

**TOWN OF FRAMINGHAM  
SELECTMEN'S RECORDS**

\*REGULAR MEETING OF THE BOARD OF SELECTMEN NOVEMBER 23, 1981\*

The regular meeting of the Board of Selectmen was held at 7:30 P.M. Present: Mr. John F. DelPrete, Chairman, Mrs. Claire F. Lavin, Clerk, and Mr. John F. King.

WARRANTS:

#80 - November 23, 1981 - Bills \$383,564.63  
#81 - " " " Block Grant \$29,780.86  
#82 - " " " Salaries \$1,136,750.73  
#83 - " " " Bills \$153,558.34

COMMON VICTUALER LICENSE:

Wallace's Home Made Ice Cream Co., Inc., 513 Concord Street

DANCE LICENSE:

American Legion, 11 Beech Street, November 27th and 28th, 1981, 9 P.M. to 1 A.M.

MOTOR VEHICLE LICENSE:

Class II - Robert P. Branagan, Jr. d/b/a R.S. Auto Sales, 280 Irving Street

SPECIAL ALL ALCOHOLIC BEVERAGES LICENSE:

Framingham State College Varsity Football Team, College Center, December 5, 1981, 6 P.M. to 12 Midnight.

SPECIAL MALT BEVERAGES & WINE LICENSE:

Framingham State College - Student Union Activities Board, at Forum, December 4, 1981, 8 P.M. to 12 Midnight.

SUNDAY ENTERTAINMENT LICENSE:

Duca's Steak & Spirits of Framingham, Inc., 50 Worcester Road, Sundays 1982, 4-7 Piece Dance Band.

RATIFICATIONS:

Permit to open, occupy & obstruct streets:

Commonwealth Gas Co.: 55 Park Street, 11/19-12/19/81  
495 Old Conn. Path, 11/19-12/19/81  
280 Bishop Street, 11/19-12/19/81  
1106 Flanagan Drive, 11/19-12/19/81

APPOINTMENTS:

Special Police Officer:

Leo F. Iodice, 223 Fountain St., Framingham, for a term of one year.  
Scott Reed, 73 Pine St., Sudbury, MA, for a term of duration of employment with Caldor's Department Store.

PETITIONS:

The petition of the New England Tel. & Tel. Co. JO Boston Edison Co., for the following permission was granted:

Greenleaf Circle - northeasterly side approx. 18 feet southeast of Old Connecticut Path, extending south-easterly thence westerly - five JO poles.  
Clafin Street - northwesterly side opposite Hayes Street extending southwesterly - three JO poles.  
Simpson Drive - northerly side at Furber Lane - one JO pole.  
Simpson Drive - southerly side approx. 98 feet east of Furber Lane - one JO pole.  
Sanger Street - northeasterly side approx. 46 feet southeast of Pearl Street - one JO pole.  
Kevin Circle - easterly side approx. 50 feet south of Carter Drive - one JO pole  
Waverly Street - northerly side approx. 229 feet east of Fountain Street - one pole  
Carter Drive - southerly side approx. 683 feet west of Bent Hill Road - six JO poles  
Carter Drive - northerly side approx. 1362 feet west of Bent Hill Road - six JO poles.

HEARINGS:

JO Petitions New England Tel. & Tel. Co. and Boston Edison Co.:

Carol Clinton of the Boston Edison Company and Francis Brown of the Telephone Company were present to petition the following permits from the Board:

Aaron Street - northwesterly side approximately 276 feet northeast of Tripp Street - One (1) JO guy wire and anchor

New England Tel. & Tel. Co.:

Joseph Road - easterly side approximately 221 feet north of Water Street one (1) serving area cabinet

Boston Edison Co.:

Worcester Road - northerly side, approximately 146 feet west of McLaughlin Street, One (1) pole

Speen Street - northwesterly, approximately 280 feet west of Massachusetts Turnpike, a distance of about 68 feet -- conduit

Hearing no opposition, Chairman John F. DelPrete made the motion to grant said permits. Claire F. Lavin seconded the motion. As usual, John King excused himself as he normally does to prevent any question of possible conflict of interest.

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\*NOVEMBER 23, 1981\*

(2)

CONFERENCE - ROUTE #9 CROSSOVERS

A conference with area legislators and interested citizens as well as representatives of the State Department of Public Works was held concerning the State's action in closing off crossovers in the Shopper's World to Natick Mall area of Route #9. Participating in the discussion were representative Louis Nickinello, Chairman of the State Transportation Committee and Mr. Krekorian of the State DPW. In addition, representatives of the Planning Board, the Police Department and many interested citizens appeared and offered commentary. Mr. Nickinello gave a general overview of the reasons for the State temporary closings of the crossovers. He described the total traffic problem which included this section of Route #9, the so-called Beetle-Back Intersection and the Route #30 area. He emphasized that the reason for the experiment was to determine the best way to increase the safety and the implementation of movement through the area with auto traffic. It had been expected that the test would have to be conducted through the very busy Christmas shopping season. Many changes had been made during the procedures of the testing. Chairman Daboul of the Planning Board outlined a petition which had been submitted to the Planning Board by Mr. Richard Cote, a resident of Hopkinton that was a former Planning Board member. He emphasized that the Planning Board had taken no position on the questions either pro or con and they were merely serving as a catalyst in getting a public discussion started of the situation as it existed. Claire Burke Cahill, a member of the Planning Board emphatically stated her objections to the procedure of testing without having public hearings prior to the test being started. Representative Nickinello responded to her commentary and criticism with the fact that this sort of procedure had never been subject to public hearings in the past and the standard procedure with the State Department of Public Works was to work with the local authorities, Boards of Selectmen and Police authorities, but not to attempt to answer all of the questions raised by individual citizens because it would make it impractical and virtually impossible to accomplish the testing that was required. The operating managers of both Shopper's World and the Natick Mall were quoted as being in favor of the test and the attempt to improve the traffic situation in the immediate area. Supportive comments were made by Senator Edward Burke and Mrs. Terry Vandersee who recommended that the test be carried to its completion and permanent changes be made if they were indicated.

Objections to the procedure were raised by Mr. Richard Cote and several people including Representative Barbara Gray because of the difficulty caused in exiting the Marshall Mall area.

Attorney John Garrahan, representing the Chateau deVille described a situation which had resulted from the closing of the crossover directly in front of the Chateau deVille. He stated that because people had difficulty reversing their direction to enter the Chateau deVille parking lot, they had adopted a procedure of parking in the Caldor parking lot and walking across Route #9 on foot. The management of the Chateau deVille was very concerned that this could result in a disastrous accident and was very dangerous to the patrons who followed this procedure.

Mr. Frank Sciappa, representing the Chateau deVille asked if it would be possible to open the crossover only during the period when performances were in operation at the Chateau deVille. Mr. Krekorian said that the State Department of Public Works had no facility or budgeting for the type of labor which would be required for this removal and replacement of barriers on temporary basis. Both he and Representative Nickinello commented that they would consider such a thing if the local authorities concurred with it and the Chateau deVille would provide the labor or the funding required for labor to accomplish it. Mr. Sciappa responded that the Chateau deVille would be happy to provide the labor or the cost of it for such an undertaking. The Board of Selectmen requested that a response and recommendation be received from the local Police Department concerning such a procedure.

Selectman King congratulated Representative Nickinello and the State Department of Public Works for their accomplishments with the Beetle-Back Interchange and pledged the support of the Board of Selectmen in attempting to solve a very difficult traffic problem.

Several constructive comments were made by members of the audience including comments made by Elizabeth Bransfield who represented the Natick Board of Selectmen. Her comment in general was that the situation had been improved but there were specific problems, the Sherwood Plaza exit area and in the general K Mart area which was directly connected with the Beetle-Back Interchange. Consensus of the commentary made by interested citizens centered on the need for more legible and simpler signs far enough in advance to warn motorists which lane they should be moving into in order to arrive at a particular destination. The State Department of Public Works representatives noted each of the recommendations and said they would study all of them and they would certainly make whatever changes appeared to be beneficial. It was further stated that no permanent changes would be made without consultation with local police authorities.

CONFERENCE - PAUL HOULIHAN OF SMOC RE: FUEL ASSISTANCE PROGRAM

Paul Houlihan, the Director of SMOC made a presentation outlining the Fuel Assistance Program to date. He emphasized that the federal and state cutbacks in funding had severely curtailed the services which could be offered to the residents of the area. He presented a general guideline and description which had been requested by the Board of Selectmen. He requested that the Board of Selectmen contact both the Governor and Secretary Byron Matthews to request the release of state funding which had been held up for the Fuel Assistance Program. The Board of Selectmen agreed unanimously that they would make such a contact with Secretary Matthews.

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**SELECTMEN'S RECORDS**

\*NOVEMBER 23, 1981\*

(3)

CONFERENCE - FLOOD PLAIN MANAGEMENT INSURANCE

The Board of Selectmen discussed the proposed article for a Special Town Meeting to adopt the Flood Plain insurance regulations required by the Federal government. Planning Director, C. Maltas, Town Counsel, Aaron Bikofsky and Building Official, G. Seeley participated in the discussion. The Board of Selectmen stated their concerns that no hardship be worked on individual property owners by the adoption of the Flood Plain Management requirements. After a thorough discussion, it became apparent that the adoption of the regulations would be beneficial to the property owners and no detrimental effect would result. Consequently, the Board voted unanimously to notify the Planning Board that hearings should be held prior to a Special Town Meeting in January at which time an article for adoption of the final regulations would be included in the warrant.

SPECIAL ARTICLE - DRUG PARAPHERNALIA - SPECIAL TOWN MEETING

A citizen, Joyce Tuomy, representing a group of people who were concerned that regulations being adopted for the control and sale of drug paraphernalia presented a petition to the Board which was properly signed by more than ten registered voters. The petition requested that an article be included in the next special Town Meeting to set up controls and regulations for the sale of drug paraphernalia. After a brief discussion, and the indication that the Police Department had already considered this type of action, the Board accepted the petition and agreed to include the article in the next Special Town Meeting warrant.

CONFERENCE - INDUSTRIAL DEVELOPMENT FINANCE AUTHORITY

Discussion of an application for approval of an industrial revenue bond by Mr. Robert Heavey for the property located at 46 Park St. was conducted with representatives of the Industrial Development Financing Authority. By unanimous vote, the Board accepted the recommendation of the Industrial Development Finance Authority.

**RESOLUTION APPROVING FINANCING  
UNDER GENERAL LAWS, CHAPTER 40D**

WHEREAS, the Framingham Industrial Development Financing Authority has advised this Board that Robert J. Heavey (the "Developer") wishes to finance a commercial project under Chapter 40D of the General Laws which project would consist of acquiring, renovating and improving for use as an office building land located on 46 Park Street containing approximately 33,000 square feet and the building located thereon containing approximately 25,000 square feet, together with necessary landscaping and improvement of parking areas, the estimated cost of which is \$650,000; and

WHEREAS, the financing to the extent of \$650,000 of said commercial development project through issuance of special obligation revenue bonds of the Town issued under the provisions of Chapter 40D of Massachusetts General Laws is feasible and is recommended by the Framingham Industrial Development Financing Authority of the Town; and

WHEREAS, this Board desires to provide inducement to the Developer to proceed with the project in the Town

NOW THEREFORE, BE IT

VOTED: That the Board of Selectmen, as the governing board (as defined in Chapter 40D of the Massachusetts General Laws) of the Town of Framingham, hereby approves the commercial development project described in the recitals to this vote, the estimated cost thereof, and the financing of said project by revenue bonds issued pursuant to said Chapter 40D not exceeding \$650,000 in principal amount.

The Board of Selectmen reviewed correspondence and took the following action:

Request of Community Cablevision for use of the Memorial Building for public access television on November 27th. At the request of the Community Cablevision, Inc., the Board voted unanimously to provide access to the interior of the Memorial Building on November 27 for the purpose of taping public access television.

REQUEST OF ST. ANDREW'S EPISCOPAL CHURCH - ONE WAY TRAFFIC, MAPLE STREET

The Board received a request that Maple St. be made one-way for a period of time during December 5, 1981 while a Christmas Fair was being conducted at St. Andrew's Church. Lt. Foley, Safety Officer of the Framingham Police Department recommended that this request be granted because a similar procedure had been followed in prior years and proved to be very successful. By unanimous vote, the Board of Selectmen authorized the temporary change to a one-way situation on Maple St. on that date.

MEMO FROM FINANCE COMMITTEE RE: FISCAL YEAR 83 BUDGET

The Finance Committee requested that the Board of Selectmen participate in a Department Head's meeting to be held on December 2 in the Danforth Museum Conference Room. Each of the members agreed that they would participate unless there was some specific conflict which they could not avoid.

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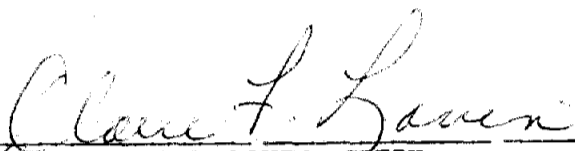
(4)

The Board noted receipt of publication from the Planning Department entitled Framingham - An Economic Analysis.

At the request and recommendation of the Executive Administrator, the Board voted unanimously to close the Memorial Building at Noon on Thursday, December 24.

By unanimous vote, the Board authorized the Executive Administrator to extend the open hours for liquor licenseholders on New Year's Eve to 2:00 A.M. Procedure has been followed in prior years and has worked out very well.

The meeting was adjourned at 10:45 P.M. by unanimous vote.

  
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CLAIRE F. LAVIN, CLERK