

*Kevin Geraghty, Chairman*  
*Michael Chizy, Vice Chairman*  
*Ryan Fattman, Clerk*  
*John L. Hebert*  
*Michael Frustaci*



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*James A. Smith, Town Administrator*  
*Debbie Jacques, Administrative Assistant*

## TOWN OF SUTTON BOARD OF SELECTMAN

### Meeting Minutes

**Minutes Accepted and Filed with the Town Clerk on 3/11/2008 by a vote of 4-0**

**7:00 p.m. – February 19, 2008**  
Sutton Town Hall, Selectmen's Meeting Room

**Members in Attendance:**

Kevin Geraghty, Chairman  
Michael Chizy, Vice-Chairman  
Ryan Fattman, Clerk  
John Hebert

**Also in Attendance:**

James Smith, Town Administrator  
Debbie Jacques, Administrative Assistant

Chairman Geraghty calls the meeting to order at 7:00 followed by the Pledge of Allegiance.

Selectman Chizy motions to approve as presented, minutes from the February 12, 2008 Board of Selectmen meeting, Selectman Hebert seconds the motion, Passes 4-0

Lake Singletary Commission (Paul Kowalis of 95 west Sutton Road & Richard Norlin of 37 West Sutton Road) are here to request the Board of Selectmen to sponsor a funding article to be placed on the warrant. Mr. Kowalis & Mr. Norlin begin by briefing the bos on different programs the lake association provides for Lake Singletary. This includes weed control and erosion. The average amount spent on these treatments annually is around \$25,000.00. Last year and this year in particular the lake is being treated for phan wart. As in the past, Lake Singletary Commission is asking the Town of Sutton to approve a warrant article in the amount of \$5,000.00 to help in these treatments. Selectman Chizy has no issue in sponsoring this agenda item but does ask if the State must be notified when they draw down the lake. Mr. Kowalis responds that the Town of Millbury must be notified, Mr. Norlin states that they draw down within the historical guidelines; if they go lower they must notify DEP. Mr. Kowalis also states that the gate that controls the dam is located in Millbury and the gate valve is in desperate need of repair. This project is estimated to cost around \$50,000.00. Selectman Hebert begins by saying he is very familiar with the Lake Association and their work. He states that 80% of the lake is in Sutton and 20% is in Millbury. Hebert also states that the Town has sponsored the \$5,000.00 article for many years and taking care of the lake keeps the property values up. Selectman Fattman begins by saying Lake Singletary is a pristine resource for the Town of Sutton, he has no issue in sponsoring the article but questions the Town Administrator as to where it is budgeted. TA Smith responds that the funds in the waterway improvement fund are created from the boat excise tax in town. Selectman Geraghty has no issue with this article but does ask if the origin of invasive weeds comes from other waterways by way of boats using our lake, have they ever checked into a wash station which would clean the boat prior to dropping it into Singletary Lake, Mr. Norlin replies that "yes the State does have a program for this, but it is only used on 4 or 5 lakes in the State". Selectman Chizy motions to sponsor the article on the Town Warrant, Selectman Fattman seconds the motion hearing no discussion passes 4-0

95 Leland Hill Road, A&D Auto Wrecking: late renewal of a Class III license. John Arrell (one of the owners) from 94 Leland Hill Road is present. Selectman Geraghty begins by saying the board have received a letter from the Building Commissioner listing issues with the condition of the property. John Couture spoke to Jim Arrell, John's brother last week about the property. Selectman Chizy begins by informing Mr. Arrell that the pictures taken by John Couture show a lot of tires and old cars. It just does not look good, Chizy is requesting a scheduled clean up be issued. John Arrell is asking "what does clean up mean"? Chizy suggests he ask John Couture this question. Selectman Hebert states that this business started years ago when there were only 4 houses on the road. Now there are several houses as well as a 55 and over community development beginning. To be fair to the property owners around this address, Mr. Arrell should meet with the Building Commissioner and report back to the BOS. John Arrell agrees with Hebert but states it is cleaner now than it was a few years ago. He also states that his father began this business in 1948, John Arrell had soil samples taken and tested and it showed no contamination. Selectman Fattman thanks John Arrell for coming before the board but apologizes for him not receiving the letter that John Couture had forwarded to the Selectmen's office. Fattman does agree with the board members as far as cleaning up the property. Selectman Geraghty also agrees with board, he suggests Mr. Arrell meet with John Couture for a list of specific things that must be done to bring the property up to a certain level. Selectman Hebert states that this is a residential area, this use may be grandfathered in but he would like TA Smith to check with Kopelman & Paige. TA Smith replies that this appears to be a pre existing non conforming use but he will research this.

Announcements:

Selectman Geraghty would like to congratulate the Sutton High school Girls Basketball team, they have had a very good season. He also mentions the boys team has also had a very good season.

Selectman Fattman would like to congratulate the Sutton Boys Basketball team; it was the 19<sup>th</sup> trip to Clark the tournaments.

**Selectman Fattman moves that the Board enter into executive session for the purpose of discussing pending litigation with the intention of returning back to open session for the purpose of adjournment. Selectman Hebert seconds the motion. All in Favor, Motion passes 4-0**

Hearing no further discussions, Selectman Chizy motions to adjourn the meeting at 7:56 p.m., Selectman Fattman seconds the motion, All in Favor Passes 4-0

