

**MarketStreet Advisory Committee (MSAC)**

**Meeting Minutes**

**Sept. 14, 2017**

**7:00 p.m. – 7:45 p.m.**

**Merritt Room, 600 MarketStreet**

**Attendance: J. Bayer, P. Parziale, B. Charville, J. Fleming, S. Yerardi, A. Ferullo, W. McKenzie, G. Covino, A. Mitchell**

**Absent: D. Breen, J. Gioioso, P. Doucette, T. McClory, Selectman R. Dalton.**

**NEXT MEETING: THURSDAY SEPT. 28, MERRITT ROOM 7:00 P.M.**

1. Chairperson, Ms. Bayer, calls meeting to order
2. Agenda review
3. Resident feedback: Chairwoman Bayer explained the two topics for resident comment: Noise Management and the Berm. The MSAC is in the fact-finding process. Once all facts are gathered the sub-committees will summarize.
4. Residents in attendance invited to share feedback on Noise Management;
  - a. Dave Moynihan: 5:30 a.m. blowing has ceased. Thanked all for listening.
  - b. Dave Basile: During summer months, sound is supposed to stop at the property line. Can still hear sound. It sounds like a radio playing in the distance.
  - c. Joe DeMaina: 9 decibels at property line was promised. Decibel level was agreed to in the 2007 and 2011 Development Agreement by the Town and National Development. Belief was that it should be quiet for the neighbors at the lot line.. This would negate the issue of what is quiet. Slamming of front end loaders in the middle of the night is alarming during snow plowing. First time with noise the Board of Selectmen had a hearing and the Police Chief Dave Breen stated there is no by-law in place so there is nothing they can enforce. The planning board stated they have no authority to enforce. The selectmen said to go to the planning board. The planning board suggested talking to Jack Roberto. There is no authority to go to regarding violation of standards. People have requested the Selectmen have add a section to the Town By-Laws to correct the issue. To date there has not been any action.
  - d. Dave Miller: Regarding snow removal it appears it is well on the way to resolving the sound. Music has gone down a lot. The new building going up will be a future noise generator.
5. Residents in attendance invited to share feedback on the Berm;

- a. Joe DeMaina: The berm issue is enforcement. Trees are lacking. Buildings were not supposed to be visible. When the new building goes up it will be very visible. Need authority and enforceable rules as well as structure to enforce them. (Passed out hand-out with pictures of the berm promised vs. actual berm with vegetation plantings) . Not clear who enforces the berm standards.
  - b. Mr. DeMaina also provided each member with a CD that contained:
    - i. a copy of his presentation
    - ii. Original Development Agreement (noise)
    - iii. 2011 Restated Development Agreement (noise)
    - iv. 2007 National Development Presentation to the Town concerning berm and other concerns
    - v. Design Standards for MarketStreet
    - vi.
  - c. Dave Moynihan: The berm concept was created by Dave. “The height is fine, exactly what we agreed upon.” The berm needs irrigation and plant vegetation. It appears as it does today due to neglect.
  - d. Dave Basile: It is clear the grass and flower beds are irrigated but the berm plantings were left to die, voiding of the agreement due to no enforcement. Clarity of enforcement is needed by the board of selectman.
6. Meeting Minutes vote
- a. MSAC member Brian Charville requested two changes. Members agreed.
  - b. Motion to approve, seconded, motion carried.
  - c. Minutes forwarded to town clerk by Chairwoman Bayer
7. Other business: None noted
8. Goals and expectations for next meeting;
- a. Sub-committees to provide update on discovery
9. Public Comment: Nothing additional
10. Meeting adjourn: 7:45 p.m.