

**AGENDA  
WILLIAMSTOWN BOARD OF SELECTMEN  
MONDAY, NOVEMBER 8, 2010  
7:00 P.M.**

- 1. CHAIRMAN'S OPENING STATEMENT:**
- 2. SELECTMEN'S MINUTES:** October 25, 2010
- 3. PUBLIC HEARING:**
  - A. 7:05 P.M. –** Application from Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street, Williamstown, for a Wine and Malt Beverage Restaurant License, Nancy Nguyen, Manager.
- 4. LICENSES AND PERMITS:**
  - A.** Request from Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street for Common Victualer License and Background Music Permit.
- 5. ITEMS FOR SELECTMEN CONSIDERATION:**
  - A.** Pownal Vermont Biomass Facility
  - B.** Bee Hill Road Conditions and Proposal to Close to Through Traffic (P. Harsch)
  - C.** Green Communities Application (Fohlin)
- 6. TOWN MANAGER'S REPORT:**
- 7. PETITIONER'S REQUEST:**
- 8. OTHER BUSINESS:**
- 9. ADJOURN:**

**Next Selectmen meeting – Monday, November 22, 2010**

**MINUTES**  
**WILLIAMSTOWN BOARD OF SELECTMEN**  
**MONDAY, NOVEMBER 8, 2010**  
**7:00 P.M.**

**Present:** Ronald Turbin, Chairman, Thomas E. Sheldon, David A. Rempell, Tom Costley, Jane B. Allen

**Others Present:** Nancy Nguyen, John Lee, Mr. and Mrs. Paul Harsch, Robert McCarthy, Deborah Rothschild, Charles Fox, Peter Fohlin, Kathy Poirot

**1. CHAIRMAN'S OPENING STATEMENT:** Mr. Turbin praised the Mount Greylock High School Cross-Country team who are heading to Western Mass Championships. He said Kate Costley and Matt Cheung won the MVP trophies and congratulations to them. Mr. Turbin said the high school football team is currently undefeated and is needing one more win to make Berkshire County champs.

Mr. Turbin congratulated the alcohol-serving establishments for their 100% compliance in the recent checks carried out on October 21<sup>st</sup> by the Williamstown Police and Northern Berkshire Community Coalition

**2. SELECTMEN'S MINUTES:** October 25, 2010 – Mr. Rempell moved to approve the October 25, 2010 minutes. Mr. Sheldon seconded and the motion carried 3-0-2 with Mr. Turbin and Mr. Costley abstaining.

**3. PUBLIC HEARING:**

**A. 7:05 P.M.** – Application from Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street, Williamstown, for a Wine and Malt Beverage Restaurant License, Nancy Nguyen, Manager.

Chairman Turbin opened the public hearing at 7:05 p.m. for an application from Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street, Williamstown, for a Wine and Malt Beverage Restaurant License, Nancy Nguyen, Manager.

Ms. Allen asked Ms. Nguyen to verify the seating capacity as noted on the application. Mr. Lee said that the numbers were reversed and that the seating capacity is 50 but occupancy is 46. They agreed to make the change before sending out the application to the ABCC. Mr. Sheldon asked when they plan to open the restaurant. Mr. Lee said they are awaiting final inspection and hope to open by the end of this week. Ms. Allen asked Ms. Nguyen if she has had any bar management experience. Ms. Nguyen said she didn't but has received the TIPs training. Ms. Allen spoke to Ms. Nguyen about the fact that Williamstown is a college town and she and her staff must be diligent and tough with respect to checking IDs. She added that the Williamstown police are her partners and they want to be called if there are any problems.

Mr. Turbin closed the public hearing and with there being no further comments, Ms. Allen moved to approve the Wine and Malt Beverage Restaurant license for Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street.

#### **4. LICENSES AND PERMITS:**

A. Request from Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street for Common Victualer License and Background Music Permit. – Mr. Rempell moved to approve a Common Victualer License and Background Music Permit for Nancy Nguyen, d/b/a Saigon Vietnamese Cuisine, 66 Spring Street.

#### **5. ITEMS FOR SELECTMEN CONSIDERATION:**

A. Pownal Vermont Biomass Facility – Resident Deborah Rothschild presented her research on two of the proposed Biomass facility’s developers, Thomas Emero and William Bousquet and in that research, found that since the early 1990’s, the biomass power plants in which their companies were involved in Chester, Ashland and Livermore Falls, Maine had received violations that included failure to meet emissions standards and exceeding carbon monoxide limits. Ms. Rothschild is a member of the Concerned Citizens of Williamstown on the biomass plant. She said her group will join the Concerned Citizens of Pownal to ensure Williamstown will have a voice in the proceedings before the Vermont Public Service Board. The new group Bennington-Berkshire Concerned Citizens has begun fundraising and has retained an attorney to represent them in Montpelier, VT. The e-mail address for Concerned Citizens of Williamstown is [ConcernedCitizensWilliamstown@gmail.com](mailto:ConcernedCitizensWilliamstown@gmail.com)

B. Bee Hill Road Conditions and Proposal to Close to Through Traffic (P. Harsch) Mr. Harsch presented photographs and an explanation as to his proposal to close Bee Hill Road to through traffic. His photos illustrated the difficulty of two-way traffic on the scenic road and the damage being done to the roots of the trees. He suggested the road be blocked so that the upper section would be accessed by Taconic Trail and the lower half accessed by Route 7 and 2. Mr. Turbin, a resident of Bee Hill Road, said he wasn’t convinced that other Bee Hill Road residents wanted it closed off or that it would be a good thing for the town. He said in the interest of the town if the road were blocked, residents and emergency and public service vehicles would not be able to get through. Mr. Costley said that turnarounds would have to be made if the road was blocked in the middle for snow plows and fire trucks. Mr. McCarthy said that in order to make turnarounds, the town would need to take private land. Mr. McCarthy said the road initially built for horse and buggy traffic and with size of the houses and the SUV’s driving that road, there are few solutions. Mr. Fohlin said the Board could have him begin the process to ban heavy truck traffic in agreement with the Mass DOT. Selectmen don’t have the authority to close a road to through traffic but it is a matter of what the Town wants and since town meeting had accepted the road as a throughway, town meeting would have to vote on making it otherwise. Mr. Harsch reiterated that he was here tonight representing the trees and their roots being destroyed by the use of the road.

C. Green Communities Application – Mr. Fohlin said that the town’s Green Communities application has a November 19 deadline. The application will require the town to adopt a stretch building code, right to the siting of renewable energy and expedited permitting process and also submit a town fuel efficient vehicle policy. However, the application is not yet complete and the Board will not be meeting again before the deadline. He asked that the Board authorize the Chairman to sign the application when it is ready.

#### **6. TOWN MANAGER’S REPORT:** See attached and on the Town website.

**7. PETITIONER'S REQUEST:** None

**8. OTHER BUSINESS:** Mr. Sheldon asked that the Chairman send a thank you letter to the Mass DOT for the installation of the Green River Road "Share the Road" signs.

Mr. Costley asked that the heavy duty truck exclusion issue be placed on the November 22 selectmen agenda.

**9. ADJOURN:** Ms. Allen moved to adjourn at 9:05 pm. Mr. Rempell seconded and the motion carried unanimously. The next Selectmen meeting is Monday, November 22, 2010.

Respectfully submitted,

Jane B. Allen, Secretary

JBA/kp