

SELECTMEN'S MEETING
Monday, November 21, 1994
2nd Floor Meeting Room
Town Hall, Main St., Ayer, MA.

7:30p.m. Open Session

The Minutes of November 17, 1994 were waived until the next Selectmen's Meeting.

The Weekly Warrant was examined and approved in the following amount: P/R: \$372,038.69
EXP: \$469,965.75

Chairman Hamel opened the Board's Meeting by advising the Board to the death of Ernest Downing; stating she had been notified earlier in the day. Chairman Hamel stated Mr. Downing served on the Ayer Police Dept. for over thirty years as a sergeant and constable and presently was Chairman of the Ayer Board of Health. Chairman Hamel expressed the Board's sadness upon the death of Mr. Downing and requested a Moment of Silence in memory of Ernest Downing be conducted.

Chairman Hamel requested if there was anyone present who wished to be heard.

Chairman Hamel requested to address two issues not on the Agenda
1. Dog complaint 2. West Main Street traffic.

The Board to address these two issues later in the evening.

Chairman Hamel called for a motion to accept the Agenda. Selectman Miller moved to accept the Agenda, 2nd by Selectman Slarsky. VOTE: unanimous, so moved.

The Board met with Robert Hubbard, JBOS Co-Ordinator, re: the Signing of the Super Town Meeting Warrant of December 7, 1994. Mr. Hubbard introduced Mr. Robert Brustlin, of Vanasse Hangen Brustlin, Inc. re: amended Water Resources By-law from the November 15, 1994 Task Force Meeting. (please see following amendments attached)

STORMWATER: Move from Zone 2 to Aquifer

STORAGE & APPLICATION OF DEICING MATERIALS: Change away from surface waters to away from deicing material storage areas. Create new provision under Aquifer: re: stockpiling or disposal of snow containing deicing material from outside aquifer district shall be prohibited.

TRANSPORTATION OF HAZARDOUS MATERIALS-Separate Aquifer District from Watershed District: as all primary routes are reconstructed catch basins equipped to intercept floating product shall be installed and maintained.

HAZARDOUS WASTE & MATERIALS: Add text outdoor aboveground storage areas shall be covered wherever possible and have a secondary

containment system.

STORAGE TANKS: Reword under aquifer, the use of underground storage tanks shall be discouraged except where stand engineering practices and best professional judgement determine that underground storage tanks present fewer risks than aboveground.

FLOOR DRAINS: Cite 310CMR 27 Underground injection control regulation.

PESTICIDES & HERBICIDES: Under Aquifer District amend wording to in addition for each development storage facilities shall be covered and shall have a secondary containment system.

Move provision from Zone II to Aquifer District-The use of pesticides and herbicides contained in the State Pesticide Board Groundwater Protection List shall be restricted.

FERTILIZERS: Delete provision F.

The Board requested these amendments be made part of the By-laws. Selectman Slarsky thanked Mr. Brestlin for their support and went on to address all the tremendous time and effort given by the Boards of Selectmen for this reuse plan and by-laws.

Chairman Hamel requested the Ayer Advisory Board step up to the table and present their recommendation regarding the Super Town Meeting Warrant. William Oelfke, Chairman of the Advisory Board stated the Board recommends favorable action of this article and fully supports the Reuse effort. Chairman Hamel called for a motion by the Ayer Board of Selectmen to endorse the Special Town Meeting Warrant of December 7, 1994. Selectman Slarsky moved the Board vote to endorse the Reuse Plan dated November 14, 1994 and the By-laws dated November 18, 1994 for the Devens Regional Enterprise Zone in accordance with Chapter 498 of the Acts of 1993, 2nd by Selectman Miller, VOTE: unanimous, so moved.. Selectman Slarsky read into the record the Ayer School Committees and Ayer Planning Boards recommendation of the Fort Devens Reuse Plan and Bylaws. The Ayer Advisory Board endorsed the December 7, 1994 Special Town Meeting Warrant in consensus with the Ayer Board of Selectmen.

Robert Hubbard stated the three Towns: Ayer, Harvard & Shirley were all signing the Super Town Meeting Warrants this evening and all three Towns will be conducting their own Town Meeting on December 7, 1994.

The Board reviewed the 1995 Alcohol License Renewals. Selectman Slarsky moved to approve the Licenses presented as recommended by the Chief of Police, 2nd by Selectman Miller, VOTE: unanimous, so moved. 1995 Alcohol Licenses approved:

Tony's of Ayer, Nashoba Club, Tiny's Do-Nut Treat, LaSita, Jack-O-Lantern, Carlin's, The Fort Corp., Ayer Package Store, Roux's Liquors, C.R. Pierce. Alcohol Licenses Disapproved: Larry's-D/B/A Karen's Restaurant and the Picadilly Club-D/B/A Wagon Wheel which has been torn down over eight years ago.

SUPT. OUELLETTE'S REPORT: See report dated 11-21-94

1. Supt. Ouellette advised the Board that roadway paving on Snake Hill Rd., Sandy Pond Rd. & Central Ave. was completed Saturday, November 19, 1994. The Board authorized Supt. Ouellette to allow private drives/ways be paved by the Company individually (no cost to the Town) by businesses/residents requesting to have their parking lots paved.

2. Supt. Ouellette stated the ISTEPA Program is moving along with the State to begin soliciting bids for the resurfacing of Rt. 2A and Rt. 111 from Carlton Circle to the Ayer/Groton Town Line. The Board endorsed Intermodal Statewide Transportation Plan. Supt. Ouellette stated the State is proposing to construct a flashing light installed at Groton School Rd. and Park St., new guard rails along Groton School Rd. and new signage at the West Main St., Bridge. Selectman Slarsky also requested a light for Central Ave./Groton Harvard Rd. Supt. Ouellette stated this is off the State Road network which the ISTEPA is aimed at. Selectman Slarsky stated than is a extremely dangerous intersection and requested it also be included.

3. The Board requested a letter of support be remitted for a grant to fund a feasibility study for use of the Town's recycling center as part of a regional reecycling program being established by the Coalition for North Central Waste Management (CONCEWM). This letter to express interest only no commitment to reagonalize and no financail commitment.

The Board as part of Public Input addressed the Speeding along West Main Street and of complaints recieved by the Board from residents in the area. The Board requested Supt. Ouellette and the Police Chief review traffic signs on West Main St. This to be reported back to the Selectmen for their next meeting.

Chairman Hamel stated she had received a call from a resident of East Main St., re: the Town's Leash Law not being enforced and of a resident being knocked down by a large unleashed dog. The Board to have the Dog Officer in on Monday the 5th to review candidates for the part time position, to address such violations

The Board approved a Water/Sewer tie in for Lot 3 Madigan Lane. Chairman Hamel stepped down due to a conflict of interest. Selectman Slarsky moved to approve the tie-in as a private line due to the area being on a private road. Selectman Miller 2nd the motion, VOTE: Selectman Slarsky aye, Selectman Miller aye, Chairman Hamel abstained.

The Board met with Angus Bruce and Atty. Kadison, re: Bennetts Brook.

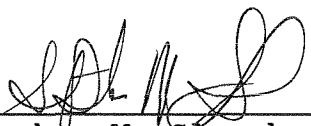
Mr. Bruce requested the Board's timely assistance to construct a

sewer line for the subdivision to connect with the Town's line beyond Copeland Drive. Mr. Bruce stated he currently has a water line connected at a manhole at the end of Hatch St. Mr. Bruce stated if he could connect this line with the Sandy Pond Road main he could improve water pressure not only for the subdivision but also for 55 Littleton Rd as well as the Devenscrest area. Mr. Bruce stated he must complete this project by early Spring in order for the States ISTEPA program to begin resurfacing. Mr. Bruce stated there is a five year lock in period plus he would have to pay for a full pavement resurfacing of any roadway along the State road that he has to tear up in order to install water or a sewer line.

The Board requested a Performance Bond be in place prior to the upcoming work off the development site. Atty Kadison and Town Counsel to work together to determine who owns property for which easements for the sewer and water mains to run over; they must be secured prior to any decision. The Board requested Crowley send in his bond "only road opening bond".

On another matter the Board was presented pictures of the Subdivision with the roads being built as stipulated on the subdiviosn approval plans. The pictures depicted high grades on three lots. Mr. Bruce stated the high grades are caused by no removal of earth. Town Counsel requested the Board address this matter with the Ayer Planning Board due to their concern over the removal and adherence to the original site plan approved.

10:00P.M. Selectman Slarsky moved to adjourn, 2nd by Selectman Miller, Vote: unanimous, so moved.



Stephen M. Slarsky, Clerk
AYER BOARD OF SELECTMEN

Date: Dec 5, 1994