



Submitted by UCD
 Date 3/30/16
 Received by JK
 Date 3-30-16

TOWN OF CHARLTON
 Minutes of Regular Selectmen's Meeting
 Tuesday – March 15, 2016 at 6:30pm

Present: Chairman – Frederick C. Swensen, Vice-Chairman – Joseph J. Szafarowicz, Clerk – Cynthia B. Cooper and Members – David M. Singer and John P. McGrath. Also present: Town Administrator - Robin L. Craver and Student Selectperson – Bailey Ross.

NOTE: Some matters may have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

I. Call to Order:

1. Chairman Swensen called the meeting to order at 6:30pm with the pledge to the flag.
2. Chairman Swensen reminded everyone to treat each other courteously and be acknowledged by the Chair before speaking. Those in attendance are requested to turn off cell phones or put them on vibrate so as not to disrupt the proceedings and remove hats, if any.

II. Consent Agenda:

1. Minutes of Special Meeting – February 16, 2016. **Motion by Mr. McGrath to approve the minutes of February 16, 2016 as written, seconded by Mr. Szafarowicz, motion carries unanimously.**
2. Minutes of Regular Selectmen's Meeting – February 16, 2016. **Motion by Mr. Szafarowicz to approve the minutes of the regular Selectmen's meeting on February 16, 2016, seconded by Mrs. Cooper, motion carries with Mr. Singer abstaining.**
3. Minutes of BOS Workshop – February 23, 2016. **Motion by Mr. McGrath to approve the February 23, 2016 workshop minutes as written, seconded by Mr. Singer, motion carries.**
4. Minutes of BOS Special Meeting – March 8, 2016. **Motion by Mr. Szafarowicz to approve the March 8, 2016 special meeting minutes, seconded by Mr. McGrath, motion carries with Mr. Singer and Mrs. Cooper – abstaining.**

III. Community Relations, Announcements and Open Forum:

- Chairman Swensen read the announcements.
- Mr. Singer stated that he attended a tie flying class with the Conservation Agent and enjoyed the class and thanked Mr. Girard. He also brought up Waste services in town. He was performing a cost services analysis and discovered that it is true that Charlton residents get a 25% less rate than neighboring communities for the base level of service. Compared to a neighboring town, Charlton's base level of service amounts to 30 gallons of waste less per week due to the smaller container size. He stated that LeBouef and Waste Management both offer Charlton higher levels of service for the same money as Casella. He feels this is something that our residents need to know.
- Norman Dugas from Putnam Rd. Ext came forward. He has been having an issue with a burning permit since February. He went to the Fire Department and asked how to get a burn permit. He was told that he had to get it at the town hall in the Building Department. He went to the town hall and the Building Department helped him. He was given a piece of paper with a number on it to call and there is never an answer. With the new system to get burning permits, he is getting very upset with it. He doesn't feel this system is working after 4 years. Chief Cloutier came forward. He said that

they had to go to this program because one of the day positions had been cut. He said all the directions are on the fire department's page. The Department is so busy, that's why they had to go to a permit system. Chairman Swensen said that we would work with the Building Department on the issue.

IV. Appointments/Resignations:

1. Appointment – Town Accountant / Financial Services Coordinator. Mrs. Craver stated that as you know, our present Town Accountant/Financial Services Coordinator, Joan Walker will be retiring on March 31, 2016. She put a recruitment group together consisting of herself, Town Accountant Joan Walker, Town Treasurer Keith Arsenault and Principal Assessor Deborah Ceccarini. After reviewing several candidates, they are happy to bring a recommendation to the Board. They would recommend the appointment of Gene A. Ferrari, Jr. Mr. Ferrari has agreed to the full time, 40 hour position for the hours that the Town Hall is open. This position is a salary position of \$70,000. If the Board agrees and makes the appointment, Mr. Ferrari is available to start March 16, 2016 which would allow two weeks of training from Town Accountant Joan Walker. Mrs. Craver invited Mr. Ferrari here tonight to meet the board and answer any questions you may have. Also present Town Accountant Joan Walker and Town Treasurer Keith Arsenault. Mr. Ferrari gave some background information on himself to the board. **Motion by Mr. McGrath to appoint Gene A. Ferrari, Jr. as the Town Accountant/Financial Services Coordinator, seconded by Mr. Singer, motion carries unanimously.** The Board welcomed Mr. Ferrari. Chairman Swensen said that on behalf of the Board and the town they sincerely thank Joan Walker for her service. Ms. Walker stated that she enjoyed working with everyone and has enjoyed her stay here.
2. Resignation – Activities Council – Sandra Bacon. Mrs. Craver stated that attached is a letter of resignation from Sandra Bacon from the Activities Council. Mrs. Bacon no longer has the time to continue on this committee. As you know, she was one of the first members on the Activities Council and has done a tremendous job for the community. Mrs. Craver would like to thank her for all of her work. The Board should accept her resignation. A letter thanking her for her service is in the board's sign folder. **Motion by Mr. McGrath to accept Sandra Bacon's resignation from the Activities Council, seconded by Mr. Singer.** Chairman Swensen stated that we wouldn't have the Activities Council we have now without her. **Vote on motion: motion carries unanimously.**
3. Appointment – Activities Council – Judith Butler. Mrs. Craver stated that with the resignation of Sandra Bacon from the Activities Council, attached is a letter seeking appointment to this committee from Judith Butler. Upon notice from Mrs. Bacon, the advertisement for the opening was placed on cable and the towns website. Mrs. Butler is the only one that has submitted a letter. Mrs. Craver would recommend the Board appoint Judith Butler to the Activities Council. **Motion by Mr. McGrath to appoint Judith Butler to the Activities Council, seconded by Mr. Szafarowicz, motion carries unanimously.**
4. Resignation – George Butz. Mrs. Craver stated that due to personal reasons, attached please find a resignation letter received from George Butz effective immediately from any and all boards/committees from the town including:
Council on Aging
Senior Center Building Committee
Community Development Advisory Committee
As a representative of the town, his resignation will also include:
S.A.L.T. Council – Seniors and Law Enforcement Together
REAS Foundation – Residential Energy Assistance for Seniors Foundation
Tri-EPIC Regional Emergency Planning Committee

C.H.I.P. – In – Charlton Helping It's People in Need
CERT – Citizen Emergency Response Team

Motion by Mr. McGrath to accept Mr. Butz's resignation from the list as read, seconded by Mr. Singer, motion carries unanimously. Mr. Singer said he was on a lot of committees and hopes everything is well and thanked him for his service.

V. Scheduled Appointments:

6:45pm – Earth Festival Committee. Mrs. Craver stated that the Earth Festival Committee has asked to be placed on the Board's agenda. Chief Pervier and Darlene Emco-Rollins came forward. Chief Pervier stated that the committee wants the residents to know that Earth Day will be April 30th. Bags will be available and any trash picked up can be brought to the big dumpster behind the building. The Pet contest will be held as well. There is a link on the town's website with the information.

6:50pm – Fire Chief Cloutier. Fire Chief Cloutier has asked for time on tonight's agenda to discuss three issues with the Board. He said that Tower 1 was across the street at the Library for people to see and with that, #1 – Scope 1 needs to be declared surplus. It has been traded in to KME for the new Tower Truck. **Motion by Mr. McGrath that we declare Scope 1 as surplus to the needs of the Town of Charlton, seconded by Mr. Singer, motion carries unanimously.** #2 – The 2001 Tahoe, formally Car 10 needs to be declared surplus. The vehicle has reached its life expectancy for the department and is no longer needed. **Motion by Mr. McGrath that we declare the 201 Tahoe formally Car 10 to the needs of the town, seconded by Mr. Szafarowicz, motion carries unanimously.** #3 - Request to close Power Station Road on April 2, 2016 from 1 – 4pm. They will be having a dedication ceremony for Tower 1. It is called a "Wetdown" where basically, it is a town event at HQ with the Chaplin blessing the Tower and the department. All members of the community are invited to douse water on the new apparatus along with mutual aid communities then simulate pushing the apparatus into the station. T-shirts will be available to the general public for sale. This is a great community event that is open to the public. **Motion by Mr. McGrath to allow the Fire Department to close Power Station Road on April 2, 2016 from 1 – 4pm for the wetting down of the new Tower Truck, seconded by Mr. Singer, motion carries unanimously.** Chief Pervier was asked if the Police have any issues with this and he said no. If the post office needs anything, they will coordinate it. Chairman Swensen thanked the officers involved in the process as well as the money the town funded and to Senator Warren for all her help.

7:00pm – Exxon Discussion. Mrs. Craver stated at the Board of Health meeting last week, many citizens had come and planned on asking questions of Exxon Mobil who chose not to come to the meeting. Some of the questions could not be answered by the Board of Health. She felt it would be more appropriate to take an opportunity tonight to give the townspeople a little history of the contaminations as well as a bit more information about the negotiations. She put a presentation together to explain where we are and reviewed it. (attached) After the slideshow, Mrs. Craver said she could take questions or the Board of Selectmen or Water/Sewer Commissioners could. Mr. Lemansky came forward and thanked Mrs. Craver for her work on the slideshow. Mr. McGrath mentioned that it was noted that \$40,000,000 was a number that was out there and he said that was correct, that's where we started. He said that Exxon should be taking care of this. Mr. Singer said that someone sent him numbers and it showed what Exxon was making in profit a day. Chairman Swensen stated that he's been involved in this for 10 years. He stated that this is the fault of Exxon and needs to be rectified and they need to make this town whole.

VI. New Business:

1. WRTA Alternative Representative. Mrs. Craver stated that attached is a letter from the Worcester Regional Transit Authority (WRTA) asking the board to consider appointing an alternate representative to the advisory board. Our current representative is David Schiller who, due to his

present class schedule, has been unable to attend any meetings in the last six months. They look forward to Mr. Schiller continuing in his appointment as he is a commendable addition. Does the board wish to appoint an alternate and if so, we will place the opening on cable and the town's website. Mr. McGrath thinks we should put the opening on to help Mr. Schiller. **Motion by Mr. McGrath to create an alternate position for the WRTA rep, seconded by Mrs. Cooper, motion carries unanimously.**

2. Special Permit Application – Harrington Reduced Frontage Lot. Mrs. Craver stated that attached is a copy of a special permit application submitted to the Planning Board by McClure Engineering, Inc. on behalf of Richard and Claire Harrington for approval of a proposed 9.93 acre reduced frontage residential lot for the purpose of constructing a residence on property located easterly off of Prince Road Extension, southerly of the Charlton –Southbridge town line. (Assessors Map 78, Block A, parcels 12 & 13). Said property is zoned Agricultural (A). The Board is asked to review the permit and if you wish to provide any comments on the application, to let the Planning Board know no later than Wednesday, March 30, 2016. No comments from the board.
3. Boston Post Cane Committee recommendation. Mrs. Craver stated that attached is a memo from the Boston Post Cane Committee stating that our previous recipient of the Boston Post Cane, Genevieve Forkey, has moved out of town in October 2015. The Boston Post Cane Committee has done the research and is recommending the Board honor Howard B. Seifert as the oldest citizen in the Town of Charlton. Mr. Seifert will be 98 years young on March 24, 2016 and has lived in Charlton for seventy years. The Committee is asking the Board to honor Mr. Seifert by presenting him with a wooden cane replica as well as a plaque at your meeting on April 12, 2016. The committee asks the recipient if they would like to attend a meeting or have the Board go to them. It was Mr. Seifert's choice to attend the meeting. As in previous years, the committee is also asking the Board to purchase the plaque which will be hung next to the Boston Post Cane in the Town Hall main lobby. The cost of the plaque is \$65.00 and the cost of the plate for the perpetual plaque is \$10.00. What is the board's wishes? **Motion by Mr. McGrath to honor Mr. Seifert by awarding him the Boston Post Cane and to cover the cost of the plaque as well as the plate for the perpetual plaque, seconded by Mr. Singer, motion carries unanimously.**
4. Invitation to a Boy Scout breakfast. Mrs. Craver stated that she forwarded an email to the board that she received from Joy Lapidus regarding a "Prepared for Life" breakfast on March 31, 2016 from 7-9am at the Hogan Center, College of the Holy Cross in Worcester. As Charlton is a strong supporter of the Boy Scouts and Cub Scouts, the purpose of the breakfast is to hear positive benefits that this program is having on youth in Charlton. Their goal is to have over 240 business and civic leaders from the Greater Worcester area attend this event to share the impact of Scouting's values laden program. Are any board members interested in attending? Mr. McGrath will attend and Chairman Swensen will see if he can as well.
5. Selectmen's 2015 Annual Town Report for review and approval. Mrs. Craver stated that as you know, staff has been trying to complete the 2015 Annual Town Report. Each Department, Board, Committee and Commission is charged with submitting a report for the previous year so that an Annual Report may be printed. Chairman Swensen has provided you with a draft 2015 Selectmen Annual Report for your review. She would ask the Board to review, make changes if needed and approve so that we may complete the book in time for town meeting as required by bylaw. **Mr. Singer thanked Chairman Swensen for his effort and moved to accept the report, seconded by Mr. McGrath, motion carries unanimously.**
6. Notice of Retirement – Town Collector – Lucia A. Blanchette. Mrs. Craver stated that attached please find a letter from Town Collector Lucia A. Blanchette with her intent to retire effective June 30, 2016. She will be working with the Finance Team to review Charlton's financial structure and make any recommendations before we begin the hiring process. The Board does not

need to take any action on this as the Bylaw has the Town Administrator as the appointing authority. As always, I believe working closely with the board only makes our great community and government better. Mrs. Craver thanked Mrs. Blanchette for all her work. She has been a great asset. Chairman Swensen would like to pass along his best wishes as well.

VII. Old Business:

1. Draft ATM Warrant requests/close ATM Warrant. Mrs. Craver stated that the board is scheduled to close the Annual Town Meeting warrant tonight. She has prepared a draft warrant list for the board's review:

- ARTICLE 1. ELECTION
- ARTICLE 2. TOWN REPORTS
- ARTICLE 3. LITIGATION
- ARTICLE 4. APPROPRIATION OF FUNDS FOR UNPAID BILLS OF A PRIOR FISCAL YEAR
- ARTICLE 5. INTER/INTRA DEPARTMENTAL TRANSFERS FOR FY16
- ARTICLE 6. TOWN BUDGET
- ARTICLE 7. WATER DEPARTMENT BUDGET (ENTERPRISE FUND)
- ARTICLE 8. SEWER DEPARTMENT BUDGET (ENTERPRISE FUND)
- ARTICLE 9. PEG ACCESS AND CABLE RELATED FUND ACCEPTANCE AND BUDGET
- ARTICLE 10. TRANSFER OF FUNDS TO AND FROM STABILIZATION FUND ACCOUNT
- ARTICLE 11. CAPITAL ITEMS AND RELATED CONTRACTS
- ARTICLE 12. CEMETERY PERPETUAL CARE
- ARTICLE 13. REAUTHORIZATION OF REVOLVING FUNDS
- ARTICLE 14. CLASSIFICATION PLAN UPDATE
- ARTICLE 15. GOVERNMENT STUDY COMMITTEE
- ARTICLE 16. Placeholder- capital- DCRSD Richard Mathieu, Director of Finance and Operations put a placeholder warrant article in place for the regional district for the Charlton town meeting. We will have an answer after the March 23 School Committee meeting as to whether or not it will be utilized.
- ARTICLE 17. PLACEHOLDER- RACICOT ASH ROAD TRANSFER
- ARTICLE 18. ZONING BYLAW- COMMERICAL STORAGE FACILITY
- ARTICLE 19. ZONING BYLAW- VILLAGE DISTRICT ZONE CHANGE
- ARTICLE 20. ZONING BYLAW – USE REGULATION- LIVESTOCK CHANGE
- ARTICLE 21. PLACEHOLDER – PETITION
- ARTICLE 22. PLACEHOLDER - PETITION
- ARTICLE 23. PLACEHOLDER - PETITION
- ARTICLE 24. PLACEHOLDER - PETITION
- ARTICLE 25. PLACEHOLDER – PETITION

Motion by Mr. Szafarowicz to close the town meeting warrant, seconded by Mrs. Cooper, motion carries unanimously.

VIII Committee Reports:

IX BOS Policy Review:

X. Student Selectperson Report – Ms. Ross reviewed her report.

XI Town Administrator Report: Mrs. Craver reviewed her report.

XII Other Business:

Chairman Swensen said he just noticed the past few days, that section of Rt. 20, there are no speed limit signs now. Mr. McGrath stated that the posted limit on the road doesn't change unless you reach another one with a different speed. Mrs. Craver to send a letter to the Joe Frawley at the traffic section to ask for a speed limit sign.

Karen Spiewak from Osgood Rd. came forward. She asked if the town had heard from any water companies that would offer group rates for residents to get their water tested. She also has reached out to religious institutions to see if they would be willing to work on a go fund me page for water testing for those residents that can't afford the testing.

Mrs. Craver stated that she has received some complaints that the engineers have been going into the houses and the people ask what can they do, the water testers are actually saying to them that they can encourage their elected officials to settle this. She finds this very inappropriate and has filed a complaint with DEP.

XIII Next Meeting Announcement:

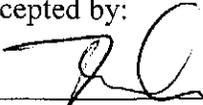
Next Regular Selectmen's Meeting – March 29, 2016

XIV **Adjourn: Motion by Mr. Szafarowicz to enter into executive session at 8:28pm under M.G.L. c. 30A, Sec. 21, #1 – to discuss the reputation, character, physical condition or mental health rather than professional competence of an individual or discuss the discipline or dismissal of, or complaints or charges against a public officer, employee, staff member or individual, #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 #6 – to consider the purchase, exchange, lease or value of real estate, if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body, seconded by Mrs. Cooper. Roll call vote taken: Mr. Szafarowicz – aye, Mrs. Cooper – aye, Mr. McGrath – aye, Mr. Singer - aye and Chairman Swensen – aye. Chairman Swensen declares that an open meeting may have a detrimental effect on the negotiating position of the public body and that the board will reconvene to open session for the purpose of adjourning.**

Motion by Mrs. Cooper to adjourn 9:09pm, seconded by Mr. McGrath, motion carries.

Submitted by:
Mary C. Devlin
Administrative Assistant

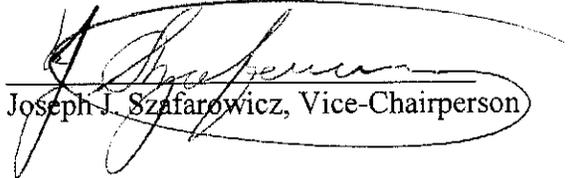
Accepted by:



Frederick C. Swensen, Chairman



Cynthia B. Cooper, Clerk



Joseph J. Szafarowicz, Vice-Chairperson

David M. Singer, Member

John P. McGrath, Member

TOWN OF CHARLTON
OFFICE OF THE TOWN ADMINISTRATOR
37 Main Street
Charlton, MA 01507
WWW.TOWNOF CHARLTON.NET

Phone: (508) 248-2206

Fax: (508) 248-2374

TO: Board of Selectmen

FROM: Robin L. Craver, Town Administrator 

DATE: March 7, 2016

SUBJECT: Town Administrator's Report – for Selectmen's meeting of 3/15/16

Solar Projects – At the Board's February 23, 2016 meeting, I was asked to find out the amount of solar projects approved to date in town. Attached is a detailed report from Town Planner Gordon titled "Commercial Solar Energy Array Site Plan Applications". The Planning Board has received and administered nineteen (19) commercial solar site plan applications. Fifteen (15) applications have been approved as individual site plan permitted solar arrays. One (1) was withdrawn by the applicant. Three (3) applications were design revision proposals of previously approved solar arrays that were of extensive detail requiring public hearing review. The Planning Board is currently reviewing three (3) additional commercial solar array site plan applications and they will receive future submissions as solar energy generation continues to expand throughout Massachusetts. Construction status as of this day, six (6) solar array projects are completed and operating. Four (4) solar arrays are under active field construction. Five (5) site plan permitted solar arrays have not commenced construction yet.

Lieutenant/Sargent exam – Also at the Board's February 23, 2016 meeting, it was requested to start the requisition process for the Lieutenant/Sargent exams. Chief Pervier has completed the process for both to the Massachusetts Human Resources Civil Service Division for the October 2016 – Sergeant's and Lieutenant's Promotional Exam for the Charlton Police Department.

Senate Bill 2067 – An Act authorizing the Town of Charlton to establish an additional excise on sales of gasoline and diesel fuel. I attended the joint House and Senate Committee on Revenue to testify on this bill. Attached is Senator Anne M. Gobi's letter of support.

Rte. 20 project – I received an email from MaryEllen Blunt from the CMMPO. She informed me that MassDOT Boston requested that the CMMPO consider programming the Rt. 20 full project on the TIP at an 80/20 split of costs. That means that the CMMPO would come up with 20% from its regional target funds (or about \$8M) and the state would come up with the rest of the funding. The CMMPO will be taking the request under advisement as it develops the next TIP (2017-2021) during the month of April, with the intent to release for public comment at it's May meeting. She would suggest that these meetings may be of particular interest to you. The next meeting is scheduled for Wednesday, April 13, 2016 at 4:30pm. Just for information purposes, Dennis Gamache an Oxford Selectman is our representative.



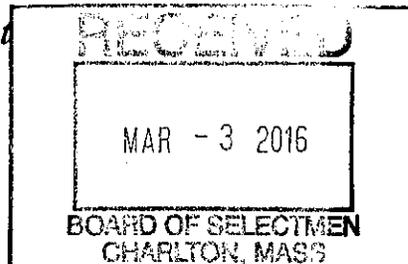
Planning Board

37 Main Street, Charlton, MA 01507

Telephone: 508-248-2237

Fax: 508-248-2372

alan.gordon@townofcharlton.net



Date: March 3, 2016

To: Board Of Assessors
Economic Development Commission
Finance Committee
✓ Select Board

From: Peter D. Starkus, Planning Board Chairman *P. Starkus*

Subject: Commercial Solar Energy Array Site Plan Approvals

At the March 2 Planning Board meeting, the Board reviewed the attached report from Planning Director Alan Gordon summarizing the site plan review permitting and development to-date of commercial solar energy generation arrays in Charlton, in the areas of site plan applications/permitting, construction status and local tax revenue generation.

The Planning Board hopes that you find this data both informative and useful in understanding commercial solar energy land use trends and tax revenue generation in Charlton.

Cc: Building Commissioner
Conservation Agent
Town Administrator
Town Clerk



Planning Board

37 Main Street, Charlton, MA 01507

Telephone: 508-248-2237

Fax: 508-248-2372

alan.gordon@townofcharlton.net

Date: March 2, 2016
To: Planning Board
From: Alan I. Gordon, Planning Director 
Subject: Commercial Solar Energy Array Site Plan Applications

Given the steady site plan application and site development construction ongoing in Charlton for commercial solar energy generation arrays, I thought it would be helpful at this time to provide the Board with this summation of Planning Board site plan administration for these projects.

In 2011, the Planning Board sponsored and the Town Meeting approved a zoning by-law revision requiring Planning Board administrative site plan approval for commercial solar energy generation arrays. The site plan process allows the Board to require proper site design components including stormwater management, access/driveway design and fencing/landscaping. The process also mandates a public hearing whereby property abutters are notified and can attend the site plan public hearing to ask questions, receive information and express concerns.

Commercial solar energy array site plan permit activity is summarized as follows:

1. Site Plan Applications/Permits-Since 2011, the Planning Board and its staff have received and administered nineteen (19) commercial solar site plan applications. Fifteen (15) applications have been approved as individual site plan-permitted solar arrays. One (1) was withdrawn by the applicant. Three (3) applications were design revision proposals of previously-approved solar arrays that were of extensive detail requiring public hearing review.

The Planning Board is currently reviewing three (3) additional commercial solar array site plan applications and we will receive future submissions as solar energy generation continues to expand throughout Massachusetts.

2. Construction Status-As of this date, six (6) solar array projects are completed and operating, located as follows:

- Three (3) on Route 20
- 29 Oxford Road
- 82B Northside Road
- 9 Carpenter Hill Road

Four (4) solar arrays are under active field construction:

- 153 City Depot Road
- Snake Hill Road
- 28 Curtis Hill Road
- 294 Worcester Road (Route 169)

Five (5) site plan-permitted solar arrays have not commenced construction yet. The owners of three of the five arrays inform me that they will commence construction this Spring:

- Griffin Road
- North Sturbridge Road
- 18 Sampson Road/Route 20
- 44 Worcester Road/Route 20
- Turner Road

3. Tax Revenue Generation-The 15 approved projects have a capacity to generate a combined 33.91 Megawatts in solar-based energy. Town Principal Assessor Deborah Ceccarini has confirmed to me that under the current Charlton local tax rate, the infrastructure required to generate one (1) Megawatt of electricity results in \$13,780 in annual local tax revenue.

The 1 Megawatt facility owned by Verizon on Northside Road is tax exempt due to its status as an on-site power generator solely-utilized for the site's phone company facility. As such, the remaining 32.91 Megawatts of site infrastructure will generate per the current Charlton tax rate a total combined \$453,499.80 in annual local tax revenue.

Ms. Ceccarini has informed me that she also calculates site-by-site a property valuation increase for the land parcel on which the solar arrays are situated. I have not included that calculation/revenue result in the above annual revenue total.

In sum, the above information details the current status of the Planning Board site plan permitted commercial solar energy generation array projects in Charlton to-date. I will update the Board in the future as solar site plan development activities proceed.

To view the details of this requisition, please go to <https://secure.neogov.com/insight/login.cfm>

If you have any questions regarding this recruitment, please contact:

James Pervier (HR Liaison)

james.pervier@townofcharlton.net

508-248-2251

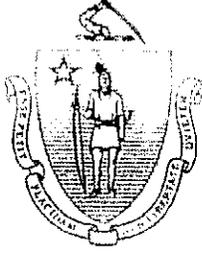
To view the details of this requisition, please go to <https://secure.neogov.com/insight/login.cfm>

If you have any questions regarding this recruitment, please contact:

James Pervier (HR Liaison)

james.pervier@townofcharlton.net

508-248-2251



The Commonwealth of Massachusetts
MASSACHUSETTS SENATE

SENATOR ANNE M. GOBI

Worcester, Hampden, Hampshire
and Middlesex District

STATE HOUSE, ROOM 513
BOSTON, MA 02133-1054
TEL: (617) 722-1540
FAX: (617) 722-1078

ANNE.GOBI@MASENATE.GOV
WWW.MASENATE.GOV

February 25, 2016

Chair
JOINT COMMITTEE ON
ENVIRONMENT, NATURAL RESOURCES
AND AGRICULTURE

Vice Chair
JOINT COMMITTEE ON
ECONOMIC DEVELOPMENT
AND EMERGING TECHNOLOGIES

Senator Michael Rodrigues, Senate Chair
Representative Jay Kaufman, House Chair
Honorable Members of the Joint Committee on Revenue

Dear Chairman Rodrigues, Chairman Kaufman, and Distinguished Committee Members,

I write today in support of **Senate Bill 2067, An Act authorizing the town of Charlton to establish an additional excise on sales of gasoline and diesel fuel**, which is currently before your committee and scheduled for a hearing on February 23, 2016.

This legislation, if passed, would authorize the town of Charlton to adopt, by majority vote at the next town election, a local tax per gallon of gasoline and diesel fuel sold to the public. Revenue generated by this tax would be reserved for the much needed repair and maintenance of the town's roads and bridges. A large stretch of route 20, which is used by many commuters as an alternative to the Massachusetts Turnpike during rush hour, passes through the town of Charlton. These additional commuters cause a significant amount of wear and tear on the town's transportation infrastructure, and passage of this legislation would provide the town with a very beneficial tool to mitigate these impacts.

I respectfully request that this bill be given a favorable report by the committee. Thank you, and if I can be of any further assistance please to not hesitate to contact my office at (617) 722-1540.

Sincerely,

A handwritten signature in cursive script that reads "Anne M. Gobi".

Anne M. Gobi

Worcester, Hampden, Hampshire and Middlesex District

From: MaryEllen Blunt <mblunt@cmrpc.org>

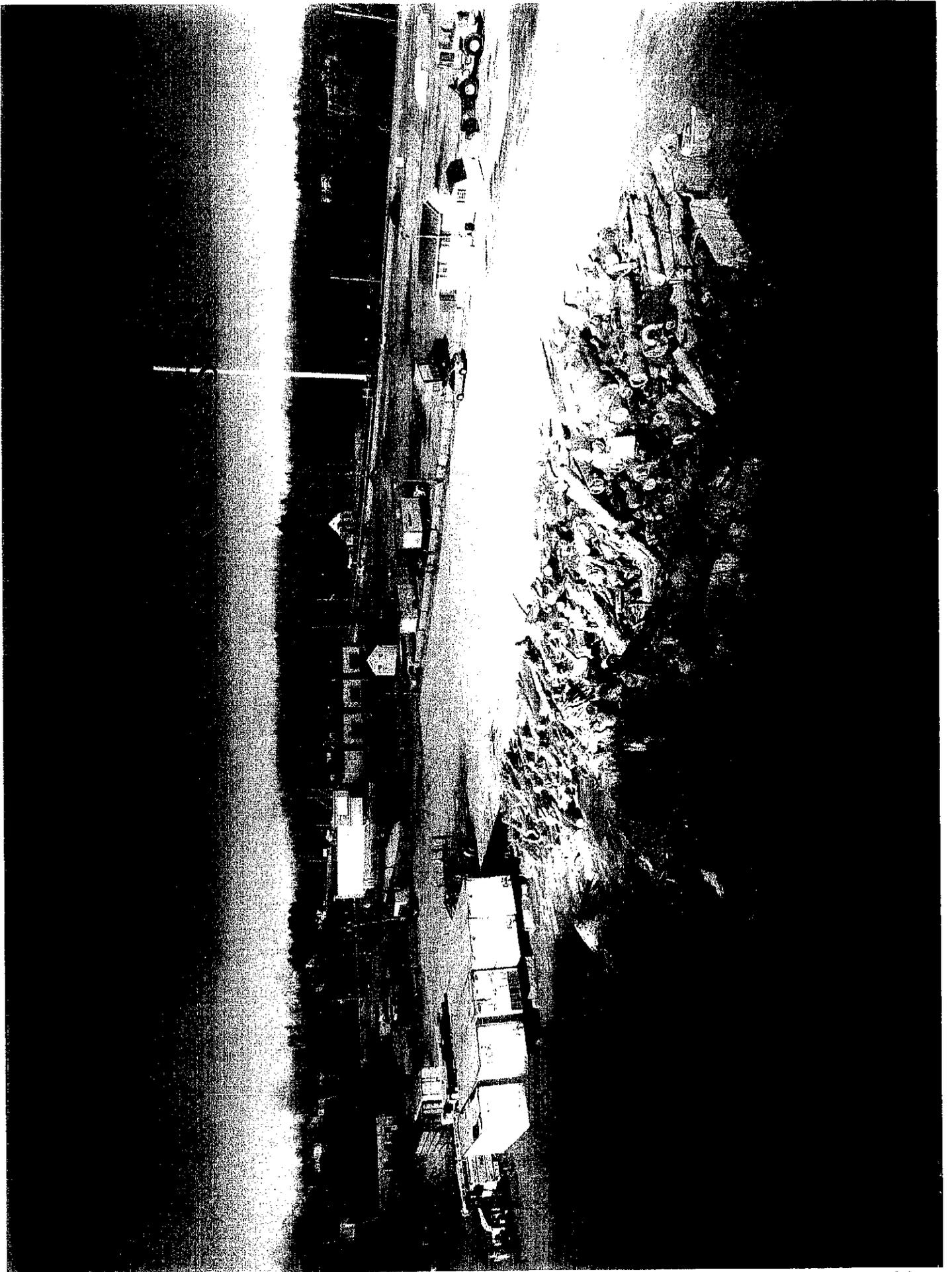
Date: March 10, 2016 at 8:33:32 AM EST

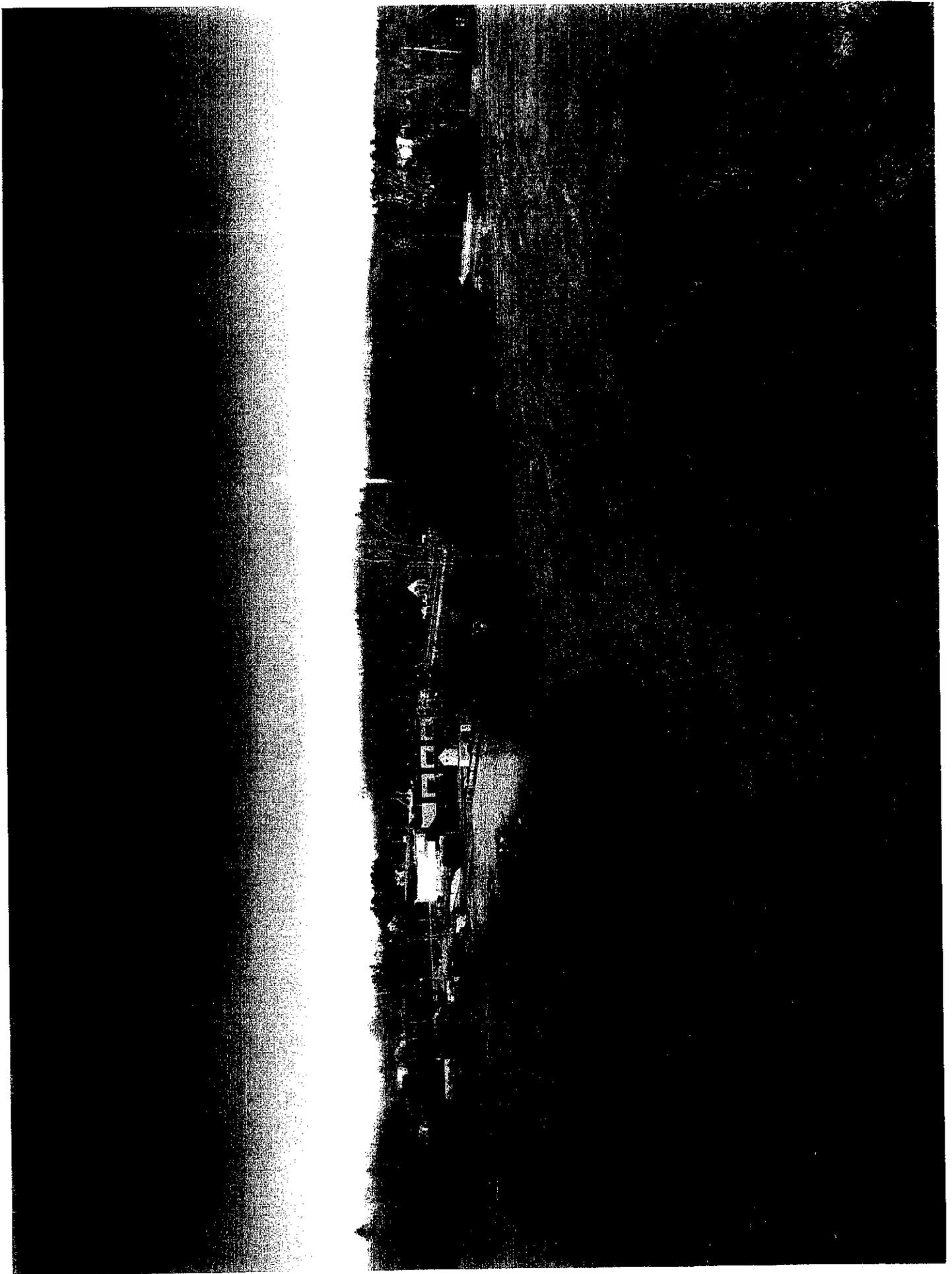
To: "robin.craver@townofcharlton.net" <robin.craver@townofcharlton.net>,
"bpalaia@town.oxford.ma.us" <bpalaia@town.oxford.ma.us>

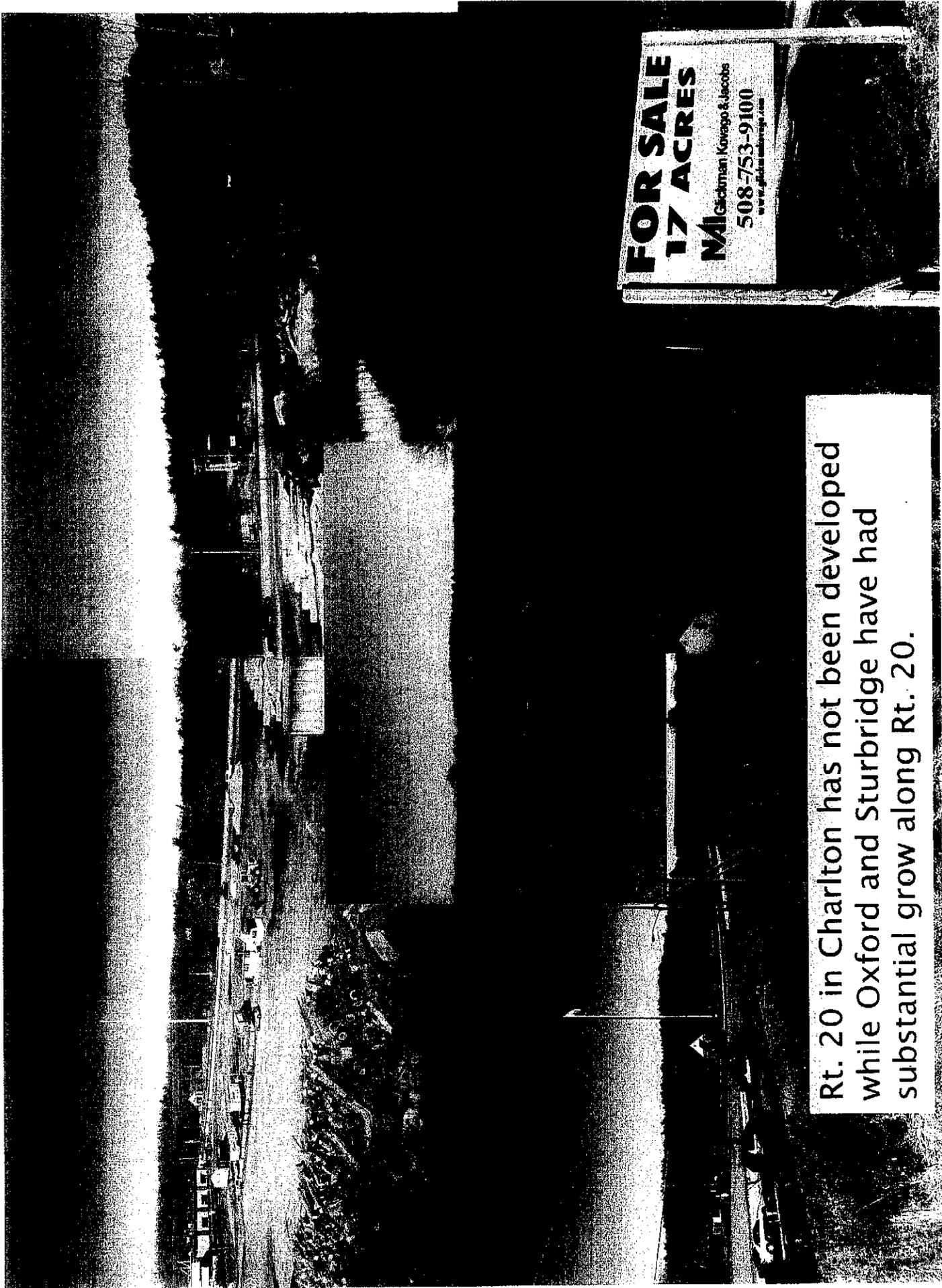
Subject: Rte 20 update

Just to let you both know, at last night's CMMPO meeting, MassDOT Boston requested that the CMMPO consider programming the Rte 20 full project on the TIP at an 80/20 split of costs. That means that the CMMPO would come up with 20% from its regional target funds (or about \$8M) and the state would come up with the rest of the funding. The CMMPO will be taking the request under advisement as it develops the next TIP (2017-2021) during the month of April, with the intent to release for public comment at its May meeting, so I would suggest that these meeting may be of particular interest to you. Generally the CMMPO meets the second Wednesday of the month at 4:30, but meeting dates are sometimes adjusted to meet public comment period requirements, so check the CMRPC web calendar to be sure.

Mary Ellen Blunt
Transportation Program Manager
508-459-3337







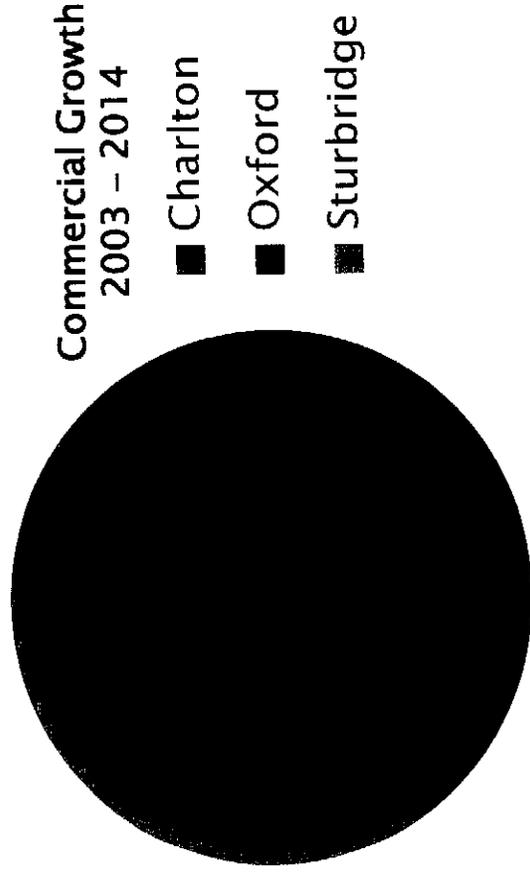
Rt. 20 in Charlton has not been developed while Oxford and Sturbridge have had substantial grow along Rt. 20.

FOR SALE
17 ACRES
MA Glickman Koraggio & Jacobs
508-753-9100
www.gkandj.com

Lost Income- Lost Economic Development

If you compare growth between Charlton, Oxford and Sturbridge you will find Charlton has been stymied in its commercial growth.

The total commercial growth of Charlton, Oxford and Sturbridge from 2003 to 2014 combined equals \$2,304,091. Of that, Charlton is only 21% of the total while Sturbridge is 35% and Oxford is 44%. This is directly correlated to the lack of water available for development.



Exxon caused multiple gasoline releases in Charlton-Turnpike 6W

- 1980-6W MA Turnpike—one of the largest gasoline releases and migrating plumes in the state (12,000 gallons); Exxon knew in 1984-testing of residents did not begin until 1990; numerous lawsuits brought against Exxon
- 1982-Exxon's spill was so massive, during clean up the project was halted when Fire Chief found gasoline dripping from sand being hauled offsite. Later found Exxon was depositing contaminated dirt swamp leading to Pike's Pond which leads to Charlton Reservoir. This was negligent behavior.
- 1982- While removing five 10,000 gal tanks, ground water was found at 8 feet -water was contaminated with gasoline. (Exxon Field memo May 13, 1982)
- 2006- Exxon Report to DEP confirmed contamination of surface water, sediments and/or wetlands at La Mountain site; they Self-reported in 2006 it was unknown whether 6W and La Mountains had mingled.

Exxon caused multiple gasoline releases in Charlton- MA TPKE 5E

- **1982-Exxon installed a gasoline recovery system at MA Turnpike 5E to remove hydrocarbons in the ground.**
- **1986 – 50 gallons of gasoline released which entered stream and catch basin [C-86-021]**
- **1993-10 gallons leaked a pump**

Exxon caused multiple gasoline releases in Charlton- Honey Farms

- 2004- Report RTN 2-15192 –Malfunction of an underground tank with a substantial gasoline release impacting groundwater, private wells and residents.
- Exxon informed Town of Charlton during a meeting at DEP that Honey Farms had made a claim against them and that Exxon had paid money to Honey Farms.
- The extent of Exxon's involvement in this property is uncertain to Charlton as Exxon is claiming the "deal" was confidential.

Exxon caused multiple gasoline releases in Charlton- LaMountain

- 1986: Sept.- found 2 cracks in tank, leaking over time; later in Oct. while removing the tank there was an explosion/release (worker hurt)
- 1990: owner stated “hundreds of gallons” -DEP notice of responsibility to Exxon
- 1999: DEP directed Exxon to test ¼ mile radius of LaMountain
- 2004: MBTE readings near 1,000ppb - Tom Collins at 184 Worcester Rd complained about notification of contamination saying in newspaper: “We drank contaminated water for 5 years longer than we had to.” “We should have been informed of it years ago.” “They stopped testing two properties down. It was some kind of oversight.”

Exxon caused multiple gasoline releases in Charlton- LaMountain

- 2004- the Town asked ExxonMobil to find a water source for contaminated sites, but was refused.
- 2006-LaMountain gas tanks permanently removed
- 2007 -Town asked Exxon again to search for and build a water system in town to service contaminated areas. Exxon refused and told the Town that they would have to find a water source.
- 2008-The Town entered into a temporary Intermunicipal Agreement for 100,000 gpd with the Town of Southbridge and negotiated with ExxonMobil to make an interconnection to the Southbridge system May 2008.
- 2008-2015-Charlton worked with Southbridge Town Council to develop a permeant water agreement for 500,000gpd which was completed April 2015.

Exxon Demanded Charlton must find Water Source

- ExxonMobil required that the Town secure at least 500,000gpd before they would consider building any new water infrastructure.
- During this time, Charlton officials worked with Southbridge, ExxonMobil and DEP to design a waterline that could provide quality water which included securing an agreement with Masonic Home to hook up to the system.
- Simultaneously, ExxonMobil continued to bully Charlton officials that, unless Charlton complied with their demands, they would seek permission from DEP to continue to add filtration systems and claimed that the water line was not feasible. They told Charlton their numbers showed it was more feasible for them to keep doing a "long-term remediation". Charlton officials informed ExxonMobil that is not acceptable.

Charlton Residents have an undue and unreasonable burden caused by Exxon.

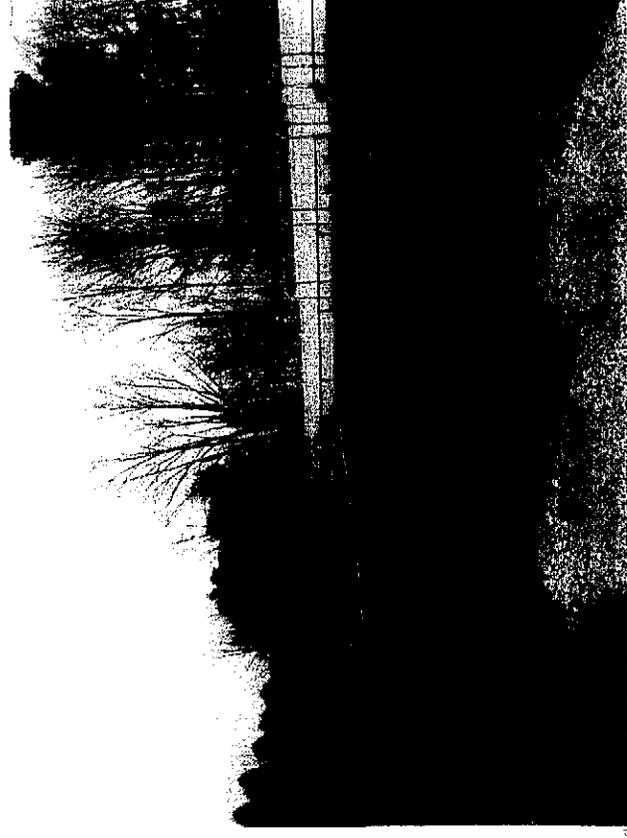
- ▶ October 3, 2014 Exxon detected MTBE at 70 ppb in a well located at 14 L Stevens.
- ▶ Exxon had been providing bottled to this residence water for years. DEP required Exxon to add a treatment system.
- ▶ Exxon knows the plume is migrating! Groundwater is not getting better, its getting worse.
- ▶ DEP ordered Exxon to find the extent of the migrating plume by requiring them to test 49 homes in the supposed plume area. Testing is finding that the plume is truly migrating.
- ▶ ExxonMobil's answer is that it will dissipate and disappear over time. Charlton is horrified at this stance. It will take generations for MTBE to dissipate as it dissolves very slowly.

Exxon has not been timely in its response.

- ▶ Exxon took until 2007 before any meaningful cooperation began with the Town of Charlton.
- ▶ Exxon is under DEP order to provide a permanent solution. The people of Charlton deserved a timely permanent resolution and public water is the only solution residents deserve.
- ▶ The delay tactics must stop! There has been contamination at LaMountain's since 1986. For 30 years residents have been waiting for a permanent solution.
- ▶ Time for Exxon to build a water system that produces clean, safe water for drinking, bathing, washing dishes and recreation for this neighborhood.
- ▶ Charlton officials will be meeting with DEP and ExxonMobil this Thursday to discuss what requirements DEP will put on Exxon if an agreement is not reached and Exxon does not install the waterline.

Today, we know that Exxon has responsibility, in some form or fashion in: the LaMountain; the Turnpike Releases; and the Honey Farms release.

Charlton had no idea the extent of releases Exxon was involved in. They had no idea there was a gasoline plume moving toward the schools. They had no idea that Exxon was connected to Honey Farms. They had no concept that Exxon's contaminations had limited their options for developing public wells.

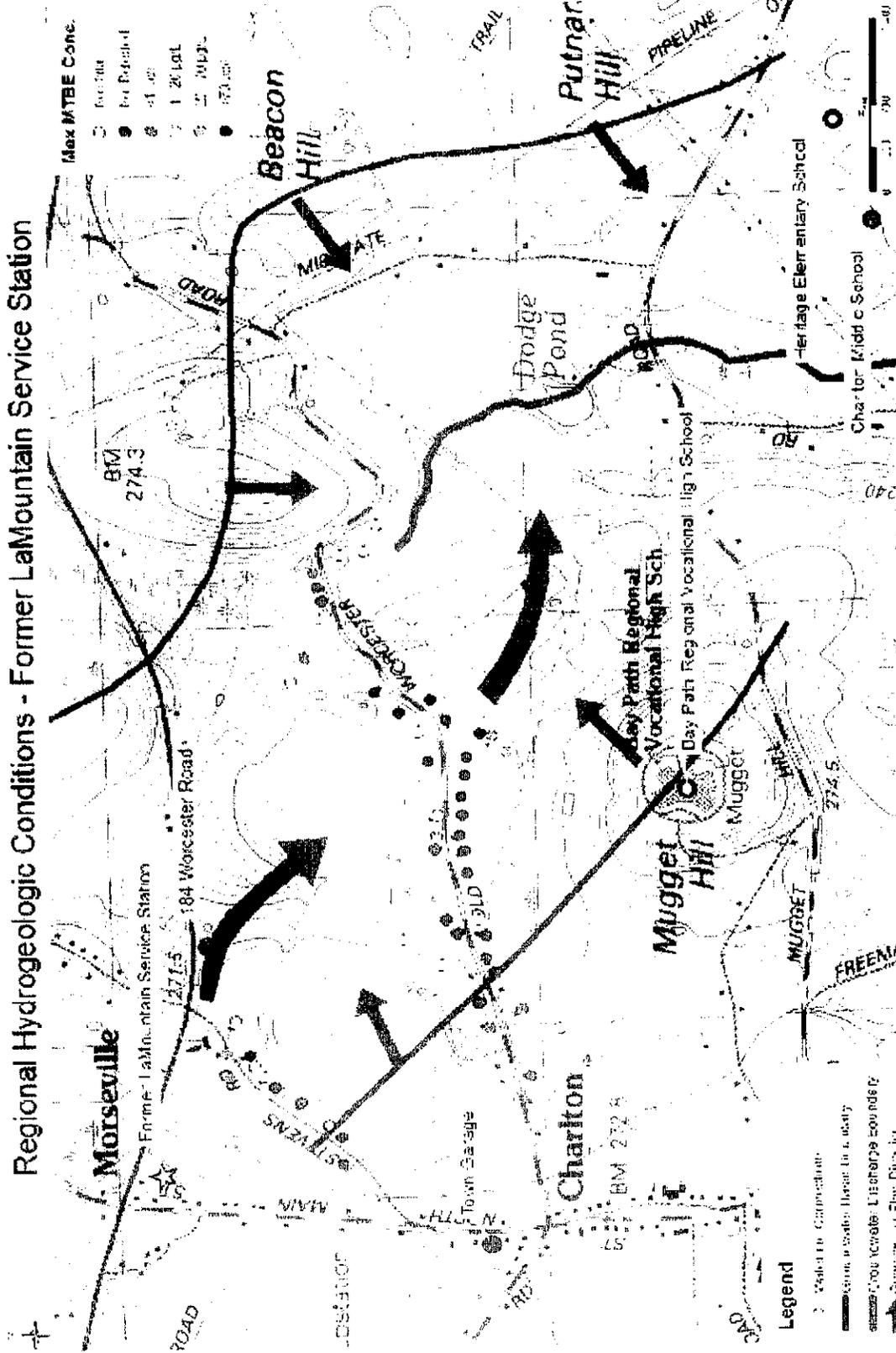


Safe Levels of MTBE and TAME in drinking water by state

	MTBE	TAME
MA*	70 ppb	90 ppb
CT	70 ppb	none set
NY*	10 ppb	50 ppb
ME	35 ppb	none set
NH	13 ppb	none set
RI	40 ppb (advisory)	none set
VT	40 ppb (advisory)	none set
EPA	20-40 ppb (advisory)	

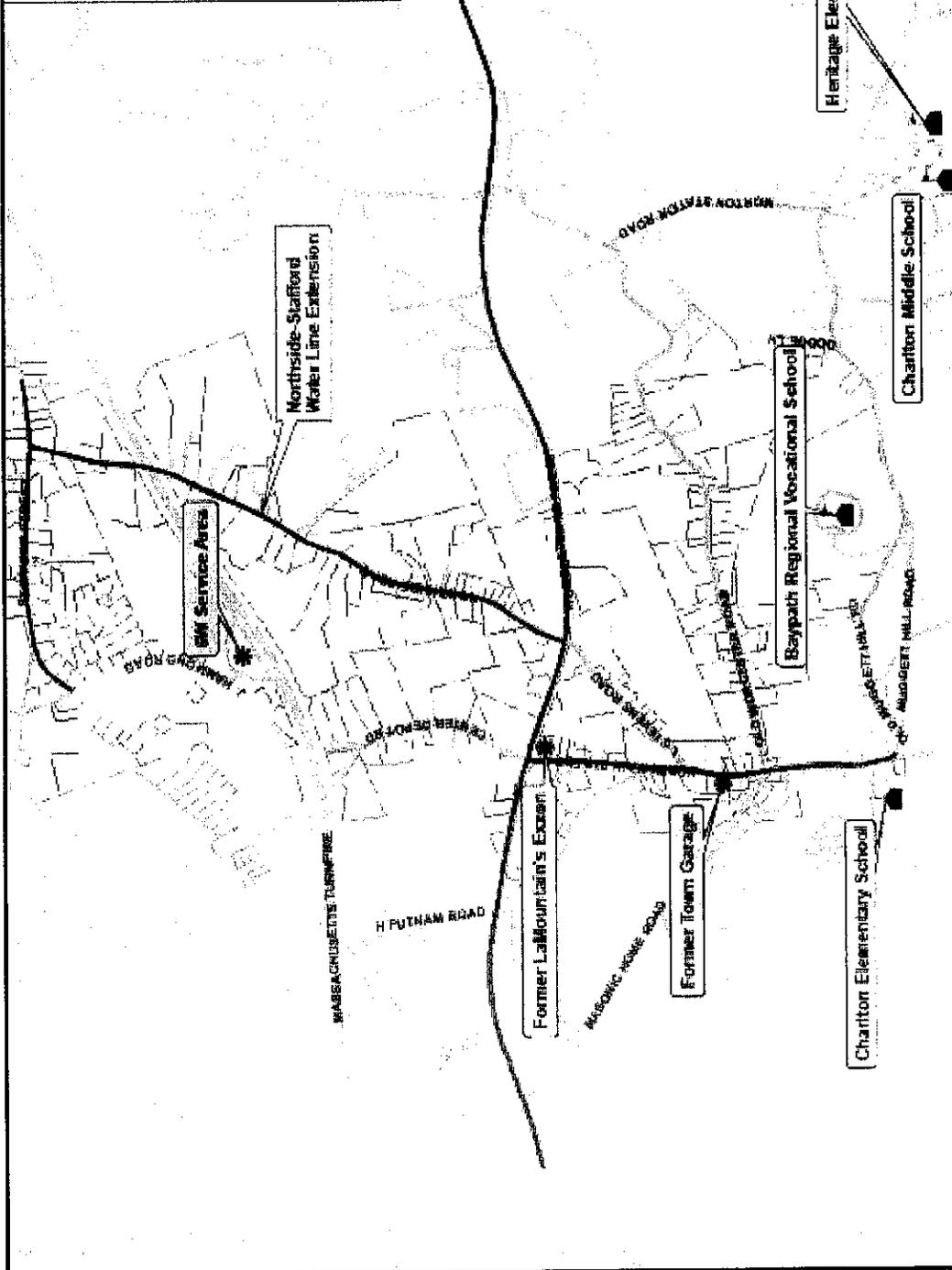
*MA and NY stand alone listing TAME safe levels under drinking water standards. All other states TAME is recorded under clean up standards.

This is the flow of the water pattern.



Legend

- Existing Water Line - Installed by Chariton
- Existing Water Line - Installed by Essex/Moel
- Existing Water Line - Installed by KITA/MDC/
- Proposed Water Line
- Proposed Water Line By Chariton
- Roads
- Schools
- Properties Tested for GFA
- Properties Tested For Lead/Asphalt
- Properties Tested For the Town of Chariton
- Undeveloped Parcels



PROJECT NO. 2700000001		DATE	
OWNER	12/20/11	EXISTING & PROPOSED WATER LINES	
COMMUNITY	WELL	CHARITON, MA	
DESIGNED BY	WEL	FORMER LAMMOUNTAIN FACILITIES AND AREA ROAD	
DWG. NAME	Proposed Water Lines	120 WOODCREEK ROAD (SEE OF AREA PLAN)	
PROJECT MANAGER	WEL	CHARITON, MASSACHUSETTS	

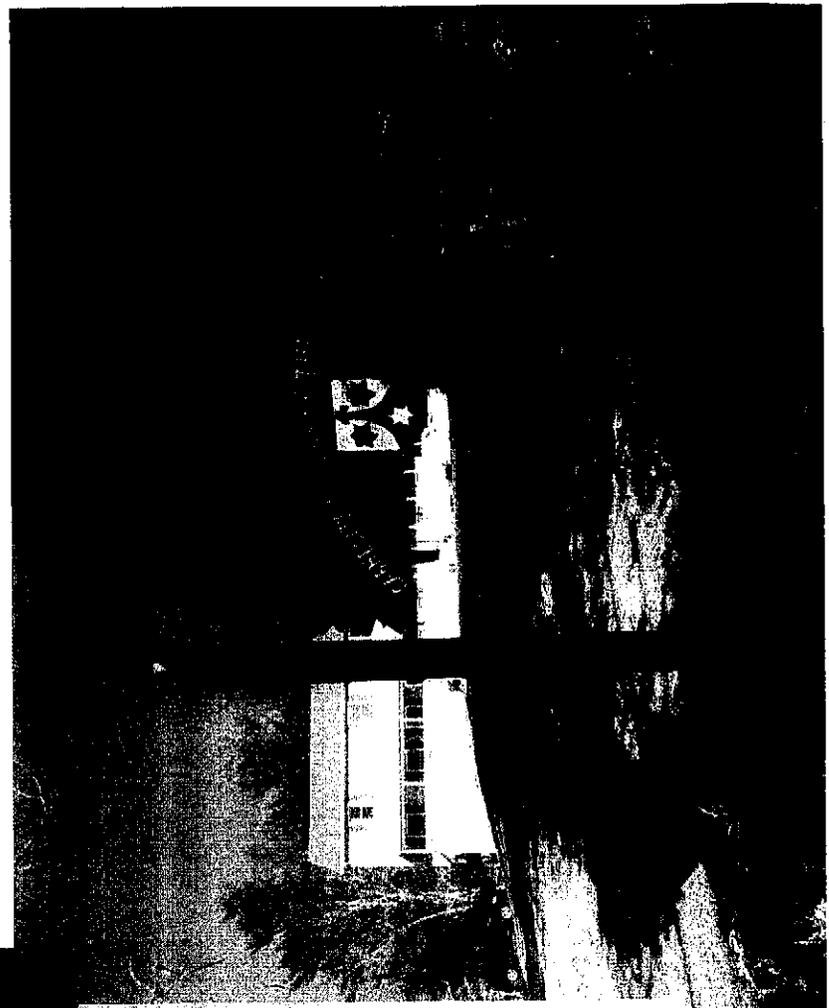
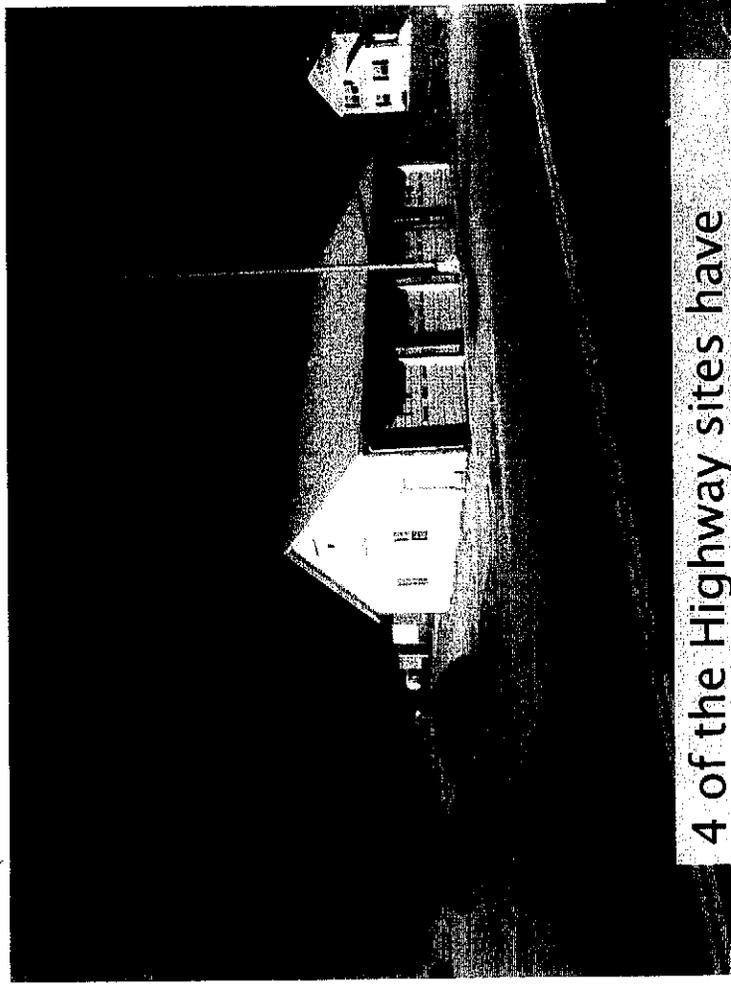
KLEINFELDER
 High Quality Right Solutions
 www.kwf.com

3,000 0 1,500 3,000 Feet

MASSACHUSETTS TURNPIKE
 H PUTNAM ROAD
 Mosaic House Road
 Former Lammountain's Excess
 Former Town Garage
 Chariton Elementary School
 Baypath Regional Vocational School
 Chariton Middle School
 Heritage Elementary School
 Northside-Stafford Water Line Extension
 GM Service Area
 WOODCREEK ROAD
 NORTH STATION ROAD
 MUDGETT HILL ROAD

Charlton Highway Barn on 54 North Main Street had a release and today tests 8 properties. No contamination for 10 years except where in plume's path.

4 of the Highway sites have been assigned to Exxon because the plume has migrated including the Carmelite Sisters of the Eucharist Church. These properties were being tested by Charlton until the properties tested positive for TAME, an additive that came from LaMountain.



ExxonMobil recommended that Charlton and Exxon stop meeting with DEP and enter into mediation which Charlton agreed. In the end, Charlton believes the mediation failed and has determined it is in Charlton's best interest to work with DEP and our elected officials.

We need to make it very clear- since the 2015 agreement with the Town of Southbridge for the 500,000 gpd, Exxon has had the ability to submit an application to the Charlton Water and Sewer Commission to build the waterline WITHOUT needing an agreement with the Town of Charlton.

What ExxonMobil wants is a Release from the Town which is why Town officials have asked for remuneration.



FAILED



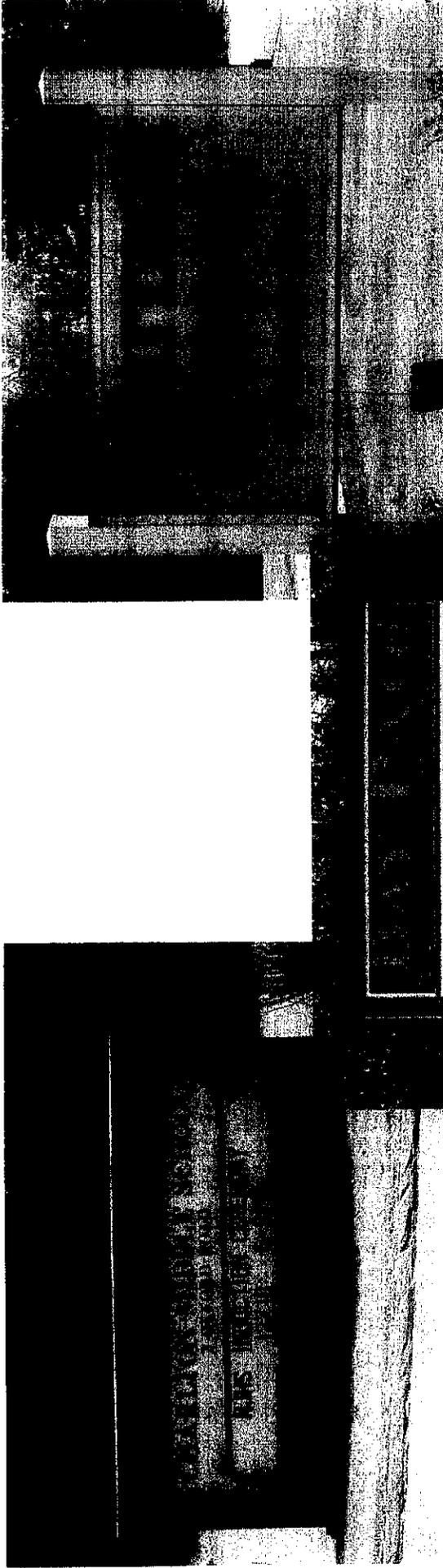


There is a Conservation Restriction and an Agricultural Restriction on this property.



This 60 acre farm uses a significant amount of water growing fruits and vegetables. Once able to use a well, it now must use public water which is expensive. Although the water gets turned off in the off season, there is an annual cost of \$800 to just have water available. This is a hardship to lessees and has made keeping a farmer difficult. The Town is under an order by the State to commercially farm the property.



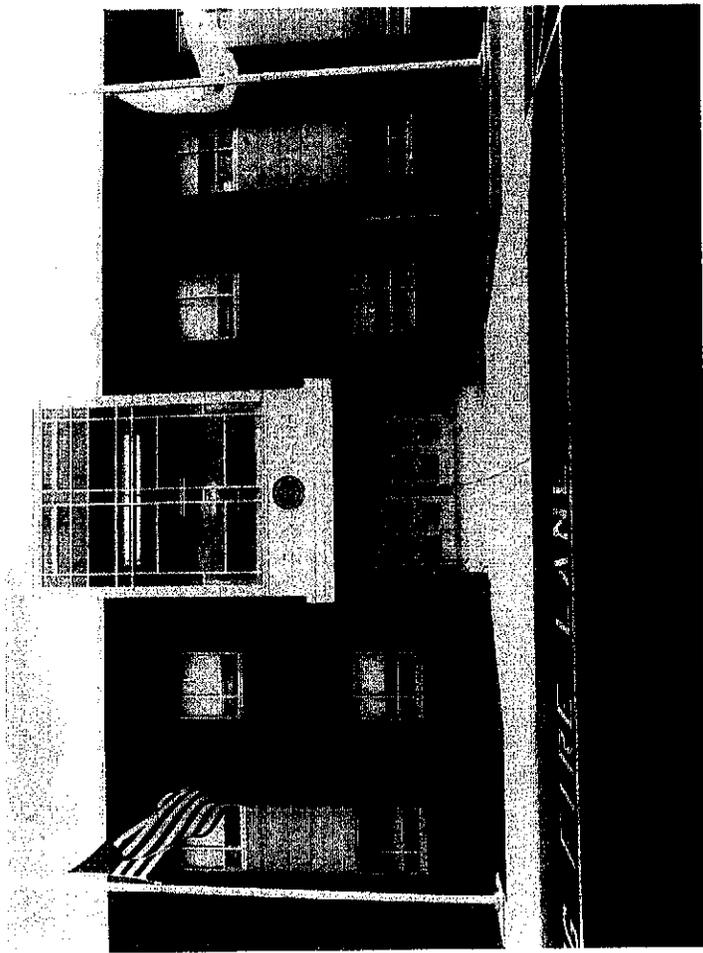


A GIFT FROM
THE CLASS OF 1997

DEP has concurred the migration of the LaMountain/MassPike plume is heading toward three Charlton schools. Bay Path and the Charlton Middle School tested positive for MTBE. Exxon is monitoring the sites.

Exxon halted construction plans of a negotiated school loop stating they would not continue until they get a complete release for a single dollar amount.

Bay Path Regional Technical High School



Owned by Ten

towns:

Auburn

Charlton

Dudley

N. Brookfield

Oxford

Paxton

Rutland

Southbridge

Spencer

Webster

State Legislators for Bay Path's Towns

FEDERAL

James McGovern

Richard Neil

SENATE

Michael Moore

Anne Gobi

Ryan Fattman

HOUSE of

REPRESENTATIVES

Paul Frost

Peter Durant

Joseph McKenna

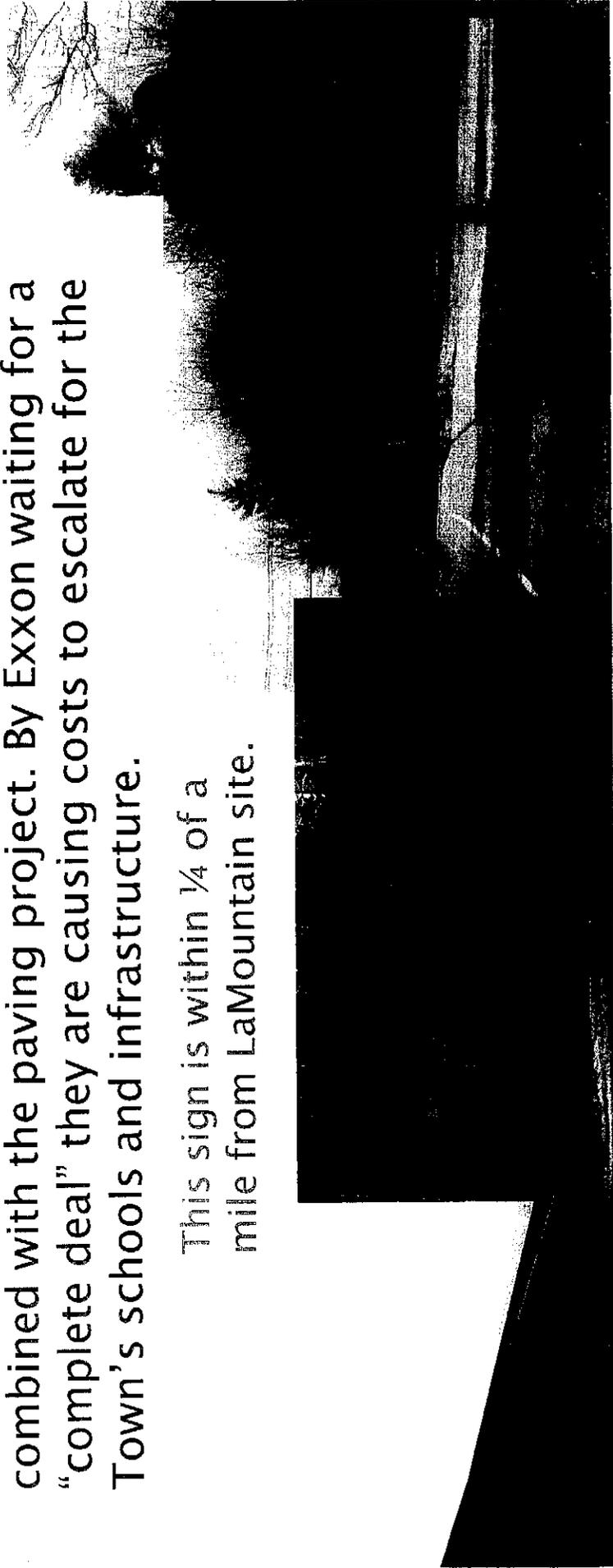
Donald Berthiaume

Kimberly Ferguson

Exxon's delays will cost Charlton additional dollars Route 169 Waterline

MA DOT is preparing to repave Rt. 169 and has agreed to, as part of its project, install a waterline that is required to expand the water system for the "school loop" and save an estimated \$600,000. It is Exxon's responsibility to provide public water, but they refuse to commit the funding, leaving the Town to inform MA DOT that the project cannot be combined with the paving project. By Exxon waiting for a "complete deal" they are causing costs to escalate for the Town's schools and infrastructure.

This sign is within 1/4 of a
mile from LaMountain site.



ExxonMobil has made comments in the newspaper and to our state elected officials that Charlton officials have asked for more than is reasonable. Recent awards again ExxonMobil include:

City of New York v. ExxonMobil -Jury awarded New York City \$105 million in trial against ExxonMobil (only non-settling defendant).

Affirmed by Second Circuit Court of Appeals

State of New Hampshire Litigation - State brought case in its *parens patriae* capacity to protect statewide drinking water supply (both public and private wells) and to protect State's citizens' health and safety.

Trial proceeded against ExxonMobil only; other defendants settled.

Jury found for State and awarded damages of \$816,768,018, of which ExxonMobil was found 28 percent responsible.

Pascoag, Rhode Island Litigation - \$30,000,000 settlement with ExxonMobil for MTBE in drinking water.



CHARLTON'S OFFER ON THE TABLE TODAY

The Town offered two options for construction of the school loop:

- One lump sum for construction in the amount of \$20,000,000 and the Town will complete construction. All remaining funds after project competition would be returned to ExxonMobil. This includes all costs of water infrastructure required to construct a working water line and hooking up residents on Old Muggett Hill Road, Morton Station Road, Old Worcester Road, and L Stevens Road. The project would hook up the 3 schools and Masonic Home to the school loop. After review of the original \$15 million estimate, we found it did not include the Masonic Home Line and required pump station; Water connections along the loop; H. Putham extension; or the mixers Southbridge intends to demand in the second or third year. Adding these omitted costs increases the estimate to \$18,460,000. Given the revised estimate to complete the project, a contingency of \$1,540,000 (8%) seems reasonable. At the end of the project, all necessary improvements requested by the Town of Southbridge in order to yield 500,000 gpd for the school loop will be included.

- ExxonMobil can construct the loop itself including all appurtenances and hookups as designed and discussed at the Department of Environmental Protection. This option would include all work identified in the above option.
- One lump sum of \$3,500,000 for startup operational and maintenance costs.
- One lump sum of \$2,000,000 for hooking up to the existing water line, often called a privilege fee. This shall satisfy the residents that ExxonMobil has not only solved their own problem, but also are paying their fair share of the town paid infrastructure.
- One lump sum of \$5,000,000 for a release by the Town of Charlton for the contamination ExxonMobil released into the town's water system and polluting its environment at the LaMountain, MassTurnpike Rest Areas 6W & 5E, and Honey Farms.
- Thus, the total request at this time is \$30,500,000.



It is time for ExxonMobil to find a permanent solution that includes installing a working waterline to reach all contaminated homes and schools as well as clean up the environmental mess it has caused.



**TOWN OF CHARLTON
OFFICE OF THE TOWN ADMINISTRATOR
37 Main Street
Charlton, MA 01507
WWW.TOWNOF CHARLTON.NET**

Phone: (508) 248-2206
Fax: (508) 248-2374

MEMORANDUM

TO: Board of Selectmen
FROM: Robin L. Craver, Town Administrator
DATE: March 9, 2016
SUBJECT: Draft ATM Warrant requests/Close ATM Warrant

You are scheduled to close the Annual Town Meeting warrant tonight. I have prepared a draft warrant list for your review.

ARTICLE 1. ELECTION
ARTICLE 2. TOWN REPORTS
ARTICLE 3. LITIGATION
ARTICLE 4. APPROPRIATION OF FUNDS FOR UNPAID BILLS OF A PRIOR FISCAL YEAR
ARTICLE 5. INTER/INTRA DEPARTMENTAL TRANSFERS FOR FY16
ARTICLE 6. TOWN BUDGET
ARTICLE 7. WATER DEPARTMENT BUDGET (ENTERPRISE FUND)
ARTICLE 8. SEWER DEPARTMENT BUDGET (ENTERPRISE FUND)
ARTICLE 9. PEG ACCESS AND CABLE RELATED FUND ACCEPTANCE AND BUDGET
ARTICLE 10. TRANSFER OF FUNDS TO AND FROM STABILIZATION FUND ACCOUNT
ARTICLE 11. CAPITAL ITEMS AND RELATED CONTRACTS
ARTICLE 12. CEMETERY PERPETUAL CARE
ARTICLE 13. REAUTHORIZATION OF REVOLVING FUNDS
ARTICLE 14. CLASSIFICATION PLAN UPDATE
ARTICLE 15. GOVERNMENT STUDY COMMITTEE
ARTICLE 16. Placeholder- capital- DCRSD Richard Mathieu, Director of Finance and Operations put a placeholder warrant article in place for the regional district for the Charlton town meeting. We will have an answer after the March 23 School Committee meeting as to whether or not it will be utilized.
ARTICLE 17. PLACEHOLDER- RACICOT ASH ROAD TRANSFER
ARTICLE 18. ZONING BYLAW- COMMERCIAL STORAGE FACILITY
ARTICLE 19. ZONING BYLAW- VILLAGE DISTRICT ZONE CHANGE
ARTICLE 20. ZONING BYLAW – USE REGULATION- LIVESTOCK CHANGE
ARTICLE 21. PLACEHOLDER – PETITION
ARTICLE 22. PLACEHOLDER - PETITION

ARTICLE 23. PLACEHOLDER - PETITION
ARTICLE 24. PLACEHOLDER - PETITION
ARTICLE 25. PLACEHOLDER - PETITION