

**BOARD OF SELECTMEN
MINUTES
JULY 6, 2004**

Present: Arnold Wilson, Chairman
 Charles Blanchard
 Hal White
 David Schmida
 James Malloy, Town Administrator

The Chairman called the meeting to order at 6:30 p.m. following the Pledge of Allegiance.

Approval of Minutes

MOTION: To approve the minutes of June 21, 2004 as amended, by C. Blanchard.

2nd: H. White

Vote: All in favor.

MOTION: To approve the minutes of June 7, 2004 as amended, by C. Blanchard.

2nd: H. White

Vote: All in favor.

Pole Hearing – Jamieson Road

Bob Strand of Verizon and Paula Ogle of Mass. Electric appeared before the Board. A.Wilson read the pole hearing notice into the record (copy on file). The Board had received input from the Tree Warden and the DPW Director (copies on file). B. Strand acknowledged that he had been in error, indicating in the petition that the proposed pole would be placed on Jamieson Lane, instead of Jamieson Road. A.Wilson commented that the maps that are typically submitted by Verizon lack detail, and should show lot outlines and exactly where the pole would be situated. He suggested that they use the Assessor maps. B. Strand said that they use schematics, and they don't have surveyors or engineers on their staff.

C. Blanchard noted that there was a 10 foot discrepancy between what was indicated on the drawing and the petition.

Edward Heske, 32 Maple Street, said that pole #11 is on the corner of his property, and pole #5 is on the boundary line of Madeline Robidoux's property at 9 Jamieson Road. Pole #6 will go up to the property line of the new house. He questioned the necessity of installing the proposed pole. P. Ogle explained that the customer wants underground service and didn't want the service to go under

the driveway. B. Strand added that the lines must be supported, and the pole would provide that support.

MOTION: To set it from pole #5 and anchor it going up the hill so it will not cross from poles #11 to #6 across the roadway, by A. Wilson.

2nd: H. White

C. Blanchard suggested going underground from pole #5. P. Ogle noted that the tree that had served as a guide has been cut down, so it is necessary to have pole #6 serve as a guide pole. A. Wilson withdrew his motion; H. White withdrew his second.

MOTION: To continue the pole hearing to get additional information showing details of what is involved in going underground from the new house on 7 Jamieson Road to pole #5; if that is not feasible, give the Board enough information to determine whether feeding from pole #6 from pole #5 or pole #11 would be a better alternative, by C. Blanchard.

2nd: D. Schmida

Vote: All in favor.

C. Blanchard said that the widening of Arnold Road has been held up due to pole relocations on Arnold Road. J. Malloy said that the developer, Tom Moss, was dealing with that, and he will follow up on it.

Charlie MacGregor – The Preserve

Charlie MacGregor of Brendon Homes appeared before the Board. He presented the Board with a draft proposal regarding the sewer privilege fees for The Preserve (copy on file). A. Wilson informed him that the Board had received a legal opinion from Town Counsel indicating that the Board does not have the authority to modify sewer access charges. J. Malloy said that he had sent an email to Town Counsel requesting further review of the issue. A. Wilson said that he would like to see the sewer privilege fee calculations, and when they are payable. The consensus of the Board was to wait until J. Malloy has received more information from Town Counsel.

John Massauro, Waterman Design – Senior Housing Project on Hall Road

John Massauro and Bob Havesey appeared before the Board. J. Massauro requested a general approval of the project consistent with 502J and zoning bylaws. The other part of the approval was for water and sewer connections for the project. He said that Greg Morse, DPW Director, had indicated that water is available at the site, with 10 inch PVC line. Sewage would flow by gravity to the Hobbs Brook pump station, then go to Southbridge.

A.Wilson asked whether the calculation of 11,000 gallons/day was consistent with Sewer Service Bylaw calculations. J. Malloy said that it was consistent with what the state has set for senior housing. He said that it came to 14,200 gallons/day. J. Massauro said that a detailed analysis would be done. C. Blanchard asked whether any adjustments to the pump station would be necessary. J. Massauro said that a change would be needed for capacity for this project.

H. White felt that approval would be contrary to the Board's philosophy as expressed in the past, and would have repercussions with some of the other sewer use proposals.

MOTION: To grant the sewer extension to this project for a maximum of 14,200 gallons per day subject to final approval of the DPW Director regarding technical issues and any required upgrades to the existing system to make that acceptable to the system; to reiterate the Board's previous motion on June 21, 2004: with the understanding that the density of 71 units on 17.3 acres is extreme, and the Board expects them to bring that density down through the use of additional acreage or reduction of the number of units; the project shall meet all of the requirements of the zoning bylaw; contingent and conditional approval, by C. Blanchard.

2nd: D. Schmida

Vote: Two in favor; A. Wilson and H. White opposed.

A.Wilson suggested bringing the matter up again when the entire Board is present. It was the consensus of the Board to take it up again on July 19th at 7:15 p.m.

Publick House Service Corps. #1 and #2 – Change of Manager and Pledge of License

Attorney Robert George and William Clifford appeared before the Board. J. Malloy verified that their applications were in order.

MOTION: To approve the Change of Manager from Albert Cournoyer to William Clifford for the Publick House Service Corporation #1, by D. Schmida.

2nd: H. White.

Vote: All in favor.

MOTION: To approve the Pledge of License for Publick House Service Corporation #1, by D. Schmida.

2nd: H. White

Vote: All in favor.

MOTION: To approve the Change of Manager from Albert Cournoyer to William Clifford for the Publick House Service Corporation #2, by D. Schmida.

2nd: H. White

Vote: All in favor.

MOTION: To approve the Pledge of License for Publick House Service Corporation #2, by D. Schmida.

2nd: H. White

Vote: All in favor.

Auction Permit

MOTION: To approve the Sturbridge Federated Church auction permit for Robert Glass Associates for August 14, 2004 from 10:00 a.m. to 2:00 p.m., by C. Blanchard.

2nd: D. Schmida

Vote: All in favor.

Class 2 Used Car Dealer Application

Robert Cassim had submitted an application for a Class 2 Used Car Dealer license for a dealership to be located at 2 Main Street. The location was previously licensed as a used car dealership, and Mr. Cassim recently held a Class 2 license for 29 Main Street. He provided the required surety bond and a site plan showing the layout of the used car lot.

It was the consensus of the Board to hold action pending more information about the exact number of cars to be stored on the lot.

Council on Aging Formula Grant

MOTION: To authorize the Town Administrator to execute the standard contract form for the FY05 Formula Grant for the Sturbridge Council on Aging, by H. White.

2nd: C. Blanchard

Vote: All in favor.

Electric Inspector's Fees

MOTION: To amend the Town of Sturbridge fee schedule to include a \$50.00 fee for temporary electric service, by C. Blanchard.

2nd: H. White

Vote: All in favor.

Senior Municipal Service Program

MOTION: To approve the Senior Municipal Service Program for Henry Chartier to work at the Recycling Center repairing ramps, doors, painting and other small miscellaneous repairs, by H. White.

2nd: C. Blanchard

Vote: All in favor.

Appointments

MOTION: To confirm the Town Administrator's appointment of James Cunniff to the Planning Board for a term to expire in 2007, by C. Blanchard.

2nd: D. Schmida

Vote: All in favor.

MOTION: To confirm the Town Administrator's appointment of Thomas Creamer to the Planning Board for a term to expire in 2006, by C. Blanchard.

2nd: D. Schmida

Vote: Three in favor; H. White opposed.

MOTION: To confirm the Town Administrator's appointment of Bruce Sutter to the Zoning Board of Appeals for a term to expire in 2007, by C. Blanchard.

2nd: D. Schmida

Vote: All in favor.

J. Malloy expressed appreciation to the other applicants, and noted that he will keep their letters of interest on file.

Contract Amendment with Veolia

MOTION: To authorize the Board of Selectmen to sign the contract amendment dated July 6, 2004 between the Town of Sturbridge and Veolia Water North America, by C. Blanchard.

2nd: D. Schmida

Vote: All in favor.

Old Business

H. White commented that a pedestrian cannot walk past Sturbridge Service Center without having to walk in the street. J. Malloy said that he would ask G. Morse to look into it.

H. White asked about the status of the Spaho sewer extension permit for Farquhar Road. A.Wilson expressed concern that they are applying for 15 sewer connections, and said that he was thinking about asking the Board for a reconsideration vote. H. White requested a copy of the transcript and the tape of that meeting for his review.

C. Blanchard asked about the status of the makeup of the Skate Park Committee. He suggested that instead of having a police officer and one resident, it should be more open to interested parties. H. White suggested inviting people to the meeting as an open forum to discuss the issues, and that it be modeled after the Recycling Center Committee. A.Wilson said that the police, DPW Director and other municipal people could be available on an as-needed basis.

A.Wilson asked about the right of first refusal on the Cooper Road parcel. He noted that neither the Open Space Committee, Community Preservation Committee nor Conservation Commission had any interest in the parcel. C. Blanchard suggested checking with the Assessors office on the size of the parcel.

A.Wilson suggested that the Board consider a policy relative to the overall Sewer Service Area Bylaw. He said that it was necessary to get the DPW Director's approval and Board of Health approval of proposed projects. He noted that the special permits expire one year after they are granted. C. Blanchard suggested that a time frame on a procedure should be set up by the Board and agreed to by DPW. He said that the Board should be careful to give a reasonable amount of time after approval has been given by the Planning Board. He noted that the Sewer Service Bylaw does create guidelines and control for failed septic systems.

New Business

C. Blanchard commented that the Friday night fireworks in Southbridge was a good event. He noted that the summer Concerts on the Common have begun.

Ask the Selectmen

There were no calls.

MOTION: To adjourn, by H. White.
2nd: D. Schmida
Vote: All in favor.

The meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Judy Knowles

BOS Clerk

Date