

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

REGULAR MEETING OF THE BOARD OF SELECTMEN FEBRUARY 2, 1960

The regular meeting of the Board of Selectmen was held at 7:50 P.M.
Present: Mr. Richard D. Mahoney, Chairman, Mr. John T. Dias, Clerk, and
Mr. Kenneth L. Bates.

LICENSES GRANTED

Licenses were granted to the following:

Common Victualer's License - Habeeb Odabachi, 47 Mellen St.

Dance license - Episcopal Young Churchmen, Parish Hall, Maple St. &
Buckminster Square, January 30.

Dine and dance license - Goff's Cafe, Inc., d/b/a Champs Elysees,
85-91 Hollis St., February 5, 6, 12, 13, 19, 20.

Motor Vehicle Class II License - Leonard D. Madden d/b/a Trinity Motors,
1137 Worcester Rd.

Sunday Entertainment Licenses:

Edward Andelman Associates, Inc. d/b/a Sea 'N Surf, 303-311 Worcester
Road, background music & trio, February 7, 1960 to April 24, 1960.

Caesar Tamagno, Inc. d/b/a Monticello Restaurant, near 90 Worcester
Road, vocalist, organ, piano, television, and instrumental music, February 7.

RATIFICATIONS

Action taken informally in granting permits was ratified as follows:

Obstruct sidewalk:

John E. La Fort, 80 Concord St., servicing a sign, January 27
to February 10.

John P. Chiumento, 48 Union Ave., taking sign down and erecting a
sign, January 27 to January 28.

Open, occupy and obstruct street - Worcester Gas Light Co., 23 Hampden
Rd., installing a 1½" L.P. gas service, February 2 to April 2.

CONFERENCES

Chief McCarthy conferred with the Board at 8 P.M. on various
departmental matters.

Gus Carchio and Attorney Max Mandelstam of Newton conferred with the
Board at 8:12 P.M. regarding a Pawnbroker's License for Gus Carchio.

Attorney Mandelstam stated that he, himself, is the third generation
of pawnbrokers, a national authority on pawnbrokers, has written articles
for magazines, and been interviewed by papers on the matter. He further
stated that today he was before the Legislature on House 2492, and that
tonight he appeared before the Selectmen to answer any questions for the
Board, or Mr. Carchio, on the matter of pawnbroker's licenses.

Mr. Dias stated that the town never granted a pawnbroker's license,
and that he would like to hear him speak on the matter.

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CONFERENCES-cont.

Attorney Mandelstam stated that it is chapter 140, (which has fifteen sections that regulate and establish pawnbrokers, how they shall be licensed, etc.). He stated it is necessary for the pawnbroker to post a bond and that fees are set by town ordinance. He said that it is necessary for him to file a report with the Police Department giving a description of each article. He stated that not one pawnbroker has ever gone away with anything. It is usually a father and son business. He stated that he would give the Board a list of what is used throughout the state. He also stated that he had a \$50. license fee put into state law.

He stated that he would mail the Board a copy of the regulations in Cambridge, Malden and Boston.

Mrs. L. Kaufman, 22 Knight Rd., Mrs. Zucker, 21 Knight Rd., Willis Rudy, 18 Merriam Rd., David Birtwell, 17 Little Tree Lane, and Mr. & Mrs. Harry Frandsen, 29 Little Tree Lane conferred with the Board at 9:20 P.M. Chief Engineer Mackey was also present. This conference had to do with Birch Meadow Brook.

They stated how one road was put in with a small culvert and that during a bad rain storm they were nearly flooded out.

Mr. Dias stated that the town could go ahead and divert it.

Chief Engineer Mackey stated that the Board has the right to take by eminent domain, but that it would be a rough job. He suggested that the Board contact the Public Works. He stated that he would recommend eminent domain and discuss the matter with the Public Works. He stated that he is trying to remedy Birch Meadow Brook, and it would probably cost around \$1,000.

Mr. Mahoney stated that if the Public Works does not agree to put it in their budget than an article could be inserted in the warrant to appropriate \$1,000. providing temporary relief for flooding.

It was voted to write to the Public Works asking them to contact Chief Engineer Mackey about flood control projects on Knight Road, Merriam Road, and Little Tree Lane. The Board would like the Public Works to include an amount for this work in their budget. If there is a possibility that the Public Works has any money left over, the Board suggests that they get a release from the Finance Committee for the use of the same for this purpose.

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CONFERENCES-cont.

Caesar Tamagno of the Monticello Restaurant and Norman Farley, Sr., of The Meadows, together with their attorney, Victor H. Galvani, conferred with the Board at 9:55 P.M.

Attorney Galvani stated that he represents the Managers of the Monticello and The Meadows, Mr. Tamagno and Mr. Farley. He stated that the Managers are requesting that the Board consider granting them permission to remain open until 1 a.m. He stated that this is permissible under Section 12, of Chapter 138 of the Liquor Laws, of this state. He stated that the economic life of Framingham, next to our manufacturing, are restaurants who employ hundreds. Each of them employ approximately 85-90 people. They rank among the top individual taxpayers in town, and are a great benefit to the town. The town has an obligation to keep these establishments going. The regular restaurant downtown is doing business at 8 a.m. and at midnight they are ready to close. He stated these men have invested everything they have in their type of business, are life long residents here and large taxpayers. The active operation of these nightclubs is limited from 8 or 9 p.m. to midnight, unlike the restaurants which open at 8 a.m. They run expensive shows, and to restrict them to 3 or 3½ hours is almost unique in this state of Mass. A nightclub operation needs the extra hour, and the statutes enables the Board to do this. He stated that 90% of the restaurants are not interested in 1 a.m. operation, but they are not opposed to anyone who operates a so-called nightclub. He further stated that if the Board sees fit to charge a reasonable additional fee, they are willing to pay it, and suggested a fee of \$1200.

After discussion, Mr. Mahoney moved that the matter be taken under advisement until next week. He suggested that the Alcoholic Beverages Control Commission should be contacted in order to find out other restrictions on the granting of 1 a.m. licenses.

EXTRA HOUR

It was voted to grant permission to The Maridor, Inc. to remain open an extra hour on Friday, February 5, 1960 for the purpose of serving food and alcoholic beverages for a dinner and dance.

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LIQUOR LICENSE DENIED

It was voted to deny the application of Jack Willen for an All Alcoholic Beverage Retail License at 28 Union Ave. because no such license is presently available.

APPLICATION FOR PENSION

It was voted to recommend to the town meeting that Mrs. Antoinette F. Ryan be granted a pension based on the service of her late husband, Captain Henry J. Ryan of the Fire Department.

JURORS

The following were drawn for Jury Pool, March 7, 1960:

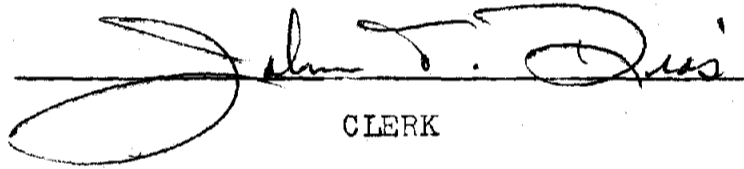
Thomas F. Birmingham
64 Dunster Rd.

Chester G. Stevens
56 Eames St.

Daniel E. Gallant,
34 Pine St.

ADJOURNMENT

The Board adjourned at 11:10 P.M.


CLERK