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**BOARD OF SELECTMEN**  
**MAY 24, 2004**  
**REGULAR SESSION**

**Call to Order**

The Board convened in regular session at 7:30 p.m. in the Selectmen's Meeting Room at Town Hall. All members were present.

**Questions from Town Residents**

There were none.

**Action by Appointment**

*Recognition of Town of Belmont Education Scholarship Recipients*

The Board of Selectmen recognized the following individuals as Town of Belmont Education Scholarship Recipients: Meaghan Beatty, Liliya Benderskaya, Ryan Bere, Alexandra E. Connelly, Jessica M. Dell'Orfano, Raisa Dukas, Ryan Harper, Min-Jee Hwang, Keith Ho Ma, Peter Marquis, Shauna Penta, Bo Tao, Francisco Villarroel, Steven Warner, and Robert Williams.

*Public Hearing on Utility Petitions*  
*Keyspan Petition for Gas Service on Douglas Road at Locust Street*

This item was inadvertently included in the agenda and was not taken up this evening. It will be placed on a future agenda once all information is received from Keyspan.

*Hearing and Discussion of Comments on Belmont Uplands 40B Project Eligibility Application*

The Board held a hearing to discuss comments related to the O'Neill Properties' Belmont Uplands 40B project eligibility application.

The Senior Planner appeared before the Board and summarized the comments that have been submitted by various Town committees and department managers to his office relative to the 40B application.

The Board discussed the possibility of a site visit. The Town Administrator noted that Mass Development has indicated their willingness to conduct a site visit with Town officials after it has received comments from the Board, but prior to its taking any action on the application.

Mr. Brownsberger indicated that many of the submitted comments voiced real environmental concerns about development of this property. He noted a desire for the letter to Mass Development include a specific comment that the best possible use of the land is as conservation land. He also noted the importance of affordable housing for the Town, but didn't want to ignore the important environmental issues of this site.

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Mrs. Mahoney noted comments made by various departments related to potential isolation of the residents living on the site and the Town's ability to respond quickly to needs in this area. She also noted comments from Roger Colton who suggested that O'Neill Properties' original residential development proposal provided more affordable housing units than its current 40B application.

Dr. Solomon indicated he also has concerns with the current application.

A number of residents made comments relative to the 40B application.

A resident noted the Town's Recreation and Open Space Plan which he believes documents the importance of the Belmont Uplands as an important open space resource for the Town.

A resident noted the impact of this development on homes that are on the lower lying areas of the Winn Brook area with respect to flooding.

A resident noted the Belmont Uplands Study Committee identified no development as the best alternative. She also commented about sewer problems in the Oliver Road area and the development of this particular property's impact on the Town's sewer system.

The Board agreed that the Senior Planner would draft a letter for the Board's consideration at the Board's next regular meeting of June 7, 2004.

*Planning Board*

*Process to Consider Demolition Moratorium*

*Trapelo Road Corridor Planning*

The Board met with the Senior Planner and the Chairman of the Planning Board to discuss the process by which the Planning Board would consider the demolition moratorium approved by the Town Meeting.

The Senior Planner provided an overview of the Planning Board process to consider the current zoning as related to the development of multi-unit housing in order to bring it to a public hearing to develop proposed zoning amendments.

The Board discussed the Planning Board's progress with respect to the Trapelo Road/Belmont Street corridor planning.

Mrs. Mahoney expressed concern about a private entity commissioning a study with a group of university students to study the Trapelo Road corridor issue, without any knowledge or coordination with the Town. She expressed concern for the Town resources that might be expected to be provided to support this effort.

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The Board agreed that the Senior Planner would exercise good judgment in allocating time to support this effort.

*Appointments to Town Boards and Committees*

The Board discussed its annual committee and commission appointment process.

The Board moved: to appoint Martha Gallagher, Marcie Shorr Hirsch, and Jennifer Mugar Flaherty, and Vera Dryer to the Temporary Library Site Planning Committee

The motion passed unanimously (3-0).

The Board also requested that chairs of the Recreation Commission, Conservation Commission, Historic District Commission, and the Capital Budget Committee's Cluster Planning Task Force designate members for this committee. The Board also requested that the Capital Budget Committee's representative convene the initial meeting of this temporary committee. The Board wished to encourage the members of the Belmont Garden Club and Shade Tree Committee to provide their input as part of the public meeting process, but did not desire to appoint specific members from these groups to the temporary committee.

The Board moved: to reappoint Janice Ellard to the Alcoholic Beverages Licensing Committee.

The motion passed unanimously (3-0).

The Board moved: to rescind the reappointment of Todd Bloniarz to the Cable Access Committee.

The motion passed unanimously (3-0).

The Board suggested maintaining the Cable Television Advisory Committee at its current five members and not appointing a replacement for Richard Norris at this time. They wished to seek the CTAC's input on this suggestion.

The Board of Selectmen agreed to defer discussion of Conservation Commission appointments.

The Board briefly discussed the concept of a Human Rights Commission. The Board requested the Town Administrator to seek an example charter from advocates for this commission. In addition, the Board sought the input of the Fair Housing Committee on the concept of merging into a larger Human Rights Commission.

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The Board moved: to appoint Lisa Harrington to the Historic District Commission.

The motion passed unanimously (3-0).

The Board agreed that Dr. Solomon would identify a candidate for appointment to the Information Technology Advisory Committee.

The Board moved: to appoint Stephen Sala to the Permanent Building Committee.

The motion passed unanimously (3-0).

The Board moved: to appoint Joseph Griffin to the Personnel Board.

The motion passed unanimously (3-0).

The Board agreed to defer discussion of the Planning Board.

The Board of Selectmen discussed their appointments to the Recreation Commission. The Board agreed that they would each come back to the Board with a recommendation. Mrs. Mahoney recommended the appointment of Stephanie King.

The Board moved: to appoint Stephanie King to replace Kathy King Bird on the Recreation Commission.

The motion passed unanimously (3-0).

The Board moved: to reappoint Tommasina Olson, Timothy Turner, and Andrea Masciari to the Traffic Advisory Committee.

The motion passed unanimously (3-0).

The Board agreed to not fill the one remaining expiring term.

The Board recognized the untimely passing of Carlo Tagariello, a member of the Zoning Board of Appeals with a moment of silence.

The Board moved: to appoint Angelo Firenze as an associate member of the Zoning Board of Appeals.

The motion passed unanimously (3-0).

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**Action by Consent**

*Application for Renewal of Licenses and Permits*

The Board moved: to approve the following license renewal applications, conditional upon the applicants for the Class II auto dealers license meeting all state regulations:

Common Victualler's License:

- Aram's Coffee Café, 85 Trapelo Road
- Little Lotus Co., Inc., d/b/a Patou Thai Restaurant, 69 Leonard Street
- Manetas, Inc., d/b/a Andros Diner, 628 Trapelo Road
- New Asia in Belmont, 93 Trapelo Road
- Nikita Restaurant Group, d/b/a Kashish, 61 Leonard Street
- Paleo, Inc., d/b/a Michael's Pizza, 191 Belmont Street
- Starbucks Coffee #7538, 112 Trapelo Road
- T&M Belmont Foods Inc., d/b/a Theo's Pizzeria & Grill, 389 Trapelo Rd
- Twin Seafood of Belmont, Inc., 353 Trapelo Road

Class II License:

- Bassam Saliba, d/b/a TNT Service, 55 Brighton St
- LVF Corp, d/b/a Lenny's Service Center, 768 Pleasant Street

The motion passed unanimously (3-0).

*Letter from Resident re: Tax Payment Complaint*

The Board of Selectmen considered a letter from a resident regarding a tax payment complaint.

The Board moved: to refer this matter to the Town Treasurer.

*Petition of Winn Brook Residents re: Road Repair and Traffic Restrictions*

The Board reviewed a petition of Winn Brook residents regarding road repair and traffic restrictions.

The Board moved: to refer the pavement management issue to the Office of Community Development; and further to refer the traffic flow issue to the Traffic Division of the Police Department for their respective review and recommendation.

The motion passed unanimously (3-0).

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*Appointment of Acting Fire Chief*

The Board reviewed a memorandum from the Town Administrator recommending the appointment of David Frizzell, as Acting Fire Chief.

The Board moved: to appoint David Frizzell as Acting Fire Chief.

The motion passed unanimously (3-0).

**Action by Writing**

*Memorandum from Town Administrator re: Board of Selectmen Meeting Schedule*

The Board reviewed a memorandum from the Town Administrator regarding the Board of Selectmen's meeting schedule.

The Board moved: to meet on August 4 and 30, 2004 in regular session.

The motion passed unanimously (3-0).

*Report of Traffic Advisory Committee re: Marlboro Street Traffic Request*

The Board of Selectmen reviewed a report from the Traffic Advisory Committee regarding a request to restrict traffic flow on Marlboro Street during peak traffic times.

The Board moved: to approve the recommendation of the Traffic Advisory Committee; and further to ask the Traffic Advisory Committee to review this change after six months.

The motion passed unanimously (3-0).

**Other**

The Board reviewed a letter from Roger Colton, Chair of the Belmont Housing Trust, which recommends acceptance of the Waltham Alliance to Create Housing (WATCH) proposal for the sale of the B Street Property.

The Board moved: to approve the Waltham Alliance to Create Housing (WATCH) proposal for the sale of the B Street property for the development of affordable housing; and further to support the grant application to the state for funding of the B Street affordable housing.

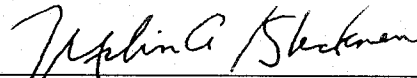
The motion passed unanimously (3-0).

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The Board moved to enter executive session to discuss strategy with respect to litigation and collective bargaining; and further that the Board shall not return to open session.

The motion passed unanimously (3-0), by roll call vote.

The Board adjourned their regular session at 10:30 p.m.



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Melvin A. Kleckner, Town Administrator  
Clerk, Board of Selectmen