

IN BOARD OF SELECTMEN  
MONDAY, SEPTEMBER 9, 1974

Present: Chairman John C. Powers, John E. Taft and William F. Toomey.

-----

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:15 p.m. by Chairman John C. Powers.

Executive Session - Labor Relations Counsel - Collective Bargaining

It was on motion unanimously

VOTED: To enter into executive session at 7:15 p.m. for the purpose of discussing police negotiations with Labor Relations Counsel, Richard W. Murphy.

Jurors

Present: Betsey M. Powers, Town Clerk.

The Board drew the names of John H. Potter, 26 Sexton Street, to serve as juror at Lowell Court, and Quintus C. Wilson, 109 New Bridge Road, and Robert P. Bolster, Jr., 289 Mossman Road, to serve as jurors at Cambridge Court, commencing October 7, 1974.

Application for Waiver for Exterior Sign - American Oil Company

Present: Francis E. White, Zoning Enforcement Agent.

The Board received a communication dated August 22, 1974, from the Zoning Enforcement Agent, which recommended disapproval of the application of American Oil Company for a sign permit to change the sign located at 440 Boston Post Road from AMOCO to AMERICAN OIL, recommending that the non-conforming, pre-existing sign first be moved to proper set back, as this was the intent of the bylaw when written.

It was the opinion of Town Counsel that, should such a change in the placement of the sign occur, a site plan for the same would not be necessary, but that the applicant would have to appear before the Sign Review Board, or in lieu of its appointment, the Selectmen.

Sudbury Bylaws Article IX, IV, C, 3, c - Setbacks was discussed. This section of the Bylaws restricts signs to be nearer to the center or exterior line of any way than seventy-five percent of the required set back and front yard distance, and it was suggested that the distance to the pump island be measured to see if relocation of the sign to this area would meet said requirements.

The comment was also made that a waiver could be granted by the Sign Review Board.

It was on motion unanimously

VOTED: To defer further consideration of the application of American Oil for a sign permit to change the wording on the sign located at 440 Boston Post Road for one week to enable Town Counsel to review the subject and report back his findings to the Board.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the regular meeting and executive session of August 26, 1974, the former as corrected.

Middlesex County Selectmen's Association

Selectman Toomey announced that a dinner meeting of the Middlesex County Selectmen's Association would be held at the Oakley Country Club, 410 Belmont Street, Watertown, at 6:15 p.m. on Thursday, September 19, 1974, the program of which will permit the questioning of several radio, newspaper, and television personalities by Selectmen.

One-Day Beer and Wine License - Sudbury Ancient Fyfe and Drum Companie

In response to his request, it was on motion unanimously

VOTED: To issue a one-day license for the sale of wines and malt beverages to Russell P. Kirby on behalf of the Sudbury Ancient Fyfe and Drum Companie on the occasion of their fourth Annual Muster, on Saturday, October 5, 1974, between the hours of 10:00 a.m. - 5:00 p.m., at the property of the Wayside Inn, Boston Post Road. This license shall be subject to the provisions that sanitary facilities be provided for the people in attendance, that any required building and wiring permits be obtained, and the approval of the Fire and Police Chiefs.

Sudbury Telephone Calling Area

In response to the Board's request at its meeting on July 15, 1974, with Miss Rita Omelia, District Commercial Manager of the New England Telephone Company, relative to the Board's request to expand Sudbury's toll-free local calling area, the Board received a communication dated August 28, 1974, from Miss Omelia, which cited additional information relative to technical requirements for the provision of toll-free calling between the Sudbury exchange and the Concord, Hudson, and Marlborough exchanges. The communication was read into the record by Chairman Powers.

The Board was of the opinion that the reasons provided in said communication for refusal of further consideration were unsatisfactory, and discussion followed relative to furthering the original request.

It was agreed that Town Counsel should review the problem of New England Telephone Company's rate structure and report his recommendations back to the Board early in October.

Chairman Powers expressed the Board's hope that the text of Miss Omelia's letter be printed in the local press with the request that citizens interested in this matter advise the Board of their opinions and suggestions on the matter.

#### Equal Employment Opportunity Report

The Executive Secretary reported that he has met with Mr. Carroll Brownlee, Chairman of the Equal Employment Opportunity Committee, for review of that Committee's report and that he and Town Counsel will give a joint report to the Board within the next two weeks.

#### Site Plan Application #74-135 - Edmund R. Brown, Gulf Oil Corporation

In response to a request from the Board at its August 26th meeting relative to the legality of the parking of the Norton Systems vehicles at the Gulf Service Station, 470 Boston Post Road, Town Counsel referred to his communication to the Board dated September 6, 1974, in which he set forth his opinion that the provisions of Section V, E, of the Sudbury Bylaws prohibit the regular parking of commercial vehicles on the property; that if the restriction works a hardship on any party, it can be waived by the Board of Appeals under variance procedures set forth in General Laws Chapter 40A, and if the activity falls within the classification of "incidental services" it can be allowed by permit from the Selectmen under Zoning Bylaw Section II, C, 2, e.

Following further discussion, it was on motion unanimously

VOTED: To disapprove the site plan application of Edmund R. Brown, Gulf Oil Corporation, 470 Boston Post Road, which showed a change of use; specifically, the parking of mini-busses and a taxi, inasmuch as the regular parking of commercial vehicles is not permitted under the Zoning Bylaws as outlined in Town Counsel's memorandum of September 6, 1974, unless a permit is received from the Board of Appeals.

#### Water District Deed - Raymond Road

Town Counsel, referring to his communication dated September 6, 1974, reported that a deed has been drawn to convey the new well site on Raymond Road from the Town to the Sudbury Water District, in accordance with the vote of authorization adopted under Article 33 in the Warrant for the 1972 Annual Town Meeting and requested that the Board sign the same.

Selectman Taft stated that at the time the article was drawn the land requirement was to fall within a 400' radius from the well

site, but as the exact well site had not been established, this radius was increased to 425', with the understanding that the radius be reduced to 400' once the site was begun. Selectman Taft requested that the figure in the instrument be changed to the reduced figure before it is signed.

It was on motion unanimously

VOTED: To defer this matter pending receipt of a new instrument and a letter from the Park and Recreation Commission, attesting that the work to be done for them by the Sudbury Water District has been completed to their satisfaction.

Application - Lincoln-Sudbury Bicentennial Oral History Program

It was on motion unanimously

VOTED: To approve, for submission to the Massachusetts Bicentennial Commission, the application of the Lincoln-Sudbury Regional School District requesting matching funds in the amount of \$990.00 for the Lincoln-Sudbury Bicentennial Oral History Program.

Memorial Day Program - 1975

It was on motion unanimously

VOTED: To support an application request to the Massachusetts Bicentennial Commission from the Revolutionary War Bicentennial Committee for matching funds in the amount of \$800.00 for the 1975 Memorial Day Program.

Training Field

It was on motion unanimously

VOTED: To support an application to the Massachusetts Bicentennial Commission from the Revolutionary War Bicentennial Committee, requesting matching funds in the amount of \$8,000.00 for the cost of acquisition of the so-called Training Field.

Community Transportation Program - Senior Citizens

The Board received a communication dated August 20, 1974, from Star Market Company relative to their participation in a community transportation program to assist the senior citizens of Sudbury by establishment of bus service each Thursday between the hours of 10:00 a.m. and 2:00 p.m. to provide pickup and return of senior citizens to their homes.

It was on motion unanimously

VOTED: To send a letter of approval and appreciation to Star Market Company for their interest in the senior citizens of the Town of Sudbury.

Boston Edison - Petition for Regulator Relief - Fuel Oil

Present: Frederick Roth, District Manager of Boston Edison Company.

Mr. Frederick Roth met with the Board in response to its request, following receipt of a communication on August 10, 1974, from Thomas J. Galligan, Jr., President, Boston Edison Company, which requested the Board's support of that Company's petition to the Federal Energy Administration for regulatory relief in the New England Region from high-priced imported residual fuel oil.

Mr. Roth stated that the Boston Edison Company has asked the Federal Energy Administration to conduct area public hearings at which Edison can testify on proposals to regulate and take other appropriate action to reduce the current disproportionate cost burden upon consumers of imported residual fuel oil in the New England region.

Mr. Roth also stated that if regulations are imposed, the fuel adjustment charge of area electric bills will be reduced in proportion to the reduction in the fuel costs.

Mr. Roth reported that the Massachusetts Department of Public Health had held a hearing on August 29th, in which they took testimony relating to the selective burning of fuels with a high sulphur content on days when the burning of such will not violate State standards for clear air and that that Department is looking for backing from the Boards of Selectmen. Mr. Roth also stated that an attempt is being made to align the State standards with Federal standards, which are less stringent.

Following further discussion, it was on motion unanimously

VOTED: To support the petition of Thomas J. Galligan, Jr., President of the Boston Edison Company, which requests the Federal Energy Administrator to conduct public hearings in the New England area with a view to securing residual fuel oil at lower prices to the New England consumer; and it was further

VOTED: To direct the Executive Secretary to forward the above unanimous vote of the Board to Mr. John C. Sawhill, Administrator, Federal Energy Administration.

Joint Access Road - Sudbury Police/Fire Headquarters - Housing for Elderly

Present: Arthur E. Harding, Town Surveyor; Douglas Miranda, Chairman of the Sudbury Housing Authority.

The Board received a copy of correspondence, dated August 28, 1974, to Mr. William R. L. Mead, architect for the Housing for the Elderly project, from John T. Hughes, architect for the Police/Fire Headquarters building, relative to the proposed joint access road.

The Town Surveyor stated that he had made appointments within the next two days to walk the site of the proposed access roads with both architects, but at the present request of the Board, he will make a joint appointment with both men, following which he would make a report of their findings to the Executive Secretary. The site will then be walked by the members of the Board, the Town Surveyor, the Housing Authority architect, and the Executive Secretary for final determination of the access road layouts.

Mr. Miranda stated that the Housing Authority is preparing an article for the Special Town Meeting on October 22nd for a combined access road as well as an alternate article for a separate access road in the event that the headquarters facility is not voted.

At the suggestion of the Board, Mr. Miranda, Mr. Harding, and Town Counsel adjourned to discuss the wording of the articles.

Executive Session - Sudbury School Committee (10:00 p.m.)

It was on motion unanimously

VOTED: To enter into executive session with the Sudbury School Committee to discuss matters which if made public might adversely affect the financial interest of the Town.

There being no further business to come before the Board, it was on motion unanimously

VOTED: To adjourn at 11:15 p.m.

Attest: Richard E. Thompson  
Richard E. Thompson  
Executive Secretary-Clerk