

# PLYMOUTH BOARD OF SELECTMEN

TUESDAY, SEPTEMBER 27, 2016

MAYFLOWER ROOM, TOWN HALL, 11 LINCOLN STREET, PLYMOUTH, MA 6:00 P.M.

## 6:00 p.m. Executive Session

The Board of Selectmen will hold an Executive Session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 3; to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares, and Paragraph 6; to consider the purchase, exchange, lease or value of real property, if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the governmental body.

- ❖ Collective Bargaining
- ❖ Chapter 61 – Pinehills

## 7:00 p.m. Call to Order

## 7:02 p.m. Public Comment

## 7:03 p.m. Town Manager's Report

## 7:10 p.m. Public Hearing – *Plymouth House of Pizza* (All Alcohol License)

In accordance with Chapter 138 of the Massachusetts General Laws, as amended, notice is hereby given that a Public Hearing will be held at the Plymouth Town Hall, 11 Lincoln Street on Tuesday, September 27, 2016 at 7:10pm to consider the application for a Change of Category from Annual Wine and Malt Restaurant License to Annual All Alcohol Restaurant License for Jacomo, Inc. d/b/a Plymouth House of Pizza (current holder of an Annual Wine and Malt Restaurant License) 50 Long Pond Road, Jacob Pappas – Manager.

Description of premises is as follows: The restaurant occupies 2100 square feet in a shopping center style plaza, having one floor, with a vinyl exterior and metal roof, and sits on a slab foundation. Of the 2100 square feet, 800 square feet is the kitchen and storage area, 400 square feet is bathrooms/office/hallway, and the remaining 900 square feet is the dining area. The restaurant has one entrance and two exits. One of the exits is at the back of the restaurant and the other is in the middle of the dining room that leads you to a 400 square foot patio / 3 season glass atrium.

Anyone wishing to be heard on this matter should plan to attend this meeting.

## 7:15 p.m. Article 4A

### **Fiber Loop** (*Joe Young*)

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the construction and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town, or take any other action relative thereto.

**7:25 p.m. Article 4C**

**Parking Deck** (*Melissa Arrighi*)

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the construction and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town, or take any other action relative thereto.

**7:35 p.m. Article 30 and 31**

**Tree Removal** (*Anatol Zuckerman*)

To see if the Town will vote to install the following bylaw into the Plymouth Zoning Ordinance: Any tree equal to or greater than 8 inches in caliper that is removed during site preparation for any project within all districts of Plymouth shall be replaced with a tree of a smaller caliper within or without the site of the project as a mitigation of the damage to the natural environment. If the site of the project cannot accommodate replanted trees, the owner may either plant those trees on the public land of Plymouth, or remunerate the cost of the removed trees to the Town of Plymouth under the directions from the Tree Warden of Plymouth. One and two family residential properties, and residential lots of 20,000 square feet or less are exempt, or take any other action relative thereto.

**7:55 p.m. Article 33**

**Poultry** (*Lynne Holdsworth*)

To see if the Town will vote to amend Chapter 23 of the Bylaws of the Town of Plymouth to add: Article 5 Poultry, or take any other action relative thereto.

**8:25 p.m. Article 35 – No Motion No Action** (Per the Petitioner)

**Solar Easement** (*Salvatore Visariello*)

To see if the Town will vote to grant an access easement over Parcel 114-000-002B-000 appurtenant to Parcel 114-000-004A-000, or take any other action relative thereto.

**8:35 p.m. Licenses and Administrative Notes**

❖ Licenses

**Mark Chaupetta of the Jett Foundation**, 63 High Street, Carver, MA is requesting a One Day All Alcohol License for a Comedy Show being held on October 14, 2016 from 5:30pm to 10:30pm at Memorial Hall.

**Jacomo Inc. d/b/a Plymouth House of Pizza**, 50 Long Pond Road, Jacob Pappas is requesting the following Licenses in conjunction with a Public Hearing and their request for a Change of Liquor License Category:

- Comprehensive Entertainment – Group I, III (TV, Radio and Live Entertainment)
- Extension of Hours – 1:00am

**Texas Roadhouse Holdings LLC d/b/a Texas Roadhouse**, 60 Long Pond Road, Scott Colosi – President is requesting the following Licenses in conjunction with a previously approved Liquor License.

- Common Victualler
- Comprehensive Entertainment – Group I (TV and Radio)
- Extension of Hours – 1:00am
- Early Sunday Sales – 10:00am

❖ Administrative Notes

1. The Board will approve a **Special Event Permit Policy** as provided by the Economic Development Department.
2. The Board will approve an increase of the **Handicap Violation Fine** from \$100 to \$200 as recommended by the Disabilities Commission. This change will take effect on November 1, 2016 or as soon as practicable.
3. The Board will designate **George Sansoucy** as a Special Municipal Employee.
4. The Board will appoint **Russell Shirley** to the Affordable Housing Trust Committee as the Housing Authority designee for a term beginning immediately and terminating on June 30, 2018.
5. The Board will appoint **Samantha Nichols** to the Affordable Housing Trust Committee as the Realtor designee for a term beginning immediately and terminating on June 30, 2018.
6. The Board will appoint **Liana E. Patton, Esq.** to the Affordable Housing Trust Committee as the Lawyer designee for a term beginning immediately and terminating on June 30, 2018.
7. The Board will approve the **Open Meeting Minutes** from the September 6, 2016 Selectmen's Meeting.
8. The Board will approve the **Open Meeting Minutes** from the September 13, 2016 Selectmen's Meeting.
9. The Board will vacate the **Foreclosure** of Lot 10A-35, Plat 54, also known as 30 Sharps Drive upon having the Town made whole as determined by the Treasurer.
10. The Board will accept and execute a **Deed** for a drainage easement located at 9 Overlook Road as presented.

**8:40 p.m.      Committee Liaison / Designee Update**

**8:43 p.m.      Old Business / Letters / New Business**

**8:45 p.m.      Adjournment**