER BAKER D/B/A BAKER'S AUTO, 74-6 CAMELOT DRIVE
COMBINED CHARITIES OF CAPE COD, INC., 86 SOUTH STREET
CORVETTE MIKE NEW ENGLAND, 151 SAMOSET STREET
DAN GILLIS AUTO SALES, 2235 C STATE RD
DENIS CANDLEN D/B/A DENIS P CANDLEN, 772 STATE RD
EMB AUTO SALES LLC, 7 JUSTINE RD
FOREIGN MOTOR CARS INC, 154 WATERCOURSE PLACE
JESSE'S MARINE LLC D/B/A JESSE'S MARINE, 22 LOTHROP STREET
JOHN HEALY D/B/A PILGRIM AUTO LTD, 54 MANOMET POINT ROAD
KENNETH HEALY D/B/A AKJ SALES, 37 MARTINGALE LANE
KENNETH HEALY D/B/A AKJ USED AUTOS, 40 HOLMAN ROAD
KMS AUTO, 43 STATE ROAD
LEVIS AND SONS INC, 102 COURT STREET
LOU TAVARES-AUTO GROUP, 97 COURT STREET
MATTHEW JAY BURKE D/B/A PLYMOUTH AUTO SALES, 15 ROBERTS ROAD
MB SPECIALTY, 130 CAMELOT DRIVE
MICROBLEND ENTERPRISES, INC., 88 CAMELOT DRIVE
NEW ENGLAND MOTOR CARS LLC, 198 SOUTH MEADOW ROAD
NORTHEAST TRAFFIC CONTROL SERVICES, INC., 8 SCOBEE CIRCLE
PAUL ALMEIDA 24 HOUR TOWING INC, 10 COLUMBUS ROAD
PLYMOUTH MOTOR CARS INC, 30 INDUSTRIAL PARK ROAD
RICHARD GRAVINA D/B/A PILGRIM AUTO SALES, 38 RUSSELL STREET
RICHARD MCCARTHY D/B/A RKS AUTO SALES, 2306 STATE ROAD
RJS PROPERTY SERVICES INC, 170 WATER STREET
RUSSELL ROMBOLDI JR, 367 R COURT STREET
SAMOSET AUTO SERVICE INC, 40 SAMOSET STREET
SHAWN BOYD D/B/A CUSTOM DETAIL, 45 SOUTH STREET

STEVE'S AUTO, 104 SANDWICH STREET
TOWN BROOK SERVICE CENTER, 14 WATER STREET
TRUE BLUE PARTS, INC. D/B/A C.A.P.E., 50 NIGHTINGALE ROAD
VANCES AUTO BODY INC, 18 COLUMBUS ROAD
VERC INC, 63 SAMOSET STREET

Auto Dealer Class III

ALMEIDA'S INC, 20 COLUMBUS RD
VANCES AUTO BODY INC, 18 COLUMBUS RD

Automatic Amusement

ELLIS HAVEN CAMPGROUND, 531 FEDERAL FURNACE ROAD	11 MACHINES
PAPA GINO'S, INC., 81 CARVER ROAD	1 MACHINE
PAPA GINO'S, INC., 1 SAMOSET STREET	1 MACHINE
WHITE HORSE BEACH, INC., D/B/A WHITE HORSE GENERAL STORE	6 MACHINES

ADMINISTRATIVE NOTES

Meeting Minutes – On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to approve the minutes of the August 30, 2011 Selectmen's meeting. Voted 4-0-0, approved.

Referendum Election Warrant – The Board approved the election warrant for the January 14, 2012 special election.

PILOT Agreement – The Board approved and executed the *First Amendment to Amended and Restated Payment in Lieu of Tax ("PILOT") Agreement* between the Town and Entergy Nuclear Generation Company. Mr. Stankiewicz explained that the amendment represents a one-year rollover provision that will maintain the same payment until the United States Regulatory Commission makes a decision on the renewal of Pilgrim Station's operating license

Constable Re-Appointment – The Board re-appointed Gregory S. Kamon, 11 Briarwood Lane, Rochester, as Constable for the Town of Plymouth for a term effective November 30, 2011 through November 29, 2014.

Exclusive Vending Rights – The Board granted exclusive vending rights to the Kiwanis Club of Plymouth for the Christmas in Historic Plymouth event to be held on Friday, December 2, 2011 in the downtown district.

Letter to DEP Regarding Beach Management Plan – The Board authorized the Chairman to sign a letter to the Commissioner of the Massachusetts Department of Environmental Protection, requesting consideration of recommended changes to the permitting process for Beach Management Plans under the Wetlands Protection Act.

PUBLIC COMMENT

Theodore Bosen of Cedarville referenced the October 11th meeting at which he asked the Selectmen to call on the United States Nuclear Regulatory Commission (“NRC”) to require the implementation of a number of safety measures at Pilgrim Nuclear Power Station, in light of the March 2011 events at the Fukushima Power Station in Japan. Mr. Bosen explained that he was happy to see the Selectmen issue such a letter to the NRC, but he noted his disappointment that, within the letter, the Town also seemed to express its endorsement of the relicensing of Pilgrim Station. Because of this, he said, he and 21 other citizens have put together a petition asking the Selectmen to place a question on the May ballot to ascertain whether the citizens of Plymouth support the relicensing of the facility. Mr. Bosen read the text of his petition:

“We the people of Plymouth, Massachusetts, direct the Plymouth Board of Selectmen to call upon the Nuclear regulatory Commission to immediately suspend all further action on the application of the Entergy Corporation for renewal of its license to operate the Pilgrim Nuclear Power Station pending the full implementation of all safety improvements recommended by the NRC as a result of the lessons learned from the failures of similarly designed reactors in Fukushima, Japan.”

Mr. Bosen touted the benefits of democratically polling the populace on this matter, regardless of whether the referendum has any legal standing. The citizens of Plymouth, he said, are subject to an outdated nuclear plant and regulation process over which it has almost no control, and, thus, the referendum may provide the voters with a decisive means to make their concerns known.

Mr. Stankiewicz explained that the Selectmen’s letter to the NRC did not unconditionally endorse the relicensing of Pilgrim Station. Rather, he explained, the letter stated the Selectmen’s support of the implementation of safety measures at Pilgrim, following the lessons learned from Fukushima, Japan. Mr. Stankiewicz acknowledged that the letter stated that the Selectmen were “not opposed” to the relicensing of Pilgrim Station, but safety measures and relicensing, he said, are not intertwined. It would be unrealistic, he said, to expect that the NRC will hold its decision on the relicensing of the station until all of the lessons from Fukushima are fully realized.

Mr. Bosen contended that the text of the Selectmen’s letter speaks for itself, in contrast to the Town Manager’s interpretation of it. There is no reason, he said, why the NRC cannot hold Pilgrim’s license while safety measures are identified and implemented.

Discussion continued between members of the Board and Mr. Bosen regarding the proposed referendum. Selectman Muratore assured Mr. Bosen of the Board’s concerns about safety while also noting its responsibility to ensure that Plymouth is adequately compensated as a nuclear host community. Mr. Bosen pointed out that Entergy’s payment to the Town (in the form of a Payment-In-Lieu-Of-Tax agreement), as compared to the Town’s entire budget, has never been so low. Vice Chairman Mahoney echoed Mr. Bosen’s comments about Entergy’s payment, noting that, prior to deregulation, the former

owners of Pilgrim Station contributed nearly 50% of the Town's entire budget. It was not the Board's intention, however, Vice Chairman Mahoney said, to endorse the relicensing of Pilgrim Station in its letter to the NRC.

With regard to Mr. Bosen's petition, Ms. Arrighi explained that the Selectmen can choose to have Mr. Bosen follow the typical process for initiating a ballot referendum, or they can schedule a full discussion on this matter, at which other citizens will have the opportunity to comment.

By apparent consensus, the Board consented to scheduling a discussion on Mr. Bosen's petition during an upcoming meeting.

Gerald Sirrico of Precinct 3 praised the Thanksgiving Day parade but expressed concern about the parking congestion that the event creates on Plymouth's narrow downtown streets. Mr. Sirrico said that, in order for emergency vehicles to have adequate passage through some of the downtown's narrow streets, the Town must consider heightened parking enforcement and supervision during events of such magnitude. In addition, Mr. Sirrico asked that the Department of Public Works paint reflective double lines on South Street near Performance Auto, as there have been a number of accidents and near-misses on that particular curve.

Robert Alford of Precinct 7 thanked Theodore Bosen for his comments regarding the nuclear power station and expressed his support for the proposed ballot referendum. Mr. Alford reiterated his longstanding contention that Entergy does not pay its fair share of taxes to the Town.

PUBLIC HEARING: ANNUAL ALL ALCOHOL RESTAURANT LICENSE
MATTAPOISETT RESTAURANT GROUP, LLC D/B/A SPEEDWELL TAP & TABLE, 47 MAIN ST.

Vice Chairman Mahoney opened a public hearing to consider the application for a new Annual All Alcohol Restaurant Liquor License from Mattapoisett Restaurant Group, LLC d/b/a Speedwell Tap & Table, 47 Main Street, John T. Mello as Manager. Prior to the start of the hearing, Vice Chairman Mahoney read a description of the premises and affirmed that notice of the hearing was given to the public in accordance with Chapter 138 of the Massachusetts General Laws.

Jason Lanagan, president of Mattapoisett Restaurant Group, LLC, addressed the Board regarding the license application. Mr. Lanagan explained that he has owned the property at 47 Main Street since 2006, during which he has rented space to a variety of service and retail establishments. In recent years, he explained, the economy has shifted, and thus he has now considered pursuing a restaurant venture on the first floor of the building. Mr. Lanagan noted that he currently owns and operates three restaurant establishments in New Bedford and Dartmouth. The Speedwell Tap & Table, he said, will be a full-service restaurant with quality service and a menu of fresh food.

Mr. Lanagan responded to questions from Selectman Brewster regarding the location's proximity to other bar and restaurant establishments on Main Street (Sam Diego's, Main Street Sports, T-Bones Roadhouse, The New World Tavern, and the British Beer Company) and how he might distinguish his business from the others. Mr. Lanagan stated that, from his experience, such proximity to other successful establishments is more beneficial than detrimental. In response to questions from Vice Chairman Mahoney, Mr. Lanagan reported that the individual who will manage the Speedwell has a good deal of experience from the Mattapoissett Restaurant Group's New Bedford restaurant. Every staff member will be TIPS certified, he said, and entertainment will be consistent with the character of downtown Plymouth. The building will be completely renovated and will feature windows similar to those at T-Bones Roadhouse and Main Street Sports, he noted.

Seeing no further questions from the Board, Vice Chairman Mahoney opened the hearing to public comment. No citizens came forth to speak about the license application. Vice Chairman Mahoney then closed the hearing to await a motion of the Board.

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to grant an Annual All Alcohol Restaurant Liquor License to Mattapoissett Restaurant Group, LLC d/b/a Speedwell Tap & Table, 47 Main Street. Voted 4-0-0, approved.

LICENSES IN CONJUNCTION WITH A PUBLIC HEARING

On a motion by Selectman Harnais, seconded by Selectman Muratore, the Board voted to grant the following licenses to The Mattapoissett Restaurant Group LLC d/b/a The Speedwell Tap and Table, 47 Main Street, in conjunction with the request for an Annual All Alcohol Restaurant Liquor License. Voted 4-0-0, approved.

- Common Victualler
- Comprehensive Entertainment – Radio, TV, dancing, live entertainment
- Early Sunday Sales – 10:00 a.m.
- Extension of Hours – 1:00 a.m.

AQUACULTURE WAITING LIST LOTTERY DRAWING

Vice Chairman Mahoney drew names randomly from a basket to establish an Aquaculture License Waiting List. The waiting list will be used to determine the order by which license applications will be released to prospective applicants. The names of twenty-five applicants were drawn as follows:

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|----|--------------------|-------------------------|
| 1. | Darryl C. Durnford | P.O. Box 181, Manomet |
| 2. | Eugene O'Shea | 1584 State Road |
| 3. | Matthew Minahan | 1588 State Road |
| 4. | Michael Houseman | 130 Westerly Road |
| 5. | Eugene Irvine, Jr. | 11 Old Mill Lane |
| 6. | Robert Davidson | P.O. Box 1063, Plymouth |
| 7. | Margaret Irvine | 11 Old Mill Lane |

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|-----|----------------------|-------------------------|
| 8. | Christopher Davidson | P.O. Box 1063, Plymouth |
| 9. | Sharon Larsen | 110 College Pond Road |
| 10. | Julie Archer | 27 Jan Marie Drive |
| 11. | Thomas Minahan | 1588 State Road |
| 12. | Gail Mattern | 15 Lincoln Street |
| 13. | Robert Barrett | 31 Bartlett Avenue |
| 14. | James Wright | 1 Nook Road |
| 15. | Joan Irvine | 11 Old Mill Lane |
| 16. | William Doyle | 21 Center Hill Road |
| 17. | Richard Barbieri | 21 Pleasant Street |
| 18. | Cherus Carey Lanman | 24 Elm Street |
| 19. | Todd McAdams | 12 Sullivan Avenue |
| 20. | Steven Mattern | 15 Lincoln Street |
| 21. | Henry Larsen | 110 College Pond Road |
| 22. | Eugene Irvine III | 11 Old Mill Lane |
| 23. | Connor Doyle | 21R Center Hill Road |
| 24. | James Carpenter | 17 Coles Lane |
| 25. | Tara O'Shea | 1586 State Road |

MORTON PARK AND LONG BEACH CROSSOVER ON JULY 4TH

David Gould, DPW Environmental Manager, provided the Board with a presentation on an improvement plan for Morton Park. The plan was developed, he noted, out of concerns for the destruction caused by an overwhelming number of visitors, unchecked vehicular activity, illegal fires, litter, vandalism, and natural erosion of the park's vegetation and facilities. Unfortunately, Mr. Gould explained, the Town's seasonal park employees have little authority to enforce park rules and regulations, and the existing funds set aside for the park do not cover the necessary maintenance of its facilities and/or overall condition.

Through the use of a PowerPoint presentation, Mr. Gould displayed a number of photographs illustrating the degradation of Morton Park. Fires ignited in unauthorized areas, vehicles driving in unauthorized areas, and unauthorized removal of gates and boulders are only a handful of issues that are plaguing the condition of the park.

Mr. Gould outlined the three major recommendations of the improvement plan:

- Limit vehicular access to the remote areas of the park via the installation of gates
- Designate the boat ramp area for ramp use only
- Increase daily parking fees

Limit Vehicular Access

Mr. Gould described the DPW's plans to limit vehicular access to the remote areas of the park through the installation of gates at three locations (one near the Billington Sea boat ramp and two near the Red Springs area). By limiting access to the most remote areas of the park, he said, the Town can improve its management of the park, reduce fire danger,

and prevent the degradation of the park’s natural features. Mr. Gould illustrated the location of the proposed gates and commented that park reports from as far back as 1909 reference problems created by unchecked vehicular access to the park.

Designate the Boat Ramp Area for Ramp Use Only

Mr. Gould recommended that the Town enact State regulation 324 CMR 2.00 – 2.05, which will (a) designate the boat ramp and parking area for ramp use only, (b) prohibit fishing within a 50-foot radius of the ramp, (c) prohibit water skiing within 300 feet of the ramp, and (d) prohibit camping, swimming, or picnicking within the boundary of the designated launch area. This action, he said, will give the Police and Fire Departments enhanced authority to enforce activity in the launch.

Increase Daily Parking Fees

Mr. Gould discussed how the increase of Morton Park’s daily parking fees will offset the amount of staff time and resources that must be invested to manage—and clean up after—large weekend crowds. He outlined the proposed fee structure, as follows:

	<u>Existing</u>	<u>Proposed</u>
Weekday	\$10	\$10
Weekend	\$15	\$20

Mr. Gould informed the Board that the DPW has received support for the proposed improvement plan from the Plymouth Police Department, Plymouth Fire Department, Harbormaster’s Office, West Plymouth Steering Committee, and Friends of Morton Park.

Mr. Gould, Recreation Director Barry DeBlasio, and Parks/Forestry Superintendent Ted Bubbins responded to comments and questions from the Selectmen regarding the management of the park and the proposed improvement plan.

Mr. DeBlasio explained that the park is typically overrun with an overwhelming number of visitors on the weekends, with the majority of the crowd coming from out of town. While staff can manage the main beach area fairly well, he said, the more remote areas remain unsupervised. The gates, Mr. DeBlasio said, will be crucial in preventing unmanageable access to these areas, and the new boat ramp regulations will reduce injuries/accidents between swimmers and those attempting to launch boats.

One of the main issues at the park, Mr. DeBlasio said, is the consumption of alcohol. If the Town had a stronger policy of enforcement, he said, this would reduce the number of problems and provide a safer environment for visitors and park staff, alike.

Mr. Gould acknowledged that the gates will likely cause some frustration on the part of those who use the park for fishing, but the DPW is only proposing to limit vehicular access to certain remote areas—pedestrian access throughout the park will not be restricted. Mr. Bubbins made note that the roads through the park, though gated, will always be accessible to police and fire vehicles responding to emergencies.

Selectman Brewster asked if the Police Department could provide random walkthroughs of the park to reduce and prevent alcohol consumption and unruly behavior. Mr. DeBlasio noted that he has spoken with the Police Chief about additional patrols for the 2012 season.

Vice Chairman Mahoney opened the discussion to public comment.

Ted Curtin, member of the Friends of Morton Park and neighboring resident to the park, expressed his support for the improvement plan, noting his belief that such measures will reduce problems on the weekends and discourage inappropriate behavior within the recreational area.

Douglas Gray, Billington Sea resident and former Parks/Forestry Superintendent, stressed the importance of not only protecting the park but enhancing the experience of those who visit the park.

Lloyd Rosenberg, member of the Friends of Morton Park, discussed the recurring problem of litter and illegal dumping within the park, on which the gates will have a positive impact. Though the \$5 increase to the weekend parking fee will not likely curb the number of visitors, Mr. Rosenberg said, the Town has shown improvement in the way that it manages the crowds on the 4th of July.

Kevin Doyle questioned how the gates might affect access for the neighborhood residents. Mr. Bubbins responded that the gates will only affect access to the remote areas of the park.

Selectman Brewster asked if the DPW could come back to the Selectmen with more information on plans for heightened enforcement of park regulations. Mr. DeBlasio reported that he has budgeted for additional police details in the park for FY2013.

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board approved the recommendations outlined in the Improvement Plan for Morton Park, including the increased fees, installation of gates, and the new regulations for the boat launch, as presented by the Department of Public Works. Voted 4-0-0, approved.

Mr. Gould then presented plans to change the procedures that have been in place for vehicular access to Plymouth Long Beach on the 4th of July. Under current procedures, he explained, the Long Beach Crossover and Ryder Way are closed to vehicles at 6:00 p.m. (earlier than the typical 7:00 p.m. closure) to allow staff to clear the beachfront by 7:00 p.m., as required by the Town's Beach Management Plan ("BMP"). Ryder Way, he noted, is cleared by 9:00 p.m., as is also consistent with the BMP.

Under his proposed plan, Mr. Gould reported, the Crossover would remain open until 7:00 p.m. on July 4th, and parking would be allowed to remain in designated areas along Ryder Way until the end of the fireworks display (subject to any nesting restrictions).

Selectman Muratore made a motion to approve the new policy for Long Beach procedures on the 4th of July, as proposed by the DPW Environmental Management Division. Selectman Harnais seconded the motion.

Mr. Gould responded to a handful of questions from the Selectmen regarding the ability of staff to move vehicles off of Ryder Way in a timely manner and whether the Tidal Beaches Advisory Committee (“TBAC”) had commented on the proposal. Though Mr. Gould surmised that he could not fully predict by what time all vehicles can be cleared from Ryder Way, he expressed the desire to try this new approach, with the expectation that vehicles could be cleared by 11:00 p.m. With regards to the TBAC, Mr. Gould responded that he did not discuss the proposal with the committee.

The Board voted unanimously in favor of Selectman Muratore’s motion to approve the new policy for Long Beach procedures on the 4th of July, as proposed by the DPW Environmental Management Division. Voted 4-0-0, approved.

Lee Burns, member of the TBAC, asked the Board for the opportunity to speak on the matter. Vice Chairman Mahoney consented to the request.

Mr. Burns voiced his concern that the proposal to allow parking later into the evening on the beach on the 4th of July will result in problems, i.e. unruly behavior and trespassing into environmentally-protected and privately-owned areas. The TBAC, he said, should have been given the opportunity to comment on a proposal so directly related to the beach.

Mr. Gould contended that Environmental Management employees deal with the concerns and issues cited by Mr. Burns on a daily basis—not only on the 4th of July. He reiterated that parking will only be allowed in the designated areas on Ryder Way, consistent with the day-to-day management of the beach. Mr. Gould also assured the Board that parking will not be allowed near nesting habitats.

Following some remaining discussion between the Board, Mr. Burns, Mr. Gould, and the Assistant Town Manager, the Board closed its discussion to move onto the next agenda item.

PLYMOUTH GROWTH & DEVELOPMENT CORP. – PARKING PLAN

Leighton Price, president of the Plymouth Growth & Development Corporation (“PGDC”), introduced a presentation on the Plymouth Parking Management Plan.

John Burke, PGDC’s Director of Operations, provided a presentation on the plan, in which he summarized the PGDC’s maintenance, operation, and enforcement of the Town’s 1,500 on-street regulated parking spaces and 1,000 off-street spaces. The development of the Parking Management Plan, he said, began in the Spring of 2010 with data collection, followed by a series of public workshops in the Spring and Summer of 2011.

Mr. Burke discussed the key findings of the PGDC's research into the three main areas within the downtown/waterfront district. In Plymouth Center, Mr. Burke said, the PGDC's study found:

- On-Street – Free parking on “Main Street” is at capacity and turnover is poor on certain sections through most of the day, year-round. Customers do not have a reasonable expectation of finding a parking space in close proximity to their destination.
- Off-street – Plymouth Center is underserved by off-street paid parking lots (205 spaces), leaving little reserve capacity for demand fluctuations, growth in permit parking and future redevelopment. Remote, free off-street lots (South Russell Street, Jenney Grist Mill) are significantly underutilized by downtown employees/visitors.
- Transit – GATRA Transit Hub facilities on Memorial Drive are substandard.
- Demand – Demand for downtown parking is growing in the hours after 7:00 p.m.

On Plymouth's waterfront:

- Parking demand is greater and much more seasonal than in Plymouth Center.
- Most on-street and off-street parking is at or approaching capacity during peak summer and shoulder seasons.
- Parking demand increases steadily up to and beyond enforcement hours (past 7 p.m.).
- The dominant land use by far on Plymouth's most valuable land (waterfront) is storing cars (10 acres of asphalt).
- Several private parking/lots on Water Street that are slated for redevelopment remain closed-off and empty.
- Parking demand for the newly upgraded Nelson Park is substantially higher than the number of parking spaces provided.

In the North Plymouth Village Center:

- Utilization counts show that there is ample on- and off-street parking to meet demand.
- On-street parkers regularly stay beyond posted 1-hour parking due in part to adjacent land uses supporting longer stays (restaurants, salons, dentist offices, etc.).
- There are no on-street handicapped parking stalls in the village.

Mr. Burke discussed a number of challenges and opportunities identified during the PGDC's public workshops that were consistent with the parking study's key findings. In addition, he said, the PGDC found a number of consistencies between its analysis and the 2007 Public Space Action Plan. Mr. Burke talked about the study undertaken through a joint venture between the Town, PGDC, and GATRA to site a multi-modal transportation and parking facility in the downtown/waterfront district, and how the project may interface with the Parking Management Plan.

Mr. Burke provided details on each of the four main recommendations issued by the PGDC within its Plymouth Parking Management Plan:

1. Improve Customer Service & Efficiency through Technology Enhancements

2. Expand/Maximize the Effective Use of the Existing Parking Supply
3. Reduce the Demand for Parking through Transit and other Transportation Demand Management (TDM) Strategies
4. Facilitate the Creation of New Structured Parking

At the close of his presentation, Mr. Burke discussed the need for structured parking and how a parking garage might affect the Parking Management Plan. He listed a number of smaller improvements that the PGDC intends to undertake in 2012 as part of the objective to maximize and expand the effective use of the Town's existing parking supply. Mr. Burke responded to a number of questions and comments from Selectmen Brewster regarding the Parking Permit program and the list of improvements that the PGDC will make to its parking meter technology.

Vice Chairman Mahoney opened the discussion to public comment.

Everett Malaguti questioned whether underutilized lots in the Industrial Park will be used for remote parking during major events. Mr. Malaguti also expressed concern about the appearance of a structured parking facility and how it will affect the aesthetic character of the Town's historic downtown/waterfront district.

Mr. Burke noted that the PGDC has not looked very far into the use of lots in the Industrial Park for remote parking. With regard to the appearance of a structured parking facility, Mr. Burke acknowledged that the PGDC is very aware of how carefully a structure of such magnitude in the Town must be integrated into the landscape.

Kevin Doyle also expressed concern about the placement of a parking garage on the waterfront, and he questioned whether it could be completed in time for the Town's 400th Anniversary Celebration. In response, Mr. Burke explained that the timeframe within which a parking structure could be completed is entirely dependent on funding.

At the close of discussion, PGDC President Leighton Price asked the Selectmen to endorse the recommendations outlined in the Parking Management Plan presentation, so that the PGDC could move forward with many of its improvement projects.

Vice Chairman Mahoney noted the number of recommendations that the PGDC gave the Board to consider. Ms. Arrighi made a suggestion that Mr. Price and Mr. Burke meet with staff from the Town Manager's Office to review the list and schedule a formal vote at the Selectmen's next meeting.

Mr. Burke explained that the only recommendations on which the PGDC needs a more timely endorsement from the Selectmen are those related to the parking lot pay stations, so that the PGDC can order and install the units in time for the 2012 parking season.

The Board chose (by apparent consensus) to delay its vote on the PGDC's recommendations until staff could have an opportunity to review the list further with Mr. Price and Mr. Burke.

BOARD LIAISON / DESIGNEE UPDATES

400th Anniversary Celebration Committee / Plymouth 400, Inc. – Selectman Brewster noted that Plymouth 400, Inc. met on November 28, 2011 to discuss plans for fundraising, now that the group has successfully filed an application with the Internal Revenue Service for 501(c)(3) non-profit status. During the three-month period over which the IRS will review the application, she explained, Plymouth 400, Inc. will explore the possibility of hiring a fundraising professional.

Selectman Brewster pointed out that December 8, 2011 will mark three years since the appointment of the members of the 400th Anniversary Celebration Committee. As the terms on this committee should have been set for three years, she said, it is time to re-advertise the positions and notify the membership that they must renew their interest to continue serving.

Nuclear Matters Committee – Selectman Muratore reported that representatives from the Massachusetts Department of Health attended the November 21, 2011 meeting of the Nuclear Matters Committee to provide a presentation on radiation monitoring.

Nuclear Coalition – Selectman Brewster indicated that staff has sent letters to nuclear power facilities in New England and New York to invite them to participate in a coalition of nuclear host communities that can work collectively to advocate for nuclear safety at the federal level. Selectman Brewster stated her intent to create a website that will serve as a resource for the coalition.

OLD BUSINESS / LETTERS / NEW BUSINESS

September 11th Memorial – Selectmen Harnais reiterated his wish that the Town install signage directing visitors to the September 11th memorial on Spooner Street. Now that the steel beam from the World Trade Center has been installed at the memorial, he said, it would be great to have signage that will lead visitors from the downtown/waterfront district to the site.

Meals Tax – Selectman Muratore noted that he has received a number of calls from citizens who are upset about the expense of holding a special referendum to uphold or reject Town Meeting's vote to implement a local option Meals Tax. As a result of these calls, Selectman Muratore explained that he spoke at length with the Town Clerk to determine if the Town could delay the vote until another standing election, so that no additional expense would be incurred. Unfortunately, he said, it appears that the best option—delaying the referendum vote until the annual May election—will require that the Town seek special permission from the State legislature.

Aquaculture Waiting List Process – At the close of Old Business/Letters/New Business, two citizens from the audience requested the opportunity to address the Board. Vice Chairman Mahoney consented to the request.

Bill Doyle and Cherus Carey Lanman questioned the Town's process of establishing a waiting list for aquaculture licensing and the decision to allow three prospective applicants to apply before the first person on the waiting list.

Mr. Doyle referenced a letter he issued to the Selectmen in which he stated his belief that he should also be included with the group of individuals whose license applications will be considered in advance of the waiting list. Mr. Doyle stated that both he and Ms. Lanman have been involved with—and have sought the ability to conduct—aquaculture operations for many years, and, as such, they should have been included in the process.

Ms. Arrighi explained that the Town has gone through a fairly lengthy process to move forth with aquaculture licensing, holding a number of advertised public hearings over the course of several months. The Selectman's Assistant, Tiffany Park, provided further information as to why there were three applicants that would be allowed to apply before the citizens on the waiting list. Ms. Park indicated that, in November of 2009, the Selectmen were scheduled to consider three applications for aquaculture licenses, but, after some deliberation, the Board opted to table the applications until proper regulations could first be established. As such, Ms. Park said, the three citizens whose license requests were tabled in 2009 will be given an opportunity to submit a new application, in accordance with the recently-established regulations.

Selectman Harnais questioned why Mr. Doyle did not voice his concerns earlier during the meeting when the Harbormaster was available to answer questions. Vice Chairman Mahoney recommended that Mr. Doyle and Ms. Lanman sit down with Ms. Arrighi to discuss their concerns further.

ADJOURNMENT OF MEETING

On a motion by Selectman Harnais, seconded by Selectman Brewster, the Board voted to adjourn its meeting at approximately 10:00 p.m. Voted 4-0-0, approved.

Recorded by Tiffany Park, Clerk to the Board of Selectmen

A copy of the November 29, 2011 meeting packet is on file and available for public review in the Board of Selectmen's office.