



# Town of Abington

OFFICE OF  
TOWN MANAGER  
500 GLINIEWICZ WAY  
ABINGTON, MA 02351  
(781) 982-2100  
FAX (781) 982-2138

Board of Selectmen Meeting Minutes  
July 18, 2016  
6:30 p.m.  
Cotter Room

Members present: Maureen Jansen, Ken Coyle, Andy Burbine, Alex Bezanson

- Pledge of Allegiance
- Moment of Silence for Hazel Libby (attached)

Public Appointments:

6:35 p.m. – Christie Coombs/Doug Ulwick provided an update on the War Against Terrorism Monument, 215 Central Street. It was also requested that the Board of Selectmen great a gift account for Abington Celebrations, and further transfer the remaining funds from the Tricentennial Gift Account (\$2,734.50) to it.

M/Burbine to create an Abington Celebrates Gift Account  
S/Bezanson  
Voted 4-0

M/Burbine to transfer \$2,734.50 from the Tricentennial Gift Account to Abington Celebrates Gift Account.  
S/Coyle  
Voted 4-0

6:40 p.m. – Continuation of Class II license application, Best Buy Auto Wholesalers, 225 Brockton Avenue.  
Selectman Burbine recused himself and left the table.  
After hearing from the applicant and reviewing the recommendation from the Chief of Police, M/Coyle to deny the request for a Class II license based on the Police Chief's recommendation to not approve the license request  
S/Bezanson  
Voted 3-0-1

6:45 p.m. – Request for a Class II license, Mass Auto World, Inc., 1420 Bedford Street – This is a continuation of the license. There are no outstanding issues, and no change in operation.  
M/Burbine to approve Class II license  
S/Coyle  
Voted 4-0

6:50 p.m. – Request for alteration of premise, Polish Club, 55 Wales Street – applicant has withdrawn the application at this time.

6:55 p.m. – Transfer of all alcohol, common victualer, entertainment, automatic amusement licenses, D’Ann’s, 340 Centre Avenue  
M/Coyle to open the hearing  
S/Bezanson  
Voted 4-0

This has been advertised and abutters notified. There are no outstanding issues. One abutter asked if there would be any change in hours to the outside patio. There is no change in hours at this time.

M/Burbine to close the hearing  
S/Bezanson  
Voted 4-0  
M/Coyle to approve the transfers  
S/Bezanson  
Voted 4-0

7:00 p.m. – Request for a transfer of a common victualer license, 988 Bedford Street from Harry’s Pizza to Uncle Jimmy’s pizza. There is no change in hours of operation  
M/Coyle to approve transfer contingent upon approval from Building Commissioner regarding change in occupancy certificate, and final re-inspection from the Health Agent  
S/Burbine  
Voted 4-0

7:10 p.m. – Request for a transfer of a common victualer license, China Gold, 800 Brockton Avenue. There are no concerns regarding the transfer  
M/Bezanson to approve  
S/Burbine  
Voted 4-0

7:45 p.m. – Request to add “small cell” wireless facilities to two existing utility poles near 1343 Washington Street and 190 North Avenue. (attached)  
M/Burbine to open the hearing  
S/Coyle  
Voted 4-0

There are no abutters present, and no issues.

M/Coyle to close the hearing

S/Bezanson

Voted 4-0

M/Burbine to approve the request

S/Coyle

Voted 4-0

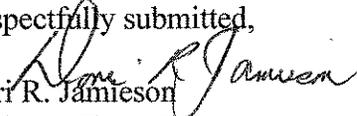
Action/Discussion items:

1. Approval of June 13, 2016 open session minutes  
M/Burbine to approve  
S/Coyle  
Voted 4-0
2. Appointment to Registrar of Voters – Marie Brown  
M/Coyle to appoint Marie Brown  
S/Bezanson  
Voted 4-0
3. Appointment to Abington CAM Board of Directors – Lisa Bezanson  
Selectman Bezanson has consulted with the Ethics Commission and Town Counsel and has received approval to participate in the vote  
M/Bezanson to appoint Lisa Bezanson  
S/Burbine  
Voted 4-0  
Selectman Coyle also added that although Lisa Bezanson is a member of the Finance Committee, Town Counsel has said there is no conflict, as the Finance Committee does not approve that budget, as it is a private not for profit organization.
4. Appointment to Historical Commission – Ann Parks, Michele Christian  
M/Bezanson to appoint Ann Parks and Michele Christian  
S/Burbine  
Voted 4-0
5. Appointment to full voting member vacancy, Zoning Board of Appeals  
M/Burbine to appoint Andrew Levrault, 227 Presidential Drive  
S/Coyle  
Voted 4-0
6. Discussion on three lots, Gliniewicz Way – A title search is currently underway, and we plan to have the item on the next agenda (attached)

7. Appointment of Abington's representative to Old Colony Elder Services  
M/Coyle to appoint Amy Barrett, 214 Patricia Drive  
S/Burbine  
Voted 4-0
  
8. Formation of a committee to study and re-write the sign by-laws  
M/Coyle to form a committee consisting of one Board of Selectmen member, one  
Planning Board member, one Zoning Board member, one resident/business owner, and  
one resident at large. Along with the ability to utilize the services of Town Counsel and  
the Building Commissioner. The charge would be to review the entire sign bylaws and  
report to the Board of Selectmen with recommendations to be able to submit an article at  
the next Annual Town Meeting.  
S/Burbine  
Voted 4-0
  
9. Review of Selectmen appointment and reappointment process  
M/Coyle to adopt the revisions as presented (attached)  
S/Bezanson  
Voted 4-0
  
10. Review of Special Municipal Employee Status – To be acted on at the next meeting  
when a full Board is present.
  
11. Discussion on West Abington Hall – Correspondence from Town Counsel was  
discussed. (attached). To be on the next agenda for discussion with interested parties in  
renovating the building.
  
12. Update from Dog Park Committee –(attached). Selectmen Coyle and Bezanson will  
assist with this committee. A proposal for a location for a proposed dog park will be on  
the next agenda.
  
13. Town Manager Report – Attached

M/Burbine to adjourn  
S/Coyle  
Voted 4-0  
Meeting adjourned: 8:45 p.m.

Respectfully submitted,

  
Dori R. Jamieson  
Assistant Town Manager

## *Current Service Information*

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*Moment of silence*

**Hazel B. (Bradbury) Libby**

7/1/2016



Hazel B. (Bradbury) Libby, 101, of Abington, passed away on July 1st at the Colony House Nursing and Rehabilitation Center. She was the wife of the late Frank S. Libby.

She was born and brought up in Hingham, daughter of the late John and Cora (Henderson) Bradbury, and a graduate of Hingham High School.

Hazel has been a resident of Abington for over 70 years, where she was a member of the North Congregational Church, Council of Aging, past president of the Women Club, past president of the Abington Senior Citizens Assoc., past Matron of Hatherley Chapter Eastern Star, and Charter Member and past president of Old Town V.F.W. Aux.

In her younger years she enjoyed camping and going to the beach.

She is survived by her son John Libby and his wife Marsha of Abington, her daughter-in-law Debbie Libby of Abington, 2 grandchildren Elizabeth Libby Hynes and her husband George of Braintree, Jason Bradbury Libby and his fiancée Leticia of Norwood, 4 great grandchildren, Bridget and Colin Hynes, Phoebe and Owen Libby. She was also the mother of the late Russell Libby, sister of the late Sumner Bradbury, Frances Davis and Betty McClearey.

Her Services will be held on Wednesday July 6 at 11:00AM in the Blanchard Funeral Chapel, Plymouth St. (Rte 58 at the rotary circle) Whitman. Burial will follow in the Mt Vernon Cemetery, Abington. Visitation will be held on Tuesday July 5th from 4:00-8:00.

Donations may be made in her name to the Abington Senior Center, 441 Summer St., Abington, MA 02351





# Town of Abington

OFFICE OF  
TOWN MANAGER  
500 GLINIEWICZ WAY  
ABINGTON, MA 02351  
(781) 982-2100  
FAX (781) 982-2138

July 20, 2016

To: Leanne Adams  
Town Clerk

Fr: Dori R. Jamieson  
Assistant Town Manager

**RE: addition of "small cell" wireless facilities to two existing utility poles within the public right-of-way. The street locations nearest to each of the two poles are 1343 Washington Street and 190 North Avenue**

At its regularly scheduled Board of Selectmen Meeting, it was unanimously voted to approve the addition of "small cell" wireless facilities to the above-mentioned poles at an advertised hearing held at 7:45 p.m. Abutter notification was completed.

Attached is the hearing notice, abutter notification, and specifics as to the addition of the "small cells".

Please record and certify this order in the books of the office of the Town Clerk in the Town of Abington.

Thank you.

Excerpts from GL c. 166 sec. 22, par.3:

"After a public hearing as aforesaid, the board of aldermen or the selectmen may by order grant to the petitioner a location for such line, specifying therein where the poles, piers, abutments or conduits may be placed, and in respect to overhead lines may also specify the kind of poles, piers or abutments which may be used, the number of wires or cables which may be attached thereto, and the height to which the wires or cables may run....

The order granting a location ... shall be recorded by the city or town clerk in books kept exclusively therefor, and where notice has been given as hereinbefore provided the clerk of the city or the chairman or a majority of the selectmen shall certify on said record that the order was adopted after due notice and a public hearing as hereinbefore prescribed, and no such order shall be valid without such certificate."

7:45

PUBLIC MEETING NOTICE

The Town of Abington Board of Selectmen will hold a public hearing on July 18, 2016 at 7:45 p.m., at the Abington Town Offices, 500 Gliniewicz Way, Abington, for Cellco Partnership d/b/a Verizon Wireless to add "small cell" wireless facilities to two existing utility poles within the public right-of-way, nearest 1343 Washington Street and 190 North Avenue.

Maureen Jansen, Chairman  
Board of Selectmen

Pole Location abutter list: 1343 Washington St. Map 53 Lot 15

Map	Lot	Lot Cut	Unit	Unit Cut	Grantee	Mailing Address	City	State	Zip	Location
52	63				TRUCCHI REALTY TRUST INC	1062 BROADWAY	RAYNHAM	MA	02767	858 BEDFORD ST
53	14				KELLEHER JOHN F JR	69 W CHAPEL ST	ABINGTON	MA	02351	1331 WASHINGTON ST
53	15				GARDNER MARGO J	1343 WASHINGTON ST	ABINGTON	MA	02351	1343 WASHINGTON ST
53	16				DENAULT ELIOT W III	P.O. BOX 692	PROVINCETOWN	MA	02657	1353 WASHINGTON ST

*Ant. Welch*

*Kate Marini*

*Harmond R. Keough*

MICHAEL S. GIAIMO

One Boston Place  
Boston, MA 02108-4404  
Main (617) 557-5900  
Fax (617) 557-5999  
mgiaimo@rc.com  
Direct (617) 557-5959

Via FedEx

June 30, 2016

Board of Selectmen  
Town of Abington  
500 Gliniewicz Way  
Abington, MA 02351

Re: Cellco Partnership d/b/a Verizon Wireless -- Petition under G.L. c. 166 §22  
Addition of Wireless Communications Equipment to Existing Utility Poles

Dear Selectmen:

Cellco Partnership d/b/a Verizon Wireless is proposing to add "small cell" wireless facilities to two existing utility poles within the public right-of-way. The street locations nearest to each of the two poles are **1343 Washington Street** and **190 North Avenue**.

These facilities will improve Verizon Wireless service within nearby areas of Abington, to the benefit of public safety, welfare and convenience for local residents and people who work and travel through Abington.

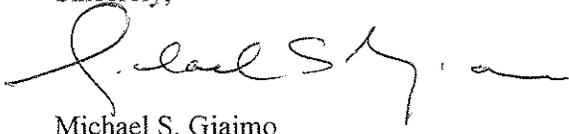
Each facility consists of an antenna mounted on top of the existing pole, and the addition of radio and power equipment and fiber connections along the pole in space that is not reserved for telephone or power service. No equipment is being installed on the ground.

The Abington Building Inspector advised me that he has discussed this matter with Town Counsel and determined that the approval of the Board of Selectmen after a hearing, pursuant to General Laws c.166 §22, is required in order for Verizon Wireless to install this equipment.

Kindly schedule a hearing on this petition at your earliest opportunity.

For each of the two poles, I am enclosing seven copies of plan sets describing the proposed installation. I also enclose a copy of a letter from National Grid documenting that Verizon Wireless is authorized to apply for any necessary municipal approval to locate on its poles.

Sincerely,



Michael S. Giaimo

Enclosures

Copy: Tom Fields, Nexius Communications

October 20, 2015

**Attention : State and Municipal Permitting Authorities**

**RE: Evidence of Pole Attachment Agreement and Consent to File for Permits Granted to Verizon Wireless**

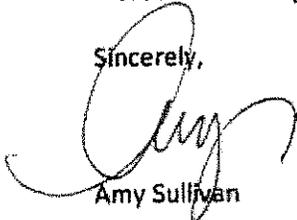
**To Whom It May Concern:**

The undersigned jointly owns and controls certain utility poles in public rights-of-way and on private property throughout the geographic areas where it operates.

Please be advised that the undersigned has entered into a Pole Attachment Agreement ("Agreement") authorizing Verizon Wireless ("Applicant") to install, attach, maintain, repair, upgrade and use wireless communications equipment and appurtenances on certain utility poles pursuant to the terms and conditions of the Agreement. Permission is hereby granted to Applicant, or its agents, to make application for any Land Use, Access, Building, Electrical or Regulatory Permit(s) required to effectuate the initial installation, on-going maintenance and upgrades or replacements of said equipment.

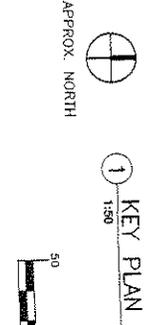
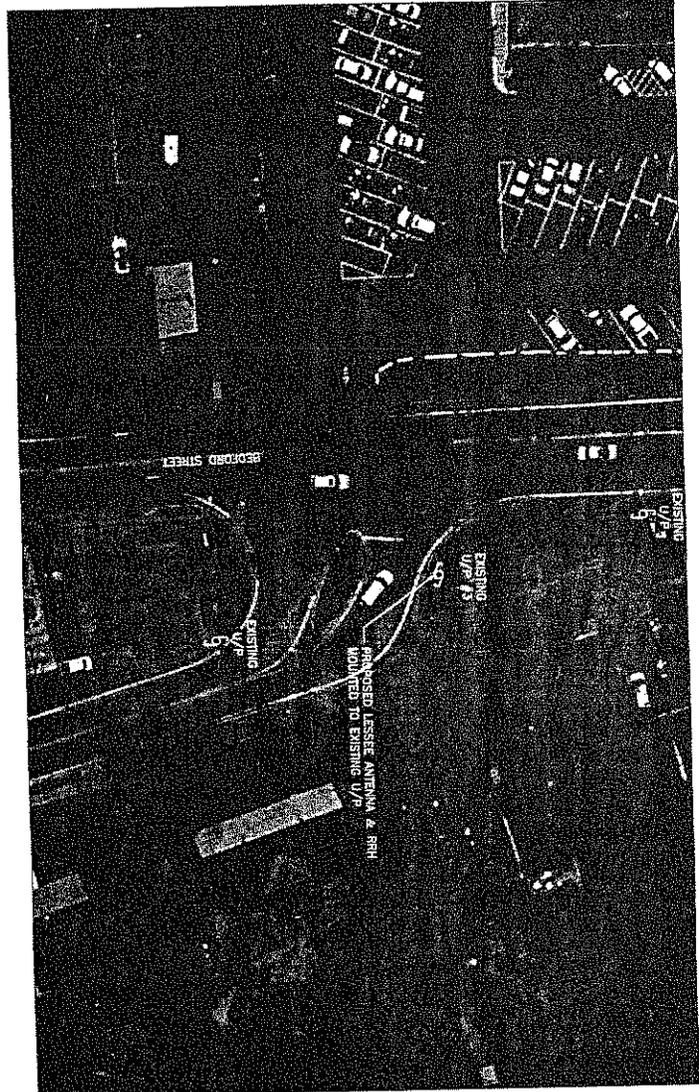
Please call me at (781) 907-3252 if you have any questions.

Sincerely,



Amy Sullivan

SITE NAME:  
 ABINGTON\_MA\_SC01  
 LOCATION CODE:  
 295560  
 SITE ADDRESS:  
 UTILITY POLE #3  
 WASHINGTON STREET  
 ABINGTON, MA 02351

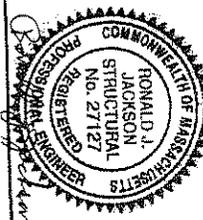


POLE COORDINATES	LATITUDE	LONGITUDE
GROUND ELEVATION 118' A.M.S.L. (MAD03)	42° 07' 38.15" N (MAD03)	70° 56' 58.82" W (MAD03)

LEASE EXHIBIT/FOR PERMITTING ONLY

**NEXIUS**  
 MAE OFFICE:  
 TADBERTYAN  
 VERIZON WIRELESS  
 1 (822) 756-1882

**verizon**wireless  
 P.O. BOX 212  
 SECAUCUS, NJ 07096-0212



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REV	DATE	DESCRIPTION	BY
1	10/27/14	FOR REVIEW	JSA
2	11/20/15	FOR US COMMENTS	SR
3	11/09/14	REVISED PER 2-C	JSA

SITE INFO:  
 SITE NAME:  
 ABINGTON\_MA\_SC01  
 SITE ADDRESS:  
 UTILITY POLE #3  
 WASHINGTON STREET  
 ABINGTON, MA 02351

CHECKED BY: RWJ  
 DATE: 11/30/15  
 PROJECT NUMBER: 20141055347  
 SHEET NUMBER: LE-1

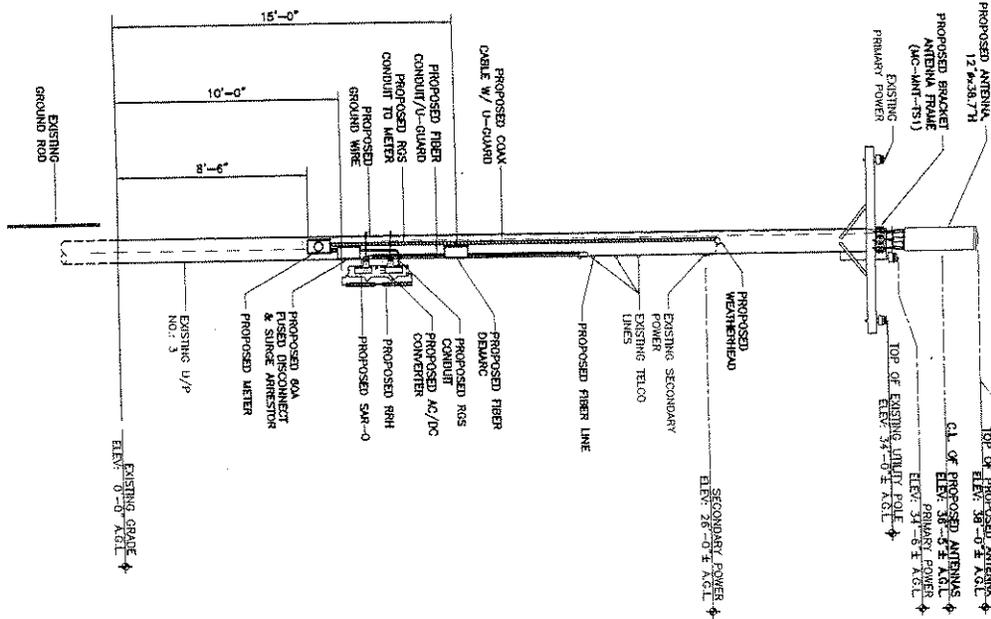
**NOTES:**

1. AN ANALYSIS OF THE CAPACITY OF THE EXISTING STRUCTURE TO SUPPORT THE PROPOSED LOADING HAS NOT BEEN COMPLETED BY NEXIUS. ANALYSIS SUBJECT TO CHANGE PERFORMED BY NEXIUS CONSULTANTS WITH THE ELECTRICAL UTILITY, NEXIUS GRID, TO LOWER THE POSITION OF THE EXISTING OVERHEAD PRIMARY POWER LINES AT UTILITY POLE NO. 3 TO PROVIDE THE REQUIRED CLEARANCE FOR THE INSTALLATION OF THE PROPOSED WIRELESS COMMUNICATIONS FACILITY. PROPOSED INSTALLATIONS OF NATIONAL GRID AND THE 2012 NATIONAL ELECTRICAL SAFETY CODE
2. THE PROPOSED WIRELESS COMMUNICATIONS FACILITY SHALL BE INSTALLED IN ACCORDANCE WITH THE 2012 NATIONAL ELECTRICAL SAFETY CODE

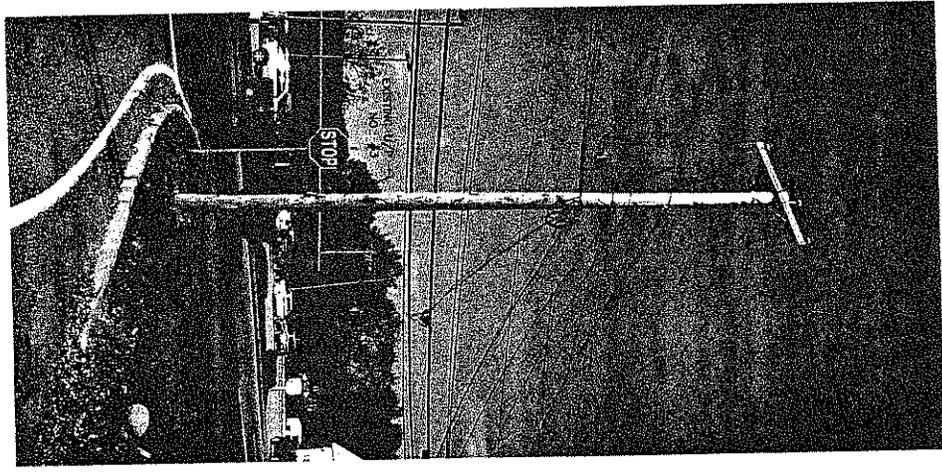
**LEASE EXHIBIT**

THIS LEASE PLAN IS DESCRIPTIVE IN NATURE AND IS NOT A CONTRACT. THE LOCATION AND SIZE OF THE PROPOSED WIRELESS COMMUNICATIONS FACILITY, THE SITE LAYOUT WILL BE FINALIZED UPON COMPLETION OF THE SURVEY AND FACILITY DESIGN.

LEASE EXHIBIT/FOR PERMITTING ONLY



1 ELEVATION  
3/16" = 1'-0"



2 PHOTO DETAIL  
N.T.S.

PREPARED BY:  
**NEXIUS**  
10000 Old Dominion Blvd, Suite 1000  
AAR SERVICE:  
7415 BERRY AVE  
WESTCHORD, WA 98166  
1 (822) 755-1882

CLIENT:  
**Verizon Wireless**  
P.O. BOX 2115  
SPOKANE, WA 99210-2115

COMMONWEALTH OF MASSACHUSETTS  
REGISTERED PROFESSIONAL ENGINEER  
**RONALD J. JACKSON**  
STRUCTURAL  
No. 27127  
Professional Seal and Signature

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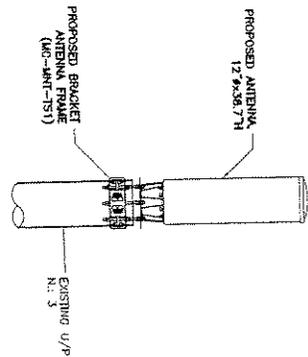
SUBMITTALS		BY
REV	DATE	DESCRIPTION
A	07/21/15	PER REVIEW
B	11/20/15	FOR US COMMENTS
C	01/09/16	REVISED PER 2-3
		NOI

SITE INFO:  
SITE NAME: ABRINGTON\_MA\_SCO1  
SITE ADDRESS: UTILITY POLE #3 WASHINGTON STREET ABRINGTON, MA 02351  
CHECKED BY: RU DATE: 11/30/15  
PROJECT NUMBER: 20141055347  
SHEET NUMBER: LB-2

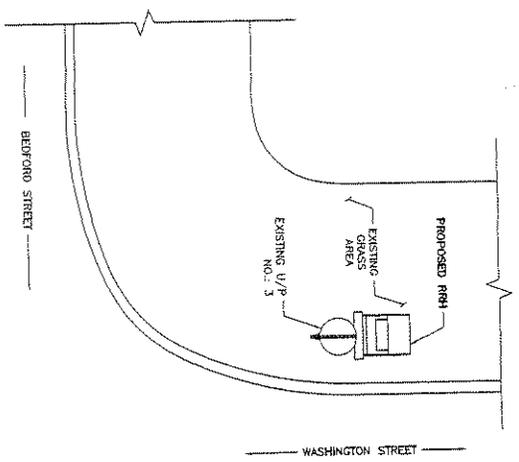
LEASE EXHIBIT/FOR PERMITTING ONLY

**LEASE EXHIBIT**  
 THIS LEASE PLAN IS DIAGNOSTIC IN NATURE AND IS INTENDING TO PROVIDE GENERAL INFORMATION REGARDING THE LOCATION AND SIZE OF THE PROPOSED WIRELESS COMMUNICATION FACILITY. THE SITE LAYOUT WILL BE FINALIZED UPON COMPLETION OF THE SURVEY AND FACILITY DESIGN.

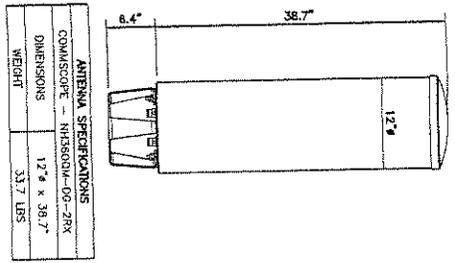
**NOTE:**  
 AN ANALYSIS OF THE CAPACITY OF THE EXISTING STRUCTURE TO SUPPORT THE PROPOSED LOADINGS HAS NOT BEEN COMPLETED BY NEXIUS. DRAWINGS ARE SUBJECT TO CHANGE PENDING OUTCOME OF A STRUCTURAL ANALYSIS.



2 ANTENNA MOUNTING DETAIL  
 SCALE N.T.S.

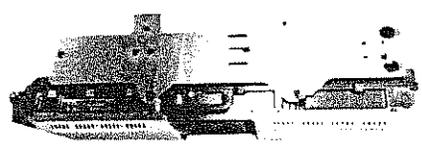


1 RRH ORIENTATION PLAN  
 3/8" = 1'-0"



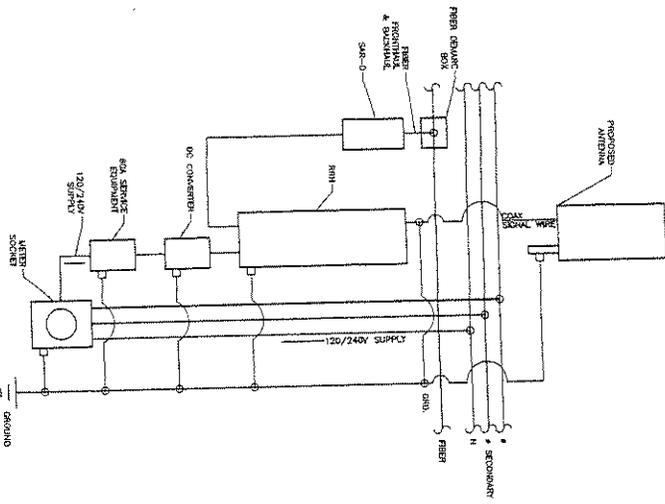
ANTENNA SPECIFICATIONS	
COMPASS/POLE	HHS5004-0C-2RX
DIMENSIONS	12' x 36.7'
WEIGHT	33.7 LBS

3 ANTENNA DETAIL  
 N.T.S.



RRH SPECIFICATIONS	
MODEL #	AU RHY260-AMS
DIMENSIONS	37" x 11" x 8" D
WEIGHT	56 LBS

4 RRH DETAIL  
 N.T.S.



5 GENERAL WIRING DIAGRAM  
 N.T.S.

**NEXIUS**  
 10000 N. 10TH AVENUE, SUITE 1000  
 SPokane, WA 99208-3175  
 FAX: 509.325.1111  
 WWW.NEXIUS.COM  
 DATE OFFERED: 1/11/15  
 VALID THRU: 1/31/16  
 WA STATE LICENSE NO. 11972754-1882

**verizonwireless**  
 P.O. BOX 2315  
 SPOKANE, WA 99208-2315

**COMMONWEALTH OF MASSACHUSETTS**  
**REGISTERED PROFESSIONAL ENGINEER**  
**RONALD J. JACKSON**  
**STRUCTURAL**  
**No. 27127**

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REV	DATE	DESCRIPTION	BY
A	10/27/14	FOR REVIEW	MSJ
B	11/20/14	FOR COMMENTS	SK
C	01/05/15	REVISED PER 2-C	MSJ

**SITE NAME:** ABINGTON\_MA\_S001  
**SITE ADDRESS:** UTILITY POLE #3  
 WASHINGTON STREET  
 ABINGTON, MA 02351

**CHECKED BY:** RJU  
**DATE:** 11/30/15  
**PROJECT NUMBER:** 20141055347  
**SHEET NUMBER:** LE-3

**LE-3**



# Town of Abington

500 GLINIEWICZ WAY  
ABINGTON, MA 02351

To: Board of Selectmen  
From: Town Manager  
Date: July 14, 2016  
Subj: Gliniewicz Way Purchase

The title research is under way by town counsel and I am advised that to expect the report back during the first week of August, if not sooner. In order to purchase this property without issuing a bid or request for proposals the state's procurement laws require that we publish a "Determination of Uniqueness" in the central register. This begins the 30 day window for any party to object. Purchase of an abutting lot in itself is grounds for a "uniqueness" determination. The 30-day "uniqueness objection period" ends on August 5.

Meanwhile I expect a draft P&S for review by the Board by the end of this week. Based upon the state procurement requirements and the anticipated completion of the title search I am advised a mid-August closing could be accommodated.

# 9

SELECTMEN'S APPOINTMENT AND REAPPOINTMENT PROCESS  
TO APPOINTED BOARDS AND COMMISSIONS

1. Annual Board and Committee appointments and reappointments shall be conducted at the first regular Board meeting in June. Appointments made as at the meeting shall have terms beginning on July 1 and expiring on June 30.
- 1.2. In addition, as the need arises due to resignations or other reasons, the Board may make appointments throughout the year to fill vacancies to unexpired terms. Any such vacancies shall be announced at a meeting of the Board and the date for appointment to fill such vacancy shall be set by the Board by majority vote.
- 2.3. Board and Committee appointments and reappointments shall be conducted in open session with all interested candidates to be invited and strongly encouraged to attend the meeting at which appointments and reappointments are made to state their qualifications and interest in serving.
- 3.4. Positions for both appointment and reappointment shall be posted under the News and Notices section of the home page and on the Selectmen's page of the official town website [www.abingtonma.gov](http://www.abingtonma.gov). Additionally, positions shall be posted with the Town Clerk's office. Postings for the annual appointments and reappointments shall be for the entire month of May preceding the June meeting at which annual appointments and reappointments are made. Such postings for other positions that become vacant throughout the year shall be made at least fourteen (14) days in advance of the appointment/reappointment date set by the Board of Selectmen.
- 4.5. All applicants for appointment and reappointment shall complete either the on-line Citizen Volunteer Form found on the official town website as [www.abingtonma.gov](http://www.abingtonma.gov), under the Town Manager's page or shall submit to the Selectmen's office a hard copy of the Citizen Volunteer Form. Hard copy Citizen Volunteer Forms shall be made available at the Selectmen's office.
- 5.6. Applicants must submit the Citizen Volunteer Form no later than the Wednesday preceding the meeting of the Board of Selectmen at which appointments and reappointments are to be made.
- 6.7. The goal of the Selectmen is to appoint qualified and interested Abington residents who are broadly representative of the Town. The Selectmen shall carefully consider applications and suggestions from many sources, including but not limited to Citizen Volunteer Forms, verbal expressions of interest, recommendations by Board and Committee members, etc. Selections shall be based on current Board and Committee

composition, qualifications, experience, recommendations, available space and on attendance records and previous performance, when available.

7.8. A Board or Committee member is under no obligation to accept reappointment, nor is the Board of Selectmen obligated to offer reappointment.

8.9. Reappointment shall be based on an evaluation by the Board of Selectmen of the Board or Committee member's contribution to the Board or Committee, the desirability of widespread involvement, and the changing needs of the Board or Committee and the Town. Although there is no fixed limit on length of service, the length of service may normally be limited to two (2) terms, three years in length. In cases where special training or expertise is required, longer periods of service may be appropriate

10. The general policy is to appoint individual to no more than two permanent Committees at a time.

9.11. Certain boards and committees have alternate or associate members serving pursuant to statute or by-law (i.e. Zoning Board of Appeals, Conservation Commission). In the event of a vacancy due to resignation or other reasons on a board or committee which has alternate members, the Board reserves the right to appoint an alternate member to fill such vacancy, without the need to post the vacancy as provided for in Paragraph 3. Any decision to not post the vacancy will be done by a majority vote of the Board.

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10.12. Terms of appointment shall be for the term of years as provided for in the Town Charter, Town By-laws, Massachusetts General Laws, by vote of Town Meeting or by vote of the Board of Selectmen, where applicable.

11.13. For Boards or Committee for which a Special Committee has been established with a clear objective and perceived terms, such that the reason for the appointment is fulfilled upon a completion of the objective (i.e. Tricentennial Committee), such Board or Committee shall expire six (6) months after the completion dated of the required objectives. In the event any such Board or Committee believes that additional time is needed to complete their objective, such Committee or Board may petition the Board of Selectmen for an additional six (6) months or less in order to complete the objective. The Selectmen shall act on any such petition in a timely manner.

12.14. From time to time, a Board or Committee may find it useful to appoint associate members to assist the Board or Committee in the successful completion of its charge. Appointments of associate members may be made by the Board of Selectmen, provided the Board or Committee seeking the associate member(s) submits written substantiation of the need for associate members, if not contrary to the Town Charter, By-laws, or the General Laws of the Commonwealth of Massachusetts. Associate members shall be appointed for terms of one year. As a general policy, associate members shall be non-

voting members and shall not be counted as a member of a Committee for the purposes of establishing a quorum.

~~13.~~ 15. Non-residents may serve on a committee when the Board of Selectmen deems in the best interest of the Board or Committee and the Town.

~~14.~~ 16. The Board of Selectmen shall make appointments and reappointments by majority vote.

~~15.~~ 17. All appointees shall receive written notification of appointment and a Certificate of Appointment signed by the Board of Selectmen and shall be sworn in by the Town Clerk prior to attending a Board or Committee meeting as an official member. The Town Clerk gives Board and Committee members information about the Open Meeting Law (M.G.L. c. 30A, §§19-25) as state statute requires and members must sign a written acknowledgment of receipt. The Town clerk also gives members a copy of the Town of Abington Appointed Committee Handbook and members must sign a written acknowledgment of receipt.

Adopted by vote of the Abington Board of Selectmen September 24, 2012

Revised by vote of the Abington Board of Selectmen May 18, 2015

# 11

Rick LaFond

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**From:** Gregg J. Corbo [GCorbo@k-plaw.com]  
**Sent:** Thursday, July 14, 2016 2:20 PM  
**To:** Rick LaFond  
**Cc:** Dori Jamieson  
**Subject:** West Abington Hall - Reuse Options

Dear Rick:

You have requested an opinion concerning the Town's options for potential reuse of the Town-owned building known as West Abington Hall. It is my understanding that the West Abington Hall is a Town-owned building that has been used for many years for meetings of community groups, such as the Cub Scouts. In 2015, when responding to an emergency call, the Abington Fire Department discovered what appeared to be severe water damage within the walls of the building. As a result, electrical service to the building was terminated and the building was closed as unsafe. Since that time, it was discovered that the building is in need of a new roof and walls, there is a water main break and the fire alarm system needs to be replaced. According to the Town's Building Commissioner, sheet rock will have to be removed from interior walls and ceilings just to assess the extent of the damages and a mold assessment will have to be conducted.

Despite the poor condition of the building, community groups in the Town have expressed an interest in reusing it. In my opinion, the Town may exercise one of several options for have the building repaired and reused, but as you will see, each of this options has certain difficulties and pitfalls.

Option 1: Issue a License Authorizing Repairs and Use

One option is to allow a private entity to enter the property for purposes of making repairs and then using the building for its own use. This may be accomplished through issuance of a license. A license is mere permission to use the property of another for a specified purpose. Baseball Publishing Co. v. Bruton, 302 Mass. 54, 56 (1938). A license does not convey any interest in the land to the holder. Id. As such, the issuance of a license for use of Town property does not require Town Meeting approval and is not subject to the Uniform Procurement Act.

If the Town were to issue a license for the property, in my opinion, use of the property would have to be conditioned on the user making all repairs necessary to bring the building up to code, which may trigger a requirement for additional upgrades for handicapped accessibility. In my opinion and based on the facts that have been described to me, it would appear that the Town would be exposing itself to a significant risk of liability if it allowed a dangerous building to be used by members of the public without requiring that all necessary repairs be made. In light of this potential exposure, in addition to requiring that the work be done in accordance with applicable codes, I would recommend that the license holder be required to obtain liability and casualty insurance sufficient to safeguard the Town's interests and that the license holder agree to release the Town of all liability that it may incur in connection with the work and to indemnify the Town with respect to any harm that may occur on the property. This insurance should not only be in effect to cover the repairs to the building, but also during the course of the use of the building. Given the current conditions, I recommend that you consult with the Town's insurer as to what coverages would be sufficient to protect the Town in the event you choose to move forward in this fashion.

If the Town were to issue a license, I would recommend that potential licensees be informed of the issues with the building and the Town's expectation for repairs because under these circumstances, the holder of the license may be taking a risk in expending funds to repair the building. The essence of a license is that it is revocable at will by the property owner. Baseball Publishing Co., 302 Mass. at 56. As such, if the Town were to grant a license, it could not guarantee that the license holder would have the right to use the property for any specified period of time and it could not guarantee that the licensee holder would have exclusive use of the premises. If such promises were made, in my opinion, the license would be more akin to a lease, and would trigger the procedural requirements described below. Given the nature of the needed repairs, it may be difficult to find party willing to make such a substantial investment in

the building without any guarantee that they would be able to occupy the building long enough to recoup that investment.

Finally, I understand that it has been suggested that the work may be done with volunteer labor. In the manual entitled *Designing and Constructing Public Facilities*, the Massachusetts Inspector General discourages the use of volunteer labor for larger projects, stating: "Although the law does not prohibit this practice [i.e., volunteer labor], we discourage using volunteers for larger projects or those involving structural, mechanical, or electrical work. Deficient work could have costly consequences for these types of projects." These concerns may be even greater here, where the building is unsafe in its present form and it is anticipated that it will be used by children if re-opened. Thus, before deciding to accept services from volunteers, the Town should, at the least, ensure that adequate supervision is employed to ensure that the work performed by the volunteers is performed in accordance with the applicable plans and specifications for the project and good and accepted industry practice.

#### Option 2: Issue a Lease Authorizing Repairs and Use

If the Town wishes to allow a private party to enter the property for purposes of making repairs and then using the building for its own use, another option is to issue a lease. A lease is different than a license insofar as it conveys a right of exclusive use to the lessee, to the exclusion of all others. Jones v. Donnelly, 221 Mass. 213, 217 (1915). In this regard, it is considered an interest in the land. Baseball Publishing Co., 302 Mass. at 54. Because a lease conveys an interest in the land, it is more durable in that it will convey an exclusive right to use the property for a fixed term. Wunsch v. Donnelly, 302 Mass. 286, 288 (1939). Therefore, conveying a lease to a party may resolve some the issues involving the party's ability to recoup its investment in the repairs made to the building. Please be advised, however, that the liability issues discussed above will still be present even if permission is granted through a lease.

Because a lease conveys an interest in the land, Town Meeting approval is required pursuant to M.G.L. c. 40, s. 3. Additional steps may be required pursuant to M.G.L. c. 40, s. 15A, depending on which board or officer currently has custody of the land and for what purpose it is held. If the land is held for a particular municipal purpose, the board or officer having custody may need to declare that the property is no longer needed for that purpose and the approval of the new use must be approved by a two-thirds Town Meeting vote. In addition to these requirements authorizing the lease of land, the lease itself may subject to the procurement procedures of M.G.L. c. 30B, s. 16, which requires issuance of a request for proposals for the disposal of any interest in land with a value exceeding twenty-five thousand dollars. Applicability of the RFP requirements will depend upon the appraised fair market value of the leasehold interest, without regard to the amount the Town may actually charge for the lease. If subject to Chapter 30B, the RFP will have to be publicly advertised and all interested parties will have to have equal footing with respect to an opportunity to enter into a lease with the Town.

#### Option 3: Make Repairs Using Donated Funds

The Town may accept grants or gifts of funds from private parties to use for public purposes and such funds may be expended for the purpose of the grant or gift with the approval of the Board of Selectmen. See, M.G.L. c. 44, s. 53A. Upon acceptance, the funds are held in a separate account and the funds may not be spent for any other purpose. With regard to the West Abington Hall, as previously discussed, significant repairs may be needed to make the building habitable. Given the extent of the repairs needed, the work may be so cost prohibitive, even with the assistance of donations, that the Selectmen find that the repairs cannot be completed. In such a case, the funds could not be used for another purpose, and would have to be returned to the donors, if the donors can be identified.

In conclusion, while there are several legal avenues available to the Town should it wish to repair and reuse the building, the Board of Selectmen will have to weigh to costs and benefits of each approach in exercising its judgment about the best course of action for the Town. If I can be of any further assistance in this regard, please do not hesitate to contact me.

Very truly yours,

Gregg J. Corbo



# Town of Abington

500 GLINIEWICZ WAY  
ABINGTON, MA 02351

To: Board of Selectmen  
From: Town Manager  
Date: July 14, 2016  
Subj: Dog Park Committee Update

In light of this discussion I did some homework on my liability concerns with regard to a possible Dog Park. Attached is the feedback that I receive from:

- Gregg Corbo at KP Law (formerly Kopelman & Paige);
- Brian Murphy who is our property/liability agent;
- A Best Practices list from Jilayne Meyer who works for the Risk Management/Loss Control arm of the Massachusetts Interlocal Insurance Association.



## **DOG PARK**

### **Off-Leash Dog Areas - Rules and Regulations**

1. All dogs must be legally licensed and have a current rabies vaccination.
2. All dogs must be leashed upon entering and leaving the off-leash dog areas.
3. Dogs in heat or younger than 4 months are not allowed in the park.
4. Dogs must be removed at first sign of aggression to other dogs or humans.
5. The owner or custodian of the dog must remain in the dog area with the dog.
6. Dog feces must be cleaned up by the dog owner or custodian.
7. Holes dug by dogs must be filled by the dog owner or custodian.
8. No pronged training collars or choke chains allowed.
9. No glass containers or food of any kind are permitted in the park.
10. Dog handlers must be at least 16 years of age or older.
11. Children under the age of 10 years old are not permitted in fenced area for safety reasons.
12. The dog park is closed when Park's Department Personnel are conducting maintenance. The park must be vacated during park maintenance.
13. The park is open from dawn to dusk.
14. Violators are subject to removal and/or exclusion from the dog park.
15. Owners or custodians are responsible for all actions of their dogs.
16. Owners/Custodians and their dogs enter upon their own risk.

**This park is made available in accordance with laws governing recreational use (M.G.L. Chapter 21 Section 17c.**

**The Town of Abington does not assume responsibility for injuries or damage to personal property.**

Rick LaFond

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**From:** Murphy, Brian [brian.murphy@hubinternational.com]  
**Sent:** Tuesday, July 12, 2016 9:08 AM  
**To:** Rick LaFond  
**Cc:** Dori Jamieson; Baker, Donna  
**Subject:** FW: Dog Park  
**Attachments:** 201607120856.pdf

Subject: RE: Dog Park

Rick,

In reference to a municipal owned dog park, there is no exclusion on the Town's General Liability insurance coverage so there is "free" liability coverage. Thus, if a dog bit a third party on a municipally owned and operated dog park and the third party sued the Town, the insurance company would defend the Town and if the Town was deemed negligent, the insurance company would pay on the Town's behalf. The Town's Commercial General Liability limits are \$1,000,000 per occurrence and \$3,000,000 aggregate in a policy year. God forbid, anything did happen, the maximum payout would probably be capped at \$100,000 per claimant under the Mass Tort Cap Mass General Laws Chapter 258. The third party would also presumably sue the dog owner as well and that is in all probability where the liability would lie.

I have attached a Risk Communiqué Bulletin for suggested Dog Park Rules and Safety Tips to mitigate the loss potential. If there is no charge for the Dog Park, the Recreational Use Statute may insulate the Town further.

From a Property perspective, if the Town constructed a fence around the park or any additional buildings or fixtures per se, I would need to know the replacement cost of the structures and the structures might need to be added to the Town's property insurance schedule for an additional premium. The Town currently carries a \$2,500 Property deductible so to the extent the replacement cost is below that level, there is no additional property premium charge. A Builders Risk policy for the completed value of the Dog Park property would be needed to afford coverage during construction until the project was completed and accepted by the Town and then added to the Town's property schedule.

It would be expected there is a posted sign where one uses the dog park at their own risk. Many Homeowner's insurance policies nowadays may include a liability exclusion for certain breeds of dogs or dogs who have already bit a person, so you may want to consider asking residents who will use the Dog park to furnish a certificate of insurance showing evidence of Personal Liability coverage as an additional risk management option.

I am not an attorney and I would respectfully suggest that this should be referred to Town Counsel for his input and guidance as well.

This discussion is necessarily brief and the Town's insurance policies limits, terms, conditions, exclusions and other provisions are controlling in the event of a loss.

After reviewing, please contact me if you have nay questions.

Thank you.

Best wishes!

(A)

## [Canine Welfare \(http://thestantonfoundation.org/canine\)](http://thestantonfoundation.org/canine)

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### **Dog Parks**

**This program is now open and accepting applications.**

As part of its mission of encouraging positive dog/human relationships, the Stanton Foundation provides grants to support the creation of enclosed dog parks in cities and towns in Massachusetts.

These grants will cover up to 100% of the design costs and 90% of construction costs. Grants typically range from \$100,000 to \$250,000. Annual follow on capital grants for repair and improvement equal to 5% of construction costs are available for five years following the opening of the park.

Town contributions required include land, water lines, other basic infrastructure, 10% of construction costs and ongoing maintenance. The grant process is not competitive; proposals will be awarded to all towns that can make these required contributions.

While the decision to build a dog park has the potential for enormous benefit for the community, it also requires a major commitment of time and energy from the town as a whole. If your town is enthusiastic about bringing a dog park to the community and is willing to commit to the process, the Stanton Foundation encourages you to apply.

*includes dog park guide (attached to new online)*

①

**[Canine Welfare \(http://thestantonfoundation.org/canine\)](http://thestantonfoundation.org/canine)** >  
**[Dog Parks \(http://thestantonfoundation.org/canine/dog-parks\)](http://thestantonfoundation.org/canine/dog-parks)** >  
**[How to Apply \(http://thestantonfoundation.org/canine/dog-parks/how-to-apply\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply)**

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## Applying for a Design Grant

The design grant is intended to cover 100% of the costs of moving from a preliminary sketch of a dog park to bid-ready documents for a contractor. In order to obtain the design grant from the Stanton Foundation, a municipality must submit a package consisting of: 1.) an assurance letter stating that it has completed an internal municipal review and can fulfill the Foundation's expectations, 2.) a preliminary sketch and 3.) a draft budget.

### 1. The assurance letter should include the following:

- The chosen site (or sites, if a final decision has not been made) is on town-owned land.
- The plan to use the site(s) for a dog park has been communicated to relevant town bodies.
- The town can meet a commitment of 10% of the hard construction costs.
- The town can provide a "point person" who will be the Foundation's point of contact throughout the process. *This person will be responsible for submitting quarterly status reports until the park opens.*
- The design grant will be applied to costs including the preparation of schematics, preliminary drawings, bid documents, construction observation and, if necessary, an initial site survey. *Any funds not required for these purposes will be reserved for the park's ongoing capital needs.*
- The Town will select a design firm that has previously designed at least one dog park (preferred) or has extensive outdoor public space design experience.

- Once the Town has a final bid on construction costs, it will be prepared to sign a memorandum of understanding (MOU) reasonably similar to those available on this website. *The assurance letter must be signed by the senior town administrator or elected official.*

**2. The preliminary sketch** should include:

- Estimated size (sq. ft.) of the parcel of land to be dedicated to the dog park
- Proposed perimeter of the dog park within the parcel
- Layout of the dog park within perimeter fencing

**3. The draft budget** should include estimates of:

- Site clearing costs associated with clearing and grading of designated location
- Costs of surfacing with preferred materials (i.e. stone dust, rice stone, grass, etc.)
- Fencing costs to encompass entirety of site, along with gating or internal divisions
- Walkway surfacing and bordering
- Cost of water hose bibs and/or fountains to dispense potable water for dogs
- Any amenities to be placed inside the dog recreation space
- Costs associated with either natural or artificial shading inside the park -Other construction related items; see check list for sample "other items". The purpose of the checklist is to ensure that all relevant costs are considered. Precise estimates are not required at this point. Our [Dog Park Guide \(/canine/dog-parks/guide\)](#) suggests other park elements to be considered.

Once the assurance letter, preliminary sketch, and draft budget are reviewed and approved by the Foundation, the Foundation will provide a design grant. The dollar amount of the design grant will be equal to 10% of hard construction costs as detailed in the draft budget.

**[Step 2: Construction Grant \(/canine/dog-parks/how-to-apply/construction-grant\)](#)**

> **[APPLYING FOR A DESIGN GRANT](#)**

**[\(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY/DESIGN-GRANT\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/design-grant)**

> **[CONSTRUCTION GRANT \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY/CONSTRUCTION-GRANT\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/construction-grant)**

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**[Dog Parks \(http://thestantonfoundation.org/canine/dog-parks\)](http://thestantonfoundation.org/canine/dog-parks)** >  
**[How to Apply \(http://thestantonfoundation.org/canine/dog-parks/how-to-apply\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply)**

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## Construction Grant

Once the full plan and bid documents (“design documents”) have been prepared using the funds provided through the design grant, the next steps are:

- The town submits design documents to the Foundation for [design review \(/canine/dog-parks/how-to-apply/construction-grant/foundation-review\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/construction-grant/foundation-review).
- Once design documents are approved by the Foundation, the town begins the bid process and selects a contractor.
- The town submits a financial statement to the Foundation demonstrating that the town’s 10% financial commitment is immediately available for payment to contractor.
- The Foundation reviews and approves the contractor selected by the town.
- The town and the Foundation sign the final memorandum of understanding (MOU).
- The Foundation provides a cash grant equal to 90% of the bid selected.

### > [APPLYING FOR A DESIGN GRANT](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/design-grant)

[\(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY/DESIGN-GRANT\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/design-grant)

### > [CONSTRUCTION GRANT \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY/CONSTRUCTION-GRANT\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/construction-grant)

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>  
[Construction Grant \(http://thestantonfoundation.org/canine/dog-parks/how-to-apply/construction-grant\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/construction-grant)

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## Foundation Design Review Process

Prior to being sent to bid, these design documents will be submitted to the Foundation for approval. While no two dog parks are identical, the Foundation works to ensure that all plans have the greatest chance of success for the community. There are multiple considerations that need to be addressed (see [Dog Park Guide \(/canine/dog-parks/guide\)](http://thestantonfoundation.org/canine/dog-parks/guide) for ideas; it is not an exhaustive list) in every park design. Below is a list of items that must be included in all plans:

### Fencing

All fencing should adequately encompass the entire dog recreational space and be no shorter than **five feet** in height around the perimeter.

### Potable water

Potable water must be available inside the dog recreational space and be safe for consumption by both dogs and humans.

### Shade

Either natural or artificial shading must be provided for dogs and owners. Any trees used inside the fenced area should have protection around the base to protect the vegetation from animal waste.

## **Dual/double gate entryways**

Any and all entryways into the dog recreational space should employ a “double gated” system that prevents dogs from accidentally entering or exiting the dog recreational space without human control.

## **Surfacing**

Surfacing choices for the park should take into consideration the capacity of the town to maintain the material over the lifetime of the park.

### **> FOUNDATION DESIGN REVIEW PROCESS**

**([HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY/CONSTRUCTION-GRANT/FOUNDATION-REVIEW](http://thestantonfoundation.org/canine/dog-parks/how-to-apply/construction-grant/foundation-review))**

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[Dog Parks \(http://thestantonfoundation.org/canine/dog-parks\)](http://thestantonfoundation.org/canine/dog-parks)**

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## After the Park Opens

After the park is open, towns may apply to the Stanton Foundation for up to three capital improvement grants. These grants are to be used to make improvements to the park, not for routine maintenance. The Foundation will approve capital improvement grants of up to 5% of initial construction costs; thus if construction costs totaled \$200,000, a town could receive grants of up to \$10,000 per year for three years.

The first capital improvement grant may be requested 12 months after the opening date, the second after 18 months of operation, and the third after 24 months of operation. All capital improvement grant requests must be submitted within 5 years of the park opening or will be forfeited.

> [CURRENT PARTICIPANTS \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/PARTICIPANTS\)](http://thestantonfoundation.org/canine/dog-parks/participants)

> [DOG PARK GUIDE \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/GUIDE\)](http://thestantonfoundation.org/canine/dog-parks/guide)

> [HOW TO APPLY \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY\)](http://thestantonfoundation.org/canine/dog-parks/how-to-apply)

> [AFTER THE PARK OPENS \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/AFTER-THE-PARK-OPENS\)](http://thestantonfoundation.org/canine/dog-parks/after-the-park-opens)

> [RESOURCES \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/RESOURCES\)](http://thestantonfoundation.org/canine/dog-parks/resources)

> [FAQ \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/FAQ\)](http://thestantonfoundation.org/canine/dog-parks/faq)

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**[Dog Parks \(http://thestantonfoundation.org/canine/dog-parks\)](http://thestantonfoundation.org/canine/dog-parks)**

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## Contact

For more information regarding the Stanton Foundation Municipal Dog Park grants, please contact:

**The Stanton Foundation**

1 Broadway, 14th Floor

Cambridge, MA 02142

ATT: Project Adviser

617-588-1781

[dogparks@thestantonfoundation.org \(mailto:dogparks@thestantonfoundation.org\)](mailto:dogparks@thestantonfoundation.org)

> [CURRENT PARTICIPANTS \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/PARTICIPANTS\)](http://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/PARTICIPANTS)

> [DOG PARK GUIDE \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/GUIDE\)](http://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/GUIDE)

> [HOW TO APPLY \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY\)](http://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/HOW-TO-APPLY)

> [AFTER THE PARK OPENS \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/AFTER-THE-PARK-OPENS\)](http://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/AFTER-THE-PARK-OPENS)

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> [FAQ \(HTTP://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/FAQ\)](http://THESTANTONFOUNDATION.ORG/CANINE/DOG-PARKS/FAQ)

## Survey of Several Area Dog Parks

	Falmouth	Sharon	Randolph	W. Bridgewater
<b>Contact</b>	Barbara Schneider, President 508-331-2929	info@sharondogpark.org	Linda Sproules, Town Mgr 781-961-0911	Tim Warner, Developer, 781-985-7600
<b>Website</b>	<a href="http://falmouthdogpark.com">http://falmouthdogpark.com</a>	<a href="http://sharondogpark.org">http://sharondogpark.org</a>	<a href="http://randolphdogpark.org">http://randolphdogpark.org</a>	n/a
<b>Location</b>	Brick Kiln Road	Between Cedar and Gunhouse Sts	169 West St	65 N. Main St
<b>Opened?</b>	May 2011	April 2004	2011	Under construction
<b>Size of fenced-in area</b>	.45 acres/ 19,600 sq ft	.75 acres/ 32,670 sq ft	2 acres/ 87,000 sq ft	.23 acres/ 10,000 sq ft
<b>Land ownership</b>	town	Privately funded	school/town	town
<b>Dog size division</b>	All dogs: 16,760 sq ft Small dogs: 3,264 sq ft	Large dog area: 30,241 sq ft Small dogs: 2,804 sq ft	All dogs:--- Small dog area:---	
<b>Ground covering</b>	Pea stones and sand	Wood chips over sand/gravel	Wood chips	Artificial turf and stone
<b>fencing</b>	5' chain link	Chain link	5' chain link	Chain link
<b>entrance</b>	double entry gate (splits into each area with single entry each); 1 utility gate	5 double entry gates to large dog area; 1 single gate with latch between large and small dog areas; 1 utility gate	Double entry gate; utility entrance	Double entry gate
<b>Design elements</b>				
Benches	yes	12	no	yes
Dog water fountain	yes	Running water	Running water	Splash pad, fountain
Waste bag station	yes	yes	yes	yes
Trash cans	Outside of fence	6	2-4 per dog area	
Info kiosk	1	2	no	
Posted rules	yes	yes	yes	yes
Other amenities	Mosaic tile wall by local artists	Landscaping in front	Agility (pipes, boulders, tires)	Agility equipment, splash pad

shade	natural	natural	natural	
<b>Initial cost</b>	\$40,000		\$75,000	\$94,000
<b>Funding Source</b>	donations	Privately funded	CPA	Stanton Foundation
<b>Operating maintenance responsibility</b>	Self-regulated: 17 stewards visit the area 300x/year	Nonprofit "Friends" group	Self-regulated; funded by its users, local business and a major summer fundraiser	
<b>Operating cost</b>	\$5,000/year			
<b>Operating hours</b>	Dawn to dusk	Dawn to dusk	Dawn to 7 pm	
<b>parking</b>	Paved space for 23 cars	Parking across from playing fields	Paved area for 15-20 cars	
<b>Usage fee</b>	\$0	\$0	\$0	

Other towns in the process of trying to create dog parks:

Kingston: Leslie-Ann McGee, [leslieann.mcgee@verizon.net](mailto:leslieann.mcgee@verizon.net), 781-635-4747

Hanover: Nancy Devlin, [jndevlin@yahoo.com](mailto:jndevlin@yahoo.com)

Barnstable: 508-362-6506

Whitman



# Town of Abington

500 GLINIEWICZ WAY  
ABINGTON, MA 02351

TO: BOARD OF SELECTMEN  
FROM: TOWN MANAGER  
DATE: JULY 14, 2016  
SUBJ: GENERAL UPDATE

*The following is meant to be a general update of activities of the Town Manager and staff. Should any member desire more information regarding any particular matter please contact me personally.*

1. Griffins Dairy – The Conservation Commission hearing on the proposed playing fields was held on July 11. The meeting went fairly well. It was continued until July 25 so that John Cotter (Wheatley Co.) could correct some mapping errors (wetland flag numbering). Mr. Dombrowski was a very vocal opponent of virtually everything. A few abutters had some very good questions about potential traffic issues if there is parking on Pattison Ave. that we were able to discuss. Mike Franey did a nice job of providing historical context to the property. The ConCom was prepared to approve an Order of Condition on the 11<sup>th</sup> but for the technical corrections necessary on the mapping. ConCom was very cooperative. I look forward to a fairly quick approval on the 25<sup>th</sup>. Unfortunately I won't be there as I am on vacation that week. Andy was also present at the meeting.
2. Town Manager Evaluation Reminder – There are some members that still need to schedule time with me to facilitate the evaluation. I have attached a copy of the TM contract provision just as a reminder.
3. Brockton/Abington Sewer Treatment Inter-municipal Agreement – On July 18 the Brockton City Council is meeting and will be considering (presumably approving) Abington's request for a one-year extension of the right to negotiate "additional consideration" contained within Abington's IMA with Brockton due to the fact that EPA has not yet issued the new NPDES (National Pollutant Discharge Elimination System) permit to the City of Brockton, which is necessary to implement the terms and conditions of the IMA. DPW Director John Stone was strongly advised by Atty. Chris Petrini to attend the meeting in Brockton and couldn't join us tonight for a proper introduction to his new role.
4. Business Association - Our schedule kick off meeting is Wednesday, August 3 with a location to be solidified this coming week. In addition to the various business owners

that we invited to this meeting there has been additional interest from other businesses. This is an initial gathering that is intended to put some form to an organization to which all local businesses will ultimately be invited to participate in.

5. Health Insurance – As I stated during the budget process – even before the sizeable increase in rates for FY 17, I informed the Board and Finance Committee that this year I intended to engage a study of Abington’s utilization to help determine what the best option(s) may be for the town going forward. Before doing so I have informed all of the towns’ collective bargaining units and invited them to a meeting on the morning of August 2 so that there is full disclosure and communication. Attached is the letter that I sent to the president of all of the town/school bargaining units. I am pleased so far as to the enthusiastic responses.