



Town of Bellingham

BOARD OF SELECTMEN

10 Mechanic Street

Bellingham, Massachusetts 02019

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November 19, 2018

The regular meeting of the Board of Selectmen was called to order at 7:25 PM by Chairman Michael Soter with Mrs. McNulty and Mr. Spencer in attendance. Mr. Connor and Mr. Martinis were absent.

Public Hearing – Application of Siam Sakura Corp., d/b/a Sakura Asian Cuisine for a Common Victualler License. Premises located at 101 Pulaski Blvd.

Mr. Soter read the public hearing notice.

Ms. Nitya Piemkoom a family friend spoke for the owner Mr. Phopsathom Kriphiyamat because of the language barrier. Mr. Kriphiyamat is seeking a Common Victualler license and would like to operate the business Tuesday – Thursday 11:00 AM-9:30 PM, Friday and Saturday 11:00 AM – 10:00 PM and Sunday 11:00 AM – 8:30 PM. This will be a family owned and operated business selling Thai food and sushi with frozen meats.

Mr. Soter asked if there were any questions or comments from the audience. Mr. Ron Farnsworth drove from a location an hour north of Worcester to speak on behalf of the applicant. He has enjoyed food made by the applicant on a personal and business level. He also stated this family has extensive restaurant experience having owned two other restaurants in the past.

On a McNulty/Spencer motion, the Board unanimously voted to close the public hearing.

On a Spencer/McNulty motion, the Board unanimously voted to approve the application of Siam Sakura Corp., d/b/a Sakura Asian Cuisine for a Common Victualler License operating under the hours of Tuesday – Thursday 11:00 AM – 9:00 PM, Friday and Saturday 11:00 AM – 10:00 PM and Sunday 11:00 AM – 8:30 PM. Premises located at 101 Pulaski Blvd.

Public Hearing – Application of Vohn's Restaurant, Inc. Bourvorn Davong, Mgr. for the change of location of the Restaurant Wines and Malts License with Cordials Permit and Common Victualler License from 52 Pulaski Blvd to proposed address of 633 Pulaski Blvd.

Mr. Soter read the public hearing notice and welcomed Mrs. Bourvorn Davong and Tony Khoury. Mr. Soter stated that construction was well under way and it was nice to see some activity in the old building. The liquor license is more for the dining experience as Mrs. Davong stated that her business is 50/50 as far as dine in and take out. Currently she operates the business Tuesday – Saturday 11:00 AM – 9:00 PM, Sunday 12:30 PM – 8:00 PM and closed Mondays. She will keep the same hours even though her current liquor license allows her to sell alcohol until 11:00 PM.

This property is zoned commercial in a very residential area and Mrs. Davong and her family want to respect their neighbors. The construction has expanded the building by 500 square feet. The new restaurant location will have 48 seats for dining. She will not have entertainment. It will be much like her old establishment only a little bigger.

Mr. Soter asked if there was anyone in the audience in attendance for the public hearing and there was one. Mr. Brandon Whitman stated he was there for the commercial aspect of the business but more concerned about the liquor license in a residential area as well as the possibility of outdoor seating. Mr. Soter pointed out that the building is zoned for commercial use and Mrs. Davong's establishment should not be of concern nor is she licensed to have outdoor seating. She has been in business for several years with no issues with the police. Mr. Whitman also voiced concerns with the looks of the building as it is much bigger than expected. He was also told originally that there would be an 8 foot fence but only a 6 foot fence is being constructed. Mrs. Davong stated that this is a result of conservation. Mr. Soter assured Mr. Whitman that Mrs. Davong would be a good neighbor and willing to work with any concerns he may have in the future.

On a Spencer/McNulty motion, the Board unanimously voted to close the public hearing.

On a Spencer/McNulty motion, the Board unanimously voted to approve the application for Vohn's Restaurant, Inc. Bourvorn Davong, Mgr. for the change of location of the Restaurant Wines and Malts License with Cordials Permit and Common Victualler License from 52 Pulaski Blvd to proposed address of 633 Pulaski Blvd.

On a McNulty/Spencer motion, the Board unanimously voted to approve the One Day Beer and Wine Permit to Mrs. Molly Brennan for her wedding reception at St. Brendan's Church, 384 Hartford Ave contingent upon her providing Liquor Liability Insurance.

Public Hearing – to discuss revisions to the Bellingham Sewer Use Restrictions. Revisions are proposed to: Part II – For properties with Ultimate Discharge Point of Charles River Pollution Control District and Appendix E – CRPCD Sewer Capacity Allocation and Privilege Fee Procedure.

Mr. Soter read the hearing notice.

Mr. Don DiMartino, DPW Director, stated these are updated regulations dealing with what is allowed to be discharged to the public sewer system. The CRPCD has just been through a renewal of their sewer discharge permit under the USEPA administered National Pollutant Discharge Elimination System established by the Clean Water Act. Bellingham is a contributing town and must therefore do the same.

On a Spencer/McNulty motion, the Board unanimously voted to close the public hearing.

On a Spencer/McNulty motion, the Board unanimously voted to accept the revisions to the Bellingham Sewer Use Regulations.

Mr. DiMartino presented to the Board two official requests for capacity. One at 300 Hartford Ave in the amount of 4,700 gallons per day (gpd) for the proposed car wash at Irving and one at the 155 Maple Street power plant (Vistra Energy) in the amount of 15,000 gpd. Currently Bellingham owns 377,000 gpd of capacity in Medway. The current daily annual average flow is 244,000 gpd leaving 133,000 gpd available to allocate. There is more than enough capacity to grant both of these requests and if granted it would still leave available capacity of over 113,000 gpd of capacity available. Mr. DiMartino stated we will also be receiving future change requests with the proposed Lobisser development and the completion of the Lakeview estates. Please see attached memo.

On a McNulty/Spencer motion, the Board unanimously voted to grant the requests for capacity of Hartford Enterprises and allow them to proceed with construction of the new sewer connections at 300 Harford Ave per the application received as well as 15,000 gallons per day to Vistra Energy to allow them to modify their current sewer discharge permit.

On a Spencer/McNulty motion, the Board unanimously voted to approve the Common Victualler license renewals as listed on the attached sheet.

On a McNulty/Spencer motion, the Board unanimously voted to approve the Second Hand Dealers license renewals as listed on the attached sheet.

On a Spencer/McNulty motion, the Board unanimously voted to approve the Class I, II and III Used Car license renewals, the Package Store All Alcohol and Package Store Beer/Wine, as well as the Restaurant and Club and associated licenses as listed on the attached sheets with the exception of Maple Street Auto, 146 Maple Street and Executive Auto, 728 South Main Street. It was suggested by Mr. Soter that these two businesses come before the Board to discuss their current business operations prior to the Board voting on their 2019 renewals.

On a McNulty/Spencer motion, the Board unanimously voted to approve the October 29th minutes as submitted.

Mr. Soter stated that we are looking at a February 1st completion date of the light being constructed at Lake Street and Pulaski Blvd. Unfortunately we are at the mercy of the company providing the cast arm for the project.

The construction of the Maple Street / Route 140 intersection is well underway with an expected completion date of August/September 2019.

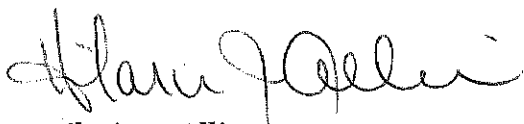
Mr. Soter announced that his newly elected State Representative position will officially start on January 2, 2019. He will be stepping down as chairman but remain on the Board of Selectmen in the best capacity possible. From the advice of state counsel his main priority will be the State Representative position.

Mr. Fraine explained that the budgeting request process is underway. The Board of Selectmen have adopted a "zero based" budgeting process requiring all departments to explain all salaries and expenses requested as identified in the 2019 budget and new requests for 2020.

Mr. Fraine requested an executive session pertaining to a discussion of Contract Negotiations. Members of the Board in attendance were polled with all voting in the affirmative. The Board will not return to open session.

On a Spencer/McNulty motion, the Board unanimously voted to adjourn the meeting at 8:30 PM with no further business to be discussed at the conclusion of the executive session.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Hilarie J. Allie". The signature is fluid and cursive, with a large initial "H" and a long, sweeping underline.

Hilarie J. Allie
Administrative Assistant