

Jennifer Tabakin
Town Manager

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Great Barrington, MA 01230

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TOWN OF GREAT BARRINGTON MASSACHUSETTS

OFFICE OF THE TOWN MANAGER

SELECTBOARD'S MEETING AGENDA

MONDAY, DECEMBER 18, 2017

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:

November 13, 2017 Regular Meeting.

3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. General Comments by the Board.

4. TOWN MANAGER'S REPORT:

A. Department Updates.

B. Project Updates.

- Roger Road

- Berkshire Aviation Enterprises (Great Barrington Airport)

5. PUBLIC HEARINGS:

A. Donald and Cynthia Elitzer for a special permit application to operate a moderate impact home occupation in a residential zone in accordance with Sections 3.1.4 G(8), 3.3 and 10.4 of the Zoning Bylaw. The Applicant seeks to host up to four (4) weddings or similar special events on the property annually at 39 Alford Road, 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. **2018 ANNUAL LICENSE RENEWALS:** (Discussion/Vote)

Common Victualler Restaurant–All Alcoholic

1. 20 Railroad Public House
2. Aegean Breeze
3. Allium
4. Aroma Bar & Grill
5. Bizen
6. Bogies
7. Brick House Pub, The
8. Café Adam
9. Castle Street Café
10. Cove Bowling & Entertainment
11. Crissey Farm Catering
12. East, The
13. Egremont Country Club
14. Fiesta Bar & Grill
15. Four Brothers Pizza Inn
16. Fuel
17. GB Eats
18. I.E., Inc.
19. Koi Chinese Restaurant
20. Manhattan Pizza
21. Market Place Kitchen Table
22. Prairie Whale
23. Risingdale Café
24. Rubiner's Cheesemonger's & Grocers, LLC
25. Thornewood Inn
26. Triplex, The
27. Well, The
28. Xicohtencatl

Common Victualler Restaurant–Wine and Malt

1. Baba Louie's
2. Barrington Brewery
3. Bizalion's Fine Food, LTD
4. Great Barrington Pizza House, Inc.
5. Naji's
6. Patisserie Lenox
7. Siam Square Fine Thai Cuisine
8. Tangier Café

Common Victualler Wine and Malt without Food

1. Mahaiwe Performing Arts Center Inc.

Package Store–All Alcoholic

1. Aberdale's, Inc.
2. Cellarbration
3. Domaney's Liquor
4. Gorham and Norton, Inc.
5. Guido's Quality Fruit and Produce, Inc.

6. Plaza Package
7. Trotta's Fine Wine & Spirits

Package Store–Wine and Malt

1. Locke, Stock and Barrel

Club–All Alcoholic

1. James A. Modolo VFW Post #8348, Inc.

Common Victualer

- 1) 20 Railroad Public House
- 2) Aberdale's, Inc.
- 3) Aegean Breeze
- 4) Allium
- 5) Aroma Bar & Grill
- 6) Baba Louie's Pizza
- 7) Barrington Brewery & Restaurant
- 8) Berkshire Co-op Market
- 9) Big Y World Class Market
- 10) Bistro Box, The
- 11) Bizational's Fine Food*CHANGE*
- 12) Bizen*CHANGE*
- 13) Bogie's
- 14) Botanica
- 15) Brickhouse Pub Inc., The
- 16) Café Adam
- 17) Castle Street Café
- 18) Cove Bowling and Entertainment Inc.
- 19) Convenience Plus #10
- 20) Crissey Farm Catering, Inc.
- 21) Cumberland Farms
- 22) Donaji
- 23) Dunkin Donuts
- 24) East, The
- 25) Egremont Country Club
- 26) Elixer
- 27) Extra Special Teas
- 28) Fairview Hospital
- 29) Fairfield Inn & Suites
- 30) Fiesta Bar & Grill
- 31) Four Brothers Pizza Inn
- 32) Fuel
- 33) GB Eats
- 34) Gorham and Norton

Days & Hours of Operation:

- Monday – Sunday, 6 AM – 1 AM
- Monday – Sunday, 6 AM – 11 PM
- Monday – Sunday, 11 AM – 10 PM
- Monday – Sunday, 5 PM – 2 AM
- Tuesday – Sunday, 11:30AM – 3PM
- Monday – Sunday, 4:30 PM – 11 PM
- Sunday – Saturday, 11:30AM – 3 PM
- Friday & Saturday, 5 PM – 10 PM
- Sunday – Thursday, 5 PM – 9:30 PM
- Monday – Sunday, 11:30AM – 2AM
- Monday – Sunday, 8AM – 8PM
- Monday – Saturday 7AM – 10PM
- Monday – Sunday, 11AM – 8PM
- From: Tuesday – Sunday , 9AM – 5 PM**
- To: Monday – Sunday, 9AM – 4PM**
- From: Monday – Sunday, 12PM – 9:30PM**
- To: Monday – Sunday, 12PM – 10PM**
- Monday – Sunday, 8 AM – 2 AM
- Monday – Sunday, 6:30AM – 11PM
- Monday – Wednesday 4PM – 12AM
- Thursday – Sunday 11:30AM – 12AM
- Wednesday – Sunday, 5PM – 9PM
- Monday – Sunday, 11:30PM – 10PM
- Monday – Sunday, 9AM – 1AM
- Monday – Saturday 5AM – 11PM
- Monday – Sunday, 7AM – 12AM
- Monday – Sunday, 24 Hours
- Monday – Sunday, 7AM – 10PM
- Monday – Sunday, 5AM – 10PM
- Monday – Thursday, 11AM–10PM
- Friday & Saturday, 11AM–11PM Sunday, 12PM – 10PM
- Monday – Sunday, 11AM – 11 PM
- Monday – Sunday, 10AM – 10PM
- Monday – Sunday, 11AM – 5PM
- Monday – Sunday, 6:30AM – 7PM
- Monday – Sunday, 24 Hours
- Monday – Sunday, 11AM – 10 PM
- Monday – Sunday, 11AM – 10PM
- Monday – Sunday, 7AM – 7 PM
- Monday – Sunday, 7AM – 9 PM
- Monday – Saturday, 8AM – 6 PM

- | | |
|---|---|
| 35) Great Barrington Bagel Company | Monday – Sunday, 6:30AM – 4PM |
| 36) Great Barrington Pizza House | Monday – Sunday, 10AM – 10 PM |
| 37) Great Barrington Sunoco | Monday – Sunday, 6AM – 10 PM |
| 38) Great Wall Chinese Restaurant | Monday – Sunday, 11AM – 10:30PM |
| 39) Guido’s Fresh Marketplace | Monday – Saturday, 9AM – 7 PM |
| 40) Home Sweet Home Doughnut Shoppe | Monday – Friday, 6:30 AM – 3PM |
| 41) i.e. Inc. (Butternut) | Monday – Sunday, 8 AM – 8 PM |
| 42) James A. Modolo VFW Post #8348, Inc. | Monday – Sunday, 12PM – 12 AM |
| 43) Koi Chinese Restaurant | Monday – Sunday, 11AM – 9:30PM |
| 44) Lipton Mart #606 | Monday – Sunday, 6AM – 11 PM |
| 45) Manhattan Pizza | Monday – Sunday, 11AM – 10PM |
| 46) Marketplace Kitchen Table | Monday – Sunday, 7AM – 9PM |
| 47) Marty & Jim’s | Monday – Sunday, 9AM – 11PM |
| 48) McDonald’s #2809 | Monday – Sunday, 5AM – 11PM |
| 49) Naji’s | Monday – Sunday, 9AM – 11PM |
| 50) Patisserie Lenox | Monday – Sunday, 8AM – 8PM |
| 51) Pleasant & Main | Tuesday – Sunday, 7AM – 9PM |
| 52) Prairie Whale | Monday – Sunday, 7AM – 2AM |
| 53) Price Chopper | Monday – Sunday, 6AM – 12AM |
| 54) Rubiner’s Cheesemonger’s & Grocers, LLC | Monday – Sunday, 7 AM – 11PM |
| 55) Shiro | Monday – Sunday, 11AM – 10:30PM |
| 56) Siam Square Fine Thai Cuisine | Monday – Thursday, 11:30AM – 10PM
Friday & Saturday, 11:30AM – 11PM
Sunday, 12PM – 10PM |
| 57) Soco | Monday – Sunday, 12PM – 10PM |
| 58) South Main Xtra Mart | Monday – Sunday, 24 hours a day |
| 59) Subway | Monday – Sunday, 8AM – 9PM |
| 60) Taft Farms Inc. | Monday – Sunday, 8AM – 6PM |
| 61) Tangier Café | Monday – Sunday, 9AM – 9PM |
| 62) Taqueria Azteca | Monday – Sunday, 11AM – 9PM |
| 63) Thornewood Inn | Monday – Sunday, 7AM – 12AM |
| 64) Triplex Cinema, The | Monday – Sunday, 8AM – 12AM |
| 65) Well, The | Monday – Sunday, 12PM – 1AM |
| 66) Windflower | Monday – Sunday, 24 Hours |
| 67) Wyantenuck Country Club | Monday – Sunday, 10AM – 10PM |
| 68) Xicohtencatl Mexican Restaurant | Monday – Sunday, 12PM – 10PM |

Weekday Entertainment:

- | | | |
|----|----------------------------------|--|
| 1. | 20 Railroad Public House*CHANGE* | <u>From: Monday – Friday, 5 PM – 1AM</u>
<u>Saturday, 5 PM – 11:59PM</u> |
| 2. | Bard College at Simon’s Rock | <u>To: Monday – Saturday, 5PM – 12AM</u>
Monday – Saturday, 1PM – 12AM |
| 3. | Berkshire Co–Op Market | Monday – Saturday, 8AM – 8PM |
| 4. | Berkshire South Regional*CHANGE* | <u>From: Monday – Saturday, 4 PM – 11 PM</u>
<u>To: Monday – Saturday, 10AM – 11:59PM</u> |
| 5. | Bogie’s | Monday – Friday, 12 PM – 1:30AM
Saturday, 12PM – 11:59PM |
| 6. | Brickhouse Pub, The | Monday – Friday, 9PM – 1AM
Saturday, 9PM – 11:59PM |
| 7. | Castle Street Café*CHANGE* | <u>From: Thursday – Saturday, 8PM – 11PM</u>
<u>To: Friday & Saturday, 8PM – 11PM</u> |
| 8. | Crissey Farm Catering, Inc. | Monday – Saturday, 12PM – 11PM |

9. Egremont Country Club Monday – Friday, 6PM – 11:59PM
Saturday, 6 PM – 11:59PM
(For private parties with attendance limits where a meal is the primary attraction & must be controlled by an onsite manager)
10. Fiesta Bar & Grill Monday – Saturday, 8PM – 2AM
11. Fuel Monday – Saturday, 10AM – 12PM
12. The Guthrie Center Monday – Friday, 9AM – 12AM
Saturday, 9AM – 11:59PM
(For private functions with attendance limits where a meal is the primary attraction & must be controlled by an on-site manager)
13. James A. Modolo VFW Post #8348, Inc. Monday – Friday, 2:30PM – 11:59PM
Saturday, 12PM – 11:59PM
(For private functions with attendance limits where a meal is the primary attraction & must be controlled by an on-site manager)
14. Mahaiwe Performing Arts Center, Inc. Monday – Saturday, 10AM – 11PM
15. Naji's Monday – Friday, 6 PM – 1AM
Saturday, 6PM – 11:59PM
16. Triplex Cinema, The Monday – Saturday, 8AM – 11:59PM
17. Unitarian Universalist Monday – Friday, 10AM – 10PM
18. Wyantenuck Country Club Monday – Saturday, 5PM – 11PM
(For social events– Restricted to private functions with attendance limits where a meal is the primary attraction & must be controlled an on-site manager)
19. Xicohtencatl Mexican Restaurant Inc. Tuesday, Friday & Saturday, 6PM–11PM

Sunday Entertainment:

- | | |
|--|-----------------------------------|
| 1. Berkshire South Regional Community Center | 1PM – 11:59PM |
| 2. Bogie's | 1PM – 11:59PM |
| 3. James A. Modolo VFW Post #8348, Inc. *CHANGE* | <u>From: 1PM – 11:59PM</u> |
| | <u>To: 9AM – 11:59PM</u> |
| 4. Mahaiwe Performing Arts Center | 1PM – 11:59PM |
| 5. Bard College at Simon's Rock | 1PM – 11:59PM |
| 6. The Guthrie Center | 1PM – 11:59PM |
| 7. Thornewood Inn | 1PM – 11:59PM |
| 8. Triplex Movie Theater | 9AM – 11:59PM |
| 9. Fiesta Bar & Grill LLC | 9AM – 11:59PM |
| 10. 20 Railroad Public House | 9AM – 11:59PM |
| 11. Fuel | 1PM – 11:59PM |

Innholder

1. Monument Mountain Motel
2. Windflower Inn Inc.
3. Days Inn
4. Mountain View Motel
5. The Barrington

Lodging House

1. Wainwright Inn LLC
2. Thornewood Inn

3. English Hideaway

Amusement

1. James A. Modolo Post #8348
2. Cove Bowling and Entertainment, Inc.
3. Bogie's
4. Barrington Brewery & Restaurant

Bowling Alley

1. Cove Bowling and Entertainment, Inc.

Motion Picture

2. Mahaiwe Performing Arts Center
3. Triplex Cinema

Class II Auto

1. J.W. Auto
2. Johnny's Garage
3. Formel Motor Company, Inc.
4. D.A. Dempsey Auto Sales
5. J.D. Automotive Inc.
6. 7 & 23 Motor Sales
7. Decker's Auto Body Inc.
8. Larkin Ltd Enterprises, LLC

Class III Auto

1. Formel Motor Company Inc.
2. John's Auto Body
3. Decker's Auto Body, Inc.

2018 NEW LICENSES:

- A. Angela Barbieri/Angie's Place LLC d/b/a Risingdale Café for 2018 Annual Weekday Entertainment License at 290 Park Street, Great Barrington. (Discussion/Vote)
(For private functions with attendance limits where a meal is the primary attraction & must be controlled by an on-site manager)
- B. Angela Barbieri/Angie's Place LLC d/b/a Risingdale Café for 2018 Annual Automatic Amusement Device License at 290 Park Street, Great Barrington. (Discussion/Vote)
- C. Nancy Fitzpatrick/Sarah Eustis/Main Street Hospitality Group d/b/a Briarcliff Motel for 2018 Annual Innholders License at 506 Stockbridge Road. (Discussion/Vote)
- D. Brian Donovan/Timeless Auto Sales LLC for 2018 Class II Second Hand Vehicles License at 109 Stockbridge Road (Cove Bowling Lanes). (Discussion/Vote)

7. NEW BUSINESS:

8. CITIZEN SPEAK TIME:

9. SELECTBOARD'S TIME:

10. MEDIA TIME:

11. ADJOURNMENT:

NEXT SELECTBOARD'S MEETING: Monday, January 8, 2018, 7:00 P.M.


Jennifer Tabakin, Town Manager

Pursuant to MGL. 7c. 30A sec. 20 (j), 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.

SB SP# 876-17

NOTICE OF PUBLIC HEARING

The Great Barrington Selectboard will hold a public hearing on Monday, December 18, 2017, at 7:00 PM, at Town Hall, 334 Main Street, 2nd Floor, Great Barrington, to act on the special permit application of Donald and Cynthia Elitzer, 39 Alford Road, Great Barrington, to operate a moderate impact home occupation in a residential zone, in accordance with Sections 3.1.4 G(8), 3.3, and 10.4 of the Zoning Bylaw. The Applicant seeks to host up to four weddings or similar special events on the property annually.

Sean Stanton, Chair

Please Publish Friday, November 17, 2017 and Friday, November 24, 2017

Berkshire Record

Memorandum to the Board

The following DRAFT Findings of Fact and Basis for Decision has been drafted based on the Town's standard template for special permits. This is a working draft to guide your deliberations. It is shared with you and with the Applicant prior to the hearing. This document should be read and understood prior to making a decision.

The template states the background and relevant facts of the application as they relate to the applicable special permit criteria. It is based on the facts provided by the Applicant in their application and supplemented with facts and discussion from meetings of the recommending boards and commissions. It also includes relevant comments or information from appropriate Town staff.

This document is drafted to reach a positive decision on (i.e., to grant) the application. If the Board grants the permit, it may include certain conditions that seem appropriate to mitigate possible negative impacts of the proposal or to ensure the benefits actually accrue. If, after hearing the Applicant's testimony, public testimony, and discussing as a Board, you do not wish to grant the permit, staff can redraft the document to reflect the desire of the Board.

Finally, the findings included herein for the applicable special permit criteria, and the resulting decision, should only be accepted after you have heard all the information and you have discussed this as a Board.

DRAFT FOR SELECTBOARD DELIBERATION:

EXHIBIT A

FINDINGS OF FACT AND BASIS FOR DECISION

Re: Special Permit #876-17
Applicant(s): Donald and Cynthia Elitzer

A. Introduction

This Special Permit application was filed on November 7, 2017 by Donald Elitzer, Owner of the residential property at 39 Alford Road, Great Barrington. The application seeks a Special Permit from the Selectboard for a moderate impact home occupation, per §3.3, so that they can use their property to host up to four weddings or similar style celebrations per year. The application includes a description of the proposed use, a map of the property, and illustrative photographs of previous events held on the property.

The Owner has hosted, without compensation, several large events for family over the years, but now they seek to use the property to host events on a limited commercial basis. However, the property is residentially zoned, and does not allow for commercial use per se. Therefore, since the principal use of the property will remain residential, and since the Owner will remain in residence during proposed events, a moderate impact home occupation special permit is sought.

B. General Findings

The property is located on the west side of Alford Road, in an R-2 / R-4 zone. The property is 36 acres, mostly forest, which shields the house and grounds from public view and from most sounds. The surrounding area is very low density residential use and protected farm fields, and there are residences within 600 feet of the subject residence. The site is accessible via a

semicircular driveway that has clear sight lines where it intersects Alford Road. Parking for 60 or more cars is available on-site in the lawn along the driveway and at the tennis courts.

The Owner proposes that events will have not more than 150 people, excepting event staff. There would be not more than four events per year, with approximately one each in the months of June through September. Events would be up to three days (Friday through Sunday) in length, but no guests would stay overnight at the residence. Owner will remain onsite throughout any event, although the kitchen and dining room would be used by the caterer for some prep work. All guest activities would be outside, including under a large tent set up on the lawn immediately adjacent to the west facade of the house. An event caterer would provide the clients, would arrange trash removal and temporary sanitary facilities.

The Planning Board reviewed the proposal, conducted a site visit, and reviewed the proposal against its Site Plan Review criteria and the requirements of §§3.3.4 and 3.3.5. The Planning Board discussed parking and safety and found no issues. The Planning Board discussed possible noise impacts from late night music, and determined noise impacts are not likely to occur. The Planning Board made a favorable recommendation on the Special Permit, and suggested that the Selectboard review the Town's noise ordinance (ch. 115) to allow for increased noise after 8pm. If approved by the Selectboard, this would be an acceptable deviation from the provisions set forth at §3.3.5, items 6 and 9. The Planning Board also noted that the one-year review and possible renewal by the special permit granting authority as forth at §3.3.4, item 4 will help ensure continued conformance.

The Planning Board also approved Site Plan Review as required by §3.3.4. The Planning Board required that an attendant be present to direct vehicles as they enter and exit from the property, and that trash must be removed at the end of each event.

The Board of Health also reviewed the proposal and made the following recommendations to the Selectboard:

- The Health Department must be given advance notice of all events involving food services.
- All caterers must have a valid license in the Town of Great Barrington prior to providing food services for the event.
- No food preparation is allowed in residential kitchen, food is to be provided by properly permitted caterer who will provide the Great Barrington Health Department will all necessary documentation.
- The owner shall be responsible for ensuring portable toilets are present and in working order for each event.
- The Board of Health suggests conditionally approving this special permit for a one year probation period, with a review of the events after one calendar year.

The Conservation Commission concluded they have no concerns or jurisdiction per the Wetlands Act or Scenic Mountains Act.

C. General Special Permit Criteria and Findings

§10.4.2 of the Zoning Bylaw, granting of a special permit, requires a written determination by the Special Permit Granting Authority "that the adverse effects of the proposed use will not outweigh its beneficial impacts to the town or the neighborhood, in view of the particular characteristics of

the site, and of the proposal in relation to that site.” This determination shall include consideration of the following six criteria:

1. Social, economic, or community needs which are served by the proposal;
2. Traffic flow and safety, including parking and loading;
3. Adequacy of utilities and other public services;
4. Neighborhood character and social structures;
5. Impacts on the natural environment; and,
6. Potential fiscal impact, including impact on town services, tax base, and employment.

Consideration of the Criteria in relation to SP #876-17:

Per §10.4.2 of the Zoning Bylaw, granting of any special permit requires a determination by the Special Permit Granting Authority “that the adverse effects of the proposed use will not outweigh its beneficial impacts to the town or the neighborhood, in view of the particular characteristics of the site, and of the proposal in relation to that site.” The six criteria and the Board’s considerations in relation each are detailed below:

1. Social, economic, or community needs which are served by the proposal.
 - The moderate impact home occupation permit will allow for the use of the property with limited or no anticipated negative impact on neighbors or the community.
2. Traffic flow and safety, including parking and loading.
 - The attendance limit of 150 people, many arriving in carpools or shuttles will not negatively impact traffic or parking. Entry and exit to the site is safe and will be managed by attendants. There is adequate parking on site for the size of the events. No negative impacts are anticipated.
3. Adequacy of utilities and other public services.
 - Event caterers will provide all sanitary facilities necessary for the events and these items will be reviewed by the Health Department for each event. No negative impacts are anticipated.
4. Neighborhood character and social structures.
 - The land use character of the area is low density residential. Addition of up to four events of not more than 150 people at this location will have no noticeable change to the character. Conformance with the requirements of the home occupation standards of the zoning bylaw will ensure continued compliance and forestall possible negative impacts.
5. Impacts on the natural environment.
 - The site is already developed and the lot is already paved. This proposal will not further develop it or have any noticeable impact on the natural environment.
6. Potential fiscal impact, including impact on town services, tax base, and employment.
 - The occasional use of the property as a home occupation in this manner will have no negative impacts. It will allow the homeowner to offset some of their property tax expenses. The town's economy should also benefit modestly from this occasional activity.

Finding:

In consideration of the above Findings, this Selectboard finds that the overall benefits of the proposal outweigh any possible detrimental impacts, and that the following conditions are required to ensure this benefit:

D. Proposed Conditions

1. Conformance to all requirements of Section 3.3.5 of the Zoning Bylaw, Standards for Home Occupations, except that amplified music is permitted up to midnight during events.
2. Fireworks, if any, are permitted once per event, not to occur later than 10:00PM, and only after proper permit from the Fire Department. The Selectboard, Fire Department, and Police Department shall be given not less than two-week advance notice of planned fireworks.
3. The Health Department shall be given not less than two-week advance notice of all events involving food services.
4. All caterers must have a valid license in the Town of Great Barrington prior to providing food services for the event.
5. No food preparation is allowed in residential kitchen unless authorized by the Health Department. Food is to be provided by properly permitted caterer who will provide the Health Department will all necessary documentation.
6. The owner shall be responsible for ensuring enough portable toilets are present and in working order for each event.
7. This special permit is for an initial period not exceeding one year, commencing on the date of the first event. Renewal, and any subsequent renewals, of the permit may be granted by the Selectboard, after a public hearing, for a period not to exceed three years, upon certification by the Building Inspector and Health Department that the home occupation has complied with the Zoning Bylaw and the conditions of this permit.
8. The special permit pertains only to the specific use of the original applicant as described in the special permit, and does not transfer with the property.

SP # 876-17

Donald and Cynthia Elitzer, 39 Alford Road, Great Barrington, to operate a moderate impact home occupation in a residential zone, in accordance with Sections 3.1.4 G(8), 3.3, and 10.4 of the Zoning Bylaw. The Applicant seeks to host up to four weddings or similar special events on the property annually.

DRAFT MOTIONS

VOTE ON FINDINGS

(If the Board has amended the Findings based on the Public Hearing and its discussion, be sure to specify those changes and approve the findings "as amended.")

Motion: Move to approve the Findings of Fact for Special Permit #876-17 for Donald and Cynthia Elitzer, as *submitted* and referenced as Exhibit A.

Second: _____

Roll call vote: Cooke ____ Abrahams ____ Bailly ____
Bannon ____ Stanton ____

VOTE ON SPECIAL PERMIT

Motion: Move to approve, in view of the approved Findings of Fact, Special Permit #876-17 for Donald and Cynthia Elitzer, 39 Alford Road, Great Barrington, to operate a moderate impact home occupation in a residential zone, in order to host up to four weddings or similar special events on the property annually, in accordance with Sections 3.1.4 G(8), 3.3, and 10.4 of the Zoning Bylaw, with the following special conditions:

1. Conformance to all requirements of Section 3.3.5 of the Zoning Bylaw, Standards for Home Occupations, except that amplified music is permitted up to midnight during events.
2. Fireworks, if any, are permitted once per event, not to occur later than 10:00PM, and only after proper permit from the Fire Department. The Selectboard, Fire Department, and Police Department shall be given not less than two-week advance notice of planned fireworks.
3. The Health Department shall be given not less than two-week advance notice of all events involving food services.
4. All caterers must have a valid license in the Town of Great Barrington prior to providing food services for the event.
5. No food preparation is allowed in residential kitchen unless authorized by the Health Department. Food is to be provided by properly permitted caterer who will provide the Health Department with all necessary documentation.
6. The owner shall be responsible for ensuring enough portable toilets are present and in working order for each event.
7. This special permit is for an initial period not exceeding one year, commencing on the date of the first event. Renewal, and any subsequent renewals, of the permit may be granted by the Selectboard, after a public hearing, for a period not to exceed three years, upon certification by the Building Inspector and Health Department that the home occupation has complied with the Zoning Bylaw and the conditions of this permit.

8. The special permit pertains only to the specific use of the original applicant as described in the special permit, and does not transfer with the property.

Second: _____

Roll call vote: Cooke ____ Abrahams ____ Bailly ____
Bannon ____ Stanton ____

DRAFT



TOWN OF GREAT BARRINGTON
MASSACHUSETTS

PLANNING BOARD

December 15, 2017

Selectboard
Town Hall
334 Main Street
Great Barrington, MA 01230

RE: Special Permit 876-17, 39 Alford Road

Dear Members of the Selectboard;

At its meeting of December 14, 2017, the Planning Board voted to send a favorable recommendation on the Special Permit application submitted by Donald and Cynthia Elitzer, 39 Alford Road, to operate a moderate impact home occupation in a residential zone. The Board suggested that the Selectboard review the Town's noise ordinance to allow for noise after the typical hours.

The Board also approved Site Plan Review with two conditions: (1) that an attendant be present to direct entry and exit from the property, (2) trash shall be removed at the end of each event.

Thank you for the opportunity to comment on this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Kimberly L. Shaw'.

Kimberly L. Shaw
Planning Board Secretary

cc: Chris Rembold, Town Planner

Michael Lanoue, Chair
Peter Stanton, Vice Chair
Ruby Chang, M.D.
www.townofgb.org



Town Hall, 334 Main Street
Great Barrington, MA 01230

Phone: 413-528-0680
Fax: 413-528-3064

TOWN OF GREAT BARRINGTON
MASSACHUSETTS

BOARD OF HEALTH

December 7, 2017

Special Permit # 876-17 Donald and Cynthia Elitzer, 39 Alford Road, Great Barrington, to operate a moderate impact home occupation in a residential zone, in accordance with Sections 3.1.4 G(8), 3.3, and 10.4 of the Zoning Bylaw. The applicant seeks to host up to four weddings or similar special events on their property annually.

Dear Selectboard,

The Board of Health reviewed the proposed project for 39 Alford Road at the last meeting on December 7, 2017. The Board voted to pass the Special Permit #876-17 on to the Selectboard with the following recommendations.


- The Health Department must be given advance notice of all events involving food services.
- All caterers must have a valid license in the Town of Great Barrington prior to providing food services for the event.
- No food preparation is allowed in residential kitchen, food is to be provided by properly permitted caterer who will provide the Great Barrington Health Department with all necessary documentation.
- The owner shall be responsible for ensuring portable toilets are present and in working order for each event.
- The Board of Health suggests conditionally approving this special permit for a one year probation period, with a review of the events after one calendar year.

MOTION: Peter Stanton motioned to pass the Special Permit 876-17 on to the Selectboard with the recommendations discussed this evening and outlined above.

SECOND: Ruby Chang

VOTE: 3-0

Sincerely,


Rebecca Jurczyk
Health Department Administrative Assistant

Shepley Evans
Conservation Agent

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



Town Hall, 334 Main Street
Great Barrington, MA 01230

Telephone: (413) 528-1619 ext. 122
Fax: (413) 528-2290

TOWN OF GREAT BARRINGTON MASSACHUSETTS

CONSERVATION COMMISSION

MEMORANDUM

To: Great Barrington Selectboard

Fm: Shepley Evans, Conservation Agent

Date: November 7, 2017

Copy: Chris Rembold, Town Planner

Re: Special Permit application #876-17

The Conservation Commission has reviewed Special Permit application #876-17 for Donald & Cynthia Elitzer, 39 Alford Road, to operate a moderate impact home occupation in a residential zone in accordance with Sections 3.1.4 G(8), 3.3 and 10.4 of the Zoning Bylaw. The applicants seek to host up to four weddings or similar special events on the property annually. The Commission notes that the property includes no Wetland Resource Areas and is outside of various Scenic Mountain Areas. As such, the entire property is non-jurisdictional and the Commission therefore has no comment or recommendation to offer on this application.

Thank you.

TOWN OF GREAT BARRINGTON
Application for a Special Permit
to the Board of Selectmen or Planning Board

SB/file

FORM SP-1
REV. 11-2013

FOR OFFICE USE ONLY

Number Assigned 876-17 Date Received 11/7/17
Special Permit Granting Authority SB
Copy to Recommending Boards 11/7
Advertised 11/17 & 11/24
Public Hearing 12/18/17
Fee: \$150.00 Paid: Yes

APPLICATION FOR SPECIAL
PERMIT UNDER TOWN ZONING
BYLAWS FOR TOWN OF
GREAT BARRINGTON,
MASSACHUSETTS

TOWN CLERK
GREAT BARRINGTON
NOV 7 2017 AM 10:00

MAP 31 LOT 14 BOOK 2197 PAGE 315 ZONING DISTRICT(S) R2, R4

Site Address: 39 Alford Rd., Gt. Barrington, MA 01230

Date of Application 11/6/17

Applicant's name and complete mailing address Donald Elitzer
39 Alford Road, Great Barrington, MA 01230

Applicant's phone number (413) 429-5628 Applicant's email address: chip.elitzer@gmail.com

Name and Address of Owner of land exactly as it appears on most recent tax bill:

Elitzer Donald B Trustee
Elitzer Cynthia B Trustee
39 Alford Rd
Gt Barrington, MA 01230-2407

I (we) request a Special Permit for: a moderate impact home occupation

Under Section(s) 3.3 and 10.4 of the Great Barrington Zoning Bylaws.

APPLICANTS MUST READ AND COMPLY WITH THE FOLLOWING:

One Signed Original application with each of the items below, as applicable, and fourteen (14) exact copies of the entire application package are to be submitted. Applications must include:

1. Completed application form, including signatures.
2. Brief written description of how the project is in harmony with the Great Barrington Master Plan. (Copies of the Master Plan are available for free download from the Town website. Hard copies can be read at the Clerk's office or the Town libraries.)
3. Site Plan, drawn to scale, applicable to the site and the proposed use of said site for which this special permit is requested.
4. Any other specifications necessary to further describe the site or proposed use for which a special permit is requested. At least one copy of any maps being submitted shall be no larger than 11" X 17". Plans should show all existing and proposed structures, property lines and dimensions, driveways, walkways and parking areas. All proposed landscaping, parking, loading, and similar improvements must be in compliance with the applicable sections of the Zoning Bylaw.
5. Certified list of abutters within 300' on the Assessors Maps to the subject property, including map and lot number. List must be obtained from the Assessors' Office.

- 6. Zoning Map designating the zoning district(s) and location for the area for which a special permit is requested, plus a USGS map enlarged and showing the site location within the Town.
- 7. Drainage Plan indicating the destination of all runoff from the property. In the event of substantial increase in impervious surfaces, the SPGA may require calculations or expert analysis of the plan.
- 8. Landscaping Plan drawn to scale and showing existing and proposed landscaping.
- 9. If applicant and owner are different, a letter signed by the owner of the property authorizing the applicant to apply for the special permit.

SPECIFICS:

- 1. All site plans and specifications must be signed and dated by the preparer.
- 2. **ALL OWNERS** of property must also sign the application.
- 3. A copy of special permit procedures is available upon request.
- 4. Fee for application is \$150.00 to cover the cost of the public hearing notices in the newspaper and notification to parties in interest. If the cost exceeds \$150.00, the applicant shall pay the balance due upon notification from the Granting Authority.
- 5. Once all the necessary papers, maps, etc. are compiled into the required Original and Fourteen sets, call the Town Planner's office at 413-528-1619 ext. 7 to arrange an appointment to file your application. The application will be reviewed for completeness and a date for a public hearing before the Board of Selectmen or Planning Board will be scheduled. Meetings of recommending boards (e.g. Planning Board, Conservation Commission and Board of Health) will also be arranged at this time.

Donald Elitz
Signature of Applicant

Jonathan Elitzel, Trustee
Signature of Co-Applicant (e.g. Property Owner, if different)

PLEASE READ AND SIGN BELOW

ALL COSTS INCURRED BY THE TOWN FOR THE EMPLOYMENT OF EXPERTS OR CONSULTANTS REQUIRED BY ANY TOWN BOARD, AND APPROVED BY THE BOARD OF SELECTMEN, FOR THE PURPOSE OF ANALYZING OR EVALUATING ANY PROJECT THAT IS A SUBJECT OF A SPECIAL PERMIT APPLICATION SHALL BE ASSESSED TO THE APPLICANT AND SHALL CONSTITUTE PART OF THE APPLICATION FEE. A COPY OF THIS REGULATION SHALL BE PROVIDED TO THE APPLICANT IF REQUESTED.

I have read the above regulation and agree to be bound by it.

Signature Donald Elitz

Signature of Co-Applicant (e.g. Property Owner) Jonathan Elitzel, Trustee

Date 11/6/17

Donald B. Elitzer
39 Alford Road
Great Barrington, MA 01230
Phone: (413) 528-4693
chip.elitzer@gmail.com

November 6, 2017

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

Gentlemen:

I am applying for a Special Permit for a Moderate Impact Home Occupation because I would like to be able to host up to four weddings or similar style celebrations a year on my property (ideally, once a month during June-September). Cindy and I have probably held about a dozen large events (125-150 people) over the 21 years that we have lived here, but all for family and friends, without compensation, most recently my oldest son's engagement party (2014) and his friend's wedding (2015). Typically, the event embraces a weekend, starting Friday evening, a "play day" on Saturday (swimming, croquet, volleyball, barbecue), and a wedding on Sunday.

The house itself would remain occupied by me throughout any event, although the kitchen and dining room would be used by the caterer for some prep work. All guest activities would be outside, including under the large tent that Classical Tents sets up on our lawn immediately adjacent to the west facade of our house. The caterer (probably Mezza Catering of Williamstown, who would provide the "curated" clients) would arrange trash removal and temporary sanitary facilities.

Our property is 36 acres, mostly forest, which shields the house and grounds from view and from most sounds. We pay the town over \$18,000 annually in property taxes, plus additional amounts for water and sewer. There are many other ongoing costs associated with maintaining the property, of course, and the venue fees that we hope to collect if we are able to go forward with this would be significant in lessening the financial burden.

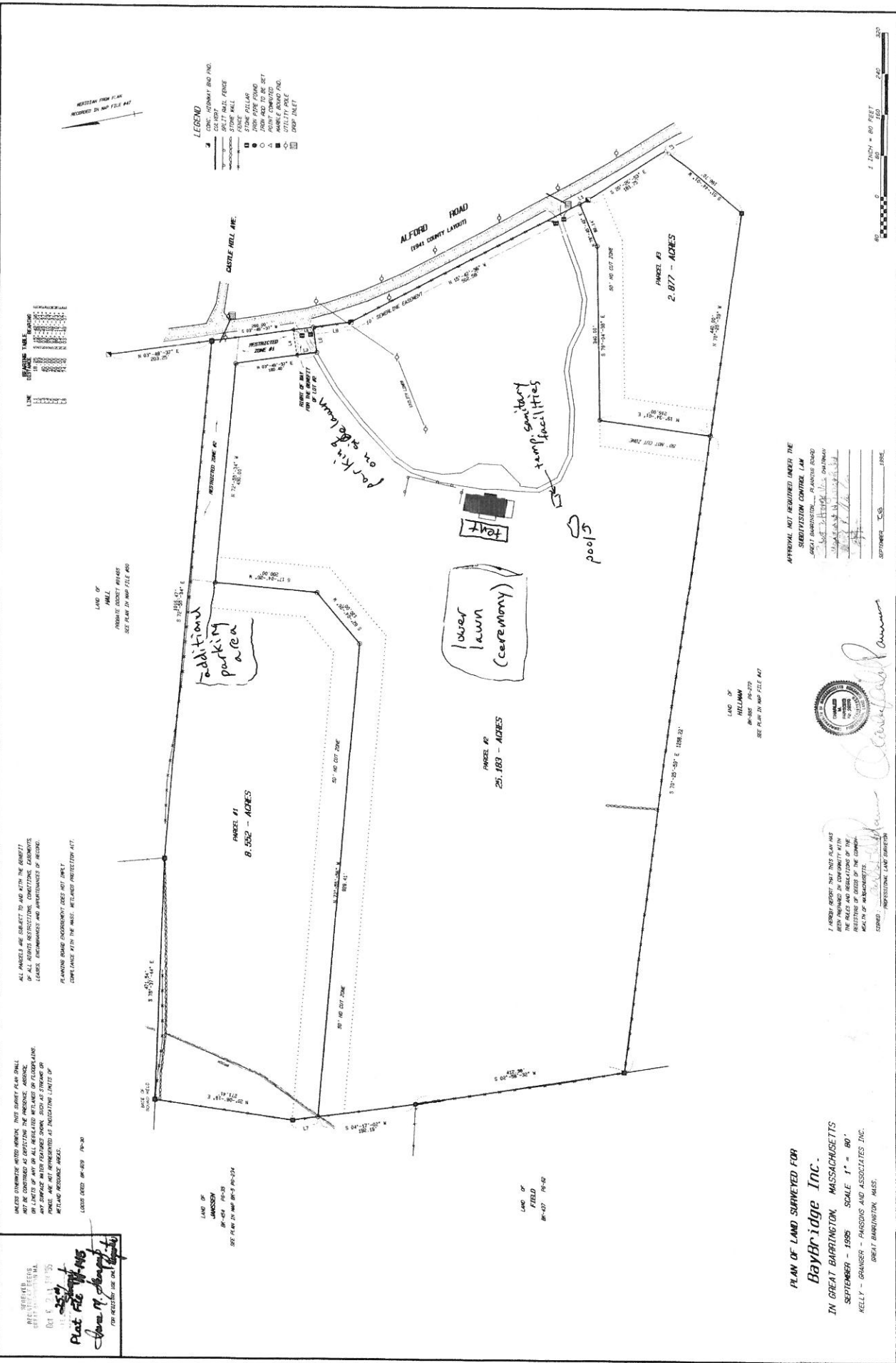
The town's economy should also benefit modestly from this occasional activity. As several wedding planners have mentioned to me, Great Barrington doesn't have any casual, non-commercial venues for larger affairs, unlike Lenox and Stockbridge. The sort of event we would host would be an upscale "destination" for guests, as most Berkshire events for out-of-towners are, and would bring a

meaningful number of visitors to our town who would spend money on lodging, restaurants, and shopping.

I definitely do not want to engage in this activity if it runs counter to the town's policy, which may not yet be set with respect to what I am proposing. Since many couples planning weddings for next summer have already settled on their venues, it is none too soon to establish whether 39 Alford Road is a viable option.

Sincerely,

A handwritten signature in blue ink that reads "Chip Eitzen". The signature is written in a cursive style with a large initial "C" and a long, sweeping underline.



ALL PARCELS ARE SUBJECT TO AND WITH THE BENEFIT OF ALL ZONING RESTRICTIONS, CONDITIONS, EASEMENTS, EJECTMENTS, ENCUMBRANCES AND IMPOSITIONS OF RECORD. PLANNING BOARD ENDORSEMENT DOES NOT CONSTITUTE A GUARANTEE OF THE ACCURACY OF THIS PLAN. SEE PLAN IN MAP FILE #447.

LAND OF HILLMAN
PARCELS #2 AND #3
SEE PLAN IN MAP FILE #447

LAND OF JAMESON
PARCELS #1 AND #2
SEE PLAN IN MAP FILE #447

LAND OF FIELD
PARCELS #1, #2 AND #3
SEE PLAN IN MAP FILE #447

APPROVAL NOT REQUIRED UNDER THE SUBDIVISION CONTROL ACT
GREAT BARRINGTON, MASSACHUSETTS
KELLY - GRANGER - PHANSLOW AND ASSOCIATES, INC.
GREAT BARRINGTON, MASS.
SEPTEMBER 1985

PLAN OF LAND SURVEYED FOR
BayBridge Inc.
IN GREAT BARRINGTON, MASSACHUSETTS
SEPTEMBER - 1985 SCALE 1" = 80'
KELLY - GRANGER - PHANSLOW AND ASSOCIATES, INC.
GREAT BARRINGTON, MASS.

RECORDED
RECORDING DEPARTMENT
001 2 21 1985

PLANNING BOARD ENDORSEMENT DOES NOT CONSTITUTE A GUARANTEE OF THE ACCURACY OF THIS PLAN. SEE PLAN IN MAP FILE #447.

LAND OF JAMESON
PARCELS #1 AND #2
SEE PLAN IN MAP FILE #447

LAND OF HILLMAN
PARCELS #2 AND #3
SEE PLAN IN MAP FILE #447

LAND OF FIELD
PARCELS #1, #2 AND #3
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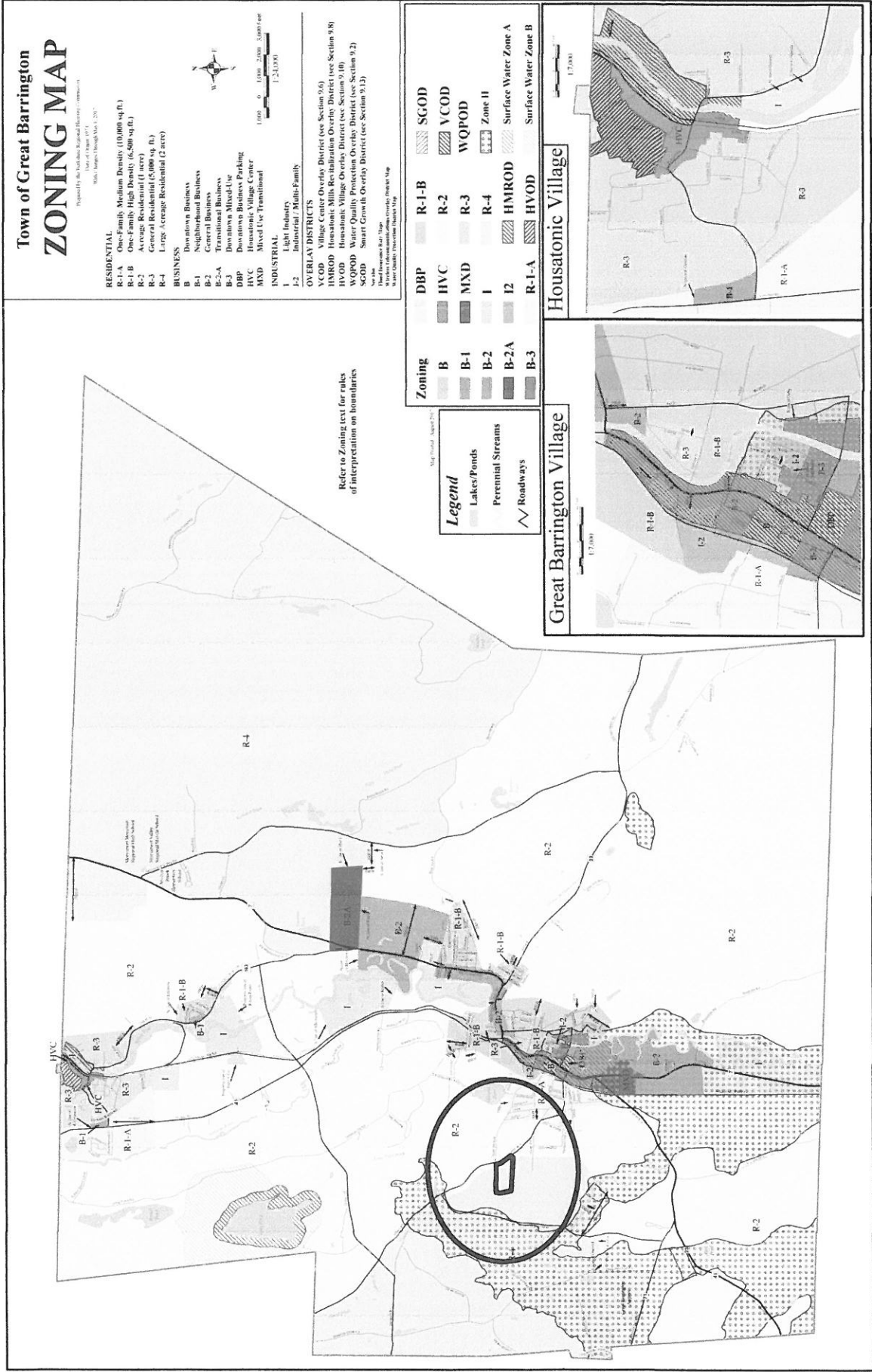
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001 2 21 1985

39 ALFORD ROAD, GREAT BARRINGTON, MA



39 ALFORD ROAD, GREAT BARRINGTON, MA





Bruce Firger, Assessor
John Katz, Assessor
Christopher J. Lamarre, MAA
Principal Assessor

E-mail: clamarre@townofgb.org



Town Hall, 334 Main Street
Great Barrington, MA 01230

Telephone: (413) 528-2220 x 5
Fax: (413) 528-2290

TOWN OF GREAT BARRINGTON MASSACHUSETTS

ASSESSORS' OFFICE

November 6, 2017

ABUTTERS WITHIN 300' TO SUBJECT PROPERTY OF: Donald B. Elitzer, Trustee & Cynthia B. Elitzer, Trustee
39 Alford Road
Map 31 Lot 14
Book 2197 Page 315

| <u>MAP</u> | <u>LOT(s)</u> | <u>ABUTTER</u> |
|------------|------------------|---|
| 32 | 81, 81A, 81B | Simons Rock, Inc. 84 Alford Road Gt. Barrington, MA 01230-2499 |
| 32 | 82.I, 86.G, 86.H | Helen D. McCandless, Trustee & Margaret M. McCandless, Trustee
550 Manning St. Jefferson, MA 01522-1574 |
| 32 | 86.C | Sarah Lord McCandless C/O Sarah M. Slingerland 70 Columbine Dr.
Glenmont, NY 12077-2967 |
| 32 | 86D | Frederick D. McCandless Jr. 788 Altamont-Voorheesville Rd
Altamont, NY 12009-4906 |
| 31 | 12, 12A, 13 | Abigail D. Haupt PO Box 891 Gt. Barrington, MA 01230-0891 |
| 31 | 29A | Susan Frunzi, Trustee & Ruth Edleson, Trustee 200 East 66 th St. #E2101
New York, NY 10065-0202 |
| 31 | 29B | Beth B. Sackler 200 East 66 th St. #E2101 New York, NY 10065-0202 |
| 31 | 15 | Steven N. Tannenbaum, Trustee & Wendy C. Tannenbaum, Trustee
1938 Washington ST #201 Newton, MA 02466-3038 |
| 31 | 31.1 | David Hillcoat & Ellen Jacobson 248 East 31 st #1D
New York, NY 10016-9711 |
| 31 | 30 | Randall Courts & Jennifer Laird 33 Alford Road Gt. Barrington, MA 01230-2403 |

The above list of abutters within 300' to the subject property is correct according to the latest records of this office.

Sincerely, *

Christopher J. Lamarre, MAA
Principal Assessor



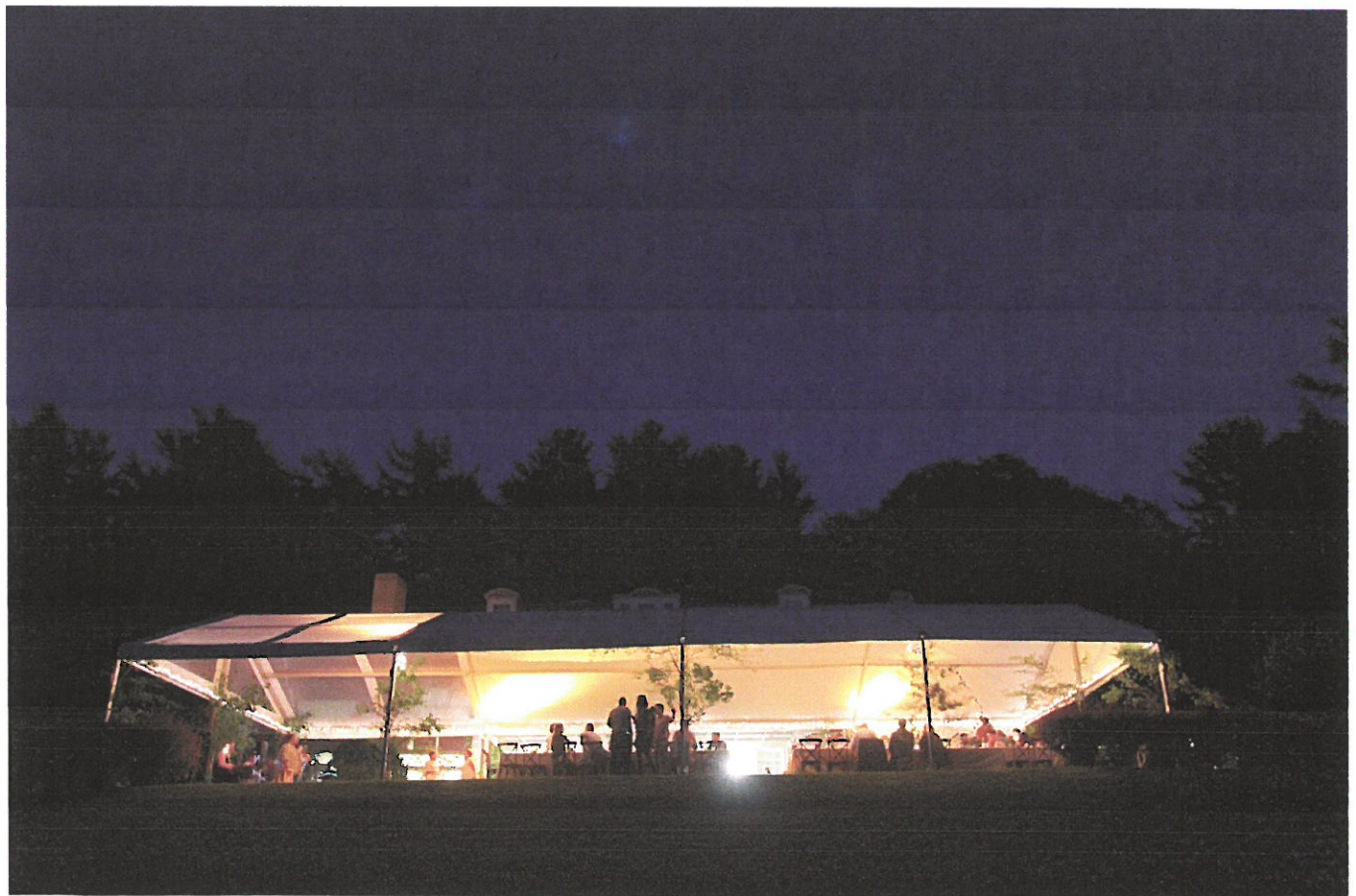
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2.



3.



4.



5.



6.



7.



8.

RECEIVED
TOWN MANAGER

DEC 14 2017

BOARD OF SELECTMEN
GREAT BARRINGTON, MA

COMMONWEALTH OF MASSACHUSETTS
TOWN OF GREAT BARRINGTON
APPLICATION FOR 2018 ANNUAL AUTOMATIC AMUSEMENT DEVICE
M.G.L. CHAPTER 140, SECTION 177A

FEE: \$30.00 per machine

DATE: 12/13/17

NUMBER OF MACHINES: 3 x 30 = 90

LICENSE NUMBER: _____

TO THE LICENSING AUTHORITY:

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

OWNER(S) NAME: ~~Angela Barbieri~~ Angela Barbieri

NAME OF BUSINESS: ~~Amie's Place LLC~~ Amie's Place LLC

D/B/A (if applicable): Risingdale Cafe

MAILING ADDRESS: 135 West Ave Gt Barrington

EMAIL: angbarb@gmail.com

BUSINESS TELEPHONE: 413-274-6185

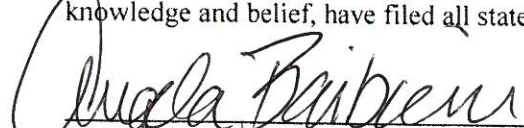
LOCATION WHERE LICENSE IS TO BE USED: 290 Park St Gt Barrington

DAYS/ HOURS OF OPERATION: Mon - Sun 11 AM - 1 AM

NAME OF MACHINE:
TouchTunes Juke Box
Great American Pool Table
Valley Pool Table

MANUFACTURER:
Pace Vending
Pace Vending
John Keresey

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.


Signature of Individual OR
Corporate Name

by: _____
Corporate Officer
(if applicable)



TOWN OF GREAT BARRINGTON
Annual Weekday Entertainment License Application
(INDOOR ONLY)
\$25.00

BOARD OF SELECTMEN
GREAT BARRINGTON, MA
RECEIVED
TOWN MANAGER

DEC 14 2017

BOARD OF SELECTMEN
GREAT BARRINGTON, MA

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: Angela Barbieri
Business/Organization: Angie's Place LLC
D/B/A (if applicable): Risingdale Cafe
Address: 290 Park St Gt Barrington
Mailing Address: 135 West Ave Gt Barrington
Phone Number: 413-274-6185
Email: angdbar@gmail.com

TYPE: (Check all that apply) Concert Dance Exhibition Cabaret DJ
 Live band with up to ___ pieces, including singers Public Show

INCLUDES: Live music Recorded music Dancing by entertainers/ performers
 Dancing by patrons Amplification system Theatrical exhibition
 Floorshow Play Moving picture show Light show Jukebox

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

 NO

Exact Location of Entertainment (include sketch): BAR AREA OR
DINING ROOM

Days of Entertainment*: Mon - Sat
*Does not include SUNDAY

Start & End Times of Entertainment: 12 AM - 11 AM

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.

In the event of a change in type of entertainment or hours/days different than indicated above, a new application will be required and a new license will be issued.

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.

Angela Barbicini
Signature of Individual or
Corporate Officer

12/13/17
Date

82-1840472
SS# or FID#

TOWN USE ONLY:

DRT Review with Conditions: _____

APPROVAL DATE: _____

LICENSE # _____

New License

COMMONWEALTH OF MASSACHUSETTS
TOWN OF GREAT BARRINGTON
APPLICATION FOR 2018 ANNUAL INNHOLDERS LICENSE

FEE: \$50.00 paid ch# 25-

DATE: 11/15/17

LICENSE NUMBER: _____

TO THE LICENSING AUTHORITY:

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

OWNER(S) NAME: NANCY FITZPATRICK / SARAH EUSTIS

NAME OF BUSINESS: MAIN STREET HOSPITALITY GROUP #

D/B/A (if applicable): BRIARCLIFF MOTEL

MAILING ADDRESS: P.O. BOX 954 STOCKBRIDGE MA 01262

EMAIL: FINANCE@~~mshg.com~~ mshgmail.com

BUSINESS TELEPHONE: 413-528-3000 HOME TELEPHONE: 413-298-1673

LOCATION WHERE LICENSE IS TO BE USED: 506 STOCKBRIDGE RD
GREAT BARRINGTON, MA 01230

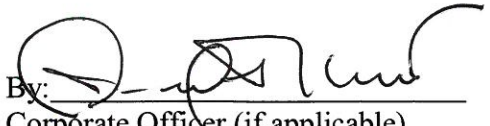
DAYS OF OPERATION: 365 PER YEAR

HOURS OF OPERATION: 24 HRS PER DAY

DESCRIPTION OF PREMISES: 16 ROOM MOTEL WITH
2ND FLOOR APARTMENT.

NUMBER OF ROOMS: 16

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.

MAIN STREET HOSPITALITY
Signature of Individual or Corporate Name GROUP By: 
Corporate Officer (if applicable)

THE COMMONWEALTH OF MASSACHUSETTS

Town OF Great Barrington

Class II
\$50.00

paid
4/25/17 A
ck# 1213

RECEIVED
TOWN MANAGER

APR 25 2017

2018

BOARD OF SELECTMEN
GREAT BARRINGTON, MA

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE
OR ASSEMBLE SECOND HAND MOTOR VEHICLES
OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a.....
class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with
the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? .. Timeless Auto Sales ^{LLC.} DBA ..
.. Timeless Auto Sales ..

Business address of concern. No. .. 109 Stockbridge Road (Cove Building Lane) ..
.. Gt. Barrington .. MA, 01230 .. City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? .. LLC ..

3. If an individual, state full name and residential address.
* Brian Donovan ..
.. 60 Herie Ave., Pittsfield, MA 01201 ..

4. If a co-partnership, state full names and residential addresses of the persons composing it.
.....
.....
.....
.....

5. If an association or a corporation, state full names and residential addresses of the principal officers.
President ..
Secretary ..
Treasurer ..

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? .. YES ..
If so, is your principal business the sale of new motor vehicles? .. NO ..
Is your principal business the buying and selling of second hand motor vehicles? .. YES ..
Is your principal business that of a motor vehicle junk dealer? .. NO ..

SALE OF MOSTLY LATE MODEL-MERCEDES-BMW-AUDI-PORSCHE
& MINI COOPER

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

CARS WILL BE PUT ON THE RIGHT HAND SIDE OF THE UHAUL OFFICE (WHICH WILL BE OUR NEW OFFICE- ALSO A FEW CARS WILL BE PARKED IN THE FRONT NEAR THE GRASS DURING THE DAY AND A FEW WHERE THE UHAUL TRUCKS ARE PARKED ON THE RIGHT HAND SIDE OF THE LOT

8. Are you a recognized agent of a motor vehicle manufacturer? NO (Yes or No)

If so, state name of manufacturer

9. Have you a signed contract as required by Section 58, Class 1? NO (Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES (Yes or No)

If so, in what city - town LENOX, MA 01240

Did you receive a license? YES (Yes or No) For what year? 2017

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? NO (Yes or No)

Sign your name in full. [Signature] (Duly authorized to represent the concern herein mentioned)

Residence: 60. Herie Ave., Pittsfield, MA 01201

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

* THIS WILL BE A SECOND LOCATION FOR TIMELESS AUTO SALES FOR SALES ONLY - ALL SERVICE WORK WILL BE PERFORMED BY DONOVAN MOTORCARS IN LENOX MA. BRIAN DONOVAN IS OWNER OF BOTH ENTITY'S.