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**TOWN OF UXBRIDGE  
BOARD OF SELECTMEN'S MEETING MINUTES  
BOARD OF SELECTMEN'S MEETING ROOM  
21 S. MAIN STREET, UXBRIDGE, MASS  
MONDAY, FEBRUARY 13, 2017**

Present: Chair Jennifer Modica, Vice Chair Jeff Shaw, Clerk Jim Hogan, Selectman Peter Baghdasarian and Selectman Justin Piccirillo. Also present Town Manager David Genereux and Administrative Assistant Tracey Ante.

**I. CALL TO ORDER – THE MEETING CONVENED AT 7:15PM**

1. Announcements – Ms. Modica announced nomination papers are available at the Town Clerk's office for several seats. Please contact the office for additional information.
2. Citizen's Forum

Residents were present and touched base on some of the following topics:

- Boards role/executive function/Town Manager performance
- Concerns harassment/threats
- Concerns with soil importation projects/health concerns/contaminated soil/test results
- Soil importation bylaw – approved by the AG's office with comments/resident request to work in conjunction with the Board of Selectmen/Planning Board to address comments

**II. NEW BUSINESS**

1. Eagle Scout Project – Council on Aging – Conner Young was present and discussed his Eagle Scout project. He will be constructing an outdoor patio/grilling area at the Council on Aging. He is expected to have the project completed by June. Stevie Oncay was present and discussed his Eagle Scout project. He is building a shed behind the senior center. His project will be completed within one year. The selectmen wished them luck on their projects and thanked them for their efforts.
2. Request for Special Counsel – Zoning Enforcement Officer – The Town Manager briefly discussed the recent activities of the Zoning Enforcement Officer and Health Agent. Mr. Larry Lench, Zoning Enforcement Officer advised the Board that he has issued a cease and desist on the two soil importation projects located at 775 Millville Road and 175 South Street citing zoning violations and a public safety/health risk. Activities are ongoing. Mr. Lench appeared before housing court. Housing court dismissed him and recommended he obtain counsel. Mr. Lench is asking the Board for special counsel as town counsel has a conflict. Also present were Board of Health Members, Michael Morrisette, John Neitz and Health Agent Kristen Black. They expressed concerns with public safety/health risks/contaminated soil. It was noted that there are two means to proceed with litigation, criminal and/or civil through the District Attorney's office. Ms. Black noted that counsel is needed as it was outside the scope of the Zoning Enforcement Officer and Health Agent skill set. **MOTION: I, Mr. Hogan, move that the Board appoint special counsel for the Zoning Enforcement Officer. The motion was withdrawn for further clarification. MOTION: I, Mr. Piccirillo, move that the Board authorize the Town Manager to obtain special counsel for all permitting questions and to address any legal issues and/or actions associated with the soil importation projects located at 775 Millville Road and 175 South Street. Seconded by Mr. Hogan, the motion carried 3-2 (Mr. Baghdasarian and Mr. Shaw opposed).** It was agreed that the Zoning Enforcement Officer and Health Agent will also follow-up with the District Attorney's office for guidance during the search for counsel.
3. Camera/security system – Mr. Justin Cole was present and discussed the camera/security systems at the municipal buildings. No votes or action was taken.

4. Municipal Water Supply – 348 Blackstone Street Pump Station Easement (Acting as Water & Sewer Commissioners) – Mr. Benn Sherman, DPW Director was present and discussed the background/history as pertains to the free water at 348 Blackstone Street. Mr. Hanscom took ownership of the house in late 2016, transferred from Hanscom-Moore family. Mr. Hanscom insisted that there was an agreement with the town and the Hanscom-Moore family to receive free water due to an easement agreement/secondary agreement with the family dated December 1995. Water usage fees were assessed when Mr. Hanscom took over the property. Mr. Sherman advised the Board that there is no agreements/documentation on file at the DPW. Mr. Hanscom was not able to provide any documentation. Mr. Hanscom paid the first quarter water bill under protest and is seeking relief and reinstatement of the alleged free water agreement. Mr. Sherman is recommending that the Board not ratify any new agreement, which stipulates free municipal water to the Hanscom’s property.  
**MOTION: I, Mr. Baghdasarian, move that the Board not reinstate a free water agreement for property located at 348 Blackstone Street. Seconded by Mr. Piccirillo, the motion carried 5-0.**

5. Public Safety Recommendations & Requests
- Linwood Street Speed Limit Change
  - Rivulet @ Guertin – No parking signs
  - Linwood Avenue @ Maple Street
  - Street Name Change – LaChapelle Lane to Ram’s Way

**MOTION: I, Ms. Modica, move that the Board approve the Public Safety Recommendations and Requests in the memorandum dated February 3, 2017 (attached to the minutes). In addition, DPW to install two signs marked “no parking here to corner” on Maple Street. Seconded by Mr. Hogan, the motion carried 5-0.**

6. Sutton Street field access – vandalism on the property – Mr. Benn Sherman DPW Director advised the Board that there has been 4-wheeler activity on the soccer fields. The fields are torn-up. The Board recommended during the winter months placing a pole and chain at the entrance/exit and relocating the “Dusk to Dawn” sign outside the entrance.
7. License Agreement – ZPT Energy, Providence Street – solar project – vegetation easement – The Board requested additional information on the property. The Board will continue discussions at a future meeting.
8. License Agreement – National Grid, 31 S. Main Street – fire station project – access transformer – Chief William Kessler discussed the easement agreement. **MOTION: I, Mr. Shaw, move that the Board endorse the License Agreement for National Grid, 31 S. Main Street. Seconded by Mr. Hogan, the motion carried 5-0.**

9. MSBA Accelerated Roof Program – Statement of Interest  
**MOTION: I, Ms. Modica, Resolved: Having convened in an open meeting on February 13, 2017, prior to the closing date, the Board of Selectmen of Uxbridge, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 17, 2017 for the Whitin Elementary School and Taft Early Learning Center located at 120 Granite Street and 16 Granite Street respectively which describes and explains the following deficiencies and the priority category for which an application may be submitted to the Massachusetts School Building Authority in the future Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility. The roof at Whitin has numerous, substantial leaks and the warranty has expired. The estimated cost for restoration or replacement of the roof range from \$750,000.00 to \$1.3 million. The low efficiency boilers at Taft are in continuous disrepair due to a variety of issues (i.e. pumps, flow switches, section caulking, section replacement, a leaky boiler, the back-up system is inoperable, etc.). and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building**

**Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority. Seconded by Mr. Hogan, the motion carried 5-0.**

10. TM/BOS responsibilities – The Board passed over.
11. Spring Annual Town Meeting Warrant May 9, 2017 – set open/close dates (3/10/17) – The warrant is open for inclusion of articles for the Spring Annual Town meeting. **MOTION: I, Mr. Hogan, move that the Board set the closing date for receipt of articles for inclusion in the Spring Annual Town meeting warrant for Friday, March 10, 2017 until 5:00pm. Seconded by Mr. Shaw, the motion carried 5-0.** The Town Manager’s office will be open that day. The Town Clerk’s office will be opened as needed.
12. Appointment – Board of Registrars – Mary Anderson  
**MOTION: I, Mr. Shaw, move that the Board appoint Ms. Mary Anderson to the Board of Registrars. Seconded by Mr. Hogan, the motion carried 5-0.**
13. Appointment – Board of Registrars – Melissa Shaw Bettencourt  
**MOTION: I, Mr. Hogan, move that the Board appoint Ms. Melissa Shaw Bettencourt to the Board of registrars. Seconded by Mr. Piccirillo, the motion carried 5-0.**
14. Endorse letter – Recall petition to State Legislature – The Board passed over.
15. Zoning Bylaws – There was general discussion on the zoning bylaws. The Board will continue discussions at a future meeting.

**III. OLD BUSINESS**

None.

**IV. MEMBER ISSUES**

None.

**V. TOWN MANAGER**

The Town Manager report is attached to the minutes.

**VI. MEETING MINUTES**

1/23/17 Meeting Minutes – **MOTION: I, Mr. Hogan, move that the Board approve the 1/23/17 Meeting Minutes. Seconded by Mr. Piccirillo, the motion carried 4-0-1 (Mr. Shaw abstained).**

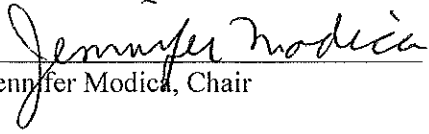
1/30/17 Meeting Minutes – **MOTION: I, Mr. Shaw, move that the Board approve the 1/30/17 Meeting Minutes. Seconded by Mr. Piccirillo, the motion carried 4-0-1 (Ms. Modica abstained).**

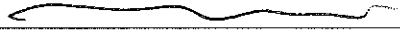
**VII. ADJOURNMENT: NEXT SCHEDULED BOARD OF SELECTMEN'S MEETING 2/27/17**

At 9:40pm, Ms. Modica adjourned the meeting.

*Minutes respectfully submitted by, Tracey Ante.*

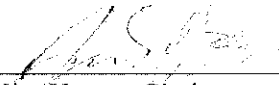
Minutes approved by Board of Selectmen:

  
\_\_\_\_\_  
Jennifer Modica, Chair

  
\_\_\_\_\_  
Peter Baghdasarian, Selectman

\_\_\_\_\_  
Jeff Shaw, Vice Chair

\_\_\_\_\_  
Justin Piccirillo, Selectman

  
\_\_\_\_\_  
Jim Hogan, Clerk


Date 2/15/17



TOWN OF UXBRIDGE  
**PUBLIC SAFETY COMMITTEE**  
UXBRIDGE, MASSACHUSETTS 01569-1851

Chairman Benn S. Sherman Director DPW  
Chief William Kessler, Fire Dept.  
Chief Jeffrey Louric, Police Dept.  
David Geneux, Town Manager  
Kevin Carney, School Superintendent

## MEMORANDUM

**DATE:** February 3, 2017  
**TO:** Board of Selectmen  
**FROM:** Benn S. Sherman, P.E.   
Chairman, Public Safety Committee  
**RE:** Recommendations & Requests for Action

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At the Public Safety Committee (PSC) meeting held on February 2, 2017, the PSC discussed a number of topics that submitted both internally and from the public. During this meeting, the PSC voted in the affirmative to recommend the following actions. These recommendations require approval from the Board of Selectmen prior to implementation.

### Linwood Street Speed Limit Change

Over the years, there have been numerous discussions with the PSC and DPW regarding speed limits and pedestrian safety along Linwood Street. With 'destination' locations such as, Good Shepard church and the Linwood Post Office within the Linwood village area, the PSC conducted a variety of reviews/studies. These included pedestrian counts (provided by post office) and speed studies performed by the UPD. Minor adjustments along the corridor have been incorporated over time; however, we continue to receive requests for additional action. The Linwood Street corridor is over 3,700 feet (0.70 miles) long (see Figure 1). By definition, this roadway is "thickly settled" and by statute, the speed limit is 30 mph. Mike Potaski, a Church Street resident, is requesting consideration by the PSC and BOS for lowering the speed limit.

On August 9, 2016, the Governor signed into law the Municipal Modernization Bill aimed at enhancing the partnership between the state and municipal governments, while granting more local control and encouraging fiscal efficiency wherever possible. Section 193 of the bill amended Chapter 90 to include the following section (emphasis added):

*Section 17C. (a) Notwithstanding section 17 or any other general or special law to the contrary, the city council, the transportation commissioner of the city of Boston, the board of selectmen, park commissioners, a traffic commission or traffic director of a city or town that accepts this section in the manner provided in section 4 of chapter 4 may, in the interests of public safety and without further authority, establish a speed limit of 25 miles per hour on any roadway inside a thickly settled or business district in the city or town on any way that is not a state highway.*

*(b) Upon establishing a speed limit under this section, the city or town shall notify the department. The operation of a motor vehicle at a speed in excess of a speed limit established under this section shall be a violation of section 17.*

Upon review with MassDOT, Section 193 allows the municipality to opt-in to MGL c. 90 § 17C, thereby reducing the statutory speed limit from 30 mph to 25 mph on any or all city- or town-owned roadways within a thickly settled or business district. The PSC respectfully requests the BOS opt-in to MGL c. 90 § 17C. Upon adoption of Section 193, the DPW will install two (2) 25 mph speed limit signs at each end of the Linwood Street corridor.



Rivulet @ Guertin-No Parking Signs

Consistently over the years, the PSC has received concerns/complaints from residents and business owners regarding on street parking along Rivulet and Elm Streets. More recently, a resident contacted the PSC expressing concerns relative to the sight distance from Guertin Avenue onto Rivulet Street. I investigated the situation and determined there is adequate sight distance for vehicles wishing to turn onto Rivulet. However, with vehicles parked along Rivulet Street, there is a reduction in sight distance.

The PSC respectfully requests the BOS approve the erection of No Parking Here to Corner signs as shown in Figure 2 (attached). Upon approval of this request, the DPW will install two (2) signs as shown on Figure 2.

Linwood Avenue @ Maple Street

In January 2017, the PSC received a letter from a resident at 10 Maple Street expressing a dangerous parking situation on Linwood Street. The issue occurs each Saturday afternoon, Sunday morning and during funeral services at Good Shepard church. Since there is no formal parking area for church services, attendees park along Linwood and the adjacent side streets. This corridor has been reviewed on a number of occasions primarily with respect to pedestrian crosswalks and safety. Overall, the sight distance from Maple Street onto Linwood appears to be adequate. However, with vehicles parked along Linwood Street, there is a reduction in sight distance.

The PSC respectfully requests the BOS approve the erection of No Parking Here to Corner signs as shown in Figure 3 (attached). Upon approval of this request, the DPW will install two (2) signs as shown on Figure 2.

Street Name Change-LaChapelle Lane to Ram's Way

In January 2017, the PSC received a letter from Ken LaChapelle requesting consideration for changing the street name from LaChapelle Lane to Ram's Way. LaChapelle Lane is a 'common driveway' located at 244 Mendon Street and services Mr. LaChapelle and his son's residence. There is no sign currently at this location and they wish not to have their family name used.

The PSC respectfully recommends the BOS approve Ram's Way as the new street name.

We respectfully request that the Board take appropriate action based on these recommendations at your convenience. Should you have any questions or require additional information, please don't hesitate to contact my office.




CC: Public Safety Committee

Attachments: Figure 1-Linwood Street, Thickly Settled District  
Figure 2-Rivulet @ Guertin, No Parking Here to Corner Signs  
Figure 3-Linwood @ Maple, No Parking Here to Corner Signs

# Figure 1-Linwood Street

Thickly Settled District

**Legend**

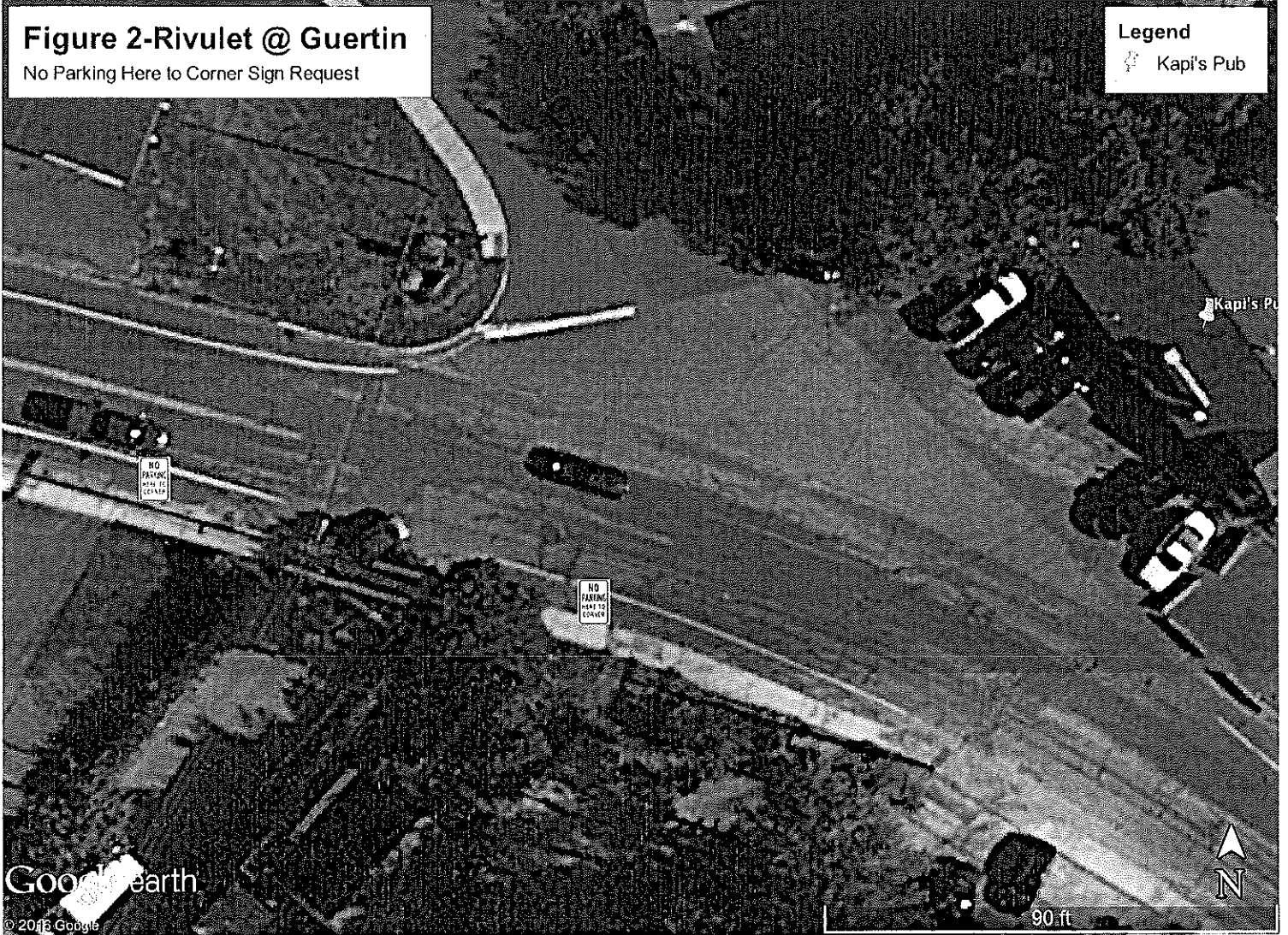
-  Good Shepard Church
-  Linwood Post Office
-  Thickly Settled, 25 mph



# Figure 2-Rivulet @ Guertin

No Parking Here to Corner Sign Request

**Legend**  
★ Kapi's Pub








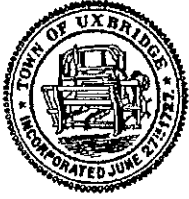
### Figure 3-Linwood@ Maple

No Parking Here to Corner Sign Request

**Legend**

-  20' to Intersection
-  50' to Crosswalk
-  Good Shepard Church





TOWN OF UXBRIDGE  
TOWN MANAGER  
21 South Main Street  
Uxbridge, MA 01569-1851  
508-278-8600 Fax 508-278-8605  
[dgenereux@uxbridge-ma.gov](mailto:dgenereux@uxbridge-ma.gov)

David Genereux  
Town Manager

February 13, 2017

To: Board of Selectmen  
From: David Genereux, Town Manager

**RE: Town Manager Report**

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I am pleased to provide the Board of Selectmen with a report of current activities of the Town Manager's Office.

- Finalized Capital Plan
- Ongoing Budget preparation
- Research/process various records requests
- Review/update MIA insurance coverage
  - Cable Liability Insurance
  - Vacant Building coverage – Blanchard School
  - Police/Fire Accident report
- Attended/conducted various meetings
  - Capital Planning Committee
  - Department Head Meeting
  - Public Safety Committee
  - Permitting Boards
  - School Building Study Group
- Meeting with MIA counsel regarding potential litigation matter

Please contact me with any questions.