

Saugus Board of Selectmen
July 1, 2019

*****MEETING MINUTES*****

AGENDA
Saugus Board of Selectmen
Monday, July 1, 2019 at 7:00 PM
Town Hall Auditorium, 298 Central Street
Saugus, MA

Call to order.

Correspondence:

- 1.) Mr. Camuso re: concerns of Anna Parker Soccer Field lease renewal.

Citizen's Comments

Continued Hearings: Saugus Auto Repair, Inc., 74 Hamilton Street, for Class II Auto Dealer's License.

Public Hearings:

7:15 PM Pet Cute Grooming, Inc., for Special Permit (S-2) to allow pet grooming, and pet day care at 565 Lincoln Avenue, Assessor's Plan 2001, Lot 122.

7:22 PM National Grid on two petitions:

- 1.) to construct underground electrical conduit, including necessary fixtures under and across the following public way: Walnut Street from existing pole #235 on sidewalk, 5" west towards #61 Walnut Street as shown in plan #28074886 dated 4/29/19.
- 2.) to install one sole owned pole on the south side of Howard Street in front of #106 Howard St. as shown in plan no. 18298446 dated 04/08/19.

7:25 PM New England Authentic Eats, LLC, for change of ownership of Papa Gino's & D'Angelo, 385 Broadway, Common Victualer's License and License for one coin operated device.

7:30 PM Cooper Brothers Paving, for modification of Special Permit (S-2) voted 4/28/15 to allow a contractors yard and overnight storage of vehicles at 0, 18 & 20 Osprey Road BY allowing a contractor's yard and overnight storage of vehicles on abutting lots, at 12 Osprey Road and 0 & 1 Oriel Avenue, Assessor's Plan 2029, Lots 234 & 235, 236, 237 & 238.

Manager's Report: Planning Board appointment

Approval of minutes: May 15, 2019; May 22, 2019; May 23, 2019 & June 5, 2019

Appointments: Wheelabrator re: requests for appointment & reappointment of Sworn Weighers

Member's Comments: Saugus River Watershed Council Grant letter of support

Citizen's Comments

Saugus Board of Selectmen
July 1, 2019

The Saugus Board of Selectmen met on July 1, 2019 at 7:00 PM in the Town Hall Auditorium, 298 Central Street. Present: Selectmen Scott Brazis, Jeffrey Cicolini, Jennifer D'Eon and the Chairman Debra Panetta. Absent: Selectman Mark Mitchell. The Town Manager Scott Crabtree was also present.

The Chairman called the meeting to order with a Pledge of Allegiance and said Selectman Mitchell was unable to attend due to a family commitment.

Correspondence:

1.) Mr. Camuso re: concerns of Anna Parker Soccer Field lease renewal.

The Chair said Mr. Camuso was unable to attend this evening.

Citizen's Comments None.

Continued Hearings: Saugus Auto Repair, Inc., 74 Hamilton Street, for Class II Auto Dealer's License.

Applicant Zalam Daaboul was present. The Chair said the Board received letter today from the Building Commissioner and gave him copy and read letter stating the following: *"Regarding 74 Hamilton Street d/b/a Saugus Auto Repair on 74 Hamilton Street has been grandfathered as a (gas station. Principal Use) with the two garage bays being an Assessors Use to the gas station. The Principal Use has been changed. The gas station no longer exists. So that the garage repairs is now the Principal Use. The repair garage has had a business certificate for repairs in the past but because the Use has changed and the gasoline pumps no longer exists, I feel as the Zoning Officer that the Principal Use Automotive Repair requires an S2 permit page 19 Saugus Zoning by Law, Retail service #7 garage for repairs. Also, if the sale of vehicles is requested the same article require an S2 permit from the B.O.S."* signed Fred Varone, Building Commissioner.

Anthony Cogliano, 27 Serino Way, was present and said he spoke with the applicant's attorney and asked this be continued so the attorney may review the letter. The Chair asked if the applicant is asking to continue. Mr. Cogliano said yes and said he understands the thought process on the principal use change but it has been repair for 60 years and wants the attorney to see this before so asked they continue the hearing. The Chair said a letter was sent to the applicant and his attorney stating they needed an S-2 so didn't think this would be a surprise. Mr. Cogliano said it's not a surprise but this is the first they have seen the wording. The Chair said the Building Inspector makes the determination. Selectman Brazis asked if he was requesting a continuance on request for permit to sell cars or to apply for S-2. Mr. Cogliano said Mark Mitchell is not here and this is the first they have seen a reason why S-2 is needed. Mr. Daaboul asked they continue the hearing. Selectman Cicolini said he has no problem and in the mean time they can talk with their attorney and if an S-2 is needed they could hear it at next meeting.

Selectman Cicolini moved to grant the applicant's request to continue the hearing to next meeting August 14th. Chair seconds 4-0.

Public Hearings:

7:15 PM Pet Cute Grooming, Inc., for Special Permit (S-2) to allow pet grooming, and pet day care at 565 Lincoln Avenue, Assessor's Plan 2001, Lot 122.

Applicant Ederson Vieira, 90 Eastern Ave, Revere was present and requested a dog grooming and day care business. The Chair asked he tell a little about his business. Mr. Vieira said he has been a professional groomer for 3 years and he and his partner founded a mobile pet grooming business and have now found a place. The Chair asked how many pets. Mr. Vieira said it depends and is not expecting a lot and he is planning on 2 grooming tables and they do offer pick up and drop off. The Chair asked how many dogs a day at day care. Mr. Vieira said 25-30. The Chair asked if they would be inside or outside. Mr. Vieira said inside but brought outside and said outside would be kept clean and sanitized. Selectman Cicolini said looking at grooming and day care his main concern is the day care that the yard abuts residential in the back and it would be difficult to manage noise once 1 dog barks, they all start and the smell is a concern and not sure he could support day care, but grooming he has no problem and said people wrote letters opposing it. Mr. Vieira said day care would be on the 2nd floor and they would only

Saugus Board of Selectmen
July 1, 2019

take 2-3 dogs out at a time and is not having them overnight. Selectman Cicolini said no overnight. Mr. Vieira said no. Selectman Cicolini asked if he saw the fire dept. recommendation that a sprinkler system be installed. Mr. Vieira said he went to the fire dept. and it's not necessary to put sprinklers. Selectman Cicolini explained it's their recommendation to the Board, but the Board puts restrictions & conditions. Selectman D'Eon asked the property zoning. The Town Manager said he's not sure. Selectman Cicolini said the Board does not have recommendation from the Building Inspector. The Chair said for S-2 they would need 4/5 vote and 1 members is not present. Selectman Brazis asked how many dogs would be groomed a day. Mr. Vieira said 25-30. Selectman Brazis said it seems he needs to do more homework and asked how many employees would be working each day. Mr. Vieira said 5. Selectman Brazis said he doesn't see enough parking. Mr. Vieira said there are 6 spots and they may have 3 vehicles there. Selectman Cicolini said he cannot support dog day care at the location and doesn't look like proper planning was done and the parking issue and loves to support new business and would consider grooming not day care. Selectman Brazis said after listening to residents he has a major concern with this. The Chair said she sees parking a big issue. Selectman D'Eon said she's not satisfied as something she would vote on tonight. Mr. Vieira said it is more important for the grooming.

Any in favor or opposed? Del Correia, owner of 567 Lincoln Ave said he tried to develop the property as a laundromat but that fell through and the Board has made valid points and he might be better off just doing grooming and said the applicant seems like a standup guy and has already begun cleaning up the property and said the zoning is light industrial and it has 6-7 parking spots and asked for continuance to do more footwork. Selectman Brazis asked as an abutter he has no problem or concern with parking. Mr. Correia said he feels there's enough for grooming.

Carla from Everett said she is a client of his mobile service and asked the Board give him a chance.

Mr. DeMello, 25 Bisbee Rd. said he met the applicant a coupler of years ago and has used his mobile pet grooming and does great work.

Ms. Silva, 39 Davis St, Revere said they do her dogs and deserves a shot.

Angelina Lopez, Saugus uses their pet grooming service and ask they give him opportunity.

Gary McManus, 18 Avon St said he did write a letter and is less concerns with grooming.

Doris Piwawarski, 14 Avon St is against it due to parking issues.

Angela Hogan, 17 Avon St is not for day care because there are no more parking spots.

Selectman Cicolini said he would like to get recommendation from the Building Inspector and the applicant can do more detail on his business plan or he could ask the Board to vote tonight. The Chair recommended it be continued. Selectman Brazis said the applicant needs to see if 2 grooming tables is feasible. Mr. Vieira said he would like to continue the hearing.

Selectman Cicolini moved to continue the hearing to August 14. Chair seconds 4-0.

7:22 PM National Grid on two petitions:

1.) to construct underground electrical conduit, including necessary fixtures under and across the following public way: Walnut Street from existing pole #235 on sidewalk, 5" west towards #61 Walnut Street as shown in plan #28074886 dated 4/29/19.

2.) to install one sole owned pole on the south side of Howard Street in front of #106 Howard St. as shown in plan no. 18298446 dated 04/08/19.

Mike Cordima & Dan Combs representing National Grid were present. Mr. Cordima explained request for conduit from existing pole to service a new residence on Walnut Street. Selectman Cicolini pointed out money owed and doesn't want to go forward until paid. Selectman Brazis said they vote conditions they pay each time but there is still money owed and does not want to go forward. Mr. Cordima said the petition is for a resident. Selectman Cicolini asked if they can make sure past due is collected. The Manager said he believes it's a priority and the DPW ha held up work but will discuss it with the Collector & DPW Director.

Saugus Board of Selectmen
July 1, 2019

Any to speak in favor or opposed? Mr. DeMello, 25 Bisbee Rd. said he owns the house to get electrical service and was hoping to move in because he has sold his house on Bisbee Rd. Selectman Cicolini asked if he had temporary service. Mr. DeMello said yes but need service to move in.

Sashi Anapayan owner of 74 Hamilton Street wanted to speak on the Saugus Auto application. He was informed this is a different hearing and the hearing was continued.

Selectman Brazis moved to close the hearing. Chair seconds 4-0.

Selectman Brazis moved grant the request of National Grid on two petitions: 1.) to construct underground electrical conduit, including necessary fixtures under and across the following public way: Walnut Street from existing pole #235 on sidewalk, 5" west towards #61 Walnut Street as shown in plan #28074886 dated 4/29/19. 2.) to install one sole owned pole on the south side of Howard Street in front of #106 Howard St. as shown in plan no. 18298446 dated 04/08/19, contingent on they pay outstanding money owed the town and would like to see a copy of an e-mail to their clerk that National Grid was notified the outstanding must be paid and that no work in town until they pay all outstanding owed. Chair seconds 4-0.

7:25 PM New England Authentic Eats, LLC, for change of ownership of Papa Gino's & D'Angelo, 385 Broadway, Common Victualer's License and License for one coin operated device.

Patrick Rigione, manager was present. The Chair asked if they were only changing the corporation. Mr. Rigione nothing else will be changing. The Chair asked if the water/sewer bill has been paid. Their clerk explained they were only informed today and does not have receipt as yet.

Any to speak in favor or opposition? None.

Selectman Cicolini moved to close the hearing. Chair seconds 4-0.

Selectman Cicolini moved to grant the request of New England Authentic Eats, LLC, for change of ownership of Papa Gino's & D'Angelo, 385 Broadway, Common Victualer's License and License for one coin operated device. With condition all past due water/sewer bill including interest and fees are paid and all same restrictions: hours of operation 7 AM to 12 midnight, hours include take out; hours of deliveries of goods & services 8AM to 5 PM. Chair seconds 4-0.

7:30 PM Cooper Brothers Paving, for modification of Special Permit (S-2) voted 4/28/15 to allow a contractors yard and overnight storage of vehicles at 0, 18 & 20 Osprey Road BY allowing a contractor's yard and overnight storage of vehicles on abutting lots, at 12 Osprey Road and 0 & 1 Oriel Avenue, Assessor's Plan 2029, Lots 234 & 235, 236, 237 & 238.

Attorney Richard Magnan, 194 Central Street was present with applicants Josh & Lynne Cooper and described location and request and said he confirmed the unpaid excise tax has been paid. Selectman D'Eon asked if there were no more (residential) houses in the area. Attorney Magnan said there is only 1 other house. Selectman Cicolini asked if they were requesting 10 vehicles inside and 7 outside. Attorney Magnan said correct.

Any to speak in favor or opposed: none.

Selectman Cicolini moved to close the hearing. Chair seconds 4-0.

Selectman Cicolini moved to grant the request of Cooper Brothers Paving, for modification of Special Permit (S-2) voted 4/28/15 to allow a contractors yard and overnight storage of vehicles at 0, 18 & 20 Osprey Road BY allowing a contractor's yard and overnight storage of vehicles on abutting lots, at 12 Osprey Road and 0 & 1 Oriel Avenue, Assessor's Plan 2029, Lots 234 & 235, 236, 237 & 238; with same conditions 10 vehicles inside and 7 vehicles outside plus 1 handicapped parking spot and that all fees be paid. Chair seconds

Roll call vote: Selectman Brazis, yes; Selectman Cicolini, yes; Selectman D'Eon, yes; Selectman Panetta, yes.

Manager's Report: Planning Board appointment

The Manager recommended the appointment of Michael Serino to the Planning Board and gave some background.

Saugus Board of Selectmen
July 1, 2019

Selectman D'Eon moved to confirm the appointment of Michael Serino to the Planning Board to expire 12/31/20. Chair seconds

Roll call vote: Selectman Brazis, yes; Selectman Cicolini, yes; Selectman D'Eon, yes; Selectman Panetta, yes.

The Manager announced a presentation on the traffic study conducted has been scheduled for Monday, July 8th at 6PM in the auditorium and invited all stakeholders to attend; and reported more concrete replacement completed around Town Hall and commended the DPW; reported the school project is moving along; and reported work at the Evans School basketball courts will start next week. Selectman Brazis asked about the tennis courts. The Manager said they are not regulation size and plan on putting two regulation full size courts with parking, drainage and lighting.

Approval of minutes: May 15, 2019; May 22, 2019; May 23, 2019 & June 5, 2019

Selectman Brazis moved to approve the May 15 minutes. Chair seconds 4-0.

Selectman Brazis moved to approve the May 22 minutes. Chair seconds 4-0.

Selectman Brazis moved to table the May 23 minutes. Chair seconds 4-0.

Selectman Brazis moved to approve the June 5 minutes. The Chair offered an amendment without any objection. Chair seconds 4-0.

Appointments: Wheelabrator re: requests for appointment & reappointment of Sworn Weighers

Their clerk requested the hold 1 appointment because they have not completed their paperwork.

Selectman Cicolini moved to reappoint James Catizone as Sworn Weigher at Wheelabrator to expire July 31, 2020. Chair seconds 4-0.

Selectman Brazis moved to reappoint Steve Braga as Sworn Weigher at Wheelabrator to expire July 31, 2020. Chair seconds 4-0.

Member's Comments: Saugus River Watershed Council Grant letter of support

Selectman Cicolini thanked the Manager and his team for successful budget cycle and is pleased heading into the fiscal year with a balanced budget; and thanked the DPW for addressed concerns.

Selectman Brazis said the flag bin out front is full and needs to be emptied; and asked about the green bikes noting 1 has been on Main St for 2 ½ weeks and asked the Manager to get a legal opinion on if they can be considered abandoned. The Manager said they have called and someone picks them up but will look into it. Selectman Brazis announced this past weekend the U12 Soccer won Essex County and went on to State finals and lost in a shoot-out but would like to have them in at a future meeting and the after school buddies, maybe in September; and wished everyone a happy 4th of July.

Selectman D'Eon wished everyone a happy & safe 4th of July.

The Chair said there has been an issue at Wheelabrator making a lot of noise and she made many calls and found the noise is due to a turbine that needs repair and on 6/26 the plant was shut down but tried to open 1 boiler with a silencer and then tried second boiler but the noise was too much and they will remain closed until its repaired and said the Board of Health's next meeting is August 5th and thanked Rep. Vincent for helping; the Chair asked the Board consider sending a letter in support of Saugus River Watershed Council Grant application and read draft. Board Members agreed to send letter. The Chair announced the Portuguese Feast on July 6th & 7th; and announced the Brian Maes Band at Lynnhurst on July 3rd & festivities on July 4th.

Citizen's Comments Sachi Anapayan, owner of 74 Hamilton Street was present and said he got copy of Mr. Varone's letter that his property is supposed to be a gas station and would like to put an end to this and would like to know what issues the Town has. Selectman Cicolini said he can get a copy from their office and said the reports have a disturbing level of disrespect. Mr. Anapayan said he wants a clean name. Selectman Brazis said he should come on 8/14 (continued hearing) and they can have a discussion. The Chair said if he has issues with departments he should speak with them.

Saugus Board of Selectmen
July 1, 2019

Selectman Brazis moved to adjourn. Chair seconds 4-0.
Meeting adjourned at 9:19 PM.

Respectfully submitted,
Wendy Reed, Clerk