

HEARINGS, MEETINGS, LICENSES

11/21/16

HEARINGS, MEETINGS, LICENSES

11/21/16

NEW HEARING – WRPD – Dona Drive



The Board of Selectmen will hold a public hearing in the Selectmen's Meeting Room at the Town Hall, 10 Nickerson Avenue, Middleborough, MA on **Monday, November 21, 2016 at 7:30 PM, for the purpose of discussing an application filed by Azor Land Sciences, Inc. on behalf of Steven Ramsay for a Special Permit** under the Water Resource Protection District By-law to allow grading and landscaping associated with the construction of a single family dwelling within the 100' buffer of a fresh water wetland. **This property is shown as Assessors Map 42, Lot 5214, Zoning District - Residence A, WRPD District Z2.** Anyone wishing to be heard on this matter should appear at the time and place designated.

Diane C. Stewart
Allin Frawley
Leilani Dalpe
John M. Knowlton
Stephen J. McKinnon
BOARD OF SELECTMEN
November 3 & 10, 2016
The Middleboro Gazette Newspaper



November 16, 2016

Board of Selectmen
Town Hall Building
10 Nickerson Avenue
Middleborough, MA 02346

Re: *Engineering Review*
WRPD Application - Lot 8A Dona Drive
ADE Job Number 2518.53

Dear Board Members:

Atlantic Design Engineers, Inc. has completed our engineering review of the site plans for the above-referenced project relative to a Special Permit request under the Water Resource Protection District (WRPD) bylaw. The plan is revised dated 9/13/16 and is prepared by Azar Land Sciences, Inc. for Steve Ramsey of Middleborough, MA.

The project involves minimal work (9% - 2,500 SF of grading, landscaping & lawn) within the 100 foot buffer to the wetland and no work within 25 feet of the wetland. In addition, the septic system is located outside the buffer zone.

Also, per the 11/2/16 memo from the Conservation Commission agent, the project has received a Negative Determination of Applicability from the Conservation Commission.

Therefore, in our opinion, the project is permissible and complies with Section 8.2.7.3.i.v of the WRPD bylaw.

The following are provided for the Board's consideration in their review of the project:

- The Board may want to consider requiring some sort of permanent visual barrier (fence, signs, etc.) at the limit of work to prevent further-future encroachment into the buffer zone.

Please call (508) 888-9282 if you have any questions or comments.

Sincerely,

ATLANTIC DESIGN ENGINEERS, INC.



Richard J. Tabaczynski, P.E.
Project Manager

CC: Azar Land Sciences, Inc.

P.O. Box 1051
Sandwich, MA 02563
(508) 888-9282 · FAX 888-5859
email: ade@atlanticcompanies.com
www.atlanticcompanies.com



Town of Middleborough

CONSERVATION COMMISSION

20 CENTRE STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346

PHONE: 1-508-946-2406
FAX: 1-508-946-2309

MEMORANDUM

TO: Board of Selectmen (via email)

CC: Ruth Geoffroy, Planning Director (via email)
Robert Buker, Health Officer (via email)
Robert Whalen, Building Commissioner (via email)
Richard Tabazynski – Atlantic Design (via email)

FROM: Patricia Cassady, Conservation Agent 

DATE: November 2, 2016

RE: W.R.P.D. Application: Filed by Steven Ramsay; Assessor's Map 42, Lot 5214, Zoning District –RA, WRPD District Z2

I have the following comments regarding the above-mentioned application:

- 1) A Negative Determination of Applicability was issued by the Conservation Commission on September 15, 2016 and is valid for 3 years with an expiration of September 15, 2019. The negative determination means that the applicant does not have to file a Notice of Intent.
- 2) The plan of record the Commission approved was a plan entitled "Sewage Disposal System Design for Lot #8A Dona Estates, Middleboro, Massachusetts" by AZOR Land Sciences, Inc. with a revision date of 9/13/2016. This is the same plan that was submitted to the Board of Selectmen in the W.R.P.D. Application.

Please let me know if you have any questions by contacting me at 508-946-2406 or pcssdy@middleborough.com

Thank you
pjc

From: Robert Whalen
Sent: Wednesday, November 16, 2016 4:57 PM
To: Colleen Lieb
Subject: RE: Dona Drive WRPD Applicaton/Plans

Good afternoon Colleen.
I have reviewed the WRPD application for Dona drive and I don't see any issues.

Thanks

Bob Whalen

RECEIVED
@ 12:28 pm
OCT 14 2016
Alicia J. Ferreira
TOWN CLERK

PETITION APPLICATION FOR A WRPD SPECIAL PERMIT

One (1) electronic copy of the petition & engineering plans must be filed with the Selectmen's office via email: jshanley@middleborough.com and Seven (7) complete paper sets of the petition application, including all required documents, such as engineering plans, must be filed with the Town Clerk at 20 Centre Street (former Eastern Bank building), 1st floor, Middleborough, MA. The Town Clerk's office will forward all petitions for a Special Permit to the Board of Selectmen's office.

I/We hereby petition your Board for a public hearing for a Special Permit, which is subject to Board of Selectmen approval under the Water Resource Protection District By-law.

A. Location of property in question:

Street address: 0 DONA DR.
Map & Lot 42/5214
Zoning District RESIDENCE A
(General Use, Business, Industrial, Residence A, Residence B, or Residence Rural)
WRPD District Z2
(Z1, Z2, Z3, Z4)

B. To allow for:

GRADING AND LANDSCAPING, ASSOCIATED WITH THE CONSTRUCTION OF A SINGLE FAMILY DWELLING, WITHIN THE 100' BUFFER OF A FRESH WATER WETLAND.

(As shown on the attached plan)

Example: To allow for an addition of 12' x 20' to the building at 1234 Nickerson Avenue, Map #, Zoning district, WRPD District (A or B), presently used as a residence for the purpose of a dental office by the owner occupant. There will be a maximum of three employees.

C. Submitted by:

STEVEN RAMSAY
Printed full name (Individual)

Steven Ramsay
Signature (Individual)

55 DONA DR. MIDDLEBORO, MA
Address

508-208-9621
Daytime telephone

AZOR LAND SCIENCES, INC.
Printed company name/engineering firm

Janoula J. Puka
Signature (company/engineering rep.)

AZOR328@VERIZON.NET
Email address

PROJECT NARRATIVE

This project is in compliance with the WRPD Z2 bylaws and regulations. This project proposes the construction of a single-family dwelling, septic system and associated grading and landscaping. Only a portion of the project, the landscaping and grading, is within the 100' wetland buffer. The associated proposed dwelling and septic system being outside of the 100' buffer. The proposed dwelling was located closer to the road than usual and features a walk-out rear basement in order to minimize activity within the 100' buffer. The project activity disturbs less than 15% (9%) of the 100' wetland buffer area of the lot and disturbs no portion of the lot within 25' of the wetland. The project has no removal of soils within 4' of the groundwater table and in-fact proposes only filling. The disturbance within the 100' buffer maintains the general topographic characteristics of the land in turn maintaining the existing basic drainage pattern and the site's ability to recharge groundwater.

In summary we feel this project, as proposed, is in harmony with the purpose and intent of the WRPD By-Law.

CHECKLIST FOR PROJECT WRITTEN NARRATIVE

No.	Description	Initial	N/A
1.	Provide a written narrative explaining how you see the project complying with the WRPD bylaws and regulations.	<u>SR</u>	_____
2.	The submittal contains a Certified Abutter's list obtained from the Assessor's office, Town Hall, 10 Nickerson Ave.	<u>SR</u>	_____
3.	If your petition requests alterations or additions to a building, or structure, you should bring detailed plans which show the proposed alterations or additions.	_____	<u>N/A</u>
4.	The submittal contains calculations for any proposed on-site stormwater retainage, storage tanks and spill containment, on site drainage and recharge.	_____	<u>N/A</u>
5.	The submittal contains a statement that the project has been designed to minimize large scale lot disturbances and has implemented methods to encourage infiltration of site runoff and preservation of groundcover.	<u>SR</u>	_____
6.	The submittal contains a statement that there will be no removal of soil closer than four (4) feet to the groundwater table, as determined through Title 5 Soil Evaluation methods.	<u>SR</u>	_____
7.	The submittal contains a statement that if there is to be storage of hazardous wastes, sludges, deicing chemicals, fertilizers, or oil, that the appropriate methods have been provided to contain any spillage.	_____	<u>N/A</u>
8.	The submittal contains a statement that outside stored material will have no impact to the groundwater.	_____	<u>N/A</u>

CHECKLIST FOR SITE PLANS

(Applicant must initial each item or the application/petition will not be accepted.)

No.	Description	Initial	N/A
1.	One (1) electronic copy of the site plans must be filed with the Board of Selectmen's office via jshanley@middleborough.com .	<u>SR</u>	_____
2.	Seven (7) paper copies of the site plan must be filed with the Town Clerk's office, along with seven (7) paper sets of the petition application (see top of "Petition Application" form).	<u>SR</u>	_____
a.	Show locus to reasonable scale (use corner of the site plan page).	<u>SR</u>	_____
b.	Show existing and proposed street lines, number & name.	<u>SR</u>	_____
c.	Show existing and/or proposed building, including accessory buildings.	<u>SR</u>	_____
d.	Show driveway and driveway openings.	<u>SR</u>	_____
e.	Show natural waterways (if any).	<u>SR</u>	_____
f.	Show distance from structure to wetlands.	<u>SR</u>	_____
g.	Show the location of all wetlands, which must be determined by a wetland's specialist, i.e., flagged on site plans, the area which is within twenty-five (25) feet of the wetland, the total area and location of the portion of any lot within one hundred (100) feet of any wetland and the land disturbing activity or activities proposed within the one hundred (100) and twenty-five (25) foot zones.		
h.	Show setback dimensions or distances from street and abutters.	<u>SR</u>	_____
i.	Show the footage for all lines of the property and the total area (either in square footage or acreage).	<u>SR</u>	_____
j.	Show topography, wetland delineations, local storm water discharge points, on site drainage systems and septic systems.	<u>SR</u>	_____
k.	Show details for work done or proposed for any component outlined in No. 1(j) (above).	<u>SR</u>	_____
l.	The plan is stamped by BOTH a registered Land Surveyor and a Civil Professional Engineer.	<u>SR</u>	_____

Note: If the site has no approval required other than a home lot, then a Land Surveyor stamp will be accepted.

ALOR



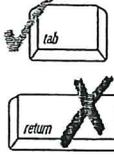
Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 2 – Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

A. General Information

Important:
When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



From:

Middleborough
Conservation Commission

To: Applicant

Steve Ramsay
Name
55 Dona Drive
Mailing Address
Middleborough MA 02346
City/Town State Zip Code

Property Owner (if different from applicant):

Name

Mailing Address

City/Town State Zip Code

1. Title and Date (or Revised Date if applicable) of Final Plans and Other Documents:

<u>Sewage Disposal System Design - Lot #8A Dona Drive Middleboro, MA</u>	<u>Rev. 9/13/2016</u>
Title	Date
_____	_____
Title	Date
_____	_____
Title	Date
_____	_____

2. Date Request Filed:

7/27/2016

B. Determination

Pursuant to the authority of M.G.L. c. 131, § 40, the Conservation Commission considered your Request for Determination of Applicability, with its supporting documentation, and made the following Determination.

Project Description (if applicable):

Grading & Landscaping associated with construction of a single family dwelling.

Project Location:

Lot 8A Dona Drive
Street Address
Map 42
Assessors Map/Plat Number

Middleborough
City/Town
Lot 5214
Parcel/Lot Number



WPA Form 2 – Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Determination (cont.)

The following Determination(s) is/are applicable to the proposed site and/or project relative to the Wetlands Protection Act and regulations:

Positive Determination

Note: No work within the jurisdiction of the Wetlands Protection Act may proceed until a final Order of Conditions (issued following submittal of a Notice of Intent or Abbreviated Notice of Intent) or Order of Resource Area Delineation (issued following submittal of Simplified Review ANRAD) has been received from the issuing authority (i.e., Conservation Commission or the Department of Environmental Protection).

1. The area described on the referenced plan(s) is an area subject to protection under the Act. Removing, filling, dredging, or altering of the area requires the filing of a Notice of Intent.

2a. The boundary delineations of the following resource areas described on the referenced plan(s) are confirmed as accurate. Therefore, the resource area boundaries confirmed in this Determination are binding as to all decisions rendered pursuant to the Wetlands Protection Act and its regulations regarding such boundaries for as long as this Determination is valid.

2b. The boundaries of resource areas listed below are not confirmed by this Determination, regardless of whether such boundaries are contained on the plans attached to this Determination or to the Request for Determination.

3. The work described on referenced plan(s) and document(s) is within an area subject to protection under the Act and will remove, fill, dredge, or alter that area. Therefore, said work requires the filing of a Notice of Intent.

4. The work described on referenced plan(s) and document(s) is within the Buffer Zone and will alter an Area subject to protection under the Act. Therefore, said work requires the filing of a Notice of Intent or ANRAD Simplified Review (if work is limited to the Buffer Zone).

5. The area and/or work described on referenced plan(s) and document(s) is subject to review and approval by:

Name of Municipality

Pursuant to the following municipal wetland ordinance or bylaw:

Name

Ordinance or Bylaw Citation



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 2 – Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Determination (cont.)

6. The following area and/or work, if any, is subject to a municipal ordinance or bylaw but not subject to the Massachusetts Wetlands Protection Act:
-
-

7. If a Notice of Intent is filed for the work in the Riverfront Area described on referenced plan(s) and document(s), which includes all or part of the work described in the Request, the applicant must consider the following alternatives. (Refer to the wetland regulations at 10.58(4)c. for more information about the scope of alternatives requirements):

- Alternatives limited to the lot on which the project is located.
- Alternatives limited to the lot on which the project is located, the subdivided lots, and any adjacent lots formerly or presently owned by the same owner.
- Alternatives limited to the original parcel on which the project is located, the subdivided parcels, any adjacent parcels, and any other land which can reasonably be obtained within the municipality.
- Alternatives extend to any sites which can reasonably be obtained within the appropriate region of the state.

Negative Determination

Note: No further action under the Wetlands Protection Act is required by the applicant. However, if the Department is requested to issue a Superseding Determination of Applicability, work may not proceed on this project unless the Department fails to act on such request within 35 days of the date the request is post-marked for certified mail or hand delivered to the Department. Work may then proceed at the owner's risk only upon notice to the Department and to the Conservation Commission. Requirements for requests for Superseding Determinations are listed at the end of this document.

1. The area described in the Request is not an area subject to protection under the Act or the Buffer Zone.
2. The work described in the Request is within an area subject to protection under the Act, but will not remove, fill, dredge, or alter that area. Therefore, said work does not require the filing of a Notice of Intent.
3. The work described in the Request is within the Buffer Zone, as defined in the regulations, but will not alter an Area subject to protection under the Act. Therefore, said work does not require the filing of a Notice of Intent, subject to the following conditions (if any).
-
-

4. The work described in the Request is not within an Area subject to protection under the Act (including the Buffer Zone). Therefore, said work does not require the filing of a Notice of Intent, unless and until said work alters an Area subject to protection under the Act.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 2 – Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Determination (cont.)

- 5. The area described in the Request is subject to protection under the Act. Since the work described therein meets the requirements for the following exemption, as specified in the Act and the regulations, no Notice of Intent is required:

Exempt Activity (site applicable statutory/regulatory provisions)

- 6. The area and/or work described in the Request is not subject to review and approval by:

Name of Municipality

Pursuant to a municipal wetlands ordinance or bylaw.

Name

Ordinance or Bylaw Citation

C. Authorization

This Determination is issued to the applicant and delivered as follows:

- by hand delivery on _____
- by certified mail, return receipt requested on _____

Date

Date

This Determination is valid for **three years** from the date of issuance (except Determinations for Vegetation Management Plans which are valid for the duration of the Plan). This Determination does not relieve the applicant from complying with all other applicable federal, state, or local statutes, ordinances, bylaws, or regulations.

This Determination must be signed by a majority of the Conservation Commission. A copy must be sent to the appropriate DEP Regional Office (see <http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html>) and the property owner (if different from the applicant).

Signatures:

Adam Guaraldi

Jacqueline Schmidt

John J. Medeiros

Diane C. Stewart

Janet Miller

Steven Ventresca

John Neely

Date

9/15/2016



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 2 – Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

D. Appeals

The applicant, owner, any person aggrieved by this Determination, any owner of land abutting the land upon which the proposed work is to be done, or any ten residents of the city or town in which such land is located, are hereby notified of their right to request the appropriate Department of Environmental Protection Regional Office (see <http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html>) to issue a Superseding Determination of Applicability. The request must be made by certified mail or hand delivery to the Department, with the appropriate filing fee and Fee Transmittal Form (see Request for Departmental Action Fee Transmittal Form) as provided in 310 CMR 10.03(7) within ten business days from the date of issuance of this Determination. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant if he/she is not the appellant. The request shall state clearly and concisely the objections to the Determination which is being appealed. To the extent that the Determination is based on a municipal ordinance or bylaw and not on the Massachusetts Wetlands Protection Act or regulations, the Department of Environmental Protection has no appellate jurisdiction.

HEARINGS, MEETINGS, LICENSES

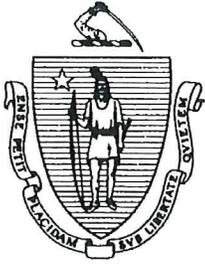
11/21/16

**NEW HEARING – LIQUOR LICENSE APPLICATION
– NELLIE ROSE RESTAURANT**



A hearing will be held by the Board of Selectmen on **Monday, November 21, 2016** at **7:45 PM** in the Selectmen's Meeting Room at the Town Hall, located at 10 Nickerson Avenue, Middleborough, MA for the purpose of discussing **application made by Scott W. Gould, Owner, of Nellie Rose Restaurant, LLC, for a Retail Alcoholic Beverages License for property located at 444 Center Street, Middleboro, MA, Assessors Map 50N, Lot 5913.** Anyone desiring to be heard on this matter should appear at the time and place designated.

Diane C. Stewart
Stephen J. McKinnon
John M. Knowlton
Leilani Dalpe
Allin Frawley
BOARD OF SELECTMEN
November 17, 2016
The Middleboro Gazette Newspaper



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

	Middleborough	11/21/16
ABCC License Number	City/Town	Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input checked="" type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee EIN of Licensee

D/B/A Manager

ADDRESS: CITY/TOWN: STATE ZIP CODE

Granted under Special Legislation? Yes No

Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.)

If Yes, Chapter Year

Complete Description of Licensed Premises:

Brick facade building, one story, 1st floor one room with bar, one room with kitchen, walk in cooler and three exits. Basement: one room with bulkhead. Total sqft 2906.

Application Filed: Date & Time Advertised: Date & Attach Publication Abutters Notified: Yes No

Licensee Contact Person for Transaction Phone:

ADDRESS: CITY/TOWN: STATE ZIP CODE

Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director

ABCC Remarks:

APPLICATION FOR LICENSE OR LICENSING TRANSACTION
(PLEASE TYPE OR PRINT CLEARLY)

DATE 11/11/16
NAME OF APPLICANT Scott Gould
ADDRESS OF APPLICANT 46 Herring Way Plymouth MA 02360
ASSESSORS MAP & LOT _____
DAYTIME TELEPHONE _____

NAME OF BUSINESS Nellie Rose Restaurant LLC
OWNER OF PROPERTY TO BE LICENSED Scott Gould Thomas J. & Deborah A. Locke
ADDRESS OF PROPERTY TO BE LICENSED 444 Center St
ASSESSORS MAP & LOT 50N-3913

TYPE OF LICENSE REQUESTED (Check One)

2nd Hand _____ WRPD _____
Class I Automobile Dealer License _____ Earth Removal Permit _____
Class II Automobile Dealer License _____ Liquor License X
Class III Automobile Dealer License _____ Junk Dealer _____
Entertainment _____ Other _____

Anticipated Start Date for Business: Dec 15, 2016
Days & Hours of Operation: Mon-Wed 7AM-3pm Thu-Sat 7AM-9pm Sun 7AM-8pm

Has the applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain:

NO
Signature [Signature]

DATE OF HEARING: 11/21/16

Please bring to the Treasurer/Collector's office @ the Town Hall Annex, 20 Center Street, 3rd floor to obtain confirmation/signature that no outstanding taxes/municipal charges exist.

Dear Treasurer/Collector:

Please inform this department as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? no
[Signature]



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 1 Congress Street, Suite 100
 Boston, MA 02114-2017
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses.
 TO BE FILED WITH THE PERMITTING AUTHORITY.

Applicant Information

Please Print Legibly

Business/Organization Name: Nellie Rose Restaurant LLC.

Address: 557 Bedford St cell-508 809 0815

City/State/Zip: Whitman MA 02382 Phone #: 781-447-8500

Are you an employer? Check the appropriate box:

- 1. I am a employer with 15 employees (full and/or part-time).*
- 2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
- 3. We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**
- 4. We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

- 5. Retail
- 6. Restaurant/Bar/Eating Establishment
- 7. Office and/or Sales (incl. real estate, auto, etc.)
- 8. Non-profit
- 9. Entertainment
- 10. Manufacturing
- 11. Health Care
- 12. Other _____

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

**If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: IZNuelers

Insurer's Address: PO BOX 3556

City/State/Zip: ORlando FL 32802

Policy # or Self-ins. Lic. # 808 902232 Expiration Date: 10/17

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: [Signature] Date: 11/3/16

Phone #: 508-809-0815

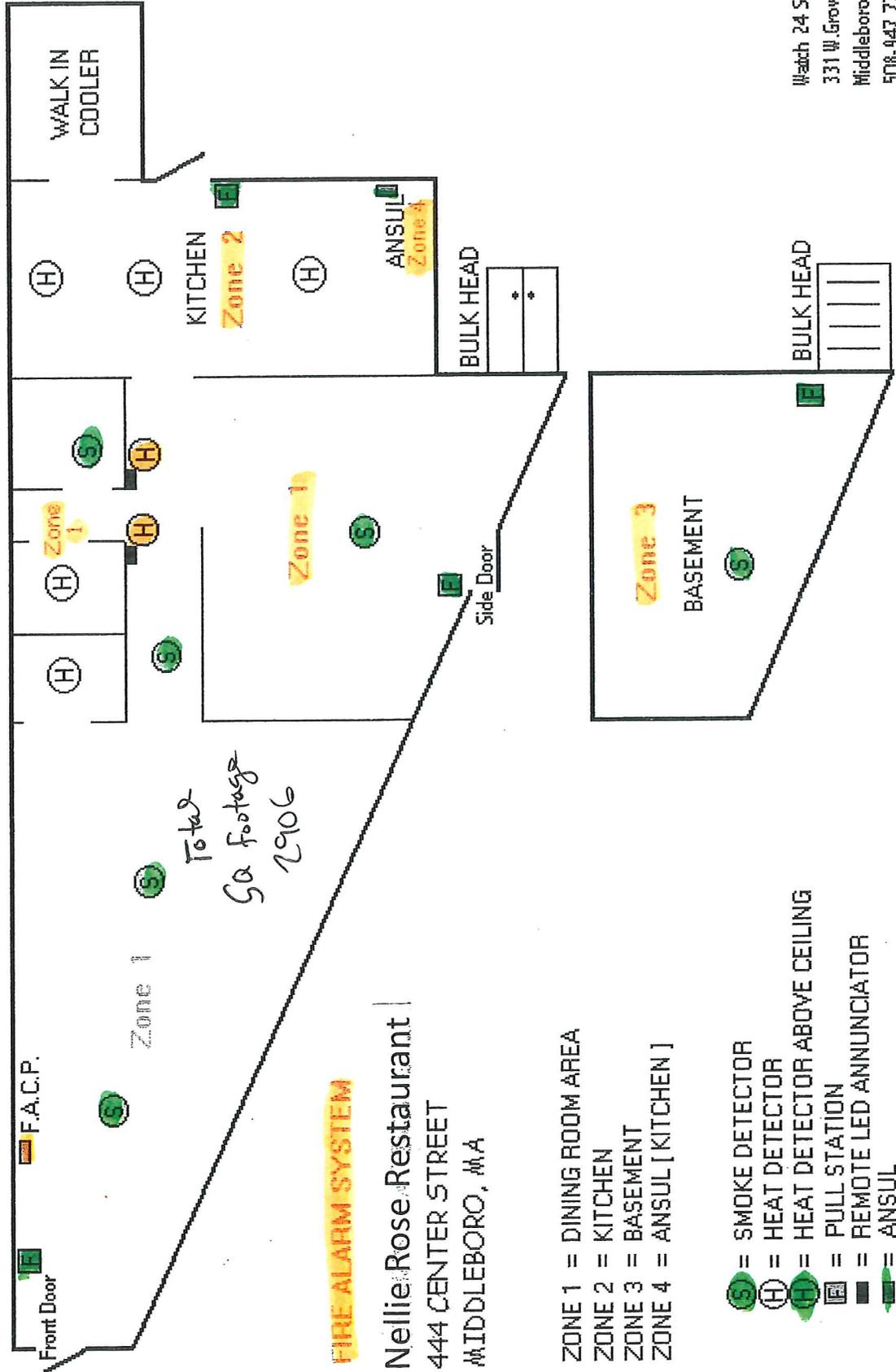
Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):

- 1. Board of Health 2. Building Department 3. City/Town Clerk 4. Licensing Board 5. Selectmen's Office
- 6. Other _____

Contact Person: _____ Phone #: _____



FIRE ALARM SYSTEM

Nellie Rose Restaurant |
 444 CENTER STREET
 MIDDLEBORO, MA

- ZONE 1 = DINING ROOM AREA
- ZONE 2 = KITCHEN
- ZONE 3 = BASEMENT
- ZONE 4 = ANSUL [KITCHEN]

- = SMOKE DETECTOR
- = HEAT DETECTOR
- = HEAT DETECTOR ABOVE CEILING
- = PULL STATION
- = REMOTE LED ANNUNCIATOR
- = ANSUL

Watch 24 Security
 331 W. Grove St.
 Middleboro, MA
 508-947 7727

HEARINGS, MEETINGS, LICENSES

11/21/16

HEARING - CLASS II DEALERS LICENSE

Vincent DiRusso

The Auto Liquidation Group

“Change to Internet Sales Only”



The Middleborough Board of Selectmen will hold a public hearing on **Monday, November 7, 2016 at 7:30 PM** in the Selectmen's Meeting Room at the Town Hall, 10 Nickerson Avenue, for the purpose of discussing an application filed by Vincent DiRusso, The Auto Liquidation Group for a Class II Automobile Dealer's License for the premises located at 91 South Main Street, Middleboro, MA, Assessors Map 58F, Lot 2044. Anyone desiring to be heard on this matter should appear at the time and place designated.

Diane C. Stewart
Stephen J. McKinnon
Allin Frawley
Leilani Dalpe
John M. Knowlton
BOARD OF SELECTMEN
October 20, 2016
The Middleboro Gazette Newspaper

Continued from 11/14/16



Town of Middleborough
20 Centre Street, Second Floor
Middleborough, Massachusetts 02346

Robert J. Whalen
Building Commissioner
Tel. 508-946-2426
Fax 508-946-2305

November 16, 2016

Middleborough Board of Selectmen
Middleborough Town Offices
10 Nickerson Ave
Middleborough, MA 02346

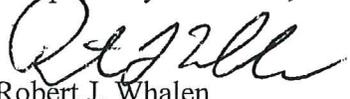
Subject: Vincent A. Dirusso 91 South Main Street, Assessors Map: 58F Lot: 2044,
located in the Residence B Zoning District

Honorable Board,

I understand that Mr. Dirusso is seeking an "Internet Sales Only" Class II Dealers license for the property listed above. This use would be allowed under zoning provided that no cars for sale are on site, and no customers are coming to the house. A sign would be allowed but could only be a maximum of 6 square feet in size.

The previous proposal for 9 cars on the property would require a Special Permit from the Zoning board of appeals for Intense Home Occupation.

Respectfully submitted,


Robert J. Whalen
Building Commissioner
Zoning Enforcement Officer

Per applicant -
* Change to Internet Sales Only *

**APPLICATION FOR LICENSE OR LICENSING TRANSACTION
(PLEASE TYPE OR PRINT CLEARLY)**

DATE OCT 11 2016
NAME OF APPLICANT VINCENT A DIRUSSO
ADDRESS OF APPLICANT 91 S MAIN ST Middleboro
ASSESSORS MAP & LOT _____
DAYTIME TELEPHONE 617 875 3095
EMAIL ADDRESS _____

NAME OF BUSINESS VINCENT DIRUSSO DBA The Auto Liquidation Group
OWNER OF PROPERTY TO BE LICENSED VINCENT DIRUSSO
ADDRESS OF PROPERTY TO BE LICENSED 91 S MAIN ST
ASSESSORS MAP & LOT 58F-2044

TYPE OF LICENSE REQUESTED (Check One)

2 nd Hand _____	WRPD _____
Class I Automobile Dealer License _____	Earth Removal Permit _____
Class II Automobile Dealer License <u>X</u>	Liquor License _____
Class III Automobile Dealer License _____	Pawnbroker _____
Weekday Entertainment _____	Automatic Amusement Device _____
Sunday Entertainment _____	Other _____

Anticipated Start Date for Business: DEC 1 2016
Days & Hours of Operation: By APPOINTMENT ONLY X

Has the applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain:

yes 66-68 West Grove ST

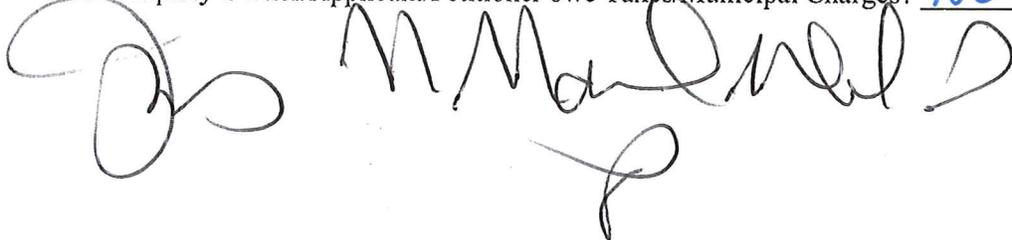
Signature 

Please bring to the Treasurer/Collector's office @ the Town Hall Annex, 20 Center Street, 3rd floor to obtain confirmation/signature that no outstanding taxes/municipal charges exist.

Dear Treasurer/Collector:

Please inform this department as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? NO





Town of Middleborough

CONSERVATION COMMISSION

20 CENTRE STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346

PHONE: 1-508-946-2406
FAX: 1-508-946-2309

MEMORANDUM

TO: Board of Selectmen

FROM: Patricia J. Cassady, Conservation Agent 

DATE: October 20, 2016

RE: Class II Automobile Dealer's License Application
Auto Liquidation Group – Vincent DiRusso
91 South Main Street

After reviewing this application and looking at on-line mapping I have the following comments:

- 1) There are no wetlands, Natural Heritage & Endangered Species or Floodplain mapped on or near the subject property.

Any questions regarding this matter please contact the Conservation Department at 508-946-2406.

Thank you

pjc

THE COMMONWEALTH OF MASSACHUSETTS

Town OF Middleboro

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

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

1. What is the name of the concern? VINCENT DIRUSSO DBA THE AUTO LIQUIDATION GROUP

Business address of concern. No. 915 MAINSt.,
Middleboro City — Town.

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

INDIVIDUAL

3. If an individual, state full name and residential address.

VINCENT ARTHUR DIRUSSO
915 MAIN ST MIDDLEBORO MA 02346

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

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

President

Secretary

Treasurer

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? YES

If so, is your principal business the sale of new motor vehicles? NO

Is your principal business the buying and selling of second hand motor vehicles? YES

Is your principal business that of a motor vehicle junk dealer? NO

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

HOME OFFICE 9 CAR GARAGE
NO EMPLOYEES NOT OPEN TO PUBLIC
BY APPOINTMENT ONLY 90% OF MY BUSINESS
Done on Phone + Computer
PROPERTY TOTALLY FENCED + GATED

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

If so, state name of manufacturer

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

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

If so, in what city — town Middleboro

Did you receive a license? YES ON GOING FOR 55 YEARS
(Yes or No) For what year? 2016

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

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

Residence 915 MAIN ST Middleboro MA 01346

IMPORTANT

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

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









The Commonwealth of Massachusetts
Department of Industrial Accidents
Office of Investigations
600 Washington Street
Boston, Mass. 02111

Workers' Compensation Insurance Affidavit - General Businesses

name: VINCENT DI RUSSO DBA The Auto Liquidation Group
address: 915 MAIN ST Tax ID # 43-20897-22
city: Middleboro MA state: MA zip: 02346 phone # 617 275 3095

work site location (full address):
 I am a sole proprietor and have no one working in any capacity. Business Type: Retail Restaurant/Bar/Eating Establishment
 I am an employer with _____ employees (full & part time). Office Sales (including Real Estate, Autos etc.)
 I am an employer providing workers' compensation for my employees working on this job. Other

company name:
address:
city:
phone #:
insurance co. policy #:

I am a sole proprietor and have hired the independent contractors listed below who have the following workers' compensation policies:

company name:
address:
city:
phone #:
insurance co. policy #:

company name:
address:
city:
phone #:
insurance co. policy #:

Failure to secure coverage as required under Section 25A of MGL 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one year's imprisonment as well as civil penalties in the form of a STOP WORK ORDER and a fine of \$100.00 a day against me. I understand that a copy of this statement may be forwarded to the Office of Investigation of the DIA for coverage verification.

I do hereby certify under the pains and penalties of perjury that the information provided above is true and correct.
Signature: _____ Date: OCT 11 2016
Print name: VINCENT DI RUSSO Phone #: 617 275 3095

Official use only do not write in this area to be completed by city or town official
city or town: _____ permit/license # _____
 check if immediate response is required
contact person: _____ phone #: _____
 Building Department
 Licensing Board
 Selectman's Office
 Health Department
 Other

HEARINGS, MEETINGS, LICENSES

11/21/16

CONTINUED HEARING – 375 WAREHAM STREET – EARTH REMOVAL

Please note:

**THE APPLICANT HAS REQUESTED A MOTION TO CONTINUE THE
HEARING TO DECEMBER 5, 2016 AT 8 PM.**

**(this will coincide with the WRPD Hearing which is continued to
December 5th at 7:45 PM)**