

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

REGULAR MEETING OF THE BOARD OF SELECTMEN MAY 10, 1971

The regular meeting of the Board of Selectmen was held at 7:30 p.m. Present: Mr. John F. King, Chairman, and Mr. Peter W. Ablondi. Selectman John F. DelPrete was not present due to illness.

WARRANTS:

#45 - Bill - May 10, 1971 - \$687,608.42
#46 - Pay Roll - May 10, 1971 - \$180,857.80

AMUSEMENT LICENSE:

Italian American War Veterans of the United States, Inc., Framingham, Clyde Beattie Circus, with live animals, two shows, three or four booths, side show, at Mary Dennison Field, July 3, 8 a.m. to 12 p.m.

COMMON VICTUALER'S LICENSES:

Delitizer Corp. of Framingham, 147 Cochituate Road.
McDonald's Corp., 343 Cochituate Road.
Raymond Reiss, 42 Grant St.
Tasty Donut Drive-In, Inc., 45 Nicholas Rd.

VARIETY SHOW LICENSE:

Framingham Senior Citizens Association of America, Dennison Memorial Auditorium, June 16, 7:30 p.m. to 10:30 p.m.

SPECIAL MALT BEVERAGE AND WINE LICENSE:

Framingham Kiwanis Club, National Guard Armory, Concord St., May 16, 6 p.m. to 12 p.m.

SUNDAY ENTERTAINMENT LICENSES:

Caesar Tamagno Inc. d/b/a Monticello Restaurant, May 16, 1971, rear 90 Worcester Rd.:
1. Patron's dancing.
2. Comic, singer, dance team, M.C., trio, background music.

Framingham Kiwanis Club, May 16, 1971, at National Guard Armory:
1. Symphony Concert.

LaBimba, Inc., May 30, 1971, 1672 Worcester Rd.:
1. Live entertainment.

SIGN PERMIT:

Ronald Isaacsen & John P. Chiumento, 134 Howard St.

RATIFICATIONS:

Obstruct sidewalk:

B. L. Whittemore Co., Inc., 957 Worcester Rd., repair sign, May 5, 1971 to May 13, 1971 (not on Friday, May 7, 1971 and Saturday, May 8, 1971).
Bigham & Sons, Inc., 129 Concord St., awning installation, May 5 to 13.

Open, occupy and obstruct sidewalk:

New Eng. Tel. Co., P. 31 East 50th on southeasterly sidewalk on Main St., placing 2 ducts, May 10-20.
New Eng. Tel. Co., intersection of Hellis (7'6" deep) and on Irving St., on sidewalk in front of Aubuchen Rdwe Co., dig tel. manhole, 14" long, 9" wide, 7'6" deep, May 10 to June 10.

Open, occupy and obstruct street:

Worcester Gas Light Co., 113 Pleasant St., install 3/4" I.P. gas service, May 6 to June 6.
New Eng. Tel. & Tel. Co., M.R. 232-Pole 45X Concord St., placing two ducts, May 10 to May 30.

BUILDING INSPECTOR:

It was voted to authorize the Building Inspector to issue a permit to Marshall Meltzer to construct a tool shed at 11 Tartuffi Circle with a rear yard of 10'.

ENFORCEMENT OF DOG LEASH LAW:

The Board noted receipt of a letter from Police Chief Martins regarding method of dog control used by other towns. Inasmuch as Selectman DelPrete was not present at this meeting, at the suggestion of Mr. King, the Board tabled action of the appointment of a Dog Officer until the meeting of May 17, 1971. The Board requested a letter be sent to Dog Officer Lee Berte, expressing their concern over Mr. Berte's illness.

TAXI BY-LAW:

Inasmuch as Selectman DelPrete was not present at this meeting, the Board tabled action on the Taxi By-Law.

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SPECIAL TOWN MEETINGS:

(1) South Middlesex Regional Vocational School Committee:

At 7:50 P.M., a conference was held between the Board of Selectmen and William E. Manion, Jr. and Lorraine A. Regan, representatives of the South Middlesex Regional Vocational School Committee. The purpose of this conference was to establish a date for a Special Town Meeting of the Town of Framingham for the purpose of voting on an appropriation of Framingham's share of \$13,140,000 for the purpose of constructing, originally equipping and furnishing a regional vocational technical school. Mr. Ablondi noted that the warrant to contain the article for this appropriation must be dissolved by June 2, 1971. In order to avoid any legal entanglements, Mr. Ablondi questioned whether this article could be the sole article of a special town meeting so that it could be voted on and the warrant disposed of without any possibility of having the town meeting run past the June 2, 1971 date. He suggested that all other articles which had been submitted to the Board be included in another town meeting, possibly to be scheduled for the same night. Town Counsel Aaron Bikofsky stated that the Massachusetts General Laws provides that two special town meetings may be called by a town for the same evening. He agreed that the article for the South Middlesex Regional Vocational School should be a separate town meeting so that as soon as a vote is taken on the article, the warrant could be disposed of. On motion made by Mr. Ablondi and seconded by Mr. King, the Board of Selectmen voted to hold a special town meeting on May 27, 1971, for the purpose of voting on the appropriation for the South Middlesex Regional Vocational School. On motion made by Mr. Ablondi, seconded by Mr. King, the Board voted to close the warrant for this special town meeting.

(2) Second Special Town Meeting:

On motion made by Mr. Ablondi and seconded by Mr. King, the Board voted to hold another special town meeting on Thursday, May 27, 1971, and that the warrant for this special town meeting is to include all other articles which had been submitted with the necessary signatures to the Board. A brief oral description of the articles which had been properly submitted was given to the Board by the secretary. On motion made by Mr. Ablondi, seconded by Mr. King, the Board voted to close the warrant for this special town meeting.

SAFETY DAY U.S.A.:

A conference was held at 8:05 P.M. between the Board of Selectmen and William A. Foster, Vice-President of Otto Kros Racing Team and Director of Safety Day. Mr. Foster submitted to the Board a brochure outlining the program for the Safety Day to be held on June 5 and June 6, 1971, in the Shoppers' World area. He explained to the Board that the program is to include three phases: (1) How Safe is Your Car?; (2) How Safe is Your Driving?; and (3) How Skillfully Can the Driver Handle the Car. An invitation was extended by Mr. Foster to the Selectmen for their participation in the program. He also asked for the Selectmen's sanction of the program and explained that he would like as much publicity in the press as possible. Mr. King stated that the Board would gladly lend any assistance they could and suggested that arrangements be made for a newspaper picture and an article relating to the program for publication approximately one week before the scheduled date of the program.

ADVISORY BOARD OF MASSACHUSETTS BAY TRANSPORTATION AUTHORITY:

The Board received a letter from Robert D. McNally, Framingham's designee to the Advisory Board of the M.B.T.A., wherein Mr. McNally outlined for the Board's information action which had been taken by the Advisory Board at its meeting on April 28, 1971.

REORGANIZATION OF CONSERVATION COMMISSION:

A letter was received by the Board from Sheila Silverberg, in which Mrs. Silverberg advised the Board of the Conservation Commission's organization as follows: Herbert Pahren, Chairman; Donald Lincoln, Vice-Chairman; and Sheila Silverberg, Secretary.

PROPERTY AT #850 EDGELL ROAD:

A report of an inspection, made at the request of the Selectmen by Primo Rizoli, Building Inspector, of the premises at #850 Edgell Road was received by the Board. Mr. Rizoli outlined unsafe and hazardous conditions which he found to exist at the premises, and recommended that the tenants of the house be removed and that the house and garage adjacent to the house be razed. Mr. Ablondi expressed concern over the fate of the occupants of the house if they were to be evicted. Town Counsel Aaron Bikofsky informed the Board that he had learned that the tenants qualify for rental assistance and that he had been in contact with Interfaith Housing regarding the problem. He stated that it would be two to three weeks before any information on living quarters for the tenants would be forthcoming from Interfaith, and that the Interfaith apartments would probably not be available for occupancy until September. He stated

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#850 EDGELL ROAD (CONT'D.):

that the Board may very well be forced to institute legal proceedings for eviction of the tenants. Mr. Bikofsky felt that it would be two or three weeks before a court would take any action and that no court would permit the tenants to be evicted until other living quarters had been made available. He suggested that the services of the newspaper could be utilized to inform the public of the plight of the tenants in hopes that help could be gained in this way.

PENN CENTRAL RAILROAD - CEMENT DUST ON WAVERLY STREET:

Letters were received from Primo Rizoli, Building Inspector and John Sullivan, Sanitary Officer, reporting investigations made by the respective departments of the problem of cement dust on Waverly Street allegedly resulting from cement loading processes of the Penn Central Railroad. Both reports indicated that the Penn Central had indicated that the operations would be relocating on or about August, 1971. Mr. Rizoli indicated that the cement dust problem may involve a zoning violation. Mr. Ablondi suggested that written confirmation be sought from the Penn Central Railroad that these operations will, in fact, be relocating on or about August 1, 1971. If such confirmation is not obtained, Town Counsel Aaron Bikofsky is to investigate the possibility of a zoning violation.

STOP SIGN-SLOAN AND SANDRA DRIVE:

A letter was received by the Board from Assistant Town Engineer William Fegan, reporting that from traffic observations made by the Engineering Department, and in view of the fact that the Police had no record of accidents at this location, the Engineering Department concurred with the recommendations of the Safety Officer that the need of a "Stop Sign" would not meet the specifications established by the State Department of Public Works. Mr. Ablondi recommended that the Board follow the advice of the Assistant Town Engineer.

SHERIDAN PROJECT - BAITING BROOK PROJECT:

A letter was received from the Massachusetts Department of Natural Resources, Division of Conservation Services, informing the Board of an extension of the Order of Conditions issued on January 28, 1968, granted to Carl A. Sheridan for a period of one year from February 17, 1971, the date on which the extension was granted. A copy of the Extension was also included with this letter. On motion made by Mr. Ablondi and seconded by Mr. King, the Board voted that copies of this correspondence be sent to the Town Engineer, Planning Board and Department of Public Works.

REGIONAL YOUNG MEN'S CHRISTIAN ASSOCIATION:

A letter was received from the Regional Y.M.C.A. expressing appreciation to the Board for cooperation in the past and requesting any suggestions the Board may have regarding how the Y.M.C.A. might better serve the community. Mr. Ablondi questioned the status of the proposed traffic signals at the intersection of Old Connecticut Path and Concord Street. Safety Officer, Sergeant Robert Foley informed the Board that the Commonwealth felt that the new intersection will be adequate without traffic signals and had not approved the installation of the traffic lights. Sergeant Foley stated that in regard to the layout of the new intersection, the Engineering Department had the money available, but he did not know when construction would begin. A report of the status of this situation is to be obtained.

FRAMINGHAM CENTRE INTERSECTION - ROUTE 9:

In response to a question from Mr. Ablondi, Sergeant Foley informed the Board that the State had indicated that it will finalize the work to be done at the Framingham Centre intersection, but he did not know when this would be done. He indicated that he would contact the State again in order to get more information as to when this work would be completed. At the suggestion of Sergeant Foley, the Board decided that in view of the urgency of the problem with new business developments in the area, a written request would be sent to the State for a meeting at the Framingham Centre site to discuss this problem.

FREDERICK A. GOGUEN = REQUEST FOR ALL ALCOHOLIC BEVERAGES LICENSE:

In considering the request of Frederick A. Goguen for an All Alcoholic Beverages License at 866 Waverly St., Mr. King asked Sergeant Foley for his opinion of granting this license at a location with no off-street parking available. Sgt. Foley stated that, in his opinion, there should be some provision made for off-street parking to serve the patrons of the establishment. On motion made by Mr. Ablondi and seconded by Mr. King, the Board voted to request the applicant to furnish the Board with a plan illustrating the parking facilities to be used by the establishment.

APPOINTMENT TO HUMAN RELATIONS COMMISSION:

In regard to the appointment of a member to the Human Relations Commission to replace Mr. Martin Aronson who will be moving out of the Town, the Board decided to utilize the Talent Bank to seek out a qualified replacement for this position.

MEETING ADJOURNED AT 8:45 P.M.

John F. DeIprete
John F. DeIprete, Clerk