

**SELECTMEN'S MEETING**  
**Monday, May 1, 2006**

On May 1, 2006, the Board of Selectmen held a meeting at 7:00 PM at the Town Office Building in Lakeville. The meeting was called to order by Chairman LaCamera at 7:00 PM. Selectmen present were: Selectman Evirs, Selectman LaCamera and Selectman Yeatts. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant and Christine Weston, Recording Secretary.

**Revisit request for Auctioneer, Junk Dealer and Junk Collector license-Anthony and Dorita Morris**

Selectman LaCamera stated that the Board of Selectmen went on a site visit Thursday, April 27<sup>th</sup> to Anthony and Dorita Morris' property. Mr. & Mrs. Morris had applied for a renewal of their auctioneer, junk dealer and junk collector licenses. At the site visit, Mr. Morris agreed to clean up and remove the items around the outside of the premises. The Board will revisit the site again in August to determine if the conditions have been rectified.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To grant a temporary Auctioneer, Junk Dealer and Junk Collector license to Anthony and Dorita Morris until September 1, 2006. During this time they are to clean up and remove the items around the outside of the premises. The Board of Selectmen will conduct a follow-up site visit during August, 2006 to make sure that these conditions have been met prior to renewing the license for the remainder of its term.  
Unanimous in favor

**Request for fundraiser car wash-Destination Imagination Team**

Chairman LaCamera read a request from the Destination Imagination Team to hold a fundraising car wash at the Town Office Building to raise money for their upcoming trip to the National Competition.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To allow the Lakeville Freetown Destination Imagination team to use the Town Office Building premises to conduct a car wash fundraiser on Saturday, May 6<sup>th</sup> and Saturday, May 20<sup>th</sup> from 10:30 am to 1:00 pm, 2006.  
Unanimous in favor

**Request from SRPEDD for appointments to SRPEDD Commission and Joint Transportation Planning Group**

Chairman LaCamera stated that SRPEDD has sent a notice requesting the appointment of a Commissioner from the Board of Selectmen and the Planning Board. They are also looking for a representative to be appointed to the Joint Transportation Planning Group with an alternate. He noted that currently Rita Garbitt represents the Board of Selectmen at SRPEDD (Southeastern Regional Planning & Economic Development District). The Planning Board has elected Walter Healey, Jr. as their representative. Also, Roger Hamilton is the current representative for the Town to the JTPG with Richard LaCamera as an alternate.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To appoint Rita Garbitt (representing the Board of Selectmen) and Walter Healey, Jr. (representing the Planning Board) to the SRPEDD Commission for a term to expire on May 31, 2007.  
Unanimous in favor

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To appoint Roger Hamilton as JTPG (Joint Transportation Planning Group) representative and Richard LaCamera as alternate with a term to expire on May 31, 2007.  
Unanimous in favor

**Receive notice from Robert Darling regarding his upcoming retirement**

Chairman LaCamera read the retirement notice from Robert Darling, Building Inspector into the record. September 15, 2006 is the tentative target date for his retirement.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To accept the retirement of Robert Darling, Building Inspector, effective September 15, 2006.  
Unanimous in favor

**Review Zoning Board of Appeals petitions: Brun and Vincze**

*Robert Darling, Building Inspector, was present for the discussion.* Chairman LaCamera noted that the Board had requests for recommendations on two (2) Zoning Board of Appeals petitions. The first one was for George and Janet Brun at 15 Twin Oaks Road. The petitioners are proposing to add on a garage to their current improvements. Selectman Yeatts recused herself from the discussion as she is a neighbor.

Upon a motion made by Selectman Evirs; seconded by Chairman LaCamera stepping down to vote it was:

VOTED: To recommend approval to the Board of Appeals that the Brun petition for the proposed garage be approved, provided that the septic system is replaced and upgraded and that the nonconformity not be increased.  
Unanimous in favor

The next petition was from Deborah and Gyula Vincze at 36 Precinct Street. The petitioners are proposing to add a deck and finish the basement. Chairman LaCamera stated that clarification was received regarding the deck. A 12 foot by 26 foot permit was issued for the deck. As background to the property, when the Town went to build the Senior Center and surveyed the property, it was found that the well and septic of the Vincze's property was located on Town Property. An agreement was put together that when Taunton water was brought down Precinct Street, the Vincze's were to connect to the Taunton water line, which has been done. Chairman LaCamera asked if a bathroom was also being installed? Mr. Darling responded in the affirmative. The application should also note that they are looking for a special permit under 6.1.3 since they are adding living area and will need a Title V Inspection and Board of Health approval. They presently have a dirt basement under the house which will need to be excavated since there is little headroom under the house at present. However, they have not filed any plans on this.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To recommend to the Board of Appeals that the Vincze's need (1) to submit their application as a special permit, not a variance, (2) the Board of Health needs to verify the septic system and perform a Title V inspection, (3) if it is determined that the septic system needs to be upgraded, it is to be moved off of the Town's property and established on their property, (4) an Order of Conditions needs to be provided from the Conservation Commission; and if the petitioner does not agree to the above conditions, then the recommendation is to reject the petition. The septic system though is being mandated to be inspected by the Board of Health.  
Unanimous in favor

### **Request for car wash-Greater Taunton Relay for Life 2006**

Chairman LaCamera read the request from the Greater Taunton Relay for Life 2006 for a fundraiser car wash at the Town Office Building.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To allow the Greater Taunton Relay for Life 2006 to hold a fundraiser car wash at the Town Hall on Sunday, May 21, with a rain date of Sunday, June 4<sup>th</sup>, 2006 from 10:00 AM to 2:00 PM.  
Unanimous in favor

## **Meet with Middleborough Board of Selectmen at 8:45 PM**

Discussion took place regarding the joint meeting that will be taking place with the Middleborough Board of Selectmen at their Town Hall later this evening. Chairman LaCamera gave a little history of the water line. In 1884, the water line was first installed. It was upgraded from a six inch line to a twelve inch line in 1988. It is felt that the negotiations with National Development as a new customer on the water line are completed. The primary goal at this time for the Town of Lakeville is to protect the existing customers on the water line. The Town has documentation, correspondence and copies of agreements that have taken place with the residents and businesses on this water line through the years. A list is also available of who is presently connected to the water line. Basically, all the customers on Bridge Street have been connected to the old and new water line since the 1950's. There is one (1) property on Main Street that is not connected. Ms. Garbitt mentioned the fact that when reading articles published in The Middleborough Gazette and The Enterprise, it seems to reflect that the Town of Lakeville may want to give the 6 Bridge Street – a 40B request, water. This is not true, the Town has argued against it. It is presently a single family home and was requested to be modified into twelve residences.

Chairman LaCamera stated that the agreement that was sent by the Middleborough Board, the proposed agreement dated May 16, 2005, was signed by the Lakeville Board and returned in December 2005. If the Middleborough Board does not want to sign the IMA agreement, then the existing customers are still entitled to water since the water line was installed with the existing properties and upgraded by the Town of Middleborough per their request. This upgrade was done through a grant, thus no cost to the Town of Middleborough and all existing customers had to sign an agreement as they were connected. They are then grandfathered under this agreement. The water cannot simply be turned off. These existing customers have had the water since the 1950's. Without an IMA in place the Town of Middleborough also cannot increase the water rate. Ms. Garbitt mentioned that possibly the concern the Town of Middleborough has is that the existing homes may be selling out to a business. Also, the entire National Development proposal will use less water than the entire Lakeville Hospital used when it was up and running. Chairman LaCamera stated that the area is zoned business and this has always been a potential fact. There have been homes that have now changed over to banks, real estate firms and office space. Further, a portion of Route 79 was formerly connected to the Middleborough water line, yet changed over to the Taunton water line.

Minor further discussion took place regarding the size of the water line, what a business needs vs. a home, pressure reducing valves, water meters, etc.

## **Any other business that may properly come before that meeting.**

Ms. Garbitt suggested that a letter be sent to the Re-Use Committee of the Library stating that the Board of Selectmen would not like to see anything taking place, being used, or being stored at the bottom floor of the historic library. Chairman LaCamera stated that he thought the Selectmen had made it very clear initially that since the upstairs of the Town Office Building is full that some of the files could be stored at the Historic Library. The stairs are very steep in the old library and the doors are also not very wide. Selectman Evirs stated that he personally did

not even want to rent the building, however, the lower level would be a great place for storage and would need to be secured so that the important documents are not accessed by those who were not employees or were not granted permission. Ms. Garbitt stated that the two proposals for the use of the building did present themselves before the Selectmen and explained what they wanted to use the building for; it is less than what is required under compliance with the ADA. Chairman LaCamera added that the goal of leasing the building was to use the rental income for the necessary renovations to the building such as a new roof, replacing the front steps and installing new windows. It would only be for the short-term. It also helps the Town to obtain grant funding (from Massachusetts Historical) for the improvements if there is a business in the building.

Upon a motion made by Selectman Yeatts and seconded by Selectman Evirs it was:

VOTED: To send a letter to the Library Re-Use Committee that the basement floor of the Historic Library cannot be used and to also ask for a recommendation of which of the two (2) proposals that they would like to have lease the building.  
Unanimous in favor

Ms. Garbitt stated that she has received an update from E. A. Fish regarding the noise berm that is to be built between Morse Sand & Gravel and Residences at LeBaron. There should be a date soon and there will be a meeting on Thursday, May 4, 2006 at 7:00 PM at the Library to discuss the matter.

Chairman LaCamera stated that the warrant for the Annual Town Meeting on May 8, 2006 is available. The budget will be available tomorrow. Ms. Garbitt has completed all the necessary figures for the budget.

Selectman Yeatts stated that she was appointed to the Plymouth County Advisory Board and to date; she has still not received any notices for meetings taking place. Ms. Garbitt responded that they are busy this time of the year; she should be receiving a notice soon.

### **Other Items**

1. Notice from Arts Council regarding Open Studio Tour-May 13<sup>th</sup>
2. Plymouth County Commissioner's agenda-April 29<sup>th</sup>

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: At 8:00 PM to move the meeting to the Middleborough Town Hall for the Joint Meeting with the Middleborough Board of Selectmen at 8:45 PM.  
Unanimous in favor