

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

JULY 24, 1989

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

WARRANTS:

#10 - July 24, 1989 - Bills - \$333,480.76
#11 - " " " - Miscellaneous - \$262,619.06
#12 - " " " - Salaries - \$536,281.14

COMMON VICTUALER'S LICENSES:

F. W. Woolworth Company - 121 Concord Street
F & C Enterprises d/b/a Burger King - 259 Cochituate Road

COIN OPERATED MACHINE LICENSE:

Ebenezer's Framingham, Inc. - 417 Waverly Street (2 video games)

SECOND HAND ARTICLES LICENSES:

Harvey & Sharon Rain d/b/a S & H Antiques - 874 Edgell Road
Milton Binder d/b/a Binder's Jewelers - 79A Concord Street

RATIFICATIONS:

Permit to Obstruct a Sidewalk:

Sportswear Store d/b/a Fabric Place - 136 Howard Street - July 20 to August 31, 1989
Sportswear Store d/b/a Fabric Place - Kendall Street - July 20 to August 31, 1989

Permit to Open, Occupy and Obstruct a Street:

Commonwealth Gas Company - Otis Street - July 20 to 30 + DAYS
Commonwealth Gas Company - Digging on Linden St. for 302 Union Avenue - June 20 to July 20, 1989
" " " - 730 Edgell Road - July 20 to August 20, 1989
Mc Carthy Brothers Construction Co., Inc. - from street up behind 188 Lawrence St. - July 17 to July 31, 1989.

HEARING - NEW ENGLAND TELEPHONE & TELEGRAPH COMPANY PETITIONS:

Mr. Mark Wright appeared representing New England Telephone & Telegraph Company for permission of installation of conduit on Royce Road, Hastings Street, Beacon Street and Nicholas Road.

Hearing no objections, the Board voted 2-0 to approve the petitions. Selectman John King did not participate to prevent any conflict of interest.

CORRESPONDENCE FROM POLICE SGT. JOSEPH GATELY RE: HOURS OF OPERATION - STORE 24 - WAVERLY STREET:

The Executive Administrator explained the memo from Sgt. Gately regarding the hours of operation of the Store 24. He stated that the Board of Selectmen gave verbal permission for the Store 24 to be open on a 24 hour basis approximately 14 years ago. This agreement was on the stipulation that the General Motors employees could have access to shop during their various shifts. This Wednesday, July 26th, General Motors will be shutting down their operations and, therefore there is no second shift working. There is a request that the Board reconsider the hours of operation in lieu of General Motors closing and the continuous police problems in the area of Hollis Street at night. Selectman Ernst suggested that a hearing be set up on the matter. Selectman DelPrete suggested that the hours be amended currently with the closing of General Motors effective July 26, 1989.

At the conclusion of the discussion, the Board voted to amend the hours of operation to remain open from 6:00 A.M. to 1:00 A.M. effective July 26, 1989 as recommended by the Police Department.

HEARING - LIQUOR LICENSE - CHANGE IN DESCRIPTION OF LICENSED PREMISES OF PAUL'S RESTAURANT, INC. d/b/a BELLA COSTA RESTORANTE, 147 COCHITUATE ROAD:

The Executive Administrator read a letter into the record from Attorney John Garrahan in connection with objections of Arthur and Fotini Grontzos.

Mr. Andy Carpouzis, the owner of the Colonial Shopping Center appeared along with Mr. & Mrs. Pavlos Katsarikas, the owners of Bella Costa restaurant. Mr. Carpouzis stated that last Tuesday they had a hearing with the Zoning Board with their plans as to what they are trying to do. They are not enlarging the restaurant. They want to relocate the bar to where the Credit Union is because they are moving and at the same time, to have some stools around the bar and prepare that as a waiting room for customers. There will be better accessibility to the handicapped, two extra doors for fire hazards to service the public a lot better. From the Zoning Board, they requested to have the parking layout and at the same time to have someone figure out the space that the Credit Union is moving out as far as the parking situation is concerned. Mr. Carpouzis also stated that the Building Commissioner, Mr. Richard McIntosh, has figured out the parking layout for them and gave a letter at the same time.

Selectman King asked Mr. McIntosh if the matter had to go to the Zoning Board of Appeals. Mr. McIntosh Stated that it is already there. They are holding their decision until the parking plan has been presented. Selectman King stated that the Board would not take action on the request until such time as the Zoning Board of Appeals has ruled on the petition.

Mr. Carpouzis stated that their permit right now is that they are allowed to service liquor in two rooms, the kitchen and main dining room and requesting to service in the third room if the Zoning Board allows the relocation of the bar.

After a discussion with Precinct 9 Town Meeting members with objections, the Board took the matter under advisement. Selectman King stated that after a decision has been made by the Zoning Board, letters will be sent to Town Meeting members that live in Precinct 9 before action is taken.

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CONFERENCE - ATTORNEY PAUL GALVANI RE: CONRAIL:

The conference began at 7:45 P.M., however it was recessed until 8:10 P.M. Mr. Gadbois, Executive Administrator read into the record a letter from Attorney Paul Galvani and a letter from Bruce B. Wilson, Senior Vice President of Conrail.

Following Mr. Gadbois' reading of the two letters, Attorney Paul Galvani outlined the history of the automotive terminal on Hollis Street. The reason for expansion is due to the fact that transporting by rail is more efficient and less expensive.

Mr. Galvani explained the project outlining the two phases of the project. He also stated that a traffic plan was being prepared.

Attorney John DelPrete addressed the hearing on behalf of the neighbors. He felt that there were many issues such as public safety, environment concerns, etc. which have not been addressed.

Representative David Magnani addressed the group. He thought there was a need for a mediator to try to work out the issues and was concerned about the quality of life in the neighborhood.

Ms Marie Norton stated that she had a petition which indicated strong opposition to the project by the residents of the area.

In addition, Hayward Taylor, John Murphy, Charles Davis, Sara Ludwig and Ginny Marino, addressed the group.

Selectman Philip Ernst stated that the residents would best be served if they were to try and negotiate with Conrail. Perhaps a team made of residents and local officials could be appointed for such a purpose.

Selectman John King gave an eloquent speech on the topic of Conrail and its relationship with the Town. He stated unequivocally that there would be no deals with Conrail. The Flexi-Flow operation would not be used as a bargaining tool by Conrail.

CORRESPONDENCE FROM DENIS SINTIRIS REQUESTING PERMISSION TO OPERATE A VAN FOR THE HANDICAPPED AND ALSO FOR A TAXI CAB LICENSE:

Mr. Denis Sintiris appeared to request permission to operate a taxi service from 12 Fairfield Road. Selectman King questioned the zoning restrictions and stated that it would have to be proven by the Board at a public hearing that the public convenience and necessity would be served. Selectman Ernst asked Mr. Sintiris about his experience. Mr. Sintiris stated that he has driven ambulance, taxi and handicapped vehicles for the last fifteen year. Following the discussion, the Board asked the Executive Administrator to check if it was possible to have a taxi service located in a residential area.

CORRESPONDENCE FROM FRAMINGHAM HOUSING AUTHORITY REQUESTING THE BOARD TO CALL A JOINT ELECTION FOR THE PURPOSE OF FILLING A VACANCY ON THE HOUSING AUTHORITY:

The Board voted unanimously to hold a joint election on August 7, 1989 to fill the vacancy.

CORRESPONDENCE FROM POLICE CHIEF RE: FILLING OF POSITIONS ON POLICE DEPARTMENT:

The Board voted unanimously to concur with the Police Chief's recommendation in the filling of the positions of Police Lieutenant and Police Sergeant.

CORRESPONDENCE FROM POLICE CHIEF BRENT B. LARRABEE RE: ABC PIZZA STORE ON HOLLIS STREET:

The Board voted, on the recommendation of the Police Chief to set up a hearing on this matter.

The Board noted receipt of the following items:

Correspondence from the Alcoholic Beverages Control Commission re: liquor violation - Houlihan's Old Place, 50 Worcester Road.

Correspondence from ABCC re: liquor violation - Timothy's Restaurant, Inc. - 1672 Worcester Road

Correspondence from Mary DiManno re: vacancy on Framingham Housing Authority

Fire Department Overtime for the weeks ending July 8, 15 & 22, 1989.


Letter from Chief Smith of the Fire Department indicating that he would be on vacation the weeks of July 16 - 22 and July 23 to July 29. Charles Pillarella to be appointed Acting Chief during his absence.

Letter to Chief Smith from the Park Commission thanking the Fire Department for their assistance.

CORRESPONDENCE RE: METROWEST TRAFFIC POLICIES:

Selectman Philip Ernst stated that he is the representative to the MetroWest Growth Management Committee and they have established MetroWest Traffic Policies. The goals are: (1) to provide a safe and efficient mix of transportation alternatives for travel into, around and out of the region; (2) to prevent further deterioration of traffic conditions in the region; (3) reduce traffic congestion on regional road network; (4) reduce use of residential neighborhood streets as shortcuts or means to avoid congested arteries. Selectman Ernst stated that they would like the Board of Selectmen and the Planning Board to concur with these policies. The Board voted to accept the recommendation.

The meeting adjourned at approximately 10:00 P.M.


PHILIP B. ERNST, CLERK