

## BOARD OF SELECTMEN MINUTES OF JANUARY 25, 2016

**PRESENT:** Selectmen Freeman J. Condon, Chairman; Wilma McDonald, and Chuck Takesian  
**ALSO PRESENT:** Neil J. Harrington, Town Manager and Janet Flannery, Secretary  
**ABSENT:** Ed Hunt and Henry Richenburg

### **I. Call to Order/Salute to the Flag**

Chairman Condon called the meeting to order at 7:00 PM in the Colchester Room, Salisbury Town Hall. He then announced, per the Open Meeting Law, that this meeting is being recorded and broadcast live.

### **II. Acceptance of Minutes Minutes of January 11, 2016**

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to approve the Minutes of January 11, 2016 as written.

### **III. Old Business**

### **IV. New Business**

#### **a. License Renewals:**

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to renew a **Class I** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for Howard Motors – 141 Beach Rd.

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to renew a **Class III** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for Hotrods Vintage Auto Recycling – 137 Lafayette Rd.

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to renew a **Common Victualer** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Dunkin Donuts – 46 Toll Rd., Salisbury House of Pizza – 2 Beach Rd., Splash Lounge – 3 Broadway, The Deck – 179 Bridge Rd., and Pushcart Caterers - Reservation

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to renew a **General** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: Seaside Liquors – 1 Broadway, Bishop Farm – 7 Taft St., Footloose Dance – 1 Merrill St., Circle Insurance – 10A Elm St., Shorts Foundations – 82 Bridge Rd., Paws 4 Play – 93 Bridge Rd., Extra Space Mgmt. – 143 Lafayette Rd., Tint Autos – 2 School St., Rusnik Campground – 115 Lafayette Rd., and JW Salon, Inc. – 158 Bridge Rd.

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to renew an **Entertainment** license, with the same conditions/restrictions that may have been on the original license and all subsequent renewals for: The Deck – 179 Bridge Rd. for Karaoke/Live Entertainment/DJ and Splash Lounge – 3 Broadway for Juke Box/Live Entertainment and DJ (2 licenses)

## BOARD OF SELECTMEN MINUTES OF JANUARY 25, 2016

### **b. New Licenses**

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to approve a **General** license to NANA MILLIE – 8 Beach Rd.

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to approve a **General** license to A-1 State Line Storage – 242 Lafayette Rd. (new ownership)

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to approve a **General** license to Red Ridge Farm – 35 Bayberry Lane for a business license to conduct weddings with the following conditions, in addition to those set forth by the ZBA in their decision:

1. That all traffic and vehicles accessing this facility enter and leave via the stated business address at 35 Bayberry Lane only.
2. That the property lines within which the weddings occur be delineated, either by fencing, hay bales or whatever the Planning Board and/or Building Inspector deem sufficient to keep patrons from trespassing on any of the abutters' properties, unless the abutters provide written statements that they feel this delineation is unnecessary.

Discussion: While the motion was being made, the Warcewicz's interrupted stating that the issue of access to the site was not a problem with the ZBA. Chairman Condon said they could comment after the motion was completed. Ms. Warcewicz again stated that access was not an issue with the ZBA, and she questioned why the Selectmen could put conditions on their license. Mr. Warcewicz stated that there is a civil suit regarding the matter that will be settled in the courts. He said he's been using the "right of way" for 40 years and doesn't see why they can't continue to do so. Chairman Condon addressed the issue of imposing conditions and said that the Selectmen have the right to put conditions on any license they approve. He further stated that he believes that the Warcewicz's have the right to use their land for weddings but believes that the people who own the right of way have the right to restrict the use. Selectman Takesian said he doesn't think anybody has any problem with the use of the land for weddings either, but the issue is the traffic that is generated by the weddings; the address on the license is Bayberry Lane and that is how people should access the property.

The Warcewicz's continued to argue the point and then left abruptly stating that they will be contacting their lawyer. Chairman Condon confirmed that the license was issued but with conditions.

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to approve a **General** license to Crystal Nails – 111 Lafayette Rd. (new ownership).

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to approve a **Special Event Permit** to the Winner's Circle for their annual April Fools 4-mile Road Race on April 2, 2016

### **c. License Amendments - none**

### **d. Committee Appointments - none**

### **e. Update/Presentations: Building Inspector/ZBA**

**Scott Vanderwalle, Building Inspector**, reported that:

- 570 building permits were issued in the past year, which is considerably higher than the previous year, and the new construction value is \$3.7 million. 52 of the permits were for solar, which is becoming popular, and he receives 2 to 3 every week.

## **BOARD OF SELECTMEN MINUTES OF JANUARY 25, 2016**

- There are two new developments under construction: one at 54 Beach Rd with 32 units and the other at 44 Railroad Avenue with 8 homes. He also clarified that the “mysterious tower” being built on Lafayette Road is an elevator shaft for a new storage building.
- Three of the four buildings are now open at Tidewater (191 Beach Road) and the 4<sup>th</sup> one will be opening around March 1<sup>st</sup>.
- A change was made in the inspector’s area: Dan Donahue is now the electrical inspector and Larry Fisher is the assistant.
- Within the Building Department, they have gotten off the ground and are moving forward with the permitting system and hope to have it tied in within the next 30 days for on-line payments.
- The ZBA has been busy and they are in the middle of several 40B projects and have been meeting twice a month for the past 8 months.

### **V. Comments by Visitors**

### **VI. Sewer/Water**

### **VII. Correspondence**

Address change notification and a notice re: municipal emergency reporting procedure.

### **VIII. Hearings - none**

### **IX. Town Manager’s Report**

Mr. Harrington gave a brief overview of his written report, a copy of which is available in the Selectmen’s office.

### **X. Selectmen’s Report**

#### **a. Ratification of Signing of Weekly Warrants:**

Motion by Selectman McDonald, Second by Selectman Takesian; unanimously voted to ratify the signing of the following weekly warrants: W16-117 through W16-124.

#### **b. Subcommittee Reports**

**Lafayette Corridor Sewer Extension:** Mr. Harrington reported that there is a meeting scheduled for the first week in February.

**Police Station:** Chairman Condon reported that significant progress being made and everything is on track.

Selectman Takesian said he is hearing concerns from people as to what is going to happen with the existing police station site and the Manager said the Town is looking at options and legal research will have to be done first. Mr. Takesien also asked for an update on whether the Town has done anything yet about upgrading the bathrooms at the beach. The Manager said that as soon as the DPW Director finishes the process of getting all the sheds torn down or moved in the Blackwater River area, he will be focusing on the planning process of renovating the bathrooms in the spring.

Chairman Condon announced that there are still several vacancies on the Agricultural Commission and the By-Law Review Committee, and he urged all interested persons to apply.

### **XI. Executive Session - none**

## **BOARD OF SELECTMEN MINUTES OF JANUARY 25, 2016**

### **XII. Adjournment**

Motion by Selectman Takesian, Second by Selectman McDonald; unanimously voted to adjourn at 7:35 PM.

Documents provided at the meeting and on file in the Selectmen's Office:

Minutes of Jan. 11, 2016

Copies of licenses as listed

Town Manager's Report

Respectfully submitted:

Janet E. Flannery, Secretary

Approved: \_\_\_\_\_  
Chuck Takesian, Clerk