Mark Pruhenski Town Manager

E-mail: mpruhenski@townofgb.org 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

Revised

SELECTBOARD SPECIAL MEETING AGENDA (VIA ZOOM)

CONFERENCE DATE: WEDNESDAY, JULY 1, 2020

6:30 PM - REGULAR SESSION

LOCATION: ZOOM VIDEO

TOWN HALL, 334 MAIN STREET

ORDER OF AGENDA

Please click the link below to join the webinar:

https://us02web.zoom.us/j/86418786665?pwd=ZVhsT3pJSTZhcmltOkVEejUxWXVxZz09

Dial in:(929) 205 6099

Webinar ID: 864 1878 6665

Password: 776611

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Great Barrington Selectboard will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found on town's website, at www.townofgb.org. For this meeting, members of the public who wish to listen to the meeting may do so in the following manner: See instructions at the top of the agenda. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the town's website an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

6:30 PM - OPEN MEETING

1. CALL TO ORDER:

2. RE-ORGANIZATION:

- Welcome and Congratulations to Newly Elected Selectboard
- Election of Chair and Vice Chair

3. SELECTBOARD'S ANNOUNCEMENTS/STATEMENTS:

A. General Comments by the Board.

4. TOWN MANAGER'S REPORT:

- A. Department Updates
- B. Project Updates

5. PUBLIC HEARINGS:

- A. <u>Continuation</u> of Special Permit Application from MRI Investments, LLC for a medically supervised substance abuse detoxification facility at 438-446 Monterey Road, Great Barrington per Sections 3.1.4 B (10) and 10.4 of the Zoning Bylaw. (Discussion/Vote)
 - a. Open Public Hearing
 - b. Explanation of Project
 - c. Speak in Favor/Opposition
 - d. Motion to Close or Continue Public Hearing
 - e. Motion re: Findings
 - f. Motion re: Approval/Denial/Table

6. LICENSES OR PERMITS:

- A. Approval of Outdoor Dining for the following Restaurants: (Discussion/Vote)
- The Well Restaurant, Hilary Drucker, Manager, 312 Main Street
- Millers Pub, Christopher Brooks, Manager, 280 Main Street
- Tangier Café, Toni Bergins, Manager, 286 Main Street
- B. 2020 May License Renewals, as per list attached. (Discussion/Vote)
 - Real Estate Signs
 - Coin Operated Soft Drink and Food Machines

7. NEW BUSINESS:

- A. SB Appointment of Selectboard representative or their designee to the Berkshire Regional Transit Advisory Board (BRTA). (Discussion/Vote)
- B. David Gasser, Program Manager//Citizens' Housing and Planning Association (CHAPA)
 - Request for a Waiver of Right of First Refusal for property owned by Kimberly

Cavanaugh, 4 Rose Court East (part of Blue Hill Commons Chapter 40B/Affordable Housing). (Discussion/Vote)

- C. SB Recommendation to the Planning Board on the Special Permit Application from Terrance Coughlin for permission to erect a freestanding sign in a residential zone at 98 Division Street for permitted bed and breakfast establishment. (Discussion/Vote)
- D. SB Proclamation Systemic racism/Trust Policy and Establishment of Oversight Committee. (Discussion/Vote)
- E. SB Set Date and Time for SB Goal Setting Meeting. (Discussion/Vote)

8. CITIZEN SPEAK TIME:

Citizen Speak Time is simply an opportunity for the Selectboard to listen to residents. Topics of particular concern or importance may be placed on a future agenda for discussion. This time is reserved for town residents only unless otherwise permitted by the chair, and speakers are limited to 3 minutes each.

9. SELECTBOARD'S TIME:

10. MEDIA TIME:

11. ADJOURNMENT:

12. CONVENE INTO EXECUTIVE SESSION and Not to Return to Open Session, Via Zoom

Executive Session under MGL Ch 30A, sec. 21(a) for the following purpose:

(3) To discuss strategy with respect to litigation, specifically to deliberate regarding a grievance filed by AFSCME on behalf of the DPW regarding overtime.

Motion: Move that the Board meet in executive session pursuant to MGL Ch. 30A sec. 21(a) for the following purpose:

(3) To discuss strategy with respect to litigation regarding a grievance filed by AFSCME on behalf of the DPW regarding overtime because an open discussion may have a detrimental effect on the litigation position of the Board.

Roll Call Vote

NEXT SELECTBOARD MEETING: Monday, July 13, 2020

/s/ Mark Pruhenski

Mark Pruhenski, 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.

Item # 5, A.

TOWN OF GREAT BARRINGTON

NOTICE OF PUBLIC HEARING

The Great Barrington Selectboard will hold a public hearing on Monday, April 13, 2020 at 7:00 pm at Town Hall, 334 Main Street, Great Barrington, to act on the Special Permit application from MRI Investments, LLC, 6613 N. Scottsdale Road, Suite 200, Scottsdale, AZ 85250 for a medically supervised substance abuse detoxification facility, at 438 - 446 Monterey Road, Great Barrington per Sections 3.1.4 B(10) and 10.4 of the Zoning Bylaw. A copy of the application is on file with the Town Clerk.

Stephen Bannon, Chair

Please publish March 13 and March 20, 2020

continued to april 27/20

Continued to May 13/20

Continued to June 8/20

Continued to June 13/20

Berkshire Record

EXHIBIT A

FINDINGS OF FACT AND BASIS FOR DECISION

Re: Special Permit #907-20 438/446 Monterey Road

A. Introduction

This Special Permit application was filed on February 25, 2020 by MRI Investments, LLC, c/o Nicholas Arienti, Hellman Shearn & Arienti, LLP, 342 Main Street, Great Barrington, ("Applicant"), to operate a medically supervised substance abuse detoxification facility at 438/446 Monterey Road, Great Barrington, in accordance with Section 3.1.4 B(10) of the Zoning Bylaw. The application includes a narrative prepared by its attorney, Mr. Arienti, and a site plan prepared by Kelly, Granger, Parsons, & Associates. The original materials were supplemented on June 5, 2020 with an updated site plan, easement agreements with abutting properties, site photographs, and a conceptual well and septic plans dated 5/12/20. The June 5 submittal also included a request per Section 6.1.9 of the Zoning Bylaw to deviate from the parking requirements.

B. General Findings

The site is in the R-2 (Acreage Residential) zoning district. The site as currently configured consists of three parcels totaling approximately four acres of land, and is situated on the southerly side of Monterey Road. As described by the Applicant, the parcels will be combined for zoning purposes into one large parcel. There is one existing structure on the site and after the parcels are combined it will not be within 50 feet of any lot line. The building was constructed in 1966 and was renovated and likely expanded in 1984 according to the Great Barrington Assessor's records. The structure in total comprises approximately 5,166 square feet between the first-floor level, which is at street grade, and the basement level below, which is fully exposed at the rear of the building and which serves as the primary point of access. The building was most recently used by the Eagleton School as both a student residence and for administrative offices and meeting rooms, but it has been vacant since the School's closing in 2016.

A driveway into the site is on the abutting property to the east, and connects into the site's own paved parking area, to the rear of the building. The rest of the site is open lawn, with some mature trees and rail-style fencing along the road frontage.

The site will be served by existing wells and septic systems, which will be restored and supplemented as shown on the 5/12/20 conceptual plan.

The site's surroundings include other buildings and grounds of the former school (on the north side of the road, including the gymnasium building), and low-density single family residential development on the south side of the road, with the nearest residential properties to the site building being approximately 340 feet to the west, and approximately 700 feet to the east.

As described in the narrative and as shown on the accompanying plans, the Applicant seeks to purchase the site and utilize the existing building as a detoxification and treatment center specializing in medically supervised detox programing to assist people who are suffering from substance abuse and ready to begin the recovery process. The facility will include inpatient medical detoxification and related medical services, individual and group therapy, family programs and aftercare planning. The site will be used to house clients of the program during the detoxification and recovery period, and will also be used for clinical medical and therapeutic purposes, for counseling and meetings, and for

DRAFT 1 DRAFT

administrative space for the staff. The staff will be comprised of various medical professionals, therapists and administrative staffers, and will provide required services and staffing at the site at all hours. The facility will have not more than 16 patient beds and five to six (5 to 6) staff on site at any one time.

Town Fire and Police Departments have reviewed the proposal and their concerns have been addressed by the Applicant.

The Conservation Commission reviewed the proposal and has determined it has no jurisdictional interest in the property (see memo dated February 26, 2020).

The Board of Health reviewed the proposal and recommends the septic system be evaluated and upgraded and repairs as necessary (see memo dated March 6, 2020).

The Planning Board reviewed the special permit application and made a positive recommendation to the Selectboard (see letter dated May 9, 2020). The Planning Board, in accordance with Section 6.1.9, reviewed the June 5 request to waive certain parking requirements, and found that it would be appropriate to do so. The Planning Board also granted Site Plan Approval with certain conditions as to lighting and screening (see letter dated June 12, 2020).

C. Definition / Applicability

The application has be filed under Section 3.1.4 B(10) "hospital, sanitarium, nursing or convalescent home or philanthropic institutions, provided that no principal building so used shall be within 50 feet of any lot line." Of those five terms, only "hospital" is defined in the Zoning Bylaw, as follows:

HOSPITAL: An institution providing primary health services and medical or surgical care to persons, primarily inpatients, suffering from illness, disease, injury, and other physical or mental conditions and including, as an integral part of the institution, related facilities, including laboratories, outpatient facilities, training facilities, medical offices, helipad for emergency use, and staff residences.

According to the Applicant, the facility's patients, all inpatients, are suffering from "illness, disease, injury, and other physical or mental conditions," and the facility's health services are primary, in that they are essential and first services for its inpatients. While the facility may not appear to be a hospital in a traditional sense, the Board finds that the proposal meets the definition of a hospital, is reasonably included under Section 3.1.4 (B), and is entitled to apply for a Special Permit.

D. Special Permit Criteria and Findings

Section 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 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 #907-20:

Per Section 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 Board's considerations in relation to each of the six special permit criteria are set forth below.

<u>Criterion 1.</u> Social, economic, or community needs which are served by the proposal.

The Board finds that the facility will serve the needs of the local and surrounding Berkshire County community by offering specialized medically supervised detox programming and therapy to assist people who are suffering from substance abuse, both alcohol and drugs, in a community and region where treatment options are severely lacking.

<u>Criterion 2.</u> Traffic flow and safety, including parking and loading.

The Board finds no traffic, parking, or loading concerns, and that a detailed traffic study is not required. The traffic flow will be low, with only 16 inpatients and up to 6 staff on site daily. There is adequate parking on-site and off-site, and the off-site parking and access will be secured by an easement with the abutters.

The Board also finds, in agreement with the Planning Board, that it would be appropriate to deviate from the parking requirements that prohibit parking in the front yard setback and within 10 feet of any sideline, as both the building and parking are existing and there will be appropriate screening of the parking areas from the public road and from abutting properties.

<u>Criterion 3.</u> Adequacy of utilities and other public services.

The Board finds that the site will be served by an on-site drinking water well and on-site septic system, which will be designed and inspected as required by Health regulations.

The Board also finds there will be no detrimental impact to public health, fire, or police services.

<u>Criterion 4.</u> Neighborhood character and social structures.

The Board finds that the proposal will use the site and the building in a way similar to the previous school use, and it will not alter the character of the neighborhood or social services in any tangible way. The Applicant has no plans to add security fencing that would alter the character of the site. Landscaping and lighting issues have been addressed by the Planning Board and made a part of their site plan approval conditions.

Criterion 5. Impacts on the natural environment.

The Board finds that the proposal will have no negative impacts on the environment. No further development of the site will occur, except for upgrades and repairs to the on-site septic system.

<u>Criterion 6.</u> Potential fiscal impact, including impacts on town services, tax base, and

DRAFT 3 DRAFT

employment.

The Board finds that the facility will not negatively impact town services, and will increase the tax base by upgrading the existing building. It will also add new full time jobs to the local economy.

Finding:

In consideration of the above Findings, the Board finds that possible benefits of the proposal do not outweigh possible detrimental impacts of the proposal.

SP # 907-20

Special Permit application from MRI Investments, LLC, for a medically supervised substance abuse detoxification facility, at 438 / 446 Monterey Road, Great Barrington per Sections 3.1.4 B(10) and 10.4 of the Zoning Bylaw.

DRAFT MOTIONS

-				
1	VOTE	ON	FINIT	MINICS

1.	VOTE ON FIN	DIINGS		
			dings based on th dings "as amende	e Public Hearing and its discussion, be sure to specify d.")
	Move to approv Exhibit A.	ve the Findings	of Fact for Speci	al Permit #907-20, [as written] and referenced as
	Second:			
	Roll call vote:	Davis Abrahams	Burke Bannon	Cooke
2.	VOTE ON SPE	ECIAL PERMIT		
	Move, in view	of the approved	Findings of Fact	t, to approve Special Permit #907-20
	Second:			
	Roll call vote:	Davis Abrahams	Burke	Cooke

Town Hall, 334 Main Street Great Barrington, MA 01230



SP # 907 - 20 Telephone: (413) 528-1619 Fax: (413) 528-2290

TOWN OF GREAT BARRINGTON MASSACHUSETTS

PLANNING BOARD

June 12, 2020

Selectboard Town Hall 334 Main Street Great Barrington, MA 01230

RE: 438-446 Monterey Road Parking

Dear Members of the Selectboard:

At its meeting of June 11, 2020, the Planning Board voted that with respect to the applicant's request to deviate from the parking requirements prohibiting parking in the front yard setback and within 10 feet of any sideline, the Planning Board finds this to be appropriate since both the building and parking are existing and there will be appropriate screening and low level illumination of the parking areas.

Also at this meeting, the Planning Board voted to grant Site Plan Approval for this project, with conditions including (1) evergreen screening of the parking areas shall be provided in accordance with the Zoning Bylaw; (2) the dumpster shall be screened with stockade fencing; (3) exterior lighting shall be replaced with lights that are downcast with full horizontal cutoffs; and, (4) bollard lighting may be added to pathways and parking areas.

Thank you for your attention to this matter.

Sincerely,

Kimberly L. Shaw

Kimberly L. Shaw Planning Board Secretary Town Hall, 334 Main Street Great Barrington, MA 01230



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

TOWN OF GREAT BARRINGTON MASSACHUSETTS

PLANNING BOARD

May 9, 2020

Selectboard Town Hall 334 Main Street Great Barrington, MA 01230

Re: Special Permit: 438-446 Monterey Road

Dear Members of the Selectboard:

At its meeting of April 23, 2020, the Planning Board voted to send a positive recommendation on the special permit application submitted on behalf of MRI Investments, LLC for a medically supervised substance abuse detoxification facility at 438-446 Monterey Road.

The Board had several comments for the Selectboard's consideration. The Board wanted the Selectboard to be aware that the Planning Board has not received information including: information about the water and septic systems for the site, an agreement allowing the applicant the right to use the parking lot, the dumpster location and screening, site lighting, the plans need to show downward directed lighting and the light temperature, number of parking spaces, loading spaces for deliveries and a landscaping plan.

The Board also recommends that the residents on Birch Lane be notified of the application and use. Thank you for the opportunity to comment.

Sincerely,

Kimberly L. Shaw

Kimberly L. Shaw Planning Board Secretary

Cc: Chris Rembold, Assistant Town Manager/Director of Planning and Community Development

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 Sulcaus

Date:

February 26, 2020

Copy: Chris Rembold, Asst. Town Manager, Town Planner

Re:

Special Permit application #907-20

The Conservation Commission has reviewed Special Permit application #907-20 from MRI Investments, LLC for a medically supervised substance abuse detoxification facility, at 438 / 446 Monterey Road, Great Bartrington per Sections 3.1.4 B(10) and 10.4 of the Zoning Bylaw.

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.

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

May 11, 2020

Special Permit #907-20: Special Permit Application for MRI Investments, LLC, for a medically supervised substance abuse detoxification facility, at 438/446 Monterey Road, Great Barrington per Section 3.1.4 B(10) and 10.4 of the Zoning Bylaw

Dear Selectboard,

The Health Department reviewed Special Permit application #907-20 at the March 12, 2020 Board of Health meeting. Attorney Nicholas Arienti presented the special permit application to the Board of Health and they reviewed a recent Title V inspection report by the Health Agent. The Health Agent explained that while there was no observable failure, the functionality and capacity of the system needs further evaluation by an engineer or registered sanitarian.

MOTION: Peter Stanton motioned to recommend Special Permit #907-20 to the Selectboard.

SECOND: Dr. Ruby Chang

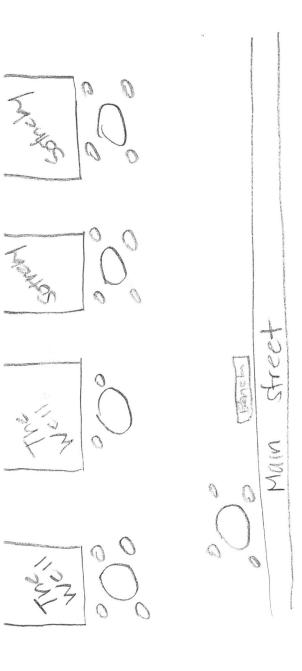
VOTE: 3-0

Sincerely,

Rebecca Jurczyk GB BOH Agent

TOWN OF GREAT BARRINGTON	Application Date:
TEMPORARY OUTDOOR DINING LICENSE All Temporary License Expire November 1, 2020	
Establishment Name: The Wall Restawant and Elecation: 3/2 DBA The Wall Property Owner Name: 3/2 Main St. Partnership Email/Phone:	main st
Business Owner Name: Hary Dricker Email/Phone: 1/	rewal312@gmail.com
Business Phone: 413 528 3451 Days/ Hours of Operation Cell/Email: 413 446 9479	:: <u>Hon-sat</u> 3pm-9pm
Applications: Should be sent to the Town Manager's Office, <u>Apulver@townofgb.org</u> or by mail to 334 Main St, Great Barrington, MA 0	IKuziemko@Townofgb.org or 1230.
Approval: Once your written application has been approved, you will be not installation of the proposed outdoor seating area. If you have requested a sea either Friday or Saturday evening you will be notified of your specific seatin instructions. If your business is requesting outdoor alcohol services you must Selectboard prior to serving to outside dining area.	ting area on Railroad Street on g location and set up/ clean up
Seating: Tables need to be spaced a min. of 6ft apart from other tables and we more than 6 people per table. **Please attach a diagram of the proposed outed Dimensions, walkways, tents, garbage receptacles, and ADA compliance. Number of Tables: Maximum Number of Patrona	loor dining area to include;
Check all that apply:	
Alcohol Service: Yes No (SB Approval for outside alcohol se	ervice)
Requesting a space to set up seating on Railroad Street Friday or Sat	
Proposing a tent to cover outside dining area. (Building Permit may	
COVID-19 Mandatory Workplace Safety Standards Control Plan Co	
Attestation Poster in visible location for customers and patrons	11.
Seating is proposed on a sidewalk— Stables out from	Hable of Z
Seating is proposed in parking spots	7
Plan meets all requirements of COVID MA Safety Requirements for	
I fully understand the Mandatory Standards, Protocols and Licensing Req Outdoor Dining Areas and I agree to comply with State and Local code re COVID-19 issued guidance:	quirements in addition to
Applicant Signature Hlang Ducker Role:	ofile 2020
Applicant Name (Printed) Hlan Ducker Role:	owner

OFFICE USE ONLY:



TOWN OF GREAT BARRINGTON TEMPORARY OUTDOOR DINING LICENSE All Temporary License Expire November 1, 2020		
Establishment Name: The Millas Pub Location: Mui	n Street	
	anzoor egnail.com	
Business Owner Name: Chris Brodes Email/Phone: 41	ı	
Business Phone: 4136453444 Days/Hours of Operation: 12-10 7 Days? Cell/Email: Millers pub Gb & Smail.com		
Applications: Should be sent to the Town Manager's Office, HKu Apulver@townofgb.org or by mail to 334 Main St, Great Barrington, MA 0123	nziemko@Townofgb.org or 0.	
Approval: Once your written application has been approved, you will be notified installation of the proposed outdoor seating area. If you have requested a seating either Friday or Saturday evening you will be notified of your specific seating looinstructions. If your business is requesting outdoor alcohol services you must fir Selectboard prior to serving to outside dining area.	g area on Railroad Street on ocation and set up/ clean up est receive approval from the	
Seating: Tables need to be spaced a min. of 6ft apart from other tables and walk more than 6 people per table. **Please attach a diagram of the proposed outdoor Dimensions, walkways, tents, garbage receptacles, and ADA compliance.	r dining area to include;	
Number of Tables: Maximum Number of Patrons	:: <u> </u>	
Check all that apply:		
Applicant Name (Printed) C.J. Brooks Role: O	i wha	
OFFICE USE ONLY:		

Helen Kuziemko

From: C.J. PUBGB <millerspubgb@gmail.com>
Sent: Thursday, June 25, 2020 12:46 PM
To: Helen Kuziemko; Mark Pruhenski

Subject: Fwd: Miller's tables

----- Forwarded message ------

From: **C.J. PUBGB** < <u>millerspubgb@gmail.com</u>>

Date: Thu, Jun 25, 2020 at 12:20 PM

Subject: Miller's tables

To: Helen Kuziemko < hkuziemko@townofgb.org >, Mark Pruhenski < MPruhenski@townofgb.org >

With reference to having outside tables.

Our neighbors have said it would be ok to use their space.

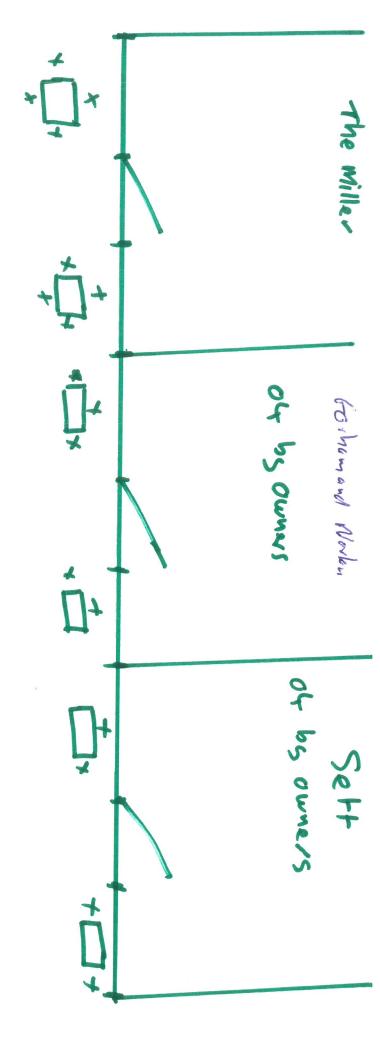
John and Diane Tracey from Gorham and Norton

Andy Pruhenski from Sette

Thank you, Chris, Kevin, Doug and David

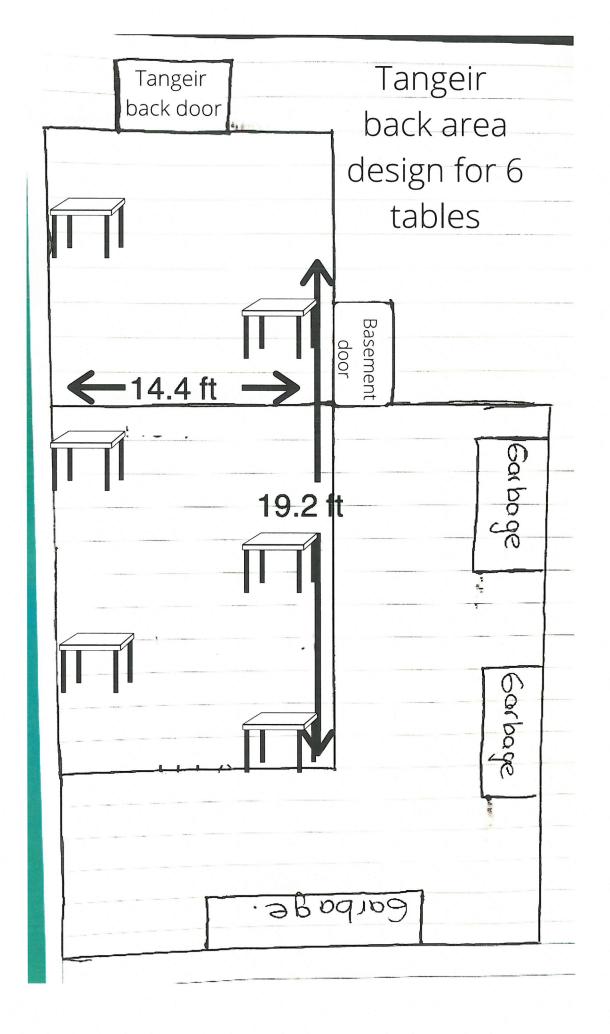
CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

tables outside



TOWN OF GREAT BARRINGTON
TEMPORARY OUTDOOR DINING LICENSE All Temporary License Expire November 1, 2020
Establishment Name: Tanque Cafe Location: 286 Main Street
Property Owner Name: Richard Stanks Email/Phone: 413-645-3375
Business Owner Name: Angel Espinoza Email/Phone: 413-429-6030
Business Phone: 46-645-3375 Days/ Hours of Operation:
Applications: Should be sent to the Town Manager's Office, <u>HKuziemko@Townofgb.org</u> or Apulver@townofgb.org or by mail to 334 Main St, Great Barrington, MA 01230.
Approval: Once your written application has been approved, you will be notified that you may begin installation of the proposed outdoor seating area. If you have requested a seating area on Railroad Street on either Friday or Saturday evening you will be notified of your specific seating location and set up/ clean up instructions. If your business is requesting outdoor alcohol services you must first receive approval from the Selectboard prior to serving to outside dining area.
Seating: Tables need to be spaced a min. of 6ft apart from other tables and walkways. Tables cannot seat more than 6 people per table. **Please attach a diagram of the proposed outdoor dining area to include; Dimensions, walkways, tents, garbage receptacles, and ADA compliance.
Number of Tables: Maximum Number of Patrons:
Check all that apply:
Check all that apply: Alcohol Service: Yes No (SB Approval for outside alcohol service)
Alcohol Service: Yes No (SB Approval for outside alcohol service)
Alcohol Service: Yes No (SB Approval for outside alcohol service) Requesting a space to set up seating on Railroad Street Friday or Saturday.
Alcohol Service: Yes No (SB Approval for outside alcohol service) Requesting a space to set up seating on Railroad Street Friday or Saturday. Proposing a tent to cover outside dining area. (Building Permit may be required)
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Alcohol Service: Yes No (SB Approval for outside alcohol service) Requesting a space to set up seating on Railroad Street Friday or Saturday. Proposing a tent to cover outside dining area. (Building Permit may be required) COVID-19 Mandatory Workplace Safety Standards Control Plan Completed and on file Attestation Poster in visible location for customers and patrons Seating is proposed on a sidewalk Seating is proposed in parking spots Plan meets all requirements of COVID MA Safety Requirements for Restaurants If ully understand the Mandatory Standards, Protocols and Licensing Requirements for Temporary Outdoor Dining Areas and I agree to comply with State and Local code requirements in addition to COVID-19 issued guidance: Applicant Signature

OFFICE USE ONLY:





Toni Bergins & Chef Angel Espinoza

co-owners

413.528.2002

50 Stockbridge Road/Rt 7, Great Barrington, MA 01230



xicohmexicano.com



DINING IN GREAT BARRINGTON

MOROCCAN & MEDITERRANEAN CUISINE Breakfast - Lunch - Dinner 286 Main Street, GB 413-645-3375

	TOWN OF GREAT BARRING TO TEMPORARY OUTDOOR DINING LICE All Temporary License Expire November 1, 2020	
	Establishment Name: Cafe ADAM	Location: 420 Stockbridge Rd Ste3
	Property Owner Name: Adam Lieminski	Email/Phone: 413 446 7099
	Business Owner Name: Adam Ziemins Li	Email/Phone: 413 446 7099
	Business Phone: 528 7786 Days/ H	lours of Operation: W-Sun 4-8
_	Applications: Should be sent to the Town Man Apulver@townofgb.org or by mail to 334 Main St, Great	ager's Office, <u>HKuziemko@Townofgb.org</u> o Barrington, MA 01230.
	Approval: Once your written application has been approved installation of the proposed outdoor seating area. If you has either Friday or Saturday evening you will be notified of your instructions. If your business is requesting outdoor alcohold Selectboard prior to serving to outside dining area.	ove requested a seating area on Railroad Street on your specific seating location and set up/ clean up
	Seating: Tables need to be spaced a min. of 6ft apart from more than 6 people per table. **Please attach a diagram of Dimensions, walkways, tents, garbage receptacles, and AL	f the proposed outdoor dining area to include;
	Number of Tables: Maximum	Number of Patrons:
_	Check all that apply:	
	Alcohol Service: Yes No (SB Approval for	outside alcohol service)
	Requesting a space to set up seating on Railroad S	
	Proposing a tent to cover outside dining area. (Build	lding Permit may be required)
	COVID-19 Mandatory Workplace Safety Standard	s Control Plan Completed and on file
	X Attestation Poster in visible location for customers	and patrons
	Seating is proposed on a sidewalk	
	Seating is proposed in parking spots	

or

COVID-19 issued guidance: Date: $\frac{\sqrt{8}}{20}$ Role: $\frac{6/18/20}{20}$ **Applicant Signature** Applicant Name (Printed) ADAM ZIEMINSKI

Plan meets all requirements of COVID MA Safety Requirements for Restaurants

I fully understand the Mandatory Standards, Protocols and Licensing Requirements for Temporary Outdoor Dining Areas and I agree to comply with State and Local code requirements in addition to

Helen Kuziemko

From:

cafe ADAM <cafeadam@hotmail.com>

Sent:

Wednesday, June 24, 2020 10:07 PM

To:

Helen Kuziemko

Subject:

description of the outdoor dining at cafeADAM

Attachments:

patio sketch.pdf

The additional outdoor seating area at cafeADAM is located in a former garden area and to the right of the handicap ramp on a grass. It is the north east side of the building. The parking is not affected since that end of the parking lot is wider. There is no side walk.

Please let me know if you need more information Thank you Sylwia

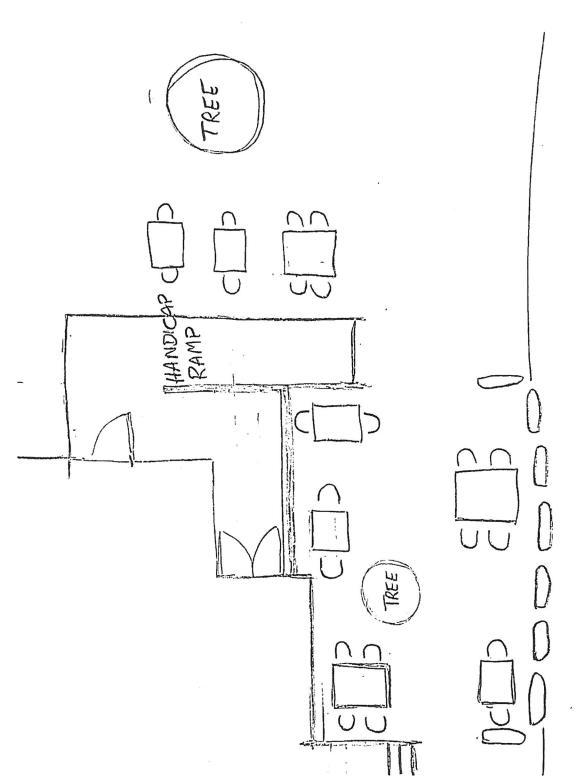


OF THE BERKSHIRES

https://www.instagram.com/cafeadamrestaurant/

420 Stockbridge Rd Building #3 Great Barrington, MA 01230 website: cafeadam.org (413).528.7786

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



PARKING

MEMORANDUM

TOWN OF GREAT BARRINGTON

JUN 1 2020

TO:

Chief Elected Official

FROM:

Kaylyn Hunkler

DATE:

May 20, 2020

RE:

BRTA Advisory Board

SELECTBOARD & TOWN MANAGER'S OFFICE

Attached please find the FY21 Berkshire Regional Transit Authority Advisory Board representation letter.

Please complete this form and return via

Mail Berkshire Regional Transit Authority 1 Columbus Ave, Suite 201 Pittsfield MA 01201

Facsimile 413 442 2536

Or Email kaylyn.hunkler@berkshirerta.com

Please include email address for your representative.

Thank you for your prompt response.



May 15, 2020

Select Board Chair Town of Great Barrington 334 Main Street Great Barrington MA 01230 **Please**

- *Complete Fully
- *Print Neatly
- *Return Promptly

Dear Select Board Chair:

According to MGL Ch. 161B, a Regional Transit Authority's (RTA's) Advisory Board is comprised of the chief elected official of each member community, or your designee.

Please advise who will represent the Town of Great Barrington on the Berkshire Regional Transit Authority (BRTA) Advisory Board. You may do so by simply annotating the space provided at the bottom of this letter and returning either this original or a copy of the annotated letter to the BRTA. Your response by <u>June 15, 2020</u> will be appreciated so that we may prepare for our annual audit of the BRTA.

Sincerely,	
hot Gan	
Robert Malnati Administrator	
Barrington on the BRTA Advisory Board.	will represent the Town of Great
E-Mail Address for BRTA reports:	
Daytime/Cell Number	
Mailing Address	
Executed by:	Date
***Please Print name/Title	

2020 Seasonal Licenses

Type of License	Company	Name
Real Estate Sign License	Alden Country Real Estate Services	Daniel Alden
Real Estate Sign License	Barnbrook Realty	Mary R. White
Real Estate Sign License	Berkshire Property Agents	Jennifer Harvey
Real Estate Sign License	Brockman Real Estate	Chapin Fish
Real Estate Sign License	Cohen & White Associates LLC	Mary Jane White
Real Estate Sign License	Friday & Co. Real Estate	Shep Evans
Real Estate Sign License	Great Barrington Owner LLC	Glenn Langenback
Real Estate Sign License	Helen Mullany Real Estate LLC	Helen Mullany
Real Estate Sign License	Kinderhook Group Inc.	Edward Hoe
Real Estate Sign License	Lance Vermeulen Real Estate Inc.	Lance Vermeulen
Real Estate Sign License	MacCaro Real Estate	Anthony Caropreso
Real Estate Sign License	Roberts & Associates Realty, Inc.	Pamela Roberts
Real Estate Sign License	Sandra Preston Real Estate	Sandra Preston
Real Estate Sign License	Stone House Properties LLC	Sheila Thunfors
Real Estate Sign License	Wheeler & Taylor Realty Co. Inc.	Douglas Goudey
Real Estate Sign License	William Pitt Sotherby's Real Estate	
Coin Operated Soft Drink and Food Machine	Bard College at Simon's	Julie Rathbun
Coin Operated Soft Drink and Food Machine	Berkshire South Regional Community Center	Jenise Lucey
Coin Operated Soft Drink and Food Machine	Cove Bowling and Entertainment Inc.	Thomas Hankey
Coin Operated Soft Drink and Food Machine	Fairview Hospital	Roger Knysh
Coin Operated Soft Drink and Food Machine	Wind in the Pines	Robert Hatch



June 22, 2020

President
Amy Schectman

Vice President

Felicia Jacques

Mr. Stephen Bannon, Chair Town of Great Barrington Selectboard

334 Main Street

Great Barrington, MA 01230

Vice President Charleen Regan

Dear Mr. Bannon:

CAVANAUGH

Treasurer Ken Willis

Clerk Naomi Sweitzer

Chief Executive

Officer
Rachel Heller

This letter is sent to the Town of Great Barrington on behalf of Kimberly Cavanagh, the current owner of an affordable property under Chapter 40B, to inform you of the owner's intent to sell her affordable property. The property is located at 4 Rose Court East and is part of Blue Hill Commons, a Chapter 40B project for which Citizens' Housing and Planning Association (CHAPA) serves as the Monitoring Agent.

Based on the affordable housing deed rider for 4 Rose Court East, CHAPA has determined that the Maximum Resale Price for the above-referenced property is \$145,400. According to this property's deed rider, the Town has a right of first refusal. This means that the Town of Great Barrington has 60 days to decide if it would like to purchase the property from the homeowner at the Maximum Resale Price. Please consider this letter notification of the Town of Great Barrington's 60-day right of first refusal period. This 60-day period will commence on June 23, 2020 and end on August 22, 2020. If we do not hear from you within this period, we will assume you do not wish to exercise your right of first refusal. As you may expect, the homeowner is anxious to hear back from the Town of Great Barrington and wishes to move forward in selling her property.

If the Town of Great Barrington chooses not to exercise its right of first refusal, CHAPA will assist the homeowner with the resale of this property. CHAPA and the homeowner have 120 days to market the property in order to locate an Eligible Purchaser. When a new purchaser buys an affordable property, a new deed restriction is signed and recorded and the property remains on the Town of Great Barrington's subsidized housing inventory.

If an Eligible Purchaser fails to buy the property during the 120-day period, the current owner of the property could sell the property on the open market free of all affordable housing restrictions for fair market value. The property would no longer be deed-restricted and therefore would no longer be counted on the Town's subsidized housing inventory. However, the seller is not permitted to keep the difference between the fair market value and the Maximum Resale Price. Any gain above the resale price would be given directly to the Town of Great Barrington to be used for affordable housing activities.

We welcome any efforts the Town of Great Barrington can offer in making potential eligible buyers aware of the property's availability during the affordable marketing period. Please feel free to contact me at (617) 701-7498 with any questions regarding this matter or if the Town is

CAVANAUGH

interested in purchasing the property. On behalf of Kimberly Cavanagh, we look forward to hearing back from you soon and working with you during this process.

Sincerely,

David Gasser Program Manager

Vaird S. Lasser

cc: Kimberly Cavanagh

TOWN OF GREAT BARRINGTON

NOTICE OF PUBLIC HEARING

The Great Barrington Planning Board will hold a public hearing on Thursday, July 9, 2020 at 6:00 pm, via Zoom video/teleconference, to act on the Special Permit application from Terrance Coughlin. Applicant seeks permission to erect a freestanding sign in a residential zone, at 98 Division Street, for the permitted bed and breakfast establishment. A copy of the application is on file with the Town Clerk and may also be requested from the Planning Department by email to: crembold@townofgb.org, or calling 413-528-1619 x.7. Interested parties may also contact the Planning Department to obtain the Zoom video/teleconference ID and password, or dial-in information, for the July 9 public hearing.

Brandee Nelson, Chair

Please publish June 17 and June 24, 2020 Berkshire Eagle

TOWN OF GREAT BARRINGTON

Application for a Special Permit to the Board of Selectmen or Planning Board

FOR OFFICE LISE ONLY

REV. 11-2013

FORM SP-1 GREAT BARRING UP JUN Y 2020 AMB:55

Special Permit Granting Authority PB Copy to Recommending Boards 6/9/20 Advertised 6/17 & 6/24 Eagle GREAT	CATION FOR SPECIAL T UNDER TOWN ZONING WS FOR TOWN OF I BARRINGTON, ACHUSETTS
MAP <u>27</u> LOT <u>40</u> BOOK <u>2221</u> PAGE <u>176</u> ZONING	G DISTRICT(s)R-2
Site Address: 98 Division Street	
Date of Application 6 1 20	*
Applicant's name and complete mailing address	
Terry Couhglin, 98 Division Street, Great Barrington, MA 01	1230-1161
Applicant's phone number (201) 450-1825 Applicant's email ad	dress: tcoughlingrainville@gmail.com
Name and Address of Owner of land exactly as it appears on most recen	t tax bill:
Jersene + Terri Coughlin, Grav 98 Division Street, Great Bo	wille House 11c
98 Division Street, Great Bo	rrugton, MA, 01230
I (we) request a Special Permit for: New freestanding sign in a non-conform	ing residential zone.
Under Section(s) Sign code 146-20 and 10.4 of the C	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.
- 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.
- 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.
- 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:

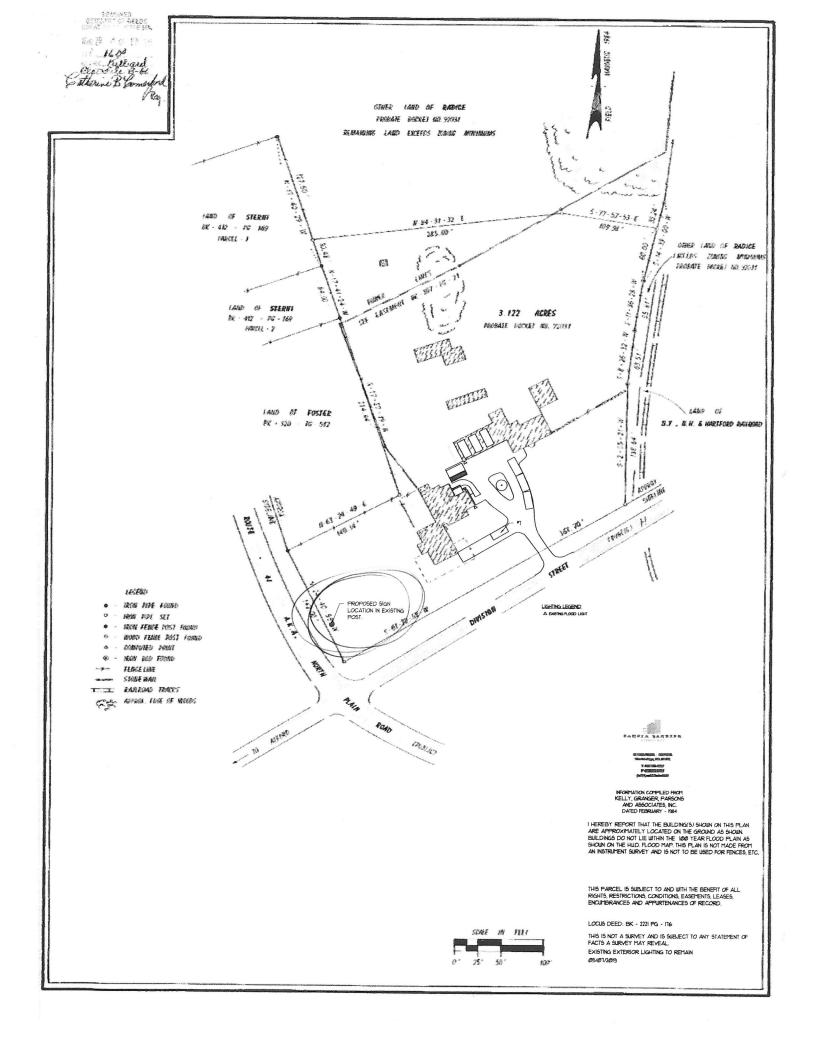
- 1. All site plans and specifications must be signed and dated by the preparer.
- 2. ALL OWNERS of property must also sign the application.
- 3. A copy of special permit procedures is available upon request.
- 4. Fee for application is \$150.00 to cover the cost of the public hearing notices in the 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.

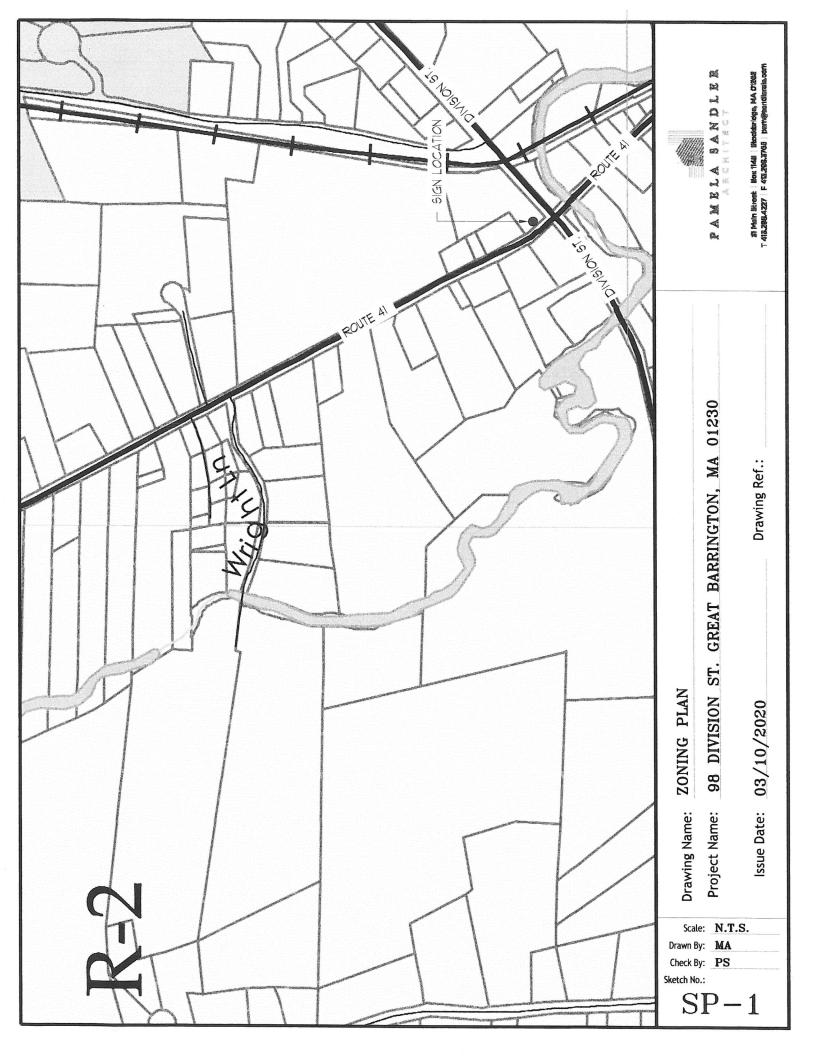
	1
Signature	of Co-Applicant (e.g. Property Owner, if different

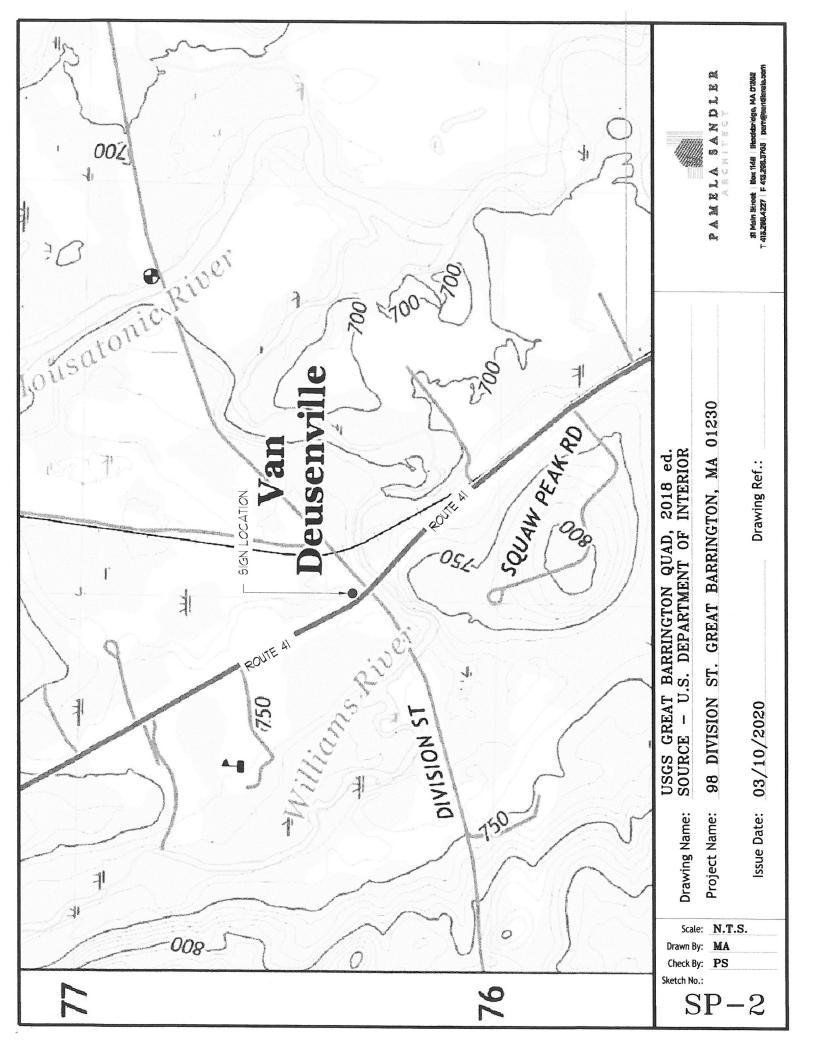
PLEASE READ AND SIGN BELOW

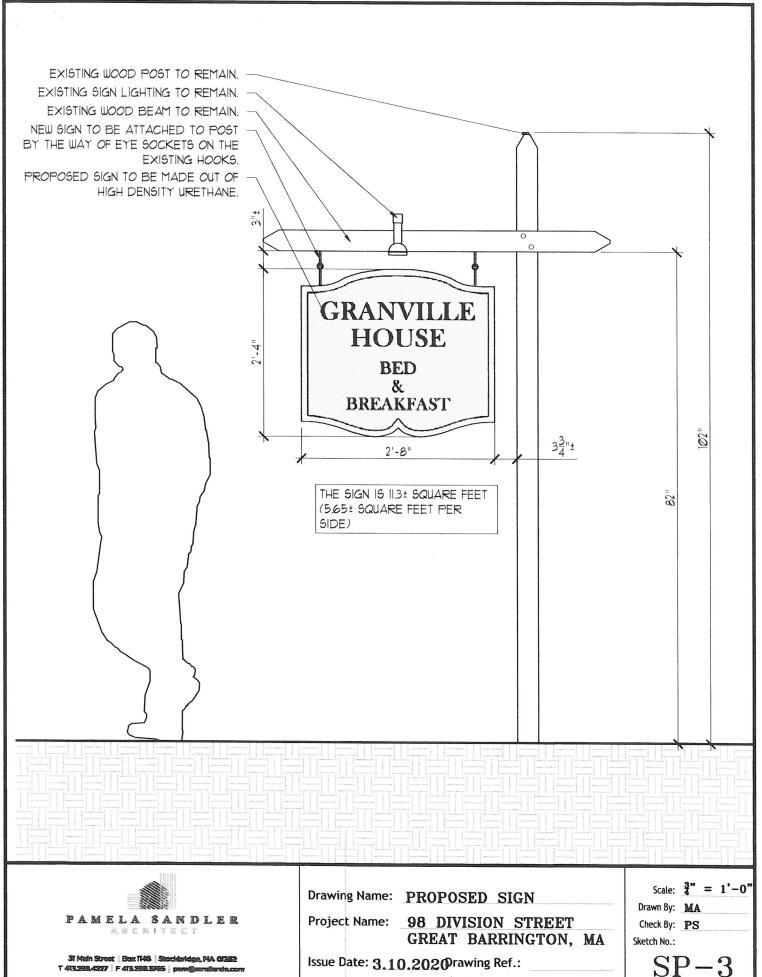
ALL COSTS INCURRED BY THE TOWN FOR THE EMPLOYMENT OF EXPERTS OR CONSULTANTS REQUIRED BY ANY TOWN BOARD, AND APPROVED BY THE BOARD OF SELECTMEN, FOR THE PURPOSE OF ANALYZING OR EVALUATING ANY PROJECT THAT IS A SUBJECT OF A SPECIAL PERMIT APPLICATION SHALL BE ASSESSED TO THE APPLICANT AND SHALL CONSTITUTE 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 Signature
Signature of Co-Applicant (e.g. Property Owner)
Date 6 1 20









T 413.200.4227 F 413.200.3965 peri@minc



June 1, 2020

Dear respected town leaders,

In July of 2019, after receiving approval for a special permit from the Selectboard, we purchased the property on 98 Division Street and have been diligently renovating the space to open as Granville House, a 5 guestroom Bed & Breakfast. This has been a twenty-year dream of ours and we are so very excited to be an active member of this tremendous community, as well as raise our two children in such a fantastic school system.

Years ago, the property ran as a Bed & Breakfast under the name The Coffing-Bostwick House. On the property's corner of Division Street and North Plain Road, there still stands a free-standing sign post where the previous owners hung their sign. We are applying for an additional special permit to hang an updated Granville House sign on the existing post, as we are in a non-conforming R2 area.

Our proposed sign would be 11.3 square feet (5.65 square feet per side), made of high-density urethane, white based with black lettering, simply reading "Granville House Bed & Breakfast". It would be subtly lit from a single light focusing on the sign content. We believe the simple and tasteful design of the sign fits beautifully with the historical elements of the home and harmonizes very well with the overall sensibility of Great Barrington and the Berkshires as a whole. It is extremely important to us that we create a sign that does not feel out of place.

We are grateful for your consideration of this application request. We want nothing more than to be a successful member of the Great Barrington business community and our hope is to have a visual presence on the corner of the property to help us achieve this goal.

Sincerely,

Terry & Terri Coughlin

Proprietors, Granville House

Terry & Terri Coughlin

Bruce Firger, Assessor John Katz, Assessor

Shaun McHugh, Principal Assessor E-mail: smchugh@townofgb.org

Carol Strommer Administrative Assessor E-mail: cstrommer@townofgb.org



Town Hall, 334 Main Street Great Barrington, MA 01230

Telephone: (413) 528-2220 x 5 Fax: (413) 528-1026

TOWN OF GREAT BARRINGTON MASSACHUSETTS BOARD OF ASSESSORS

JUNE 3, 2020

ABUTTERS TO PROPERTY OF: GRANVILLE HOUSE LLC

98 Division Street, Map 27 Lot 40 & Map 28 Lot 1, Book 2541 Pg. 150

MAP	<u>LOT</u>	ABUTTER
27	40A,20	Joseph A. & Barbara A. Radice, Trustees, 44 Oak Hill Rd., Pittsfield, MA 01201-1714
27	41,42	Richard A. Stenberg, PO Box 482, Housatonic, MA 01236-0482
27	43	D. Christopher Royer, 235 Tremont St., Newton, MA 02458-2111
27	6,7	Linda K. Carter, 2040 Clay Dr., Liberty, MO 64068-3247
27	8	Kevin T. Sullivan, 198 Jefferson St. Warrenton, VA 20186-3704
27	9	Guthrie Center Inc., 2 Van Deusenville Rd., Gt. Barrington, MA 01230-1153
27	71	Valerie Locher, 231 North Plain Rd., Housatonic, MA 01236-9736
27	71C	William & Laura Golding, 1 Freedom Hollow, Salem, MA 01970-6618
27	70	Bradford S. Duhon & Melinda J. Olds, 237 North Plain Rd., Housatonic, MA 01236-9736
27	72	Michael Lafontana, 235 North Plain Rd., Housatonic, MA 01236-9736
27	73	Jonathan Baumbach & V. Annette Grant, 71 Norwood Ave., Albany, NY 12208-2814
27	69	Stephen M. Handel, 239 North Plain Rd., Housatonic, MA 01236-9736
28	2,3	John D. Tracy & Linda J. Hoddy, 224 North Plain Rd., Gt. Barrington, MA 01230-1276
28	10	Klas Zigfrid Bergman & Marga Bergman, 89 Division St., Gt. Barrington, MA 01230-1117
28	11	Elizabeth Regina Gowan, 87 Division St., Gt. Barrington, MA 01230-1117
28	15	81 Division Street LLC, PO Box 216, Southfield, MA 01259-0216
28	12	Edith M. Gilson & Bernard K. Roos, Trustees, 85 Division St., Gt. Barrington, MA 01230-1117
32	24	Lewis C. Gershman & Russell J. Gershman, 37 Seaman Ave., Castleton on Hudson, NY 12033-1309
32	25	Michael Francis Zucco, Alice M. Zucco & Justin J. Zucco, 255 North Plain Rd.,
		Housatonic, MA 01236-9736

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

Sincerely,

Carol Strommer

Administrative Assessor

Whereas, the Town of Great Barrington recognizes that systemic racism is a threat to public health and safety.

Now, therefore, be it resolved by the Selectboard that the Town of Great Barrington will:

- Establish an independent, civilian oversight board to investigate violations of the town's
 Trust Policy with membership representative of the community's diversity.
- Review and update the Trust Policy on an annual basis.
- Review and reform hiring practices and personnel policies for all towndepartments.
- Launch immediate efforts to eliminate the inherent conflicts of interest arising from police officers internally investigating allegations of misconduct by fellow officers.
- Call for the creation of an independent special prosecutor at the state level to review and, where appropriate, to prosecute cases of potentially criminal police misconduct.
- Appeal to the Great Barrington Police Union to implement vehicle GPS and begin negotiations for body worn cameras in the Police Department. Reiterating the critical need for transparency and accountability.
- Call for support of State Representatives to pass legislation establishing Peaceful Officer Support Training and statutory limits on the use of force.
- Institute funding policies that provide 1) prevention and substance use recovery, mental
 and behavioral health, and other services and resources to support residents and divert
 them from the criminal justice system; and 2) implicit bias, de-escalation, crisis
 intervention, health and mental wellness, and other similar training for Great Barrington
 Police and Town Staff.
- Call for statewide action to address the deficiencies of the Civil Service system in order
 to increase the town's ability to hire and promote officers who reflect the community's
 values and diversity and who have the skills necessary for policing in the 21st century.
- Commit to further demilitarization and an end Great Barrington's participation in federal military weaponry distribution to local police departments.