

## BOARD OF SELECTMEN

### MINUTES

**September 13, 2017**

Board met in session at 7:30 p.m. in the Selectmen's Meeting Room at Abbot Hall  
Present (constituting a quorum):

Jackie Belf-Becker, Chair  
Judith R. Jacobi  
M. C. Moses Grader  
James E. Nye

John J. McGinn, Town Administrator

**MINUTES.** Motion made and seconded to approve the minutes from July 27, 2017. All in favor. Motion made and seconded to approve the minutes from August 16, 2017. All in favor.

**MARBLEHEAD HISTORICAL COMMISSION. Interviews/Appointment.** David Krathwohl, 61 Ware Lane, and Sean Casey, 80 Lafayette Street, appeared before the Board as it relates to serving on the Marblehead Historical Commission. Motion made and seconded to place both names in for nomination. All in favor. On a polled vote the Board voted as follows: Mr. Grader, Mr. Krathwohl; Mrs. Jacobi, Mr. Krathwohl; Mr. Nye, Mr. Krathwohl; Mrs. Belf-Becker, Mr. Krathwohl. Mr. Krathwohl is appointed to the Marblehead Historical Commission with a term to expire in May 2018.

**FAIR HOUSING COMMITTEE. Interview/Appointment.** Debra Larkin, 29 Rockaway Avenue, Executive Director Marblehead Housing Authority, appeared before the Board as it relates to serving on the Fair Housing Committee. Motion made and seconded to appoint Debra Larkin to the Fair Housing Committee, Housing Authority Representative, with a date to expire in May 2018. All in favor.

**MEMORIAL BENCH.** Biff Michaud, 37 Lee Street, appeared before the Board seeking permission to install a granite bench, at no cost to the Town, in honor of his parents at the end of Nahant Street on the public way. Installation of the bench is to be coordinated with the Department of Public Works. All in favor.

**APPEAL. Curb Cut Regulations. 50 Ocean Avenue.** Haley Paster and Branden Scimone, 50 Ocean Avenue, appeared before the Board to appeal the curb cut regulations and the order of the Public Works Director to remove the pavers on the public way and decrease the driveway width to 20 feet as required by the Town's Curb Cut Regulations. Arthur Graves, Public Works Director, and Bob Titus, Assistant Director, appeared before the Board. Mr. Graves told the Board that Ms. Paster came to his office for an application for a curb cut and he reviewed the application process with her, noting the

required signatures she would need to obtain, and told her to return the completed application to the office for final sign off. Mr. Titus said he spoke with the contractor and the homeowner when it appeared that work was starting on the driveway on their property and reminded them that pavers are not allowed on the public way and the opening of the driveway may not exceed 20 feet. The homeowners proceeded to install pavers on the public way and increase their driveway entrance well beyond the 20 feet allowed. After reviewing the information presented a motion was made and seconded to deny the appeal by the applicant and to send it back to the Department of Public Works for appropriate action. All in favor.

**PUBLIC HEARING. Carry-In Alcoholic Beverage License. La Sirena Cafe, 146 Washington Street.** Teresa Sirignano, 225 Humphrey Street, appeared before the Board seeking a Carry-In Alcoholic Beverage License at 146 Washington Street. No one spoke in favor or opposed to the applicant. **Common Victualler License. Amend Hours.** Motion made and seconded to amend the hours of operation on the Common Victualler License for La Sirena Café, 146 Washington Street to Sunday – Saturday 7:30 a.m. – 6:00 p.m. All in favor. Motion made and seconded to approve the request from La Sirena Café, 146 Washington Street, for a Carry-in Alcoholic Beverage License (Beer & Wine) subject to approval from Chief Picariello, receipt of the required forms, fees, departmental approvals, CORI review and that such permit shall expire on an approval from the ABCC for any future transfer or application. A TIPS or BAT trained person must be on the premises at all times that Carry-In is allowed. Hours of operation for Carry In are Saturday and Sunday 10:30 a.m. – 6:00 p.m., Seating Capacity = 20. On a polled vote the Board voted as follows: Mr. Grader, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Bef-Becker, in favor.

**LICENSING. Annual/Sunday Entertainment. Automatic Amusement Device. La Sirena Café, 146 Washington Street.**

**ANNUAL/SUNDAY ENTERTAINMENT LICENSE.** Teresa Sirignano, 225 Humphrey Street, appeared before the Board seeking an Annual/Sunday Entertainment License. Motion made and seconded to approve the request for an Annual/Sunday Entertainment License at La Sirena Café, 146 Washington Street, Saturday and Sundays 10:30 AM – 6:00 PM, subject to receipt of the required forms, fees and approval from the Department of Public Safety and that no music is to be heard from the street and no amplified music is allowed. All in favor.

**AUTOMATIC AMUSEMENT DEVICE.** Motion made and seconded to approve the request from Teresa Siregnano, 225 Humphrey Street and James Babcock for an Automatic Amusement Device License for a PacMan machine at La Sirena, 146 Washington Street subject to all taxes and fees to the Town being paid and receipt of all applicable departmental approvals and receipt of the required fee (\$100). All in favor.

**PERMISSION. Dumpster. Locust Street.** Motion made and seconded to approve the request from Williams Roofing to place a dumpster on the public way at 38 Locust Street subject to approval from Chief Picariello and the required Fire Department permits. All in favor.

**LEASE. Hobbs Building. Extend.** Motion made and seconded to extend the existing lease of Hobbs Building 66 Clifton Avenue for a period of two years to the Marblehead Community Counseling Center, Inc. and authorize the Chair to sign the extension on behalf of the Board. All in favor.

**ABBOT HALL. Permission to Use. Marblehead Historical Commission.** Motion made and seconded to approve the request from Chris Johnston, Chairman, Marblehead Historical Commission, to use Abbot Hall on Thursday, October 12, 2017 from 6:00 p.m. – 9:00 p.m. for a book release and signing event subject to the usual rules, regulations and fees and to waive the rental fee for this event. All in favor.

**PERMISSION. Full Hearts 5K.** Motion made and seconded to approve the request from Jennie Sheridan, Seaside Run Club, to hold the annual Full Hearts 5K, to raise funds for the Fit Girls program, on Sunday, November 12, 2017 from 8:00 a.m. – 11:00 a.m. subject to approval from Chief Picariello, School Department, receipt of the required Certificate of Insurance and Police Details. The route will be the same as last year, beginning and ending at the Village School. All in favor.

**PERMISSION. Block Party. Pickwick Road.** Motion made and seconded to approve, nunc pro tunc, the request from Hannah Brennan, 28 Pickwick Road, to block Pickwick Road, #25 – 33, on Sunday, September 10, 2017 from 2:00 pm – 6:00 pm. All in favor.

**GIFT TO THE TOWN. USS Constitution Bowsprit.** Motion made and seconded to accept, as a gift to the town, from David Smith, a section of the Bowsprit from the USS Constitution which was replaced during the 1992 – 1995 shipyard overhaul and place in the care and the custody of the Historical Commission. All in favor. Motion made and seconded to send a letter of thanks to David Smith. All in favor.

**ABBOT HALL. Permission to Use. Abbot Public Library, Board of Trustees.** Motion made and seconded to approve the request from Phyllis Smith, Chairman, Board of Trustees, Abbot Public Library, to use Abbot Hall on Thursday, October 4, 2018 for a fundraising event celebrating the Library's 140<sup>th</sup> Anniversary and to serve coffee, desserts and complimentary champagne. Approval is subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance and Liquor Liability Insurance. The rental fee is waived for this event. All in favor.

**FORT SEWALL. Permission to Use. Cub Scouts Pack 11.** Motion made and seconded to approve the request from Charles Leveroni, Cub Master, Pack 11, to use Fort Sewall on Tuesday, October 24, 2017, (rain date Wednesday, October 25<sup>th</sup>) for Cub Scout Pack 11 annual Pumpkin Illumination Pack Meeting subject to approval from Recreation and Parks, receipt of the required Certificate of Insurance and to waive the rental fee for this event. The Fort must remain open to the public at all times. All in favor.

**LICENSING. One Day Liquor License. Temple Sinai.** Motion made and seconded to approve the request from Ira Dinnes, Event Chairperson, Temple Sinai, for a 1 Day

Liquor License on Saturday, October 21, 2017 from 6:00 p.m. – 11:59 p.m. at 1 Community Road for a fundraiser subject to the following:

1. Delivery of and receipt by the Licensing Authority of the required fee (\$50.)
2. Delivery of and receipt by the Licensing Authority of Proof that the alcohol will be purchased from an authorized source.
3. Proof that the applicant can receive proper delivery; provide proper storage and disposal of all alcoholic beverages purchased all in accordance with the requirements of G. L. c. 138.

Alcohol will be purchased from Kappy's Importing and Merrimack Valley Distributing Corporation. On a polled vote the Board voted as follows: Mr. Grader, in favor; Mrs. Jacobi, in favor; Mr. Nye, in favor; Mrs. Belf-Becker, in

**OLD TOWN HOUSE. Permission to Use. Old Marblehead Improvement Association.** Motion made and seconded to approve the request from Maryann Criswell, Old Marblehead Improvement Association, to use the Old Town House on Sunday, November 12, 2017 from 1:00 p.m. – 5:00 p.m. and to serve light refreshments and wine, at no cost, subject to the usual rules, regulations, fees and receipt of the required Certificate of Insurance and to waive the rental fee for this event. All in favor.

**BOARD OF ASSESSORS. Request for Mailing.** Motion made and seconded to approve the request from the Board of Assessors to include a letter, relating to Fiscal Year 2017 Boat excise tax bills, with the boat excise tax bill mailing, in accordance with Massachusetts General Laws Chapter 60, Section 3A (d), which permits the inclusion of "nonpolitical municipal informational material" with tax bill mailings. All in favor.

**TASK FORCE AGAINST DISCRIMINATION. Letter of Interest.** A letter of interest was received from Judith Wayne as it relates to serving on the Task Force against Discrimination.

**263-265 PLEASANT STREET.** The following residents addressed the Board of Selectmen as it relates to 263-265 Pleasant Street: Jim Landergan, 273 Pleasant Street; Philip Mancusco, 6 Mohawk; Mirjana Bishop, 77 Cornell Road; Alicia Hart, 33 Pond Street; Hannah Stallman, 266 Pleasant Street; Daniel Waslow, 1 Mohawk Road; Leanne Rauhala, 5 Higgins Road; Craig Jackson, 21 Sagamore Road and Robert Stallman, 266 Pleasant Street.

Motion made and seconded to adjourn at 9:22 p.m. All in favor.

Kyle A. Wiley  
Administrative Aide