



## BOARD OF SELECTMEN

Meeting Minutes

FEBRUARY 25, 2019

7:00 PM

ROOM 204, ACTON TOWN HALL, 472 MAIN STREET

**Present:** Katie Green, Joan Gardner, Jon Benson, Peter J. Berry, Janet K. Adachi

**Absent:** None

### I. Opening

Chair Green opened the meeting at 7:00 PM

### II. Regular Business

#### 1. Citizen Concerns

Terra Friedrichs, West Acton - concerned of KC sales team telling different things to different groups. Feeling its mixed messages.

Bill Klauer, Piper Road - concerned about snow removal, condition of the sidewalks and access to sidewalks. School Street sidewalk concern. Didn't know if the policy has changed. Some areas don't seem to get plowed.

#### 2. Chairman's Update/Operational Update

Katie Green – Housing for All Coalition and League of Women Voters offering a forum on accessory dwelling units on Wednesday, March 6<sup>th</sup> at 7:00 PM in Room 204. LWV hosting candidates on Saturday at 1 PM in the Conant cafeteria. Last day to register to vote is 3/6, and elections on 3/26. Town meeting begins on April 1st. MassDOT hearing on Kelley's Corner March 5<sup>th</sup> at 7:00 PM in Room 204, tickets for the Open Door Theater for the production of The Little Mermaid on March 29<sup>th</sup> and April 5<sup>th</sup>.

Mr. Mangiaratti – trees and power lines down today. PSF is open 24/7 for heat and power. Hosting open house on March 13 and March 21 regarding Kelley's Corner in Room 204. Forum planned for sewer project on March 14<sup>th</sup> in 204. Filed an application with the Historical Commission for selective demolition of the Asa Parlin House. The Efficiency and Regionalization Grant in connection with MAPC for a grant called "Making Connections" purpose is to address high priority transportation needs in our area.

### III. New/Special Business

3. 7:10 PM Common Victualler Hearing, MDM Group, LLC d/b/a Dunkin Donuts, 212 Main Street, Acton, MA – Representing MDM Group LLC is Mark Page, owner. Ms. Gardner made a motion to approve the common victualler license. Ms. Adachi seconded. The BoS voted 5-0 to approve the motion. The motion was approved.



4. 7:15 PM Entertainment License, Orange Door Hospitality, LLC, 251 Arlington Street, Acton MA – Representing Orange Door Kitchen is owner and manager Christopher Powell. Noted the incorrect address on the agenda. Correct address is 251 Arlington. Proposed live music on Wednesday nights, jazz and acoustic.  
Ms. Gardner made a motion to approve an entertainment licenses for Orange Door Hospitality, LLC. Mr. Berry seconded the motion. The BoS voted 5-0 to approve the motion. The motion was approved.
  
5. Chapter N Review – Ms. Green noted that the topic of discussion was not regarding 17 Woodbury Road. Brad Maxwell presented the update to the Chapter N Bylaw that the Historical Commission has worked on. Ms. Adachi addressed Mr. Herrick if there was a way that would encourage people to purchase historical properties rather than pushing the purchase on the town. Ms. Green commented on the work put into the document and working with the Building Division on the updated Chapter N Bylaw. No vote on document as it will be a warrant article and will take position at the March 4th meeting.
  
6. Cable Advisory Committee Charge – Representing CAC was Oleg Volesky, Chair. Last revision was from 1992. Mr. Volesky commented about the many changes of cable providers in town. Mr. Volesky requested an update to the Committee’s charge and responsibilities. Mr. Berry inquired about contract negotiations happening – Mr. Volesky stated the town has retained an attorney and started to begin contract negotiations. Verizon has written their intentions on beginning contract negotiations. Ms. Adachi made a motion to approve the proposed amendment of the Cable Advisory Committee charge. Ms. Gardner seconded the motion. The BoS voted 5-0 to approve the motion. The motion was approved.
  
7. Sewer Enterprise Fund and Capital Discussion - Mr. Mangiaratti stated there will be funding request coming up with Town Meeting to provide funding to continue the sewer plan. Paul Campbell, Town Engineer discussed the sewer enterprise budget and the funding for a preliminary design plan. Water District has a plan for West Acton as well, and plan on doing a similar survey that the town will be offering for the sewer enterprise. Sewer is a 3 year project. If twin school plans to open in 2022, the town would have to start the survey now. JA – lack of certainty what ABRSD is going to do with the building – the design plans also contemplate septic. Mr. Campbell explained betterments and sewer bylaw.  
A citizen commented that she hopes to pull out the individual item at Town Meeting to be a stand-alone item and will recommend it at Town Meeting. Important to let business owners know how many SBUs they would get hit with – feels it is a small group of people that will be benefitting and wanting more development in West Acton.  
A citizen commented that as a resident in West Acton, they are excited to have more growth and would welcome sewerage in West Acton.



8. 53 River Street Master Plan Committee Update – Peter Berry presented a power point presentation regarding an update for the 53 River Street Master Plan Committee. Committee is asking BoS to endorse a warrant article to restrict the uses on the property to open space, historic preservation or recreation. Committee is no longer supporting housing on the property. The Board will vote on the warrant article next week.
  
9. Piper Lane LLC Update Application Comments – Ms. Green, the Town was given until March 1 to provide comments. BoS feels that the applicant did not take into account the BoS’s response letter back in November. The updated application only changed the driveway entrance that some Board members felt it makes the proposed development even more dangerous. Citizen requested the BOS to reiterate the sloppiness of the application to MassHousing, commenting on the litigation they (Piper Lane, LLC) are defendants. Another citizen commented if the developer was even qualified for the project and feels they are not. Another citizen from SANA reported a site visit with Rep. Benson and Senator Eldridge which included a site tour and a copy of the binder that SANA put together. SANA has the support from both Rep. Benson and Senator Eldridge of not issuing the project eligibility letter (PEL). Requesting the Board to have copies all email communication from Mass Housing (and the applicant) regarding the PEL. Citizen concerned about the traffic congestion and how the town or police will address that for the comprehensive permit. Ms. Green stated that typically that is not something the Police Chief addresses. Several Board members suggested some specific requests to be put in the letter to Mass Housing. Ms. Gardner motions to direct the Town Manager to draft and submit a letter to MassHousing. Ms. Adachi seconds the motion. The BoS voted 5-0 to approve the motion. The motion was approved.
  
10. Volunteer of the Year Reception, May 17, 2019 – Mr. Berry presented an update to the Board on the progress for the annual Volunteers Recognition reception which will be held on May 17, 2019. Selectmen to select one volunteer each for the award before Annual Town Meeting. Will announce the recipients at the March 18<sup>th</sup> meeting of the BoS.

#### **IV. Consent Items**

Ms. Gardner moves to approve consent items 11-22, Ms. Adachi seconds. Motion is voted (5-0). The motion is approved.

#### **V. Adjournment**

At 8:56 PM it was moved and seconded to adjourn the meeting. The motion was approved unanimously.

#### **Documents and Exhibits Used During this Meeting**



### **New/Special Business**

- Common Victualler Application, MDM Group LLC
- Entertainment License, Orange Door Hospitality
- Proposed Update to Acton Bylaw Chapter N, Acton Historical Commission
- Cable Advisory Committee Charge
- Sewer Memo, Paul Campbell, Town Engineer
- 53 River Street Master Plan Committee Memo
- Updated Application, Piper Lane, LLC

### **Consent Items**

- Committee Appointment Recommendation, VCC
- Meeting Minutes, Open Session, February 4, 2019
- Executive Session Minutes, January 28, 2019
- Multiple Recreation Department Memos, Gift Acceptance Requests
- One Day Alcoholic Beverage Application, Nashoba Valley Neighbors Club
- Building Division Memo Requesting to Establish a 53G Account
- Board Appointment Request, Town Clerk
- Memorial Library Memo to Dispose of Items
- Selectmen Reports