

**Town of Paxton**  
**Board of Selectmen**  
Meeting Minutes  
Monday, December 11, 2006

Members Present: Michael Quinlivan, Chairman, John F. Malone, Vice Chair,  
Frederick G. Goodrich, Clerk

Charles Blanchard, Town Administrator

Attendees: See Attendee Sheet

The meeting was called to order at 7:05pm.

**Meeting Minutes**

**Site Feasibility Study Presented by Reinhardt Associates, Inc.**

- John MacMillan, Architect, presented the final updated site feasibility study for the combined Police/Fire /EMS Facility.
- All Town owned land was considered but only the present Fire Station site was feasible. Site would need modifications for wetlands, septic and stormwater. 5,000sq ft of wetlands was to be disturbed, but restoration would take place in other areas of the site, \$18,000 was included in the price to fund this.
- The plan showed the Police housed at the rear of the building, whilst the Fire apparatus would be at the front, opening up to Pleasant Street. Dispatch and a meeting room would also be accommodated on the front of the building.
- The building would be a traditional style of vinyl and brick and over 23,000sq ft.
- (FG) pointed out that the culvert that runs through the site is at times a stream, architect did not see a problem as not in flood zone.
- (FG) also concerned with traffic using the parking lot. Architect did not see a major problem, but stated that a speed bump could be put in place.
- The Fire Chief and Police Chief were both involved in the conceptual plan and agreed that the architect did very well with what the site offered.
- Should this be placed on the Annual Town Meeting warrant in May 2007, the total budget estimate for project costs would be \$8,446,300, with an option of an additional \$362,800 for completion of attic/future floor and carport. If approved at the 2007 Annual Town Meeting, Final occupancy would be in 2009.
- On a 40 year Rural Development loan it would cost the average householder \$238 per year.
- During construction, the Dispatch Center would move to the Police Dept. and the Fire Dept would house their equipment in heated tents.
- (FG) need to bring before Capital Planning Board.
- (CB) next step would be to appoint a Building Committee to try to reach out to the community to provide information of the deficiencies of the buildings that currently exist and promote a new safety complex.

**Daniel Kelleher – Land Use at 313 Richards Avenue**

- Mr. Kelleher, 10 Brooks Rd, provided a handout to the BOS outlining the wetland violations and land use issues, which in his opinion have taken place at 313 Richards Ave. He has issues with the fact that the water flowing from his property into the stream flowing through 313 Richards Avenue is not being allowed to go its natural course and with the horse activities adjacent to his back yard.

- Mr. Kelleher quoted from the 2001 Zoning Bylaws that state that new owners of a property have 90 days in which to apply for a special permit to keep horses. This has never been done by the present owners who have at times had up to 3 horses on the property.
- There has been a “cease and desist” on the property since February 2006.
- James & Holly Roberts, 350 Richards Ave reported to the DCR of a pipe directed onto their property from 313 Richards Ave, this came up at a hearing last week but was continued to January 25, 2007. Stated that they have a watershed property and would like to know who has jurisdiction over this, ultimately would like the Conservation Commission to enforce their plan.
- (CB) the Building Inspector is aware of the activities at 313 Richards and feels that the DCR and DEP are separate from the Special Permit granting.
- Mr. Kelleher quoted Section 6.1.2 from the Zoning Bylaws which reads “Request: If the Building Commissioner is requested in writing to enforce this Bylaw against any person allegedly in violation of the Bylaw and such officer declines to act he shall notify, in writing, the party requesting such enforcement of any action or refusal to act, and the reasons therefore within fourteen days of receipt of such request.
- BOS asked that the Building Inspector respond, (CB) to follow up on this.
- Representative Spellane spoke out and said that he has corresponded with the abutters of this property for the past 5 months and that the Government needs to set precedence. If the current intentions of the landowner are illegal, then don’t want to set precedence for other residents to follow. Rep. Spellane has written to the DCR and Worcester Water regarding this property. He is also going to request that the matter be brought back to the Conservation Commission.
- (FG) asked Rep. Spellane that the BOS be copied on all correspondence relating to this matter.

#### **Town Administrators Update**

##### **Special Town Meeting**

- A Special Town meeting would be required to authorize the additional borrowing for \$52,584 Chapter 90 money. Town Accountant has provided an example article to use for FY08 warrant.

##### **Compensatory Time**

- (CB) provided memo outlining how qualifying employees interpret the compensatory time policy.
- BOS discussed subject at length and (JM) made motion, (MQ) seconded for discussion to abolish compensation time for exempt employees.
- (JM) policy should outline how compensatory time is gained, how much can be accrued, for how long and authorizing of compensatory use by supervisors.
- **Motion** (JM) to abolish compensation time for exempt employees. (MQ) No, (FG) No. Motion failed.
- (CB) requested that BOS provide him with input on the policy and he will write up for the next meeting.

##### **Dispatcher Appointment**

- Chief Desrosiers requesting appointment of Amy MacConnell as full-time Dispatcher to replace Richard Fairbanks.
- **Motion** (FG) seconded (JM) to accept appointment of Amy MacConnell as full-time Dispatcher. Unanimous.

#### **License Renewals**

**Motion** (FG) seconded (JM) to approve the renewal of the following licenses. Licenses for South East Auto not authorized today, established if still a resident of Paxton, Unanimous.

- Paxton Market Place – Wine & Malt
- Paxton Sports Center - Club

- Paxton Liquor Store – All Liquor
- Anna Maria College - Club
- Kettlebrook Golf Course – Club
- American Legion – Veterans Club

#### **Auto Body Shops**

- Paxton Auto

#### **Class II Car Sales**

- Paxton Auto
- Paxton Garage
- Willow View Corp.

#### **Common Victuallers**

- JLC Donuts Inc.
- Paxton Sports Center
- Paxton House of Pizza
- Paxton American Legion
- Paxton Marketplace
- Kettlebrook Golf Course

#### **Video Games**

- Paxton House of Pizza

#### **Packaged Goods**

- Paxton Sports Center
- Paxton Liquor Store
- Paxton House of Pizza

#### **Above Ground Tanks**

- Urbanovitch Farm
- Paxton Town Garage
- Worcester County Memorial
- Kettlebrook Golf Course
- David Farm
- Industrial Tower & Wireless

#### **Bylaw Format**

- BOS agreed to adopt a format for the bylaws similar to those of the Town of Scituate. Bylaws need to be reviewed and any contradictions eliminated.

#### **Other Business**

##### **Vandalism**

- Town Counsel has advised that the only way that the Town could penalize parents for crimes committed by their children would be to create a bylaw or go by what MGL has already provided.
- (FG) provide tools for Police to enforce law.

**Motion** (JM) and seconded (FG) to adjourn meeting at 9:55pm. Unanimous.

Respectfully submitted by

Carol L. Riches, Administrative Assistant  
Paxton Board of Selectmen