



## Minutes of the Meeting of the Board of Selectmen

Date: November 21, 2016 – Workshop  
Time: 6:12 p.m.  
Place: McCourt Social Hall, Memorial Town Hall, Spencer, MA  
Present: Chairman Stevens, Vice Chair C. Woodbury, Clerk Hicks, Members Pepe and G. Woodbury, and Administrator Gaudette

At 6:12 p.m. Chairman Stevens called the meeting to order and led the Pledge of Allegiance.

### **6:00 p.m. Public Hearing on Complete Streets**

#### **Complete Streets Prioritization, Sidewalk Betterment & ADA Transition Plans**

Chairman Stevens opened the hearing at 6:15 pm. Dan Daniska and Rob Raymond from CMRPC were present.

Mr. Daniska presented a power point summarizing the Complete Streets Policy process.

- Tier I was the development of the Complete Streets Policy.
- Tier II Prioritization Plan - CMRPC worked with Steve Tyler to create a list of projects and actions that will allow the Town to move to next phase of the program. It is being finalized and prepared to submit to the State.
- Tier III Project Approval - this is the construction application phase and encompasses 85 projects.

Mr. Tyler noted the emphasis is on urban areas and filling in sections with missing sidewalks or making connections, including a new area for the betterment of Meadow Road with the addition of sidewalks.

Mr. Pepe suggested including the Roads Project information in the packet to the State to make them aware that this is a priority for the Town.

The hearing was closed at 6:36 pm. All were in favor.

*A motion to approve the list of projects in the Complete Streets Program for application to the State (Pepe/Hicks) passed 5/0.*

### **6:15 p.m. Class II Public Hearing Continued**

At 6:37 pm the hearing was reconvened. Mr. G. Woodbury recused himself.

#### **NextGen Performance, 131 West Main Street**

Mr. Gaudette informed Josh Buzzell, owner of NextGen Performance that the Board has questions regarding vehicles belonging to NextGen being parked at the property licensed to Dennis' Auto.

Mr. Buzzell said he had parked a few cars on Dennis' Auto's lot without realizing he was in violation of his license and will remove them.

Mr. C. Woodbury said he is concerned about where the cars are located on Route 9, with oil dripping into the ground. He suggested placing crushed stone or something under them to prevent contamination. He also doesn't want to see more than one car parked in the front area due to safety. Mr. Gaudette noted that these are the type of issues addressed during a Site Plan Review with the Planning Board.

Mr. Gaudette suggested placing something underneath the vehicles and parking two vehicles in front, with one behind the other to allow room for emergency vehicles to pass through.

*A motion to approve the Class II renewal for NextGen with the primary considerations as discussed and to allow two cars out front with one behind the other, with a total of twenty onsite (Pepe/Hicks) passed 4/0.*

### **Small Car Clinic, 16 Main Street**

Mr. Gaudette informed Harvey Shine that the Board has questions on cars being parked by Brian's Auto on Mr. Shine's lot at 16 Main Street. Mr. Shine said that Brian's Auto is renting the building but doesn't have a Class II License and is not selling cars, they are only being stored at the location. Mr. Gaudette said they need to be removed since this facility is licensed to Mr. Shine only. After some discussion on the timeframe for removal, it was agreed that the deadline will be December 16<sup>th</sup>.

*A motion to approve the Class II License Renewal for 2017 for Harvey Shine (Small Car Clinic), 16 Main Street, with the condition that vehicles not owned by Mr. Shine be removed by December 16, 2016 (Pepe/Hicks) passed 4/0.*

There were no comments from the public. The hearing was closed at 7:10 pm. All were in favor.

### **Public Hearing Continued: Class II Auto Dealer's License Application-Brian's Auto, Brian Lucier, 37 Main Street**

The hearing was reconvened at 7:43 pm. Mr. G. Woodbury recused himself.

Mr. Gaudette indicated that issues were been brought to the attention of Mr. Lucier and based on the Board's site visit and discussion with Mr. Tyler the following conditions are recommended:

- Restrict hours of operation from 8 am to 6 pm
- Install a fence line along abutting property
- Place 2 cones in right of way to prevent vehicles from pulling through

- Install signage: “no parking within 20 feet of the corner” on the east side of School Street
- Properly install sidewalk using a curb as a clear identification marker

Dr. Hicks suggests adding an 8” to 10” curb to prevent vehicles from pulling in by the sidewalk and prevent Brian’s from pulling cars out of the School Street section of the lot.

Mr. Pepe would like to see the fence installed by January 31<sup>st</sup>.

Mr. C. Woodbury noted his concern with Mr. Lucier not abiding by the property line and creating a negative impact to the neighbors.

Mr. Tyler will bundle the curb installations with the Complete Streets Project over the summer. Parking is not allowed over the sidewalk or over the property line.

Mr. Gaudette will seek opinion from Town Counsel on revoking the license if conditions are not adhered to.

*A motion to continue the public hearing to December 12, 2016 (Hicks/C. Woodbury) passed 4/0.*

Mr. Lucier was not present and will be notified of the December 12<sup>th</sup> hearing date.

### **Annual License Renewals Continued**

#### **SMOC Lodging House License Renewal for 2017**

Ryan Rogers, Kristen Miller, and Amaryllis Charvez, representatives from SMOC were present.

Mr. Gaudette informed the group that there was a spike in police calls for 126 Main Street and a high number of calls for 204 Main Street and asked what will be done to alleviate the situation moving forward.

Ms. Miller explained that SMOC’s mission is to provide and maintain housing for low income people. Some have issues surrounding mental health and substance abuse, which can be problematic. While they work to provide support and counseling, sometimes issues still persist resulting in violations and eviction if necessary. She explained that at 126 Main Street, 41 of the 60 calls were the result of three residents, all of whom are now gone. At 204 Main Street two people created the problems and they have also moved away.

Ms. Charvez said they work closely with the Police Department and meet with them to discuss calls each month.

Mr. Pepe noted the Board’s issue is with being a good neighbor and their concern is for the entire community.

Mr. G. Woodbury asked why it took a year before anything changed at both locations and asked about specific steps to prevent this in the future.

Ms. Miller stated that they operate within the Fair Housing Act and try to offer additional supports, which can take more time than they'd like. Additional house meetings and room inspections will be held and they will continue to work closely with the Town and Police.

Mr. Gaudette suggested a quarterly update be provided to the Board from a SMOC representative beginning in April.

*A motion to vote to renew the Lodging House License renewal for 126 Main Street and 204 Main Street contingent upon holding quarterly meetings with a representative from SMOC (Pepe/Hicks) passed 5/0.*

### **Knights of Columbus Alcohol License Renewal for 2017**

*A motion to approve the 2017 Alcohol License for Knights of Columbus with the condition that proof of TIPS certification be provided for all servers. (Hicks/C. Woodbury) passed 5/0.*

### **Red Maple Inn Common Victuller License Renewal for 2017**

*A motion to approve the 2017 Common Victuller License renewal for the Red Maple Inn (Hicks/G. Woodbury) passed 5/0.*

### **Request for a One-day Special Alcohol License**

#### **Jake Cutler – Winter Open Barn Open House on 12/4/16 at Barnstorm Cycles, 24 Wall Street**

Jake Cutler was present. Barnstorm is having a Winter Open House on December 4<sup>th</sup> and Mr. Cutler would like to obtain a one day license to serve Wine and Beer. Everything will take place indoors at 24 Wall Street.

The application and documents have been submitted and all paperwork is in order.

*A motion to approve a One-day Special Alcohol License for Barnstorm Cycles & Jeeps for the event on December 4, 2016 (Hicks/G. Woodbury) passed 5/0.*

### **6:30 p.m. FY17 Tax Classification Public Hearing**

Chairman Stevens opened the hearing at 8:10 pm.

Principal Assessor Linda LeBlanc and Board of Assessors members Jeremy Snow, Cynthia Cosgrove and David Derosier were present.

Ms. LeBlanc presented information on the classification options for consideration, which include:

1. The selection of a Minimum Residential Factor
2. Granting of a Discount for Open Space
3. Granting of a Residential Exemption

#### 4. Granting of a Small Commercial Exemption

Ms. LeBlanc noted that historically the Board has voted a single tax rate.

The Board agreed they wish to maintain a single tax rate at this time. The hearing was closed at 8:25 pm. All were in favor.

*A motion to maintain a single tax rate (Hicks/ C. Woodbury) passed 5/0.*

*A motion not to grant a Discount for Open Space (Hicks/ C. Woodbury) passed 5/0.*

*A motion not to grant a Residential Exemption (Hicks/ C. Woodbury) passed 5/0.*

*A motion not to grant a Small Commercial Exemption (Hicks/ C. Woodbury) passed 5/0.*

The meeting was adjourned at 8:29 pm. All were in favor.

Respectfully submitted,

Brenda Savoie  
Administrative Assistant

#### Referenced Materials

Complete Streets CMRPC Presentation  
Tax Classification Options