

Jennifer Tabakin  
Town Manager

E-mail: [jtabakin@townofgb.org](mailto:jtabakin@townofgb.org)  
[www.townofgb.org](http://www.townofgb.org)



Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-1619 x2  
Fax: (413) 528-2290

# TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

## SELECTBOARD'S MEETING AGENDA

MONDAY, APRIL 29, 2019

7:00 PM – REGULAR SESSION

TOWN HALL, 334 MAIN STREET

### ORDER OF AGENDA

#### 7:00 PM - OPEN MEETING

##### 1. CALL TO ORDER:

##### 2. APPROVAL OF MINUTES:

March 4, 2019 Fin Com and SB Joint Budget Meeting.  
April 12, 2019 SB Special Meeting.

##### 3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. General Comments by the Board.

B. SB – Set Date for Reorganization Meeting.

##### 4. TOWN MANAGER'S REPORT:

A. Department Updates

B. Project Updates

##### 5. PUBLIC HEARINGS:

Application of Three Yanks and a Limey LLC d/b/a Miller's Pub, Christopher Brooks, Manager for a new Common Victualler Restaurant All Alcoholic Liquor License at 280 Main Street, Great Barrington, MA 01230. (Discussion/Vote)

- a. Open Public Hearing
- b. Explanation of Project
- c. Speak in Favor/Opposition
- d. Motion to Close Public Hearing
- e. Motion re: Findings
- f. Motion re: Approval/Denial/Table

**6. LICENSES OR PERMITS:**

- A. The Trustees (Brian Westrick) for Driveway Permit on the East side of Park Street just after the intersection w/Ramsdell Road. (Discussion/Vote)
- B. Michael Murphy/Housatonic Veterans of Foreign Wars Post 8183 for permission to hold Memorial Day Parade on Monday, May 27<sup>th</sup>, 2019 beginning in the Village of Housatonic at 9:00 am and followed in the Town of Great Barrington at 11:00 am with a new route in Great Barrington: the parade to start at Dresser Avenue between St. Peters Church and the Mason Library continuing onto Main Street south to the Town Hall for the Memorial service presentation with staging the event back to Searles via Dresser Avenue, River Street and the bottom end of Church Street. (Discussion/Vote)
- C. Kate Burke & Bridgette Stone/Co Market Manager for approval to close Church Street to through traffic from Main Street to School Street from 7:00 am – 3:00 pm on Saturdays during the Great Barrington Farmers Market from May 11, 2019 thru October 26, 2019. (Discussion/Vote)
- D. Amanda Timpane and Sabrina Allard/Railroad Street Youth Project for the Annual Block Party at Memorial Field and Skate Park on Saturday, May 18, 2019 from 12:00 pm – 5:00 pm as follows:
  - One Day Weekday Entertainment License (Discussion/Vote), and
  - To utilize the bottom half of Church Street from 12:00 pm – 12:30 pm for the Mt. Everett Marching Band. (Discussion/Vote)
- E. Liliana Ortiz-Bermudez/Festival Latino of the Berkshires, Inc. for One Day Weekday Entertainment License for September 28, 2019 from 12:00 Noon – 6:00 pm for Hispanic Heritage Celebration behind the Town Hall on the Town Hall Green. (Discussion/Vote)
- F. Robin Vickery/Great Barrington Fish and Game for One Day Beer and Wine Liquor License for the Relay for Life Benefit Shoot for May 19<sup>th</sup>, 2019 from 11:00 am – 7:00 pm at 338 Long Pond Road. (Discussion/Vote)
- G. George Laye/Guthrie Center for Thirty (30) One Day Beer and Wine Liquor Licenses as per dates attached from 6:00 pm – 11:59 pm at the Guthrie Center, 2 Van Deusenville Road. (Discussion/Vote)
- H. May 1, 2019 License Renewals. (Discussion/Vote)
  - Real Estate Signs
  - Coin Operated Soft Drinks and Food Machines
- I. Approval of Coin Operated Soft Drinks and Food Machine License Renewals. (Discussion/Vote)

**7. NEW BUSINESS:**

- A. Candice Parsons – Notification re: Chapter 61A land, West Sheffield Road, property owner - Berkshire Resource Management, Inc. /Estate of Stephen M. Leining. (Discussion)
- B. SB – Cottage Street Bridge Repairs. (Discussion/Vote)
- C. SB – Approval of new Town Manager’s Contract. (Discussion/Vote)


**8. CITIZEN SPEAK TIME:**

**9. SELECTBOARD'S TIME:**

**10. MEDIA TIME:**

**11. ADJOURNMENT:**

**NEXT SELECTBOARD'S MEETING: Wednesday, May 15, 2019, 7:00 P.M.**

  
Jennifer Tabakin, Town Manager

*Pursuant to MGL. 7c. 30A sec. 20 (f), after notifying the chair of the public body, any person may make a video or audio recording of an open session of a meeting of a public body, or may transmit the meeting through any medium. At the beginning of the meeting, the chair shall inform other attendees of any such recordings. Any member of the public wishing to speak at the meeting must receive permission of the chair. The listings of agenda items are those reasonably anticipated by the chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.*



The Commonwealth of Massachusetts  
 Alcoholic Beverages Control Commission  
 239 Causeway Street Boston, MA 02114  
[www.mass.gov/abcc](http://www.mass.gov/abcc)

RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION  
 MONETARY TRANSMITTAL FORM

APPLICATION FOR A NEW LICENSE

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: <https://www.mass.gov/epay-for-online-payments-abcc>

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL

EPAY CONFIRMATION NUMBER

A.B.C.C. LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN

STATE

ZIP CODE

For the following transactions (Check all that apply):

- |  |   |   |   |
|--|---|---|---|
| <input checked="" type="checkbox"/> New License                        | <input type="checkbox"/> Change of Location   | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal)         | <input type="checkbox"/> Change Corporate Structure (i.e. Corp / LLC) |
| <input type="checkbox"/> Transfer of License                           | <input type="checkbox"/> Alteration of Licensed Premises  | <input type="checkbox"/> Change of License Type (i.e. club / restaurant)  | <input type="checkbox"/> Pledge of Collateral (i.e. License/Stock)    |
| <input type="checkbox"/> Change of Manager                             | <input type="checkbox"/> Change Corporate Name  | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operating Agreement               |
| <input type="checkbox"/> Change of Officers/<br>Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest<br>(LLC Members/ LLP Partners,<br>Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder       | <input type="checkbox"/> Change of Hours                              |
|  |   | <input type="checkbox"/> Other <input type="text"/>                       | <input type="checkbox"/> Change of DBA                                |

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS  
 TRANSMITTAL FORM ALONG WITH  
 COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

ALCOHOLIC BEVERAGES CONTROL COMMISSION  
 239 CAUSEWAY STREET  
 BOSTON, MA 02241-3396

**TOWN OF GREAT BARRINGTON**

**NOTICE OF PUBLIC HEARING**

The Selectboard will hold a public hearing on Monday, April 29, 2019 at 7:00 PM at the Town Hall, 334 Main Street, Great Barrington, MA 01230 to act on the application of Three Yanks and a Limey LLC d/b/a Miller's Pub, Christopher Brooks, Manager for a new Common Victualler Restaurant All Alcoholic Liquor License at 280 Main Street, Great Barrington, MA 01230.

Stephen Bannon  
Chair

**PLEASE PUBLISH April 19, 2019 and April 26, 2019.**



The Commonwealth of Massachusetts  
 Alcoholic Beverages Control Commission  
 239 Causeway Street Boston, MA 02114  
[www.mass.gov/abcc](http://www.mass.gov/abcc)

**APPLICATION FOR A NEW LICENSE**

Municipality

Great Barrington

**1. LICENSE CLASSIFICATION INFORMATION**

ON/OFF-PREMISES	TYPE	CATEGORY	CLASS
On-Premises-12	§12 Restaurant	All Alcoholic Beverages	Annual

Please provide a narrative overview of the transaction(s) being applied for. On-premises applicants should also provide a description of the intended theme or concept of the business operation. Attach additional pages, if necessary.

Restaurant and Bar

Is this license application pursuant to special legislation?

Yes

No

Chapter

Acts of

**2. BUSINESS ENTITY INFORMATION**

The entity that will be issued the license and have operational control of the premises.

Entity Name	THREE YANKS AND A LIMEY LLC	FEIN	83-3808428
DBA	Miller's Pub	Manager of Record	Christopher Brooks
Street Address	280 Main Street, Great Barrington, Ma 01230		
Phone	413-446-0933	Email	Christopherbrooks68@gmail.com
Alternative Phone	413-329-3150	Website	

**3. DESCRIPTION OF PREMISES**

Please provide a complete description of the premises to be licensed, including the number of floors, number of rooms on each floor, any outdoor areas to be included in the licensed area, and total square footage. You must also submit a floor plan.

280 Main Street, Great Barrington, Ma 01230, Ground level Store Front space of 1200 square feet, with a 400 square foot basement, Indoor seating area of 700 square feet, 1 Entrance, 1 Exit, seating capacity of 46, total maximum occupancy of 49.

Total Square Footage:	1600	Number of Entrances:	1	Seating Capacity:	46
Number of Floors	1	Number of Exits:	1	Occupancy Number:	49

**4. APPLICATION CONTACT**

The application contact is the person whom the licensing authorities should contact regarding this application.

Name:	Daniel J. Martin	Phone:	413-347-8965
Title:	Attorney	Email:	DJM@martinoliveira.com



**The Commonwealth of Massachusetts**  
**William Francis Galvin**

Minimum Fee: \$500.00

Secretary of the Commonwealth, Corporations Division  
 One Ashburton Place, 17th floor  
 Boston, MA 02108-1512  
 Telephone: (617) 727-9640

**Certificate of Organization**

(General Laws, Chapter )

Identification Number: 001371604

1. The exact name of the limited liability company is: THREE YANKS AND A LIMEY LLC

2a. Location of its principal office:

No. and Street: 290 MAIN STREET  
 City or Town: GREAT BARRINGTON State: MA Zip: 01230 Country: USA

2b. Street address of the office in the Commonwealth at which the records will be maintained:

No. and Street: 290 MAIN STREET  
 City or Town: GREAT BARRINGTON State: MA Zip: 01230 Country: USA

3. The general character of business, and if the limited liability company is organized to render professional service, the service to be rendered:

THE GENERAL CHARACTER OF THE BUSINESS OF THE LIMITED LIABILITY COMPANY IS TO ENGAGE IN THE MANAGEMENT, OPERATION AND OWNERSHIP OF A BAR AND RESTAURANT. THE COMPANY IS ORGANIZED TO PERFORM ANY AND ALL LAWFUL ACTS PERTAINING TO THE MANAGEMENT OF ANY LAWFUL BUSINESS AS WELL AS TO ENGAGE IN AND TO DO ANY LAWFUL ACT CONCERNING ANY AND ALL LAWFUL BUSINESS FOR WHICH LIMITED LIABILITY COMPANY MAY BE ORGANIZED UNDER THE MASSACHUSETTS LIMITED LIABILITY COMPANY STATUTES AND ANY AMENDMENTS THERETO.

4. The latest date of dissolution, if specified:

5. Name and address of the Resident Agent:

Name: JOHN J. MARTIN JR.  
 No. and Street: 75 SOUTH CHURCH STREET  
SUITE 550  
 City or Town: PITTSFIELD State: MA Zip: 01201 Country: USA

I, JOHN J. MARTIN JR., resident agent of the above limited liability company, consent to my appointment as the resident agent of the above limited liability company pursuant to G. L. Chapter 156C Section 12.

6. The name and business address of each manager, if any:

Title	Individual Name First, Middle, Last, Suffix	Address (no PO Box) Address, City or Town, State, Zip Code
MANAGER	KEVIN E SCHMITZ	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
MANAGER	DAVID W. RENNER	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA



MANAGER	DOUGLAS LUF	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
MANAGER	CHRISTOPHER BROOKS	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA

**7. The name and business address of the person(s) in addition to the manager(s), authorized to execute documents to be filed with the Corporations Division, and at least one person shall be named if there are no managers.**

<b>Title</b>	<b>Individual Name</b> First, Middle, Last, Suffix	<b>Address</b> (no PO Box) Address, City or Town, State, Zip Code
SOC SIGNATORY	KEVIN E. SCHMITZ	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
SOC SIGNATORY	DAVID W. RENNER	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
SOC SIGNATORY	DOUGLAS LUF	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
SOC SIGNATORY	CHRISTOPHER BROOKS	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA

**8. The name and business address of the person(s) authorized to execute, acknowledge, deliver and record any recordable instrument purporting to affect an interest in real property:**

<b>Title</b>	<b>Individual Name</b> First, Middle, Last, Suffix	<b>Address</b> (no PO Box) Address, City or Town, State, Zip Code
REAL PROPERTY	KEVIN E. SCHMITZ	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
REAL PROPERTY	DAVID W. RENNER	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
REAL PROPERTY	DOUGLAS LUF	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA
REAL PROPERTY	CHRISTOPHER BROOKS	290 MAIN STREET GREAT BARRINGTON, MA 01230 USA

**9. Additional matters:**

**SIGNED UNDER THE PENALTIES OF PERJURY, this 4 Day of March, 2019,**

**KEVIN E. SCHMITZ**

*(The certificate must be signed by the person forming the LLC.)*



THE COMMONWEALTH OF MASSACHUSETTS

I hereby certify that, upon examination of this document, duly submitted to me, it appears that the provisions of the General Laws relative to corporations have been complied with, and I hereby approve said articles; and the filing fee having been paid, said articles are

deemed to have been filed with me on:

March 04, 2019 10:31 AM

A handwritten signature in black ink that reads "William Francis Galvin". The signature is written in a cursive style with a large, prominent initial "W".

WILLIAM FRANCIS GALVIN

*Secretary of the Commonwealth*



THE COMMONWEALTH OF MASSACHUSETTS  
TOWN OF GREAT BARRINGTON  
BERKSHIRE COUNTY  
BUSINESS CERTIFICATE  
2019

Date: MARCH 26, 2019

Personally appeared before me,

CHRISTOPHER BROOKS, MANAGER (THREE YANKS AND A LIMEY, LLC)

DBA: MILLER'S PUB

And made an oath that the foregoing statement is true:

A certificate issued in accordance with this section shall be in force and effect for four years from the date of issue and shall be renewed each four years thereafter so long as such business shall be conducted and shall lapse and be void unless so renewed.

Expiration Date: MARCH 26, 2023

Marie Y. Ryan, MMC  
Town Clerk

**CORPORATE VOTE**

The Board of Directors or LLC Managers of

Three Yanks and a Limey LLC d/b/a **MILLER'S PUB**  
Entity Name

duly voted to apply to the Licensing Authority of

Great Barrington  
City/Town

and the

Commonwealth of Massachusetts Alcoholic Beverages Control Commission on

Mar 21, 2019  
Date of Meeting

For the following transactions (Check all that apply):

- |  |   |   |   |
|--|---|---|---|
| <input checked="" type="checkbox"/> New License                        | <input type="checkbox"/> Change of Location   | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal)         | <input type="checkbox"/> Change Corporate Structure (i.e. Corp / LLC) |
| <input type="checkbox"/> Transfer of License                           | <input type="checkbox"/> Alteration of Licensed Premises  | <input type="checkbox"/> Change of License Type (i.e. club / restaurant)  | <input type="checkbox"/> Pledge of Collateral (i.e. License/Stock)    |
| <input type="checkbox"/> Change of Manager                             | <input type="checkbox"/> Change Corporate Name  | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operating Agreement               |
| <input type="checkbox"/> Change of Officers/<br>Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest<br>(LLC Members/ LLP Partners,<br>Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder       | <input type="checkbox"/> Change of Hours                              |
|  |   | <input type="checkbox"/> Other <input type="text"/>                       | <input type="checkbox"/> Change of DBA                                |

"VOTED: To authorize

Christopher Brooks

Name of Person

to sign the application submitted and to execute on the Entity's behalf, any necessary papers and do all things required to have the application granted."

"VOTED: To appoint

Christopher Brooks

Name of Liquor License Manager

as its manager of record, and hereby grant him or her with full authority and control of the premises described in the license and authority and control of the conduct of all business therein as the licensee itself could in any way have and exercise if it were a natural person residing in the Commonwealth of Massachusetts."

A true copy attest,

  
\_\_\_\_\_  
Corporate Officer / LLC Manager Signature

For Corporations ONLY

A true copy attest,

\_\_\_\_\_  
Corporation Clerk's Signature



APPLICANT'S STATEMENT

I, Christopher Brooks the:  sole proprietor;  partner;  corporate principal;  LLC/LLP manager  
Authorized Signatory

of Three Yanks and a Limey LLC d/b/a MILLER'S PUB  
Name of the Entity/Corporation

hereby submit this application (hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statements and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises are in compliance with state and local laws and regulations;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the ownership as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.
- (10) I confirm that the applicant corporation and each individual listed in the ownership section of the application is in good standing with the Massachusetts Department of Revenue and has complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting of child support.

Signature:



Date: 03/14/2019

Title:

Manager / Member

Bruce Firger, Board Member  
John Katz, Board Member  
Carol Strommer, Administrative Assessor



Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-2220 x 5  
Fax: (413) 528-1026  
E-mail: [cstrommer@townofgb.org](mailto:cstrommer@townofgb.org)

**TOWN OF GREAT BARRINGTON  
MASSACHUSETTS**  
**ASSESSORS' OFFICE**

March 25, 2019


IMMEDIATE ABUTTERS (LIQUOR LICENSE) TO PROPERTY OF: REISTAN ENTERPRISES INC.  
Map 19 Lot 69, Book 749 Pg. 92  
280 Main Street - Miller's Pub

MAP LOT ABUTTER

19	74	Ware Block LLC, 670 Boardman St., Sheffield, MA 01257-9516
19	73	Trading Moon, 8 Railroad St., Gt. Barrington, MA 01230-1521
19	71,68A	Railroad Management Group, Paul Dickinson, PO Box 146, Housatonic, MA 01236-0146
19	72	Stephen M. Carlotta, Trustee, Snap Shop Realty Trust, 14 Railroad St., Gt. Barrington, MA 01230-1521
19	68	Mahaiwe Triplex Theatre Inc., PO Box 99, South Egremont, MA 01258-0099
19	66	Marble Block Co., 274 Main St., Gt. Barrington, MA 01230-1607
19	101	Society of Congregational Church, PO Box 660, Gt. Barrington, MA 01230-0660
19	64	Inhabitants of the Town of Great Barrington, 334 Main St. Room 208, Gt. Barrington, MA 01230-1832

The above list of immediate abutters to the subject property is correct according to the latest records of this office.

Sincerely,

  
Carol Strommer  
Administrative Assessor

Mailed  
4/17/19



Town of Great Barrington

Form date: August 2015

Selectboard

*Paid*

Fee \$50.00

Application for Access to a Public Way / Driveway Permit

Number \_\_\_\_\_

**INSTRUCTIONS**

RETURN FIVE (5) COPIES OF THIS FORM AND ALL ACCOMPANYING PLANS, ALONG WITH THE \$50.00 FEE to the Department of Public Works office in Town Hall, 2nd Floor, 334 Main Street, Great Barrington, MA 01230. Plans must show the location of the driveway on the property and must also indicate all details needed in order to determine that driveway regulations are met, including paving material, width, grade, drainage, culverts, angle to street, etc. See Chapter 153 of the Town Code for driveway regulations.

Application Date 4/1/2019

Name of Applicant / Property Owner The Trustees (Brian Westrick); Town of Great Barrington (CR holder) / Stepen Root

Mailing address 100 Main St. Florence, MA 01062

Phone number 978.840.4446 x 1937 (office) 920.254.5856 (cell)

Location of proposed driveway / highway entrance East side of Park St., just after intersection w/ Ramsdell Road

Contractor who will perform the work Roger Tryon - Tryon Stoneworks

Address & phone number of contractor 129 New Marlboro Road Monterey, MA 413.528.4091

Proposed construction date Mid-May, 2019

Type of driveway (gravel, asphalt, etc.) Crushed Stone

Print Form

**Submit five (5) copies of completed form and plans.**

Applicant hereby agrees to notify the Great Barrington DPW Superintendent of the date and time of driveway construction at least 24 hours before construction is begun. Applicant further agrees to conform to all requirements of the Town of Great Barrington regulations governing access to public ways and to all conditions that may be placed on this permit. See Chapter 153 of the Town Code for regulations and design requirements.

Applicant's Signature: [Signature]

**FOR STAFF USE ONLY**

**RECOMMENDATION OF DPW / HIGHWAY SUPERINTENDENT**

After consultation with review staff, and after full consideration of the application and the applicable requirements, I recommend that this application be:

- approved as submitted
- approved with conditions attached
- disapproved for reasons attached
- resubmitted with changes suggested per attached

Staff Reviews Received:

	Received	Conditions Recommended	Other Permits Required
Conservation:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fire Chief:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Planning:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**PERMIT FOR ACCESS TO A PUBLIC WAY / DRIVEWAY**

Pursuant to its vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed, at its meeting on \_\_\_\_\_, the Great Barrington Selectboard granted permission to construct or alter this access to a public way at the address and in the location indicated in this application, in accordance with the plans accompanying this application, and subject to any conditions attached.

For the Selectboard: \_\_\_\_\_, its \_\_\_\_\_  
(signature) (title) (date)

## Flag Rock / Monument Mountain parking proposal along Park St.

The proposed roadside gravel parking area to allow public access to hiking trails on Monument Mountain Reservation, Flag Rock, and other adjoining conservation lands is planned to be sited along the east side of Park Street, north of the intersection with Ramsdell Road.

The parking area will be 130' long, and 28' deep, and span between an existing telephone pole and a stormwater drain. Brush will need to be removed towards the back of the parking area to achieve the full 28' depth, as well as the removal of a few hazard trees/limbs for safety. The roadside area will be excavated down to a depth of ~6" below the surface of the roadway to remove most organic materials, landscape fabric will be rolled out, and course crushed gravel will be installed, leveled, and compacted to be level with (or just below) the roadway; roughly 6" depth. A 1 percent pitch away from the roadway will mitigate water/gravel from entering the roadway.

We plan to install split rail fence (or similar) to delineate/define the parking area, and install signage to identify the parking and provide visitor information on the property and trail system. We have also had conversations with the Public Works Superintendent about including warning signs on either side of the parking area to alert traffic to the trail parking and possible entering traffic to mitigate safety concerns.



Pete Soules  
Highway-Facilities Superintendent

E-mail: psoules@townofgb.org  
www.townofgb.org



20 East Street  
Great Barrington, MA 01230

Telephone: (413) 528-2500  
Fax: (413) 528-2290

## TOWN OF GREAT BARRINGTON MASSACHUSETTS

Department of Public Works  
Highway Division

### Conditions on Application for Access to Public Way

Applicant: The Trustees(Brian Westrick);Town of Great Barrington(CR holder) Stephen Root  
Location: East Side of Park St, Just after intersection w/ Ramsdell Road  
From: Pete Soules Highway Superintendent  
Date: April 11, 2019

1. The applicant shall construct the proposed access to conform to the following applicable criteria listed. **(This is to replace an existing Grass parking area)**
  - A. Parking area location as shown on the attached plan is acceptable, with regards to alignments with the way, profile, sight distance conditions and not located at the extreme edge of the property.
  - B. Culverts taking the place of roadside ditches shall have a diameter of not less than 15" **(A culvert is not required at this location)**
  - C. Entrance elevation at the point of entry into the public right-of-way shall be no more than the elevation of the shoulder of the road.
  - D. Parking area should be so constructed that water from the area shall not drain onto the crown of the road.
  - E. In no instance shall the edge of the Parking area entering onto the road conflict with the flow of surface water runoff.
  - F. The Parking area should be located to the best advantage with respect to the alignment with the way, profile and sight distance conditions.

2. Install the Parking area in accordance with the following requirements:
  - A. Parking area dimensions: Length = 130-feet maximum along the roadway  
Depth = 28-feet maximum from edge of roadway.
  - B. Remove all Organic material and excavate to a depth of 12" Install landscape fabric.
  - C. Place 12-inches of compacted Dense grade 1 1/2" minus.

***The applicant agrees to notify the Highway Superintendent (528-2500) at least 48 hours prior to the installation of the paved apron.***

3. Should there be, after completion of the Parking area, discharges of **water, stones, or silt** onto the public way or onto property of any abutters or neighbors, the property owner shall take whatever steps are necessary to eliminate such discharges.
4. The applicant shall maintain the proposed access to conform to the following applicable condition listed under **Section 153-17, Continuing responsibility of owners**, of the Town of Great Barrington Code:



Park Street  
Looking North



Park Street  
Looking South

**Jackie Dawson**

---

**From:** Chris Rembold  
**Sent:** Tuesday, April 09, 2019 3:42 PM  
**To:** Charles Burger; Jackie Dawson; Sean Van Deusen; Pete Soules; Great Barrington Conservation Commission  
**Subject:** RE: Driveway Permit Application for Park Street

No issues with Planning either. The area has good sight distance from the roadway too.

Sean, are they going to plow it in the winter? I doubt it, but just curious.

Chris

---

Christopher Rembold, AICP  
Town Planner  
Town of Great Barrington  
(413) 528-1619, ext. 7

**From:** Charles Burger  
**Sent:** Tuesday, April 09, 2019 3:32 PM  
**To:** Jackie Dawson; Sean Van Deusen; Pete Soules; Chris Rembold; Great Barrington Conservation Commission  
**Subject:** RE: Driveway Permit Application for Park Street

No issues for the FD. I just need to get maps from the Trustees of the trails on the west side of the mountain since I'm sure we will be getting called there now.

Charles Burger  
Chief, Great Barrington Fire Department  
37 State Rd.  
Great Barrington, MA 01230  
Phone: 413-528-0788  
Fax: 413-528-8315

**From:** Jackie Dawson  
**Sent:** Tuesday, April 09, 2019 10:02 AM  
**To:** Sean Van Deusen; Pete Soules; Chris Rembold; Great Barrington Conservation Commission; Charles Burger  
**Subject:** Driveway Permit Application for Park Street

Please see attached Memorandum. You will find all corresponding documents in your mailbox.

Jackie Dawson  
Administrative Assistant  
Department of Public Works  
Department of Planning  
Town of Great Barrington  
413.528.1619  
413.528.2290 fax  
[www.townofgb.org](http://www.townofgb.org)



**Jackie Dawson**

---

**From:** Sean Van Deusen  
**Sent:** Tuesday, April 09, 2019 3:47 PM  
**To:** Charles Burger; Jackie Dawson; Pete Soules; Chris Rembold; Great Barrington Conservation Commission  
**Subject:** RE: Driveway Permit Application for Park Street

I am all good with it. -Sean

**From:** Charles Burger  
**Sent:** Tuesday, April 09, 2019 3:32 PM  
**To:** Jackie Dawson; Sean Van Deusen; Pete Soules; Chris Rembold; Great Barrington Conservation Commission  
**Subject:** RE: Driveway Permit Application for Park Street

issues for the FD. I just need to get maps from the Trustees of the trails on the west side of the mountain since I'm sure we will be getting called there now.

Charles Burger  
Chief, Great Barrington Fire Department  
27 State Rd.  
Great Barrington, MA 01230  
Phone: 413-528-0788  
Fax: 413-528-8315

**From:** Jackie Dawson  
**Sent:** Tuesday, April 09, 2019 10:02 AM  
**To:** Sean Van Deusen; Pete Soules; Chris Rembold; Great Barrington Conservation Commission; Charles Burger  
**Subject:** Driveway Permit Application for Park Street

Please see attached Memorandum. You will find all corresponding documents in your mailbox.

Jackie Dawson  
Administrative Assistant  
Department of Public Works  
Department of Planning  
Town of Great Barrington  
413.528.1619  
413.528.2290 fax  
[www.townofgb.org](http://www.townofgb.org)

**Jackie Dawson**

---

**From:** Great Barrington Conservation Commission  
**Sent:** Wednesday, April 10, 2019 1:06 PM  
**To:** Sean Van Deusen; Charles Burger; Jackie Dawson; Pete Soules; Chris Rembold  
**Subject:** RE: Driveway Permit Application for Park Street

No Conservation jurisdictional issues.  
-Shep

=====  
Shepley Evans  
Conservation Agent  
Great Barrington Town Hall  
734 Main St., Gt. Barrington, MA 01230  
413-528-1619 ext.122  
[conservation@townofgb.org](mailto:conservation@townofgb.org)

**From:** Sean Van Deusen  
**Sent:** Tuesday, April 09, 2019 3:47 PM  
**To:** Charles Burger; Jackie Dawson; Pete Soules; Chris Rembold; Great Barrington Conservation Commission  
**Subject:** RE: Driveway Permit Application for Park Street

I am all good with it. -Sean

**From:** Charles Burger  
**Sent:** Tuesday, April 09, 2019 3:32 PM  
**To:** Jackie Dawson; Sean Van Deusen; Pete Soules; Chris Rembold; Great Barrington Conservation Commission  
**Subject:** RE: Driveway Permit Application for Park Street

No issues for the FD. I just need to get maps from the Trustees of the trails on the west side of the mountain since I'm sure we will be getting called there now.

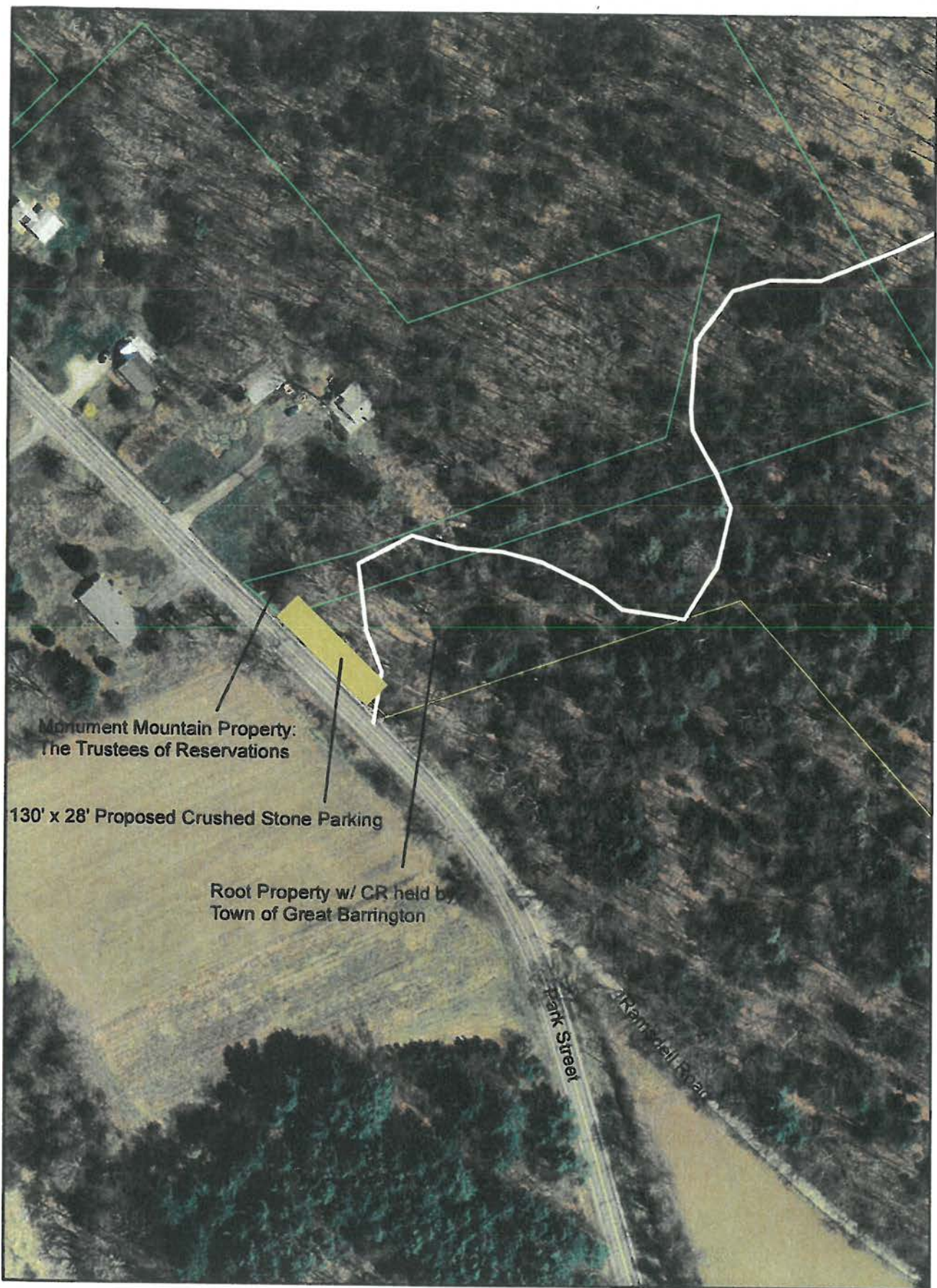
Charles Burger  
Chief, Great Barrington Fire Department  
37 State Rd.  
Great Barrington, MA 01230  
Phone: 413-528-0788  
Fax: 413-528-8315

**From:** Jackie Dawson  
**Sent:** Tuesday, April 09, 2019 10:02 AM  
**To:** Sean Van Deusen; Pete Soules; Chris Rembold; Great Barrington Conservation Commission; Charles Burger  
**Subject:** Driveway Permit Application for Park Street

Please see attached Memorandum. You will find all corresponding documents in your mailbox.

Jackie Dawson  
Administrative Assistant  
Department of Public Works  
Department of Planning





Monument Mountain Property:  
The Trustees of Reservations

130' x 28' Proposed Crushed Stone Parking

Root Property w/ CR held by  
Town of Great Barrington

Frank Street

Kennell Road



91 Park St

Barrington, Massachusetts

Press Esc to exit full screen

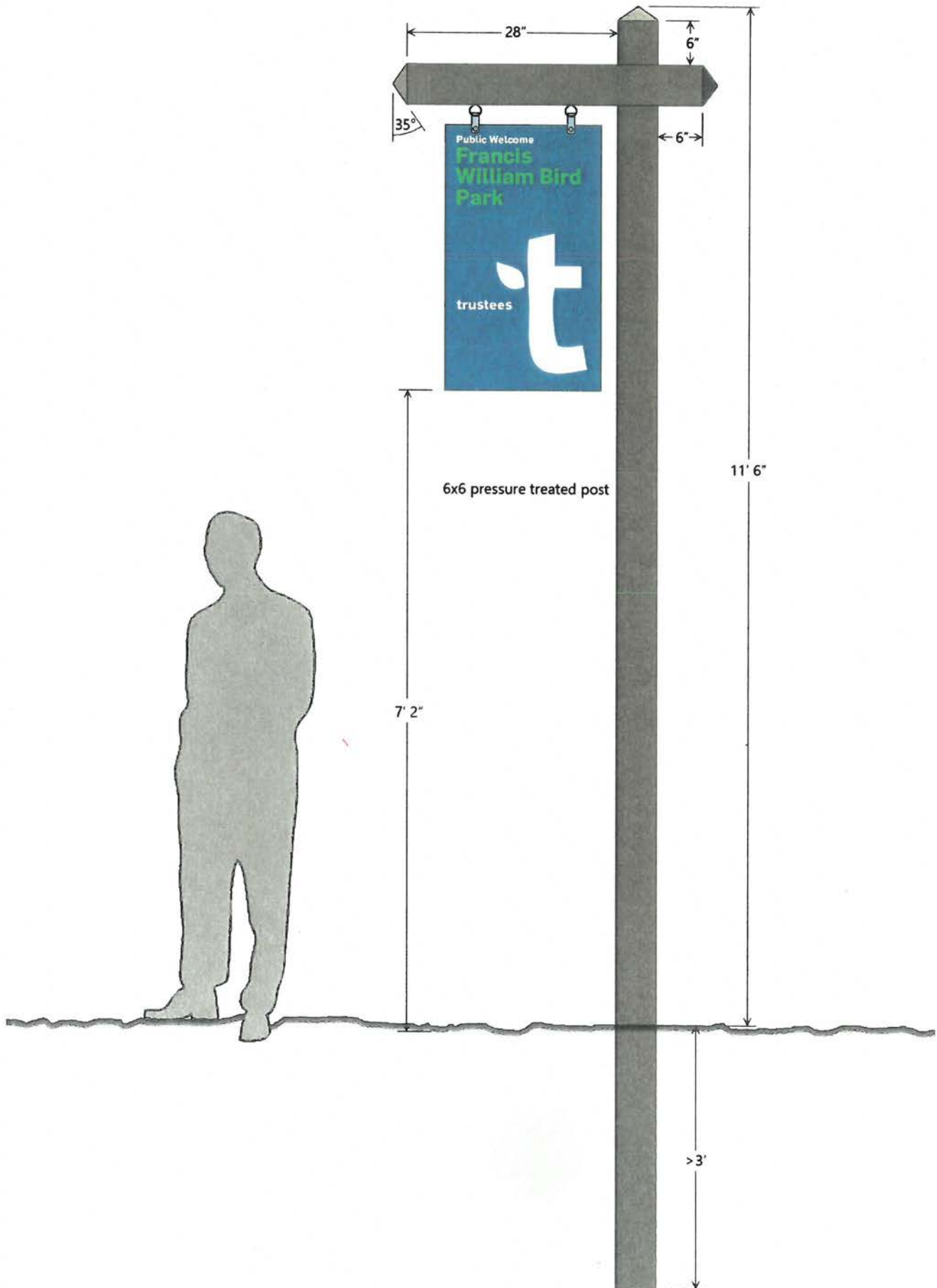
Split-Rail Fence installed along back of parking area

130' wide x 28' deep

Park St

Google

# HANGING ENTRANCE SIGNS





Board of Selectmen  
Town of Great Barrington, MA  
334 Main Street  
Great Barrington, MA 01230

April 8th, 2019

Dear Honorable Board of Selectmen,

On behalf of the Housatonic Veterans of Foreign Wars Post 8183 located at 16 Cone Avenue, in the village of Housatonic Massachusetts, I formally submit a request for Memorial Day parade participation as well as all ceremonial details which will take place on Monday, May 27th, 2019, beginning in the Village of Housatonic at 0900 and followed in the town Of Great Barrington at 1100. As well, we invite all members of the Board of Selectmen to join us in honoring all those who have served our towns, our state and this great nation.

Sincerely,

Michael A. Murphy  
Officer of the Day  
Adams-Budz VFW Post 8183  
Housatonic, MA

cc:

Jennifer Tabakin, Town Manager  
William Walsh, Chief of Police  
Charles Burger, Fire Chief  
Commander, Adams-Budz VFW Post 8183  
Commander, James A. Modolo VFW Post 8348

## Helen Kuziemko

---

**From:** mcd471@earthlink.net  
**Sent:** Monday, April 22, 2019 12:36 PM  
**To:** Helen Kuziemko  
**Subject:** Memorial Day Parade route

James A. Modolo  
VFW Post 8348  
800 Main Street  
Gt. Barrington, MA 01230

G.B. Selectboard  
G.B. Police Dept.  
G.B. Fire Dept.

Proposed Memorial Day Parade Route:

As the Cottage St. bridge is under repairs, we are asking to change start of the parade to Dresser Ave between the Saint Peters church and the Mason library continuing onto Main St. south as usual to the Town hall for the Memorial service presentation. With staging the event back to Searles via Dresser Ave, River St. and the bottom end of Church St. if permissible.

Thank you  
Thomas Gage  
Representing James A. Modolo VFW Post 8348

April 16, 2019

Dear Selectboard,

The **Great Barrington Farmers Market** is asking for approval of the closure of Church Street to through traffic from Main Street to School Street during market set-up, operational hours, and clean up (7am to 3pm) on Saturdays during market season. The market begins May 11th, 2019 and runs every Saturday until October 26th, 2019.

Great Barrington Farmers' Market manager, Bridgette Stone of Richmond and Great Barrington Arts Market manager Kris Kanter of Great Barrington, met with town staff earlier today to discuss a plan that works best for the town and the market. For safety we agreed that closing Church Street to through traffic from Main Street to School Street is the best option. It will continue to be the responsibility of the market to place the road closure signs at intersections of Church and Main as well as Church and School at the time of closer (7am) and remove said signs at the markets end clean up (3pm). This is the same procedure that has been done past four years (since the market has been at its current location) and has worked very well to ensure safety to all market patrons and town goers.

For the past few years we have asked that the parking ban be lifted on the North Side of Church Street south of the TD Bank parking lot during market hours, but we have found that to be a safety issue. We ask that the parking ban remain in affect and we will clearly mark the change for market patrons as well as work with Police to ensure that the parking ban is followed. We also recognize the hazard of dogs at the market and will continue to enforce a strict leash law for dogs that attend the market: all dogs must be on stagnant 6' leashes.

This is the Great Barrington Farmers Market 29th season. We are one of the few markets in the state to grow in the last few years and we are so grateful to the town of Great Barrington for being so supportive of this market all of these years. We feel strongly that we play an important role in driving business downtown during our season; last year we had record breaking attendance nearly doubling our 2017 numbers. We are looking forward to another great year and are making many efforts to continue to support our community and the town that supports us.

Sincerely,

**Kate Burke & Bridgette Stone**

**Co Market Manager**

18 Church Street, Great Barrington MA 01230

gbfmmanager@gmail.com



**TOWN OF GREAT BARRINGTON**  
**Temporary Weekday Entertainment License Application**  
**\$25.00 per day**

The undersigned hereby applies for a license in accordance with the provisions of MA General Laws, Ch.140 Sec.183A amended, Ch.351, Sec.85 of Acts of 1981 and Ch.140 Sec.181.

Name: RSYP Block Party

Business/Organization: Railroad Street Youth Project (RSYP)

D/B/A (if applicable): \_\_\_\_\_

Address: 60 Bridge Street, Great Barrington, MA 01230

Mailing Address: (same)

Phone Number: 413 528 2475

Email: ananda@RSYP.org

**TYPE:** (Check all that apply)  Concert  Dance  Exhibition  Cabaret  DJ

Live band with up to 6 pieces, including singers  Public Show

Other (please explain) Mt Everett Marching Band, 2 Local High School Bands

**INCLUDES:**  Live music  Recorded music  Dancing by entertainers/ performers

Dancing by patrons  Amplification system  Theatrical exhibition

Floorshow  Play  Moving picture show  Light show  Jukebox

Other (please explain) Mt Everett Marching Band (100 musicians)

As part of the entertainment, will any person be permitted to appear on the premises in any manner or attire as to expose to public view any portion of the pubic area, anus, or genitals, or any simulation thereof, or whether any person will be permitted to appear on the premises in any manner or attire as to expose to public view a portion of the breast below the top of the areola, or any simulation thereof? (M.G.L.Chp.140 Sec.183A)

     YES

xx NO

Please circle: **INDOOR** or **OUTDOOR** Entertainment

Exact Location of Entertainment (include sketch): Sketch included, entertainment will be in the tent listed on the map

Date(s) of Entertainment\*: Saturday, May 18th from 12- 5  
**\*Does not include SUNDAY**

Start & End Times of Entertainment: Bands: 1PM - 5PM, Marching Band: 12:00PM - 1:00PM

**Does your event involve any of the following? (Check all that apply)**

- Food    Temporary Bathrooms    Tents    Stages    Temporary Signs  
 Electrical Permits    Building Permits    Police Traffic Details    Street Closures

**ALL entertainment licenses will be reviewed by the Design Review Team (DRT), which is comprised of several Town departments, for comments/concerns on this application.**

Pursuant to M.G.L. Ch. 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

Shanda Turpiano  
Signature of Individual or  
Corporate Officer

2/23/2019  
Date

043531328  
SS# or FID#

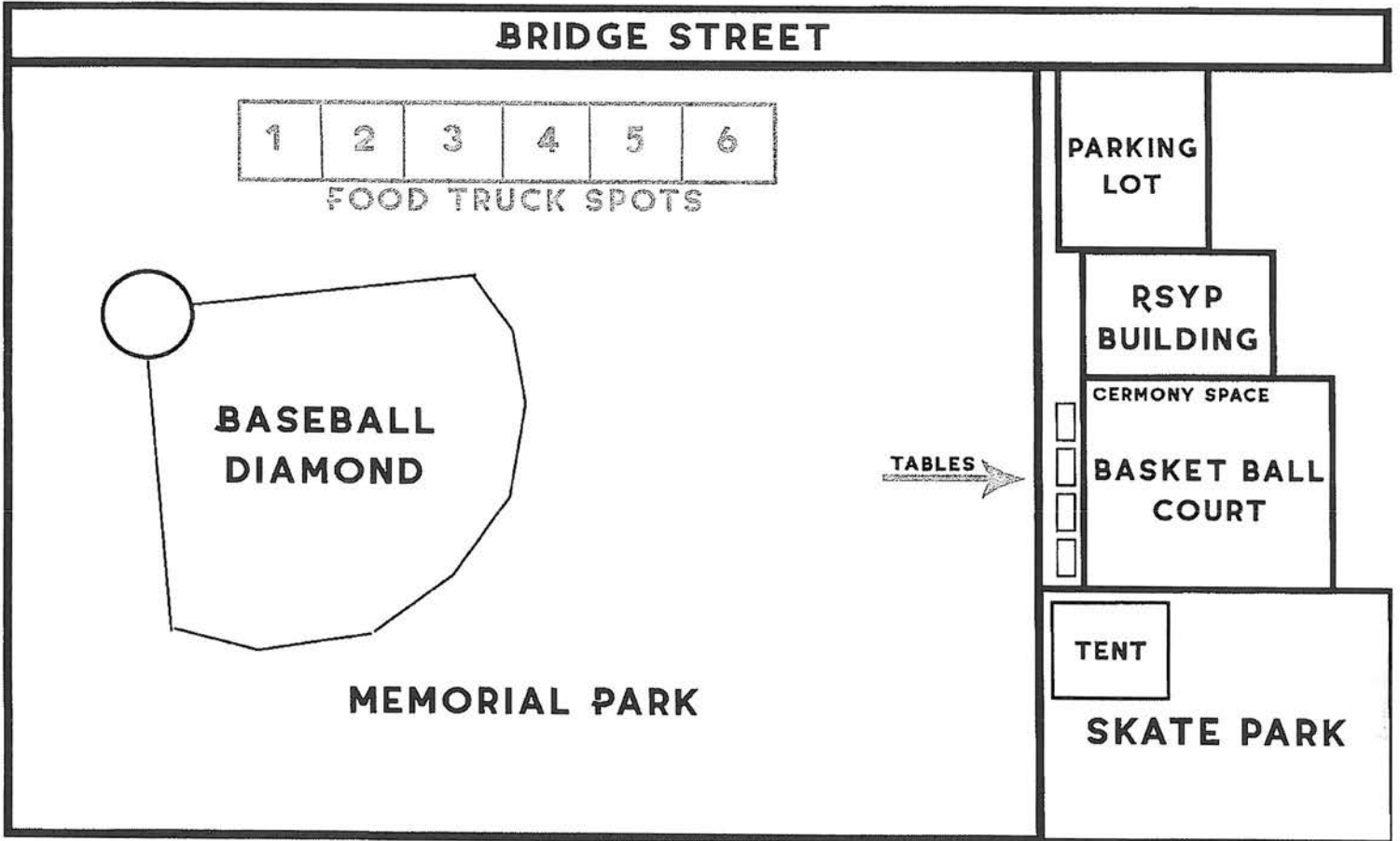
-----  
**TOWN USE ONLY:**

DRT Review with Conditions: DRT reviewed and has no concerns. RSTP will coordinate with Police to ensure safe crossing of Bridge st.

APPROVAL DATE: \_\_\_\_\_

LICENSE # \_\_\_\_\_





## BLOCK PARTY FOOD TRUCK LAYOUT

RAILROAD STREET YOUTH PROJECT



Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-3206  
Fax: (413) 528-3064

TOWN OF GREAT BARRINGTON  
MASSACHUSETTS

OFFICE OF THE PARKS COMMISSIONERS

April 23, 2019

Railroad Street Youth Project  
60 Bridge Street  
Great Barrington, MA 01230

At its meeting of April 8, 2019 the Parks Commissioners approved your request to use Memorial Field and the skate Park on Saturday, May 18, 2019 from 12:00 p.m. to 5:00 p.m. for the Railroad Street Youth Project Annual Block party. Also approved is to allow food trucks on the town property. If the field is wet, the trucks will be moved to the parking lot.

If you should have any questions, please do not hesitate to call.

Very truly yours

Carolyn Wichmann  
Clerk

Parks and Recreation Commissioners

April 23, 2019

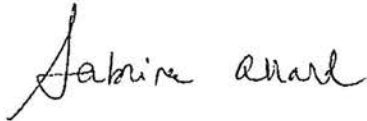
Dear Town of Great Barrington,

Railroad Street Youth Project will be celebrating their 20<sup>th</sup> year at our annual Block Party on May 18<sup>th</sup>, 2019. This request is to utilize the bottom half of Church Street from 12-12:30pm for the Mt. Everett Marching Band on this day. Church St will already be closed on this day for the Great Barrington Farmer's Market.

The marching band route will be from Church Street, heading east towards the Housatonic River, ending at Railroad Street Youth Project. Their route will be completed by 12:30pm.

Sincerely,

Sabrina Allard

A handwritten signature in cursive script that reads "Sabrina Allard".

Director of Empowerment  
Railroad Street Youth Project  
60 Bridge St, Great Barrington MA

# Google Maps 60 Bridge St



May 18  
12-12:30



**TOWN OF GREAT BARRINGTON**  
**Temporary Weekday Entertainment License Application**  
**\$25.00 per day**

The undersigned hereby applies for a license in accordance with the provisions of MA General Laws, Ch.140 Sec.183A amended, Ch.351, Sec.85 of Acts of 1981 and Ch.140 Sec.181.

Name: Hispanic Heritage Celebration  
 Business/Organization: Festival Latino of the Berkshires Inc  
 D/B/A (if applicable): \_\_\_\_\_  
 Address: P.O. Box 1021, Lee MA 01238  
 Mailing Address: PO Box 1021 Lee MA 01238  
 Phone Number: 413-717-1096  
 Email: bermudez1388@roadrunner.com

**TYPE:** (Check all that apply)  Concert  Dance  Exhibition  Cabaret  DJ <sup>Students</sup>  
 Live band with up to 4 pieces, including singers  Public Show  
 Other (please explain) Professional Dance Performances in St James Place

**INCLUDES:**  Live music  Recorded music  Dancing by entertainers/ performers  
 Dancing by patrons  Amplification system  Theatrical exhibition  
 Floorshow  Play  Moving picture show  Light show  Jukebox  
 Other (please explain) Pictures with the Dancers

As part of the entertainment, will any person be permitted to appear on the premises in any manner or attire as to expose to public view any portion of the pubic area, anus, or genitals, or any simulation thereof, or whether any person will be permitted to appear on the premises in any manner or attire as to expose to public view a portion of the breast below the top of the areola, or any simulation thereof? (M.G.L.Chp.140 Sec.183A)

\_\_\_ YES                      X NO

Please circle: **INDOOR** or **OUTDOOR** Entertainment

Exact Location of Entertainment (include sketch): Please check the sketch. for the Town Hall Green. 334 Main St

Date(s) of Entertainment\*: September 28/19 St. Burr MA0183  
**\*Does not include SUNDAY**

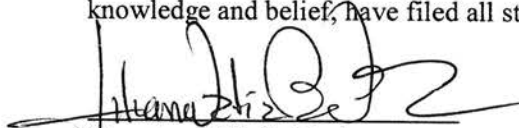
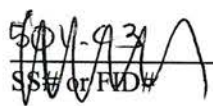
Start & End Times of Entertainment: 12:00 Noon to 6:00 pm

**Does your event involve any of the following? (Check all that apply)**

- Food     Temporary Bathrooms     Tents     Stages     Temporary Signs
- Electrical Permits     Building Permits     Police Traffic Details     Street Closures

**ALL entertainment licenses will be reviewed by the Design Review Team (DRT), which is comprised of several Town departments, for comments/concerns on this application.**

Pursuant to M.G.L. Ch. 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

      3-28-2019      501-931-  
 Signature of Individual or      Date      SS# or FID#  
 Corporate Officer  
LILIANA ORTIZ-BERMUDEZ

**TOWN USE ONLY:**

DRT Review with Conditions: \_\_\_\_\_

\_\_\_\_\_

APPROVAL DATE: \_\_\_\_\_

LICENSE # \_\_\_\_\_

## Amy Pulver

---

**From:** Chris Rembold  
**Sent:** Friday, April 19, 2019 1:51 PM  
**To:** Amy Pulver  
**Subject:** Latino Festival, Sept 28, 2019, at Town Hall park

The DRT staff met with representatives of the Latino Festival on Tuesday April 16<sup>th</sup> and reviewed their plans for the September 28 festival. We have no major concerns, but we discussed the following items which will have to be determined in the coming months leading up to the event. We ask the organizers to continue to stay in touch with Town staff about these items:

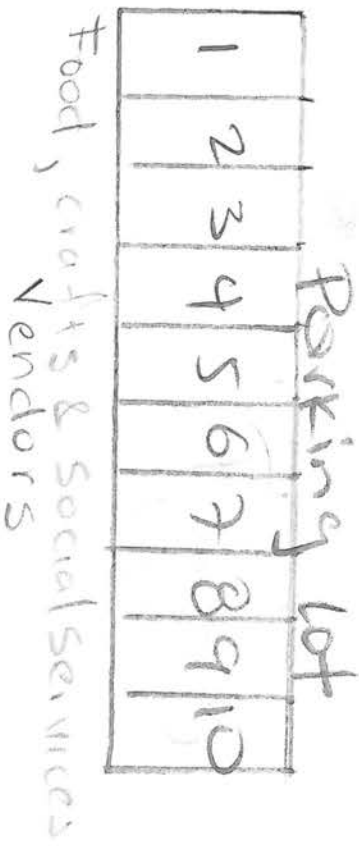
- List of food vendors should be provided to the Health Agent at least 30 days before the event, and all food permits must be in place 2 weeks before the event.
- Temporary sign permits must be received from the Building Inspector's office.
- Meet with the DPW Superintendent at least 2 weeks before the event to review setup / layout of tents in the park behind Town Hall.
- Police Dept. and Selectboard may wish to waive parking limits on surrounding streets and public parking lots on the day of the festival.

---

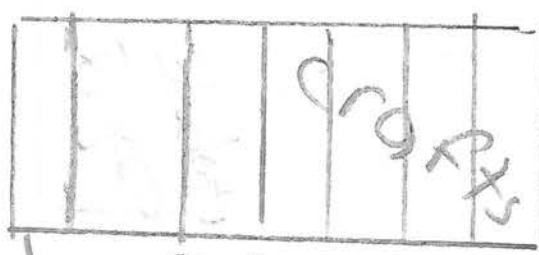
**Christopher T. Rembold, AICP**

Town Planner  
Town of Great Barrington  
334 Main Street  
Great Barrington, MA 01230  
Ph: (413) 528-1619, x. 7  
[www.townofgb.org](http://www.townofgb.org)





Lawn's  
Chairs  
and  
Blankets





Town Hall, 334 Main Street  
Great Barrington, MA 01230

Telephone: (413) 528-3206  
Fax: (413) 528-3064

TOWN OF GREAT BARRINGTON  
MASSACHUSETTS

OFFICE OF THE PARKS COMMISSIONERS

January 30, 2019

Festival Latino of the Berkshires  
235 Bradley Street  
P.O. Box 1021  
Lee, MA 01238

At its meeting of December 10, 2018 the Parks Commissioners approved your request to use the Town Hall Green on Saturday, September 28, 2019 from 10:00 a.m. to 8:00 p.m. for the Festival Latino of the Berkshires event celebrating Hispanic heritage. The Commissioners requested that you return in June when your plans are finalized. Also a certificate of liability will need to be submitted prior to the event.

If you should have any questions, please do not hesitate to call.

Very truly yours

Carolyn Wichmann  
Clerk  
Parks and Recreation Commissioners



Fee: \$25.00 (per day)

*pd.*

**APPLICATION FOR ONE DAY LIQUOR LICENSE**

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

Applicant's Name: Robert Vickery

Organization Name: Gr. Barrington Fish + Game

Applicant's Address: 338 Long Pond Rd Housatonic Ma  
01236

Telephone Number: 274-6291

Type of License: ONE DAY BEER & WINE ONE DAY ALL ALCOHOLIC  
(Circle one)

Event: Relay for Life Benefit Shoot

Date: 5/19/19 Start Time: 11 am End Time: 7 pm

Event Address: 338 Long Pond Rd Housatonic Ma  
01236

Is the Event on Town property? YES  NO

**PLEASE ATTACH THE FOLLOWING TO YOUR APPLICATION:**

- OK* 1. TIPS or ServSafe Alcohol certification for anyone serving alcohol.
- OK* 2. Certificate of Insurance showing proof of Liquor Liability coverage.  
(If the event is on Town property, the certificate must name the Town of Great Barrington as additional insured.)
- NA* 3. If the event is not on applicant's property, a letter of permission from the owner is required.

Liability: The below individual agrees to take responsibility for the above-noted event and further agrees to indemnify, save harmless, and defend the Town of Great Barrington, its officers, employees and agents, from and against any and all liabilities, claims, penalties, forfeitures, suits, and the costs and expenses incident thereto, which may occur in connection with this event.

Robert M Vickery  
Signature of Applicant

4-12-19  
Date

FOR TOWN USE:

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Postponed \_\_\_\_\_

Fee: \$25.00 (per day)  $\times 30 = 750.00$



**APPLICATION FOR ONE DAY LIQUOR LICENSE**

TO THE LICENSING AUTHORITY:

The undersigned hereby applies for a License in accordance with the provisions relating thereto:

Applicant's Name: George Laye

Organization Name: Guthrie Center

Applicant's Address: 2 Van Deusenville Rd

Telephone Number: 413-528-1955

Type of License: ONE DAY BEER & WINE ONE DAY ALL ALCOHOLIC  
(Circle one)

Event: Troubadour Series

Date: Attached (30) Start Time: 6:00 pm End Time: 11:59 pm

Event Address: 2 Van Deusenville Rd

Is the Event on Town property? YES NO

**PLEASE ATTACH THE FOLLOWING TO YOUR APPLICATION:**

- 1. TIPS or ServSafe Alcohol certification for anyone serving alcohol.
- 2. Certificate of Insurance showing proof of Liquor Liability coverage.  
(If the event is on Town property, the certificate must name the Town of Great Barrington as additional insured.)
- 3. If the event is not on applicant's property, a letter of permission from the owner is required.

Liability: The below individual agrees to take responsibility for the above-noted event and further agrees to indemnify, save harmless, and defend the Town of Great Barrington, its officers, employees and agents, from and against any and all liabilities, claims, penalties, forfeitures, suits, and the costs and expenses incident thereto, which may occur in connection with this event.

George Laye  
Signature of Applicant

4/17/19  
Date

FOR TOWN USE:

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Postponed \_\_\_\_\_



**GUTHRIE CENTER BEER and WINE DATES 2019**

May	24
	25
	<u>31</u>
	3
June	1
	7
	8
	14
	15
	21
	22
	28
	<u>29</u>
	9
July	5
	6
	12
	13
	19
	20
	26
	<u>27</u>
	8
August	2
	3
	9
	10
	16
	17
	23
	24
	30
	<u>31</u>
	10
<b>TOTAL</b>	<b>30</b>

## May Real Estate License Renewals

<b>Company</b>	<b>Name</b>
Barnbrook Realty	Mary R. White
Berkshire Country Homes LLC	Marlene Goldstein
Berkshire Property Agents	Jennifer Harvey
Cohen & White Associates LLC	Mary Jane White
Friday & Co. Real Estate	Shep Evans
Great Barrington Owner LLC	Glenn Langenback
Helen Mullany Real Estate LLC	Helen Mullany
Isgood Realty	James Mercer
Kinderhook Group Inc.	Edward Hoe
Lance Vermeulen Real Estate Inc.	Lance Vermeulen
MacCaro Real Estate	Anthony Caropreso
Roberts & Associates Realty, Inc.	Pamela Roberts
Sandra Preston Real Estate	Sandra Preston
Stone House Properties LLC	Sheila Thunfors
Wheeler & Taylor Realty Co. Inc.	Douglas Goudey
William Pitt Sotherby's Real Estate	

May Coin Operated Soft Drink and Food Machine License Renewals

<b>Company</b>	<b>Name</b>
Berkshire South Regional Community Center	Jenise Lucey
Fairview Hospital	Roger Knysh
Wind in the Pines i.e. Inc.	Robert Hatch Jeffrey Murdock
Bard College at Simon's	Julie Rathbun
Cove Bowling and Entertainment Inc.	Thomas Hankey



# TOWN OF GREAT BARRINGTON MASSACHUSETTS

## DEPARTMENT OF PUBLIC WORKS

### EXECUTIVE SUMMARY

**TITLE:** Cottage St Bridge Repairs

**BACKGROUND:** In May of 2018 MassDot awarded the Town of Great Barrington a 5 million dollar grant to replace the Cottage Street Bridge. However, the work will not likely begin until 2022 or 2023. In December of 2018 the MassDot ordered the Town to close Cottage St Bridge sighting significant structural deficiencies that were discovered during routine inspections. Current estimates from the Town hired engineer for design and construction to repair the bridge are between \$350,000 to \$450,000.

**FISCAL IMPACT:** The cost to the Town would be between \$350,000-\$450,000.


**RECOMMENDATION:** That the Selectboard vote to keep Cottage St Bridge closed until MassDot replaces the Bridge. The Police and Fire Department's indicate no issues with emergency response if the bridge remains closed and detours to residents that live in the neighborhood near the bridge are minimal.

**PREPARED AND REVIEWED BY:** \_\_\_\_\_

  
Sean VanDeusen, DPW Superintendent

**DATE:** 4/24/2019

**APPROVED:** \_\_\_\_\_

  
Jennifer Tabakin, Town Manager

**DATE:** 4/24/2019



Sheffield Produce & Foods, Inc  
PO Box 670  
Sheffield MA 01257  
413-429-7537

RECEIVED  
TOWN MANAGER

MAR 28 2019

BOARD OF SELECTMEN  
GREAT BARRINGTON, MA

March 24, 2019

Town of Great Barrington:

Board of Selectmen

Board of Assessors

Planning Board

Conservation Commission

In accordance with Massachusetts General Laws, Chapter 61-A, this letter is to notify you of the Estate of Stephen M. Leining's intent to sell property located in Great Barrington:

Assessors Map 30 Parcel 116

Book 633 Page 112 – total acres 38.76

Berkshire Resource Management, Inc./Stephen M. Leining

Perspective Buyers indicate their intent to maintain this piece in agricultural use.

Looking forward to hearing from you.



Candice Parsons

Personal Representative of the Estate of Stephen M. Leining

President, Sheffield Produce and Foods, Inc.

P.O. Box 670

Sheffield, MA 01257

**PARCEL INFORMATION**  
 Owner#1: BERKSHIRE RESOURCE MANAGEMENT INC  
 Owner#2:  
 Address#1: P O BOX 670  
 Address#2: SHEFFIELD MA 01257-0670

Use-Code: 716  
 Tax Class: T  
 Tot Fin Area: 0  
 Tot Land Area: 38.76

Sale Price: 165000  
 Sale Date: 4/6/1987  
 Sale Type: L  
 Sale Valid: N  
 Grantor: LAMMANO

Book: 633  
 Page: 112  
 Cert/Doc:

Inspect Date:  
 Meas Date:  
 Entrance:  
 Collect ID:  
 Inspect Reas:

Road Type: T  
 Rd Condition: P  
 Traffic: L  
 Water:  
 Sewer:

Exempt-B/L%: 0/0  
 Resid-B/L%: 0/0  
 Comm-B/L%: 100/100  
 Indust-B/L%: 0/0  
 Open Sp-B/L%: 0/0

**COMMERCIAL SECTIONS/GROUPS**

Section:	Use-Code	Section:	Use-Code	Section:	Use-Code
Id Cd B-FL-A Flrs Unt	Id Cd B-FL-A Flrs Unt	Id Cd B-FL-A Flrs Unt	Id Cd B-FL-A Flrs Unt	Id Cd B-FL-A Flrs Unt	Id Cd B-FL-A Flrs Unt
Category: Grnd-Fl-Area: Story Height: Bldg-Class: Yr-Built: Eff-Yr-Built: Cost Bldg:	Category: Grnd-Fl-Area: Story Height: Bldg-Class: Yr-Built: Eff-Yr-Built: Cost Bldg:	Category: Grnd-Fl-Area: Story Height: Bldg-Class: Yr-Built: Eff-Yr-Built: Cost Bldg:	Category: Grnd-Fl-Area: Story Height: Bldg-Class: Yr-Built: Eff-Yr-Built: Cost Bldg:	Category: Grnd-Fl-Area: Story Height: Bldg-Class: Yr-Built: Eff-Yr-Built: Cost Bldg:	Category: Grnd-Fl-Area: Story Height: Bldg-Class: Yr-Built: Eff-Yr-Built: Cost Bldg:

**LAND INFORMATION**

NBHD CODE:	5	NBHD CLASS:	Acres	Influ-1/2/3	Value	ZONE:	R2
1	P	A	87120	2	N	176000	Class
2	R	A	1601266	36.76	N	165420	
3	R	A	1688386	38.76	N	38876	A

**DETACHED STRUCTURE INFORMATION**

Str	Unit	Msr-1	Msr-2	E-YR-Bit	Grade	Cond	%Good	P/F/E/R	Cost	Class

**VALUATION INFORMATION**

Current Total:	38900	Bldg:	0	Land:	38900	MktLnd:	341400
Prior Tot:	38900	Bldg:	0	Land:	38900	MktLnd:	341400

**PHOTO**

## EMPLOYMENT AGREEMENT

### Town Manager Town of Great Barrington

THIS AGREEMENT, made and entered into this 29<sup>th</sup> day of April, 2019 by and between the Town of Great Barrington, Massachusetts, a municipal corporation hereinafter called the "Town" as party of the first part, and Mark A. Pruhenski hereinafter called "Manager", as party of the second part, both of whom understand as follows:

#### WITNESSETH

WHEREAS, the Town desires to employ Mark A. Pruhenski as Town Manager of the Town of Great Barrington pursuant to Section 4A of the Town Charter and Chapter 41, Section 108N of the Massachusetts General Laws;

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties hereto agree as follows:

#### Section 1: Duties:

The Town of Great Barrington hereby agrees to employ Mark A. Pruhenski as Town Manager of said Town to perform the duties and functions of the Chief Administrative Officer and Chief Executive Officer as set forth in Section 6 of the Town Charter, and such other duties as the Selectboard may from time to time assign in accordance with the aforementioned Charter.

#### Section 2: Term:

The employment shall commence June 3, 2019 and extend through June 30, 2022, and may be extended for additional terms by written agreement, signed by the Manager and the Selectboard.

#### Section 3: Termination, Severance Pay, and Non-Renewal:

- A. During the term of this Agreement, Employer may terminate Manager only for just cause. If the termination is for cause the Town shall provide the Manager with a written statement of reasons.
- B. In the event Manager is terminated by the Selectboard during such time that Manager is willing and able to perform the duties of Town Manager, then in that event the Town agrees to pay the Manager a lump sum cash payment equal to Three (3) months aggregate salary; provided, however, that in the event Manager is terminated because of just cause, then, in that event, Town shall have no obligation to pay severance.
- C. In the event the Manager voluntarily resigns his/her position with the Town; the Manager shall give the Town a minimum of 60 days notice.

- D. If the Selectboard does not wish to reappoint Manager at the end of the term of this agreement, the Board shall provide Manager with Five (5) months written notice of such intent not to reappoint. Failure to provide notice of non-reappointment shall entitle Manager to severance under part B of this section.

Section 4: Salary:

- A. Town agrees to pay the Manager for his/her services rendered pursuant hereto at an annual salary of \$120,000 which is to be prorated and payable in installments at the same time as other employees of the Town. Effective July 1, 2020, and each year thereafter, Town agrees to provide a salary increase based upon the Town Manager's performance, that is not less than the annual increase that is given to all other non-union Town Hall employees.
- B. Effective beginning fiscal year 2020 the Town will contribute each contract year before June 30<sup>th</sup>, the equivalent of 6% of the Manager's salary to a deferred compensation account available to Massachusetts State Employees.

Section 5: Performance Review:

The Selectboard shall annually evaluate the performance of the Town Manager as specified in Section 4 C of the Town Charter. It is agreed that the International City Managers Association (ICMA) City Manager Performance Evaluation form shall be used to evaluate the Manager. The Board shall provide the Manager with a copy of the evaluation.

Section 6: Hours of Work:

It is recognized that the Town Manager must devote a great deal of time outside normal office hours to business of the Town, and as for those hours of work, which need not be enumerated, he/she shall receive no additional compensation. We do not encourage the Town Manager to work from home since his/her visibility to the Town Hall Staff and Citizens of Great Barrington is vital. Manager will however be allowed a flexible work schedule. The Manager shall notify the Chair of the Selectboard of his/her intentions to use compensatory time.

Section 7: Professional Development:

A professional development expense allowance will be provided each year to the Town Manager. This account may be expended for professional organization dues and publications, as well as attendance at training sessions, and national and regional professional conferences and meetings, such as the International City and County Management Association (ICMA), Massachusetts Municipal Management Association (MMMA), and Massachusetts Municipal Personnel Association (MMPA). The Town Manager agrees to inform the Selectboard on which meetings and conferences he/she will be attending.

Section 8: Benefits:

- A. Retirement benefits, life insurance, and medical insurance provisions shall be identical



to those provided to other non-union Town administrative staff members unless specifically stated otherwise in this Agreement.

- B. Manager shall be entitled to fifteen (15) days of vacation leave during each twelve months of employment. Unused days of vacation may be carried over to the next fiscal year with approval by the Selectboard, the total of which shall not exceed thirty (30) days at any time. Vacation days unused at the termination of this agreement shall be paid to the Manager upon separation of employment.
- C. Town agrees to credit Manager on the commencement of the contract with fifteen (15) days of sick leave. Thereafter, Manager shall accrue sick leave at the same rate as other non-union Town administrative staff members.
- D. Any unused sick leave remaining at the expiration of this agreement shall carry over and be credited to Manager if this agreement is extended.
- E. Manager will be entitled to holidays, personal leave, bereavement leave, and jury leave in the same manner as other non-union Town administrative staff members.
- F. The Town will provide the Manager with, and reimburse or pay the service charges for, a cellular mobile phone. The phone will be a smart phone with voice and voicemail capabilities, email access, and internet access. The phone will be used primarily for business purposes but occasional personal use is permitted. The Town will also provide the Manager with a laptop computer.

Section 9: Indemnification:

- A. To the extent permitted by law, the Town shall defend, defend harmless, and indemnify Manager, including attorney's fees and costs against tort, professional liability claim or demand or other legal action, whether grounded or otherwise, arising out of an alleged act or omission occurring in the performance of Manager's duties as Town Manager, even if said claim has been made following the Manager's termination from employment. Town may compromise and settle any such claim or suit and pay the amount of any settlement or judgment rendered thereon. Before entering into any settlement or compromise which contains an admission of wrongdoing by the Manager, the Town shall reasonably consult with the Manager.
- B. This section will survive the termination of this agreement.

Section 10: Office/Town Business Expenses:

- A. When it is necessary at any time for Manager to use his/her personal automobile in connection with the performance of the duties of his/her office, he/she shall be reimbursed at the rate provided by the Town to its non-union administrative staff members, including tolls and parking fees. The Manager shall not be compensated for commutation travel between his/her house and regular work place.
- B. Manager shall be entitled to reimbursement for his/her actual out-of-pocket expenses in connection with his/her employment activities, including, but not limited to travel and meals outside of the Town of Great Barrington, subject to verification by receipt and voucher.

Section 11: General Provisions:

- A. The text herein shall constitute the entire agreement between the parties. This agreement shall not be amended or modified other than by written agreement signed by the parties.
- B. If any provisions or any portion thereof, contained in this agreement is held to be unconstitutional, invalid, or unenforceable, the remainder of this agreement, or portion thereof, shall be deemed severable, shall not be affected, and shall remain in force and effect.
- C. This agreement shall be governed by the laws of the Commonwealth of Massachusetts.
- D. For the purposes of the Fair Labor Standards Act, the Town Manager shall be exempt.
- E. The terms of this agreement are subject to appropriation by Town Meeting. Should the Town fail to appropriate or otherwise make available funds for the amounts payable under this Agreement and be unable to make such payment, the Manager shall be entitled, but not required, to terminate this agreement upon thirty (30) days' notice.

IN WITNESS THEREOF, the Town of Great Barrington has caused this agreement to be signed and executed on its behalf by its Selectboard, duly attested by its Town Clerk, and the Manager has signed and executed this agreement, both in duplicate, the day and year first above written.

\_\_\_\_\_  
Stephen C. Bannon, Chair

\_\_\_\_\_  
William J. Cook

\_\_\_\_\_  
Edward D. Abrahams

\_\_\_\_\_  
Kate Burke

\_\_\_\_\_  
Daniel B. Bailly

Attest:  
\_\_\_\_\_  
Marie Ryan, Town Clerk

\_\_\_\_\_  
Town Manager

Date: \_\_\_\_\_, 2019