

**TOWN OF FRAMINGHAM**  
**SELECTMEN'S RECORDS**

\*REGULAR MEETING OF THE BOARD OF SELECTMEN JULY 26, 1971\*

The regular meeting of the Board of Selectmen was held at 7:30 P.M. Present: Mr. John F. King, Chairman, Mr. John F. DePrete, Clerk, and Mr. Peter W. Ablondi.

WARRANTS:

- #73 - Bill - July 26, 1971 - \$276,809.37
- #74 - Pay Roll - July 26, 1971 - \$373,979.51
- #75 = School Pay Roll - July 26, 1971 - \$261,250.18

JUNK DEALER'S LICENSE, Quitt Bros., Morris Quitt, 88 Waverly St.

SUNDAY ENTERTAINMENT LICENSES:

Caesar Tamagno d/b/a Monticello Restaurant, rear 90 Worcester Rd., Aug. 1, 1971:  
1. Singer, M.C., comic, (team) dance team.  
2. Patron dancing.

Richard R. Cafarelli, 380 Waverly St., Aug. 15, 1971 to Aug. 6, 1972, inclusive:  
1. Miniature auto derby.

William B. Haughey, Jr. d/b/a Liam's Irish Tavern, 17 Edgell Rd., Aug. 1, 1971:  
1. Live entertainment.

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

RATIFICATIONS:

Common Victualer's License - Piece O'Pizza of America, Inc. d/b/a Papa Gino's, 36-46 Concord St.

Obstruct sidewalk - Ned Nobilini & Sons, Inc., Union Ave., in front of Ahern's, Jennison Jewelers & Mary McElroy Stores, bird repellent, July 22, 1971.

Open, occupy & obstruct st.-Worcester Gas Light Co.:

- 59 Morse Rd., install 3/4" I.P. gas service, July 14 to Aug. 14, 1971.
- 30 Larrabee Ave., install one and a quarter inch low pressure service, July 16-Aug.16.
- 63 Edgewater Drive, test and repair main, July 20 to Aug. 20, 1971.
- 240 Irving St., test and repair, July 20 to Aug. 20.
- Adams St. (Huygens & Tappe, Inc.) install 2" L.P. gas service, July 26 to Aug. 26, 1971.
- 659 & 663 Waverly St., cut off gas service, buildings being demolished, 7/26 to 8/26/71.
- 87 Oak Crest Drive, install 3/4" I.P. gas service, July 26 to Aug. 26, 1971.
- 330 Prospect St., install 3/4" I.P. gas service, July 26 to Aug. 26, 1971.
- 1 Edgell Rd., install 2" low pressure gas service, July 26 to Aug. 26, 1971.
- 251 Central St., test and repair existing gas pipe, July 26 to Aug. 26, 1971.
- Central St., at Indian Head Rd., test and repair existing gas pipe, July 26 to Sept. 26.
- 59 Beaver St., test and repair existing gas pipe, July 26 to Sept. 26.
- 63 Edgewater Drive, testing and repairing existing gas pipe, Aug. 1 to Oct. 1.
- Gates St., at Salem End Rd., test and repair existing gas pipe, Aug. 7 to Sept. 7.
- Merchant Rd., at pole #12, testing and repairing existing gas pipe, Aug. 7 to Oct. 7.
- 38 Burdette Ave., test and repair existing gas pipe, Aug. 7 to Oct. 7.
- Irving St., at Snow St., test and repair existing gas pipe, Aug. 7 to Oct. 7.
- Badger Rd., at Salem End Rd., test and repair existing gas pipe, Aug. 26 to Sept. 26.

Open, occupy & obstruct st.-New Eng. Tel. & Tel. Co.:

- Lexington St., from Central Office, break out existing ducts-place new duct system from manhole to corner of new addition, July 20 to Aug. 20.
- Edmunds Rd., 113' from manhole 649 (edge of road)-repair damaged tile ducts, July 22 to Aug. 22.

APPOINTMENT OF SPECIAL POLICE OFFICERS:

The following were appointed special police officers for a term of one year, effective July 26, 1971:

Robert Federico, John Murtagh, Thomas J. Speranza.

JURORS:

The following were drawn to serve as jurors:  
Sept. 13, 1971 at Cambridge:  
Edwin P. White.

Sept. 13, 1971 at Lowell:  
John J. Welch

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BUILDING INSPECTOR:

It was voted to authorize the Building Inspector to issue a permit to Richard Burrows for the construction of an in ground swimming pool at 24 Jane Bar Circle, with a 4' side yard.

It was voted to authorize the Building Inspector to issue a permit to Miss Helen Todd for the construction of a two car garage at 49 Gilbert St. with a 3' rear yard and a 3' side yard.

It was voted to authorize the Building Inspector to issue a permit to Donald G. & Dorothy K. Egan for the construction of a garden tool house at 48 Nob Hill Drive with a 5' side yard.

HEARINGS:

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Building, on the petition of the New Eng. Tel. & Tel. Co. for the following permission: Brackett Rd., from pole 463/3 extending northwesterly along Brackett St. to Bates Rd., approximately 190' of buried cable. Bruce Bader, representing the Telephone Co., appeared in favor. There was no opposition, and the petition was granted.

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Building, on the petition of the Boston Edison Co. JO New Eng. Tel. & Tel. Co. for the following permission: Waverly Court, from a pole located on the northwesterly side, approximately 460' northeast of Waverly St., one 1guy wire and anchor. Wm. Stickney, representing the Edison Co., and Bruce Bader, representing the Telephone Co., appeared in favor of the granting of this petition. There was no opposition and the same was granted.

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Bldg., on the application of Clovis C. Lamy & Gertrude A. Lamy for a license to use the land at 1826 Worcester Rd. for the storage of 10,000 additional gallons of gasoline, in one underground tank, making a total of 30,500 gallons of gasoline. Fire Chief Jerome N. Byrne was present and recommended the granting of the license. Morris Shapiro, Esq. representing the applicant, appeared in favor of the granting of this license. There was no opposition to the granting of this license, the same was granted.

CONFERENCE - CHAPPELLWOOD ROAD - RESTRICTING USE OF RIGHT OF WAY:

The Board conferred with Rodman J. Taylor of 11 Chappellwood Road at 7:35 P.M. regarding restricting the use of the Right-Of-Way between the end of Chappellwood Road and Boston Edison Company property. Mr. Taylor, who lives on the access road, informed the Board that he intended erecting a gate across the right-of-way which will be kept locked, except to those persons who have the right to pass - and upon their request. He explained that he found this necessary inasmuch as the general use of this road endangered the children who play in the adjacent field and yard; also, he has been exposed to other problems; i.e., dumping of trash, night parkers, cars speeding on this narrow and rough road (creating dust), and general hazardous conditions. He noted that his house was the only one on Chappellwood Road and has found the situation intolerable and dangerous. A map was presented to the Board detailing boundary lines, etc. Mr. Taylor also advised the Board that he has consulted with an attorney and Town Departments, none of whom have raised any objections to the restriction. Further, he noted that the only other owners of land over which the right-of-way passes are the Boston Edison Co. and Garth and Elaine Murray. Both have direct access to Lake Road and the closing will in no way prevent them from reaching their property. Further discussion followed. This matter was referred to Town Counsel for investigation.

MIDDLESEX CABLEVISION CORP.

The Board acknowledged receipt of a letter from William K. Headley, Executive Vice-President of Middlesex Cablevision Corp. in which he requested affirmation by the Board of Selectmen that Middlesex Cablevision Corp. is a fully qualified permittee pursuant to the terms of Section V.B. of the By-Law. It was explained that they were unable to secure agreement by New England Tel. & Tel. and Boston Edison Co. without the above affirmation. This matter has been referred to Town Counsel for clarification. Chairman John F. King abstained from participation in this matter to avoid conflict of interest, and in his place named John F. DelPrete as Acting Chairman. This was agreed to by Selectman Ablondi.

HATCH ACT HEARING - BENO CIRIONI (SIMPSON DRIVE):

A public hearing was held at 7:55 P.M. on the application of Beno Cirioni for permission, under the provisions of the Hatch Act, to fill an area described as Lots 11 and 12 on Simpson Drive, said fill to be no more than thirty six inches (36") at the deepest area, and to provide cover for sewer and water pipe services. Present were Anthony DiCicco, Attorney for the applicant; Alfred J. Ewald, Consultant Engineer; Beno Cirioni, owner of the land in question and several residents opposing the construction. Mr. Ewald reviewed with the Board a copy of a preliminary topographical plan, which had been submitted. He noted a shaded area on the plan from 30 or 40 feet in length and 15 or 20 feet wide on the access strip from Simpson Drive in, explaining the purpose of fill area is to allow for the serviceability of these two lots for sewer into the existing mains on Simpson Drive. Mr. Ewald detailed the activity involved concerning the area requiring

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HATCH ACT - CONT'D

filling. He informed the Board that the flood elevation was determined at 146 feet by the Town, (they estimated the natural ground elevation at 147 feet). Chairman King asked how they would provide for the run of water between Lots 10 and 13. Mr. Ewald replied the water would run off just as it does now. The Board discussed the drainage problem and the effect it would have on the existing houses. In response to a question raised by Attorney DiCicco regarding existing properties, in particular, whether Lots 10 and 13 would be affected, Mr. Ewald said there would be no problem with these properties. Mr. Ablondi said that he recalled the original subdivision plan had a notation made that the land was to be reserved for a retention area. Attorney DiCicco noted this was to be reserved for recreational or park use - not retention. Mr. DiCicco explained that the Town had the option to pick up the land for recreation purposes, (fair compensation to be made to the owner) however, they failed to do so. Mr. Ablondi questioned whether the land was useable for a house lot, and felt this determination should be made by the Building Inspector. Attorney DiCicco noted that was the intent of this hearing. The following recommendations submitted by various Town Boards were read:

1. Engineering Department - registered no objection to Mr. Cirioni's developing the lots.
2. Health Department - urged a negative recommendation by the Board of Selectmen, on grounds the filling of lots 11 and 12 might create drainage problems for owners of homes on lots 9, 10, 13, and 14.
3. Conservation Commission - declared itself "strongly opposed", according to the recommendations received by the selectmen. The commission predicted flooding of the land and said the filling would severely aggravate the drainage problems of the neighbors.

Mr. Francis Powers of 14 Simpson Drive, an abuttor, opposing this construction, expressed concern with relation of the elevation of the Sudbury River to the land in question. Atty DiCicco asked Mr. Powers if they had any water in their cellar as a result of flooding from the Sudbury River. It was established that he did, however, not from the Sudbury River but from the street. Mr. Powers introduced the following evidence from the Planning Board and the Land Acquisition Committee to supplement the letters received from the various Town Boars.

1. Jan. 3, 1967 to the Planning Board from the Board of Health which stated the land was unsuitable for building.
2. Sept. 12, 1968 to the Land Acquisition Committee from the Planning Board - this letter gives the same reason as the Health Board because of the retention.
3. A letter of April 9, 1971 from the Conservation Commission to the Selectmen stating their opposition.

He also noted a petition in 1968 protesting the development as it was unsuitable, declaring it should still be unsuitable.

Vincent Garino, Chairman of the Planning Board reported that the Assessor's Department is presently carrying Mr. Cirioni's property as buildable lots at an assessment of \$2000 a piece. Mr. DiCicco confirmed that these are established as buildable lots, and the builder would like to build, subject to any conditions the Board would impose for the protection of the neighbors. He reiterated there has been no flooding in that area as a result of the Sudbury River. He also stressed the owner was willing (as long as he is paying taxes on them) to build under whatever conditions the Board of Selectmen will prescribe for the safety of the neighbors, and the people who are buying the houses. He explained Mr. Cirioni was being deprived, without legal process, of use of the land. Mr. Ablondi requested assurance regarding water/sewage drainage, i.e. that the downstream would not be impaired. Mr. Ewald noted the builder would direct the flow of water. Mr. Ablondi said he would not make a judgement on supposition and requested a more definitive final plan. Mr. Ewald agreed, advising he would submit a complete site plan showing the proposed houses, the contours and the method of drainage. Mr. DiCicco suggested that the hearing be continued until a site plan has been submitted. Chairman King alerted those present to the fact that the Department of Natural Resources would make the final decision insofar as granting the permit.

Earlier in the hearing, Paul Farrand, Chairman of the Steering Committee on Zoning and Planning raised a question relative to options on land for the Town. Selectman DelPrete concurred with Mr. Farrand and suggested the Planning Board do a survey of what land is available and inform the Board of all unexercised options. Mr. Ablondi noted that precautions have already been taken. Chairman King said inasmuch as the Town had not picked up the land, and the developer does pay taxes, some consideration should be given. In reply to a question regarding an appraisal figure, Attorney DiCicco noted that the Town had appointed an appraiser who had come back with a figure. Mr. DiCicco added that he felt the Town owed the developer some consideration. Mr. Cirioni was asked if he would offer the land back to the Town. He replied that he was concerned with the amount of compensation he would receive inasmuch as he would still continue to pay taxes on the land while waiting for this transaction to be processed. Attorney DiCicco advised that he would be willing to offer it back to the Town for reasonable compensation. Mr. Ewald asked Mr. Powers if he would be allowed to go on his land in order to prepare the elevation. Mr. Powers was uncertain as to whether he would allow him to take elevation. Another abuttor, Mr. Bleach agreed to allow Mr. Ewald on his property, and after reconsideration, Mr. Powers also agreed. The hearing was continued pending receipt by the Board, of a plan showing the street, sewer line and the houses and where the flow is directed. Mr. Ewald was requested to forward copies to Mr. Powers and Mr. Bleach.

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CONFERENCE - PENN CENTRAL RAILROAD (FLEXI-FLO OPERATION):

The Board of Selectmen met with representatives of the Penn Central Railroad regarding their Flex-Flo operation. Present were E. C. Cross, Division Superintendent of the Penn Central Railroad; G. P. Turner, Director of the Flexi-Flo Terminals; Edward Smith of the Mutrie Motor Transportation Co., Mr. H. Damigella, Supervisor of the Flexi-Flo Operation in Framingham, and many residents and Town Boards opposing the operation. Chairman John King informed the officials of Penn Central that the conference had been scheduled in order to alert them to the Town's position on their proposed transfer of location from Waverly Street to Fountain Street. Mr. King expressed strongly the Town's dissatisfaction with their operation and strong opposition to their proposed transfer of location. He informed them if conditions did not improve radically at the Waverly Street Terminal, the Town would take court action on a violation of the Town's by law. He said the Flexi-Flo operation is "undesirable" to the community, and the Town could do without it. He stressed again the purpose of the conference was to be sure there was no misunderstanding insofar as the Town's position on the matter. Letters received from FMC Corporation (an abutter), the Park Department, Regional Vocation Technical School, Loring Arena, Health Department were read - all opposing the transfer of location. In addition, a copy of a letter from the Building Inspector to the Mutrie Motor Transportation, Inc. informing them they had no record of any permit for them or Penn Central to operate in the Fountain St. area as a trucking terminal or as a cement transfer operation, and advising it would be necessary before locating to Fountain Street, to appear before the Zoning Board of Appeals for a hearing. Town Counsel, Aaron Bikofsky explained that under the terms of the Zoning By-laws, any use, even in an industrial zone, that involve noise, odors, dust, creates hazardous conditions has to go before the ZBA for a special permit, which would mean that prior to moving from where they are to Fountain Street they would have to go before the ZBA. As far as Waverly Street, he said the feeling is there is a violation of the zoning by-laws, and unless steps are taken to correct the use the town will very likely take court action. Mr. Turner advised that they had never been officially notified of a violation of zoning by-laws. He did make notation of a letter from the Commonwealth of Massachusetts to Flex-Flo Terminal regarding complaints and an investigation done by the Department of Public Health on nuisance dust conditions resulting from their operation.

Selectman Peter Ablondi said he had viewed loading at Fountain Street and asked who had given them permission to change locations. Mr. Smith, of Mutrie Motors replied that cars have been unloading at that location since 1958. Mr. Turner reported that although the operation had been the source of some individual complaints, which had been solved, this was the first formal notification he had received of the Town's dissatisfaction or of any violation of the Town's ordinance. Selectman John DelPrete said it was difficult for him to believe that they were not aware of the problems as this has been a source of irritation for quite some time. Mr. Smith reiterated that they had never had any official complaints. They had, however, received reports from Mr. Damigella and had tried to correct those situations. Selectman John DelPrete said the railroad had made a mess of an effort to solve the road dust problem. He said he didn't see how they could spread motor oil on the main drags and expect to correct anything. He also raised the question of truck registrations, none of which, he said were Massachusetts and objected to the trucks' not paying excise taxes to the town. Mr. Smith said they were unaware that this was a concern of the Town, and they would be glad to work the tax problem out. Gene Selig, Chairman of the Industrial Development Commission, also raised the question of truck registrations. Mr. Smith explained that the trucking company operated in 27 states and in Canada and it was physically impossible to have trucks' registrations always coincide with the state in which they were operating in. Registrations were apportioned on the basis of the average number of vehicles operating in the State and the company had satisfied the Registry of Motor Vehicles that Massachusetts is getting the largest part of registrations. No action was taken by the Board, except to reinforce the Town's position on the situation. Mr. Rizoli, Building Inspector again cautioned that a hearing would be necessary in the event they moved their operation to Fountain Street.

SUB-DIVISION CONTROL LAWS:

Upon the request of Selectman Peter Ablondi, a conference was called for the purpose of discussing the sub-division control bylaws. Present were Vincent E. Garino, Chairman-Planning Board; Primo J. Rizoli, Building Inspector; and Robert Ralston, Tree Warden. Several spectators were in attendance also. Mr. Ablondi reported that as a result of many complaints by residents of fairly recent developments, an investigation had been made regarding trees dying, and it was learned that the cause was carelessness by the builder or the developer of the property. He explained that the Tree Warden had received many requests for removal of these trees which has resulted in a serious problem inasmuch as the cost is great and there is no money in the department's budget, no does the Town authorize expenditures for the removal of trees. Mr. Ablondi felt strongly that a provision should be included in the bylaws to cover this by alerting builders and subdividers that in the event trees are to be removed, as a result of their carelessness, it will be at their expense. This would be applicable either before or after the homeowner moves in. Mr. Ralston concurred, noting there was nothing presently in the Planning Board Rules to cover this problem. Mr. Ralston also felt that an arborist should be retained by the developer at the onset of construction. Mr. Garino defined the control exercised by the Planning Board. He agreed with the concept presented by Mr. Ablondi and the Tree Warden, however, he pointed out some basic problems they might encounter in this approach. He felt a time limit should be set as to when or how long the builder/developer will be responsible. Several other residents spoke in support of the views

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### SUB-DIVISION CONTROL LAWS - CONT'D:

presented by Messrs. Ablondi and Ralston, urging an inspection by the Tree Department of all sub-divisions. After further discussion, Chairman King asked Mr. Ralston to confer with the Planning Board in an effort to revise the bylaws to include this protective clause and to submit a report in September.

### HUMAN RELATIONS COMMISSION:

The Board noted receipt of a letter under date of July 26, 1971 from Mrs. Amy K. Moran, Chairman of the Human Relations Commission in which they raised an objection to not being invited to attend a meeting held July 12 between the Board of Selectmen, Police Chief Martins, and representatives of the Spanish speaking community regarding an incident which recently occurred involving the Spanish speaking people. Chairman King explained they were not overlooked in any way. He said the request from Chief Martins for the meeting came in Monday morning, the day of the Selectmen's meeting, after preparation of the agenda, and there was no time to formally notify the Human Relations Commission. He noted that they must have been aware of the meeting, inasmuch as four members of the Human Relations Commission did attend.

### PROPOSED HACKNEY VEHICLE REGULATIONS:

A copy of the final Proposed Hackney Vehicle Regulations was presented to the Board of Selectmen. This matter was tabled pending complete review by the Board.

### PARCEL II - BAITING BROOK FLOOD CONTROL PROJECT:

The Board acknowledged receipt of a letter from Town Counsel in which he advised that Parcel II of the Baiting Brook Flood Control Project was no longer necessary, and therefor, \$9000.00 which had been reserved for this purpose did not have to be carried any longer. Town Accountant will be requested to take the necessary steps to see that this amount is not carried over at the end of the year.

### TRAFFIC REGULATIONS:

The Board of Selectmen unanimously approved the following recommendations for signs as submitted by Sergeant Robert Foley, Safety Officer:

#### NO PARKING ANYTIME:

1. On the east side of Second Street from Waverly Street to Beaver Terrace Circle.
2. On Waverly Street south side from Second Street for a distance of 50 feet west.  
(The Engineering Department was requested to conduct the necessary surveys at this location in order that the study may be submitted to the State Department of Public Works, requesting their authorization to the Town to install a Stop Sign.)

#### SLOW NARROW CURVE:

1. On Gates Street, 300 feet east of Country Club Lane.
2. On Gates Street 500 feet west of Parker Road.  
(Sergeant Foley reported that he has requested the Engineering Department to study the area for additional street lighting as well.)

#### GO SLOW CHILDREN:

1. On Cedar Street at Winthrop Street for southbound traffic.
2. On Cedar Street at Pine Street for northbound traffic.

#### DO NOT BLOCK DRIVEWAYS:

1. On Lake ~~Road~~ AVENUE at #22.

#### SLOW BLIND DRIVEWAY:

1. On Badger Road, 300 feet north of the camp entrance.
2. On Badger Road, 300 feet south of the camp entrance.

### OLD WOOD ACRES:

Chairman John King asked what steps had been taken to date towards the purchase of Old Wood Acres II. (Authorized by Town Meeting action.) Vincent Garino, Chairman of the Planning Board explained that Fred Pignatelli, owner of the property involved, had filed a preliminary plan in 1970 which exempted him for three years from zoning changes. He said no definitive plan had been filed as yet, however, one could be filed any time. Mr. Pignatelli chose, which would exempt him from zoning changes for an additional seven years. Town Counsel informed the Board that he was not ready to negotiate with Mr. Pignatelli when he contacted him some time ago, as he was waiting for a title examination of the property, as well as reports from the Conservation Commission and the Land Acquisition Committee. He noted that he had received reports back from the aforementioned Committees and they had no objection to the purchase, however, title clearance had not been received. He stressed the importance of waiting for clearance before negotiations took place. Town Counsel added if he had been able to make an offer Mr. Pignatelli, he felt, at the time he contacted him, would have been receptive to accepting the \$20,000 Town Meeting authorized. (He was not suggesting, however, Mr. Pignatelli would not be receptive now.) Mr. Ablondi explained that it was hopeful, because of obstacles concerning this property, that the Town could acquire this land for less than Town Meeting appropriated. Mr. McKeown, a member of the Planning Board,

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OLD WOOD ACRES CONT'D:

pointed out that appraisal had been done on this parcel for approximately \$40,000. Town Counsel said he saw little chance of acquiring the parcel for less than the \$20,000 authorized. Mr. Ablondi said it was his understanding that at the last discussion held regarding this parcel, Town Counsel was authorized to negotiate with the owner. Town Counsel reiterated that he was awaiting title clearance prior to negotiating.

Discussion followed with the members of the Planning Board on what action could be expected should a definitive sub-division plan be submitted. Mr. Garino explained that they could not make a judgement, for to do so would be prejudging a position which they have not heard as yet. Mr. McKeown explained further that the Planning Board had no control beyond the street layout. He noted that should an acceptable definitive subdivision plan be submitted, the Planning Board would have to approve it. Paul Farrand, who sponsored the Town Meeting article for acquisition of the land, said there were many many families threatened with devaluation if Mr. Pignatelli went ahead. He urged the Selectmen to act promptly. He felt the time for discussion was at Town Meeting, and not now. He again, strongly urged the Selectmen to move quickly on purchasing Old Wood Acres II.

SLOANE DRIVE:

The Board conferred with several residents of Sloane Drive regarding the recent removal of a Stop sign placed on Sloane Drive for the protection of children in the area. Mrs. Myron Levin, spokesman for the group in attendance, protested this action, and asked why and at whose request the sign was removed, and if it would be replaced. She was advised that it had been removed because of sidewalk construction. Also, she was further advised that Sergeant Foley, Safety Officer had recommended this illegal Stop sign be removed as it resulted in more problems than it could correct and he had received complaints from residents. Selectman Ablondi informed the group that he would not sanction the erection of an illegal sign. He asked the Town Counsel what the town's liability would be should an illegal stop sign cause an accident. Town Counsel replied he had not heard of any like case, however, he felt if the Town erected an illegal sign, and it causes an accident, the Town might be partly liable for damages in such a case. Mrs. Levin argued that the intent of the law was to protect lives and that the sign, even if not court-enforceable, had done that. Mrs. Sue Galvin, Public Works Commissioner, said there seemed to be a difference of opinion regarding this matter. She noted that when the group originally met with the Board they had requested a very large fluorescent sign warning people of children in the area. She called attention to other illegal signs posted in the Town without adverse affects. Assistant Safety Officer, Gerald Kearney said the other signs were all at full intersections, this was not. Mrs. Levin questioned the motivation of those people opposing the sign. Mrs. Shirley Walsh of 6 Sandra Drive said the sign was not effective. In her observation, people were so annoyed at having to stop there, they gunned their motors and were going faster after stopping. A resident, who said he had signed the original petition favoring a sign, and on whose property the sign was placed, concurred with Mrs. Walsh. He said he found the stop sign so annoyed drivers that they gunned their motors and were going faster after stopping, if they did indeed stop, than they would have been had there been no sign. He said it was giving the people a false sense of security, and felt the issue should be directed at protecting the children and not disguising it with a Stop sign. Chairman John King stressed that anything that could be done for the safety of the children should be done. Mr. Ablondi reiterated that he would go along with the erection of signs which would indoctrinate the public to children in the area, however, would not be a party to an illegal sign. Selectman John King suggested signs warning of children at regular intervals along the drive. He moved that the Public Works Department and the residents get together on the placement of a sign, or signs. Selectman Ablondi seconded this motion, providing the word "Stop" was not used. Selectman John DelPrete, made this unanimous, with a request that there be a large and colored sign. Chairman King requested the Safety Officer to submit a daily report of the activities in the area in time for the Selectmen's meeting.

UNITED FUND FLAG:

The Board unanimously granted permission to The United Fund of Framingham, Inc. to fly one United Fund Flag for the coming campaign, this fall, upon the existing flag pole in front of the Town Hall. They will be advised to contact the Building Superintendent to make the necessary arrangements.

FIRE INSURANCE:

Upon the request of Richard J. McNamara, Purchasing Agent, the Board unanimously granted permission to Mr. McNamara to rebid the Fire Insurance for the Town using a \$25,000 deductible.

SOUTH MIDDLESEX OPPORTUNITY COUNCIL:

The Board unanimously appointed Susan J. Murtagh, as the Town's Representative to the Board of Directors of the South Middlesex Opportunity Council, for a term ending June 30, 1972.

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ASSISTANT DOG OFFICER:

The Board unanimously appointed Robert Cahill as Assistant Dog Officer, for a term ending March 31, 1972.

MEMBER OF THE CONSERVATION COMMISSION:

The Board unanimously appointed Lawrence Giargiari as a member of the Conservation Commission, for a term to expire March 31, 1974. Mr. Giargiari is replacing Robert Ralston who declined to accept his reappointment when his term expired in April, 1971.

MALINE-MANCUSO:

The Board acknowledged receipt of a letter from J. R. Mancuso in which he enclosed the results of the law suit brought against him by Mr. & Mrs. Maline and Paul Livoli relating to a side yard variance. Town Counsel reported that this is still under investigation pending reports from various Boards involved in this matter.

CEDAR SWAMP:

Paul Falconi appeared before the Board to inquire about the status of the taking of Cedar Swamp. Town Counsel advised him that he was awaiting a list of the individual parcels and their legal descriptions from the Engineering Department before processing. He assured him it was simply a procedural matter, and there was no reason for concern where the Town has voted to take it.

ROUTE 9 LIGHTING:

Selectman Peter Ablondi asked Town Counsel to investigate further why the Town of Framingham is obligated to pay for street lighting on Route 9 from Temple Street to the Southboro Line inasmuch as it is a State highway.

MEETING ADJOURNED AT 11:00 P.M.

  
John F. DelPrete, Clerk