

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

\*MARCH 21, 1988\*

The regular meeting of the Board of Selectmen was held at 7:30 P.M. Present: Selectman John F. DelPrete, Chairman, Selectman Clerk, Philip B. Ernst and Selectman John F. King. Matthew P. Clarke, Executive Administrator, was also present.

WARRANTS:

#115 - March 21, 1988 - Bills - \$482,749.97  
#116 - " " " - Miscellaneous - \$427,772.00  
#117 - " " " - Salaries - \$564,505.56

RATIFICATIONS:

Permit to Obstruct a Sidewalk:

Jim Kinkead Properties - 16 Freeman Street - March 18, 1988 to April 1, 1988

CONFERENCE - TOWN COUNSEL RE: COMPREHENSIVE PERMITS

A very detailed discussion was held with Town Counsel Aaron Bikofsky in which he outlined the requirements under Massachusetts General Laws 40B concerning the Zoning Board of Appeals responsibility for action on Comprehensive Permits. Town Counsel stated that within 30 days of receipt of an application of this type, the Zoning Board of Appeals must hold a public hearing. Within 40 days of the public hearing, the Zoning Board of Appeals is required to render a decision. If the application is not complete at the time of the public hearing, the hearing can be continued without prejudice.

He further stated that such an application can be denied only if reasonable and consistent with local needs. He further stated that if 10 percent or more of the multi-family dwelling units are already subsidized of low and moderate income housing, based on Department of Community Affairs statistics, the Comprehensive Permit procedure is not applicable. It was agreed that the commentary concerning the two Comprehensive Permit applications which had been submitted to the Zoning Board of Appeals would be reduced to writing and sent to the Zoning Board of Appeals in a timely fashion.

HEARING - ALLEGED LIQUOR VIOLATION - ITALIAN AMERICAN WAR VETERANS CLUB - 35 SOUTH STREET

Attorney Joseph McQuade was accompanied by Commander John Surro and Bartender Raymond Cohen to respond to charges brought by the Framingham Police Department concerning the alleged sale of alcoholic beverages to minors. Detective Michael Hill of the Police Department was accompanied by Police Chief Brent Larrabee. The procedure and the report was submitted and as a matter of record in the Police Department. At the conclusion of the presentation of the evidence involved, the Board took the matter under advisement.

CONFERENCE - MASTER PLAN REVIEW

The Board had scheduled a joint conference with the Planning Board members at the request of Lozano White, the consultants who are in the process of a Master Plan Review. It was impossible to hold a meeting as requested by Mr. White because of the open meeting laws and, as a result, the meeting was cancelled.

CONFERENCE RE: ACCESS ROAD - HOLMES TRANSPORTATION, INC.

At the request of Attorney Paul Galvani, an outline of the proposed access road and procedures for acceptance was presented by Mr. Eric Shefels of Leggatt, McCall and Warner. He was accompanied by Mr. Robert Vanasse of Vanasse Hangen and Mr. Frank Dodge of McCormack & Dodge. An outline of the recommendation of the developer to set up a special legal procedure for conditional acceptance of the roadway as a public way was presented by Attorney Galvani with the information that a review by Town Counsel indicated that it was technically legal, that it was different from the usual procedure.

It was indicated that a Planning Board hearing is scheduled for March 29. As a result of the discussion and presentation, it was agreed that all of the normal procedures would have to be followed and that if everything was accepted and in order, the Board would consider a request for a special Town Meeting in approximately mid May to consider the acceptance of the public way.

COMMUNITY DEVELOPMENT RECOMMENDATIONS

The Board met briefly with the Community Development Coordinator who requested that final recommendations be presented on the Community Development Block Grant funds for the next fiscal year. After a brief discussion, the matter was tabled on a 2-1 vote for consideration in a future meeting.

CONFERENCE RE: FIRE DEPARTMENT APPOINTMENTS

The Board reviewed the recommendations of Fire Chief Michael Smith for appointments to the Fire Department. Upon recommendation of the Chief, after a review of their background checks, the Board appointed the following individuals to the Fire Department:

Antonio Sebastio	3 Sabatinelli Road, Milford, MA	01757
John P. Farrell	13 Whittemore Road, Framingham, MA	01701
Bradford S. Smith	46 Cochituate Road, Apt. 309, Framingham, MA	01701
Stephen E. Stone	129 Warren Road, Framingham, MA	01701

CONFERENCE RE: DRAFT - COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT - FRAMINGHAM COMMUNITY LAND TRUST

The Board met with representatives of the Planning Department after reviewing the draft contract authorizing the transfer of funds for the Framingham Community Land Trust. After a review of the contract, they voted 3-0 to approve the draft as presented.

REQUEST FOR PLEDGE OF SECURITY OF LIQUOR LICENSE

The Board reviewed the request for the pledge of security of a liquor license at the Wine Vault, 2 Fairbanks Street - they voted unanimously to refer this to Town Counsel for his recommendation before any action was taken.

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REQUEST FOR SPEED LIMIT CHANGES ON TEMPLE STREET

The Board reviewed a recommendation of the Safety Officer which stated that the Massachusetts Department of Public Works regulations required their approval prior to any change in speed limitations. The Board voted unanimously to seek the approval of the State Department of Public Works before taking action.

REQUEST FOR USE OF THE CENTRE COMMON

The Board reviewed a request from the Co-chairman of the Framingham Historical Society Centennial Committee asking that the Common be used for a free Band Concert by the Blazers Band starting at 2:00 P.M. on Sunday, September 18, 1988. The Board voted unanimously to approve the use of the Common.

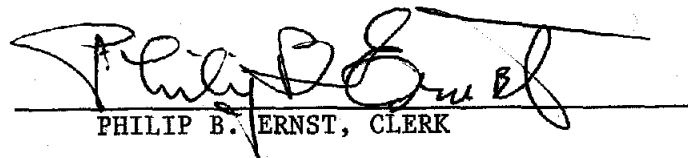
The Board noted receipt of the following items:

1. Correspondence from the Southboro Business Association re: 9/90 Crossing Development update.
2. Correspondence from Police Chief Larrabee re: Police Officer appointment
3. Correspondence from Police Chief Larrabee re: new list of candidates for position of police officer
4. Correspondence from Police Chief Larrabee re: police department motor vehicles and trade-ins.
5. Correspondence from Town Engineer, Fred Sergeant on an update of street acceptances proposed for FY '89.
6. Fire Department Overtime for the week ending March 19, 1988

REQUEST FOR APPLICATION FOR A BEER AND WINE PACKAGE STORE LICENSE

The Board reviewed the information submitted on behalf of Makari's Foods, Inc. at 1 Hamilton Street for the approval to apply for a Wine & Malt Beverage Package License in connection with a food operation. This information was submitted by Attorney Edward J. Mahan on behalf of his client during the meeting of March 14. After review of the information submitted, the Board voted unanimously to approve the submission of a formal application.

The regular meeting was concluded at approximately 10:00 P.M. By unanimous vote, the Board entered an Executive Session for the purpose of discussing a personnel matter with the Fire Chief. The Executive Session was concluded at approximately 10:15 P.M.

  
PHILIP B. ERNST, CLERK