

# **NEW BUSINESS**

**2/23/15**

February 19, 2015

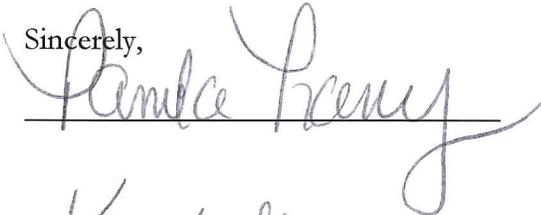
Board of Selectmen  
10 Nickerson Avenue  
Middleborough, MA 02346

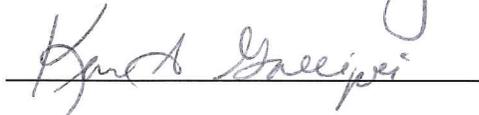
**RE: Fernway Estates**

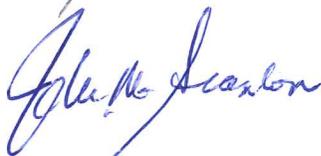
Dear Board Members:

We respectfully request that Fernway Estates be put on the Selectmen's agenda for a layout of road hearing and thereafter be put on the Annual 2015 Town Meeting Warrant. Fernway Estates consists of two roads, Fernway and Look Out Circle and associated infrastructure as shown on the subdivision plans. Attached please find one Mylar and seven copies of the Road Layout Plan and a Certified Abutter's list.

Sincerely,

  
\_\_\_\_\_

  
\_\_\_\_\_



## Jacqueline Shanley

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**From:** Lorraine Stillman  
**Sent:** Friday, February 20, 2015 12:08 PM  
**To:** Jacqueline Shanley  
**Subject:** Fernway Estates for your approval, corrections  
**Attachments:** Certificate of Completion Fernway Estates 2.13.15.pdf; Certificate of Compliance from Mass. DEP recorded 2.13.15.pdf; Roadway Layout Unsigned.tif; Fernway Est. - Rdwy As-Built Sht 1 of 2, 8.22.14 Rev. 1.7.15.tif; Fernway Est. - Rdwy As-Built Sht 2 of 2, 8.22.14 Rev. 1.7.15.tif; Ltr. to Treasurer Rel. Funds for Fernway Estates w Certificate of Completion 2.13.15.pdf



## *Town of Middleborough* *Massachusetts*

PLANNING DIRECTOR  
Ruth McCawley Geoffroy

Planning Board

Telephone (508) 946-2425  
Fax (508) 946-1991

February 20, 2015

Allin Frawley, Chairman  
Board of Selectmen  
10 Nickerson Avenue  
Middleborough, MA 02346

RE: Fernway Estates Completion

Honorable Board,

Although you have been provided these items this past week, we are resubmitting to ensure that all items have been received like at various times in the recent past. Enclosed please find the Certificate of Completion issued by the Planning Board, Certificate of Compliance issued by the Conservation Commission and a copy of the Treasurer's letter to release all of remaining surety funds. Also, attached please find a copy of the final As-Built entitled "Roadway As Built Plan "Fernway and Lookout Circle" dated August 22, 2014 and the Roadway Layout Plan. Please be advised that we are retaining the mylar plan of the Roadway Layout Plan for the Planning Board to sign at the Planning Board meeting scheduled for Tuesday, February 24, 2015. After the Planning Board signs the mylar, we will forward it to the Board of Selectmen for your use and to submit to the Town Clerk.

Once the Planning Board receives a request from the Board of Selectmen for Planning Board report on the layout, the Planning Board will make their report as required by Mass. General Law, Chapter 41, Section 81I, at their next scheduled meeting.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Lorraine Stillman, Senior Clerk  
On behalf of Ruth McCawley Geoffroy, Planning Director

*Lorraine Stillman*  
*Senior Clerk*  
*Middleborough Planning Department*  
*508-946-2425*

00009752

BOOK 55227 PAGE 073

Recorded On:

Feb 13, 2015 at 04:00P

PLYMOUTH COUNTY REGISTRY OF DEEDS

John R. Buckley Jr., Register

MIDDLEBOROUGH PLANNING BOARD  
Middleborough, Massachusetts

CERTIFICATE OF COMPLETION  
AND  
RELEASE OF MUNICIPAL INTEREST  
IN SUBDIVISION PERFORMANCE SECURITY

February 10, 2015

Subdivision Name: Fernway Estates

Owner: Ronald J. Cavallo and The Cavallo Corporation  
Owner's Address: 70 Victoria Street, Somerville, MA 02144  
Street Name(s): Fernway & Look Out Circle  
Location: Off of Miller Street  
Applicant: Town of Middleborough's Planning Board

Plans of Record:

Definitive Subdivision Plans entitled "Fernway Estates' Definitive Subdivision in Middleborough, Massachusetts"  
Number of Sheets: Ten (10)  
Prepared By: Outback Engineering, Inc., 165 East Grove Street, Middleborough, MA 02346  
Applicant: Cavallo Corporation, c/o Ron J. Cavallo  
Owner: Richard Michael Mathis, 228 Field Street, Brockton, MA 02402  
Date of Subdivision Plan: September 22, 2003,  
Revised: Through February 10, 2004,  
Date Approved: February 10, 2004, Date Endorsed: March 16, 2004,  
Recorded at the Plymouth County Registry of Deeds Book 04, Page 195

As-built Plan Entitled: "Roadway As-Built Plan 'Fernway & Look Out Circle' in Middleborough, Massachusetts."  
Prepared By: Outback Engineering, Inc., 165 East Grove Street, Middleborough, MA 02346  
Dated: August 22, 2014, Revised Thru January 7, 2015, Number of Sheets: 2.

Record Documents:

Form H, Covenant, Dated: March 16, 2004

Recorded at the Plymouth County Registry of Deeds Book 27,758, Pages 33-37.

Form K-1, Declaration of Reserved Easements, Date: March 16, 2004

Recorded at the Plymouth County Registry of Deeds Book 27,758, Pages 38-41.

Driveway Lantern Restrictive Covenant, Dated: February 26, 2004

Recorded at the Plymouth County Registry of Deeds Book 27,758, Pages 42-43.

Roof Drains Restrictive Covenant, Dated: February 26, 2004

Recorded at the Plymouth County Registry of Deeds Book 27,758, Pages 44-45.

Certificate of Approval for Definitive Subdivision Plan for "Fernway Estates",  
Dated: February 10, 2004.

WPA Form 5 - Order of Conditions DEP File #SE220-864, Dated: February 19, 2004.  
Recorded at the Plymouth County Registry of Deeds Book 27,758, Pages 21-29.

Declaration of Protective Covenants and Restrictions, Dated: March 18, 2004

Recorded at the Plymouth County Registry of Deeds Book 27,758, Pages 60-65.

Surety:

Town of Middleborough Account: \$210,000 Cash Deposit on August 16, 2013,  
from Bridgewater Savings Bank resulting from Call-In of Lender's Agreement  
Secured by a Performance Bond.

The undersigned, being a majority of the Planning Board of the Town of Middleborough have determined that the construction of ways Fernway & Look Out Circle and installation of municipal services in the subdivision referred to above have been completed but have not been built in accordance with the Middleborough Subdivision Rules and Regulations, approved Definitive Subdivision Plan and Conditions of Approval as identified in reports prepared by McMahon Associates to the Planning Board, dated August 26, 2014, September 12, 2014 and October 10, 2014, to serve the following enumerated lots: 1 through 12; however the residents of Fernway Estates and the Town of Middleborough Board of Selectmen have requested that Fernway Estates be Certified Complete by the Planning Board, as it is currently built, as set forth in the attached letters dated January 9, 2015 and January 12, 2015, respectively.

Pursuant to Section 81-U of Chapter 41, M.G.L. and in consideration of completion of said construction and installation of municipal services, the Town of Middleborough, a Massachusetts municipal corporation, acting through its Planning Board, hereby releases its interest in the performance security remaining, and finds the project complete.

Duly executed as a sealed instrument this <sup>th</sup> 10 day of February, 2015.

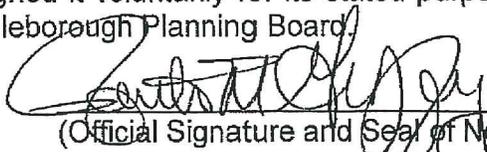
  
\_\_\_\_\_  
*Adam Carlone*  
\_\_\_\_\_  
  
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\_\_\_\_\_  
Middleborough Planning Board

**COMMONWEALTH OF MASSACHUSETTS**

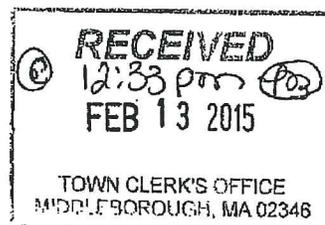
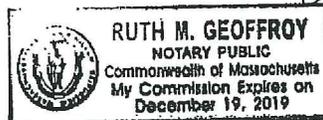
Plymouth, SS:

On this <sup>th</sup> 10 day of February, 2015, before me, the undersigned notary public, personally appeared Michael J. Labonte, proved to me through satisfactory evidence of identification, which was personal knowledge of his/her identity, to be the person whose name is signed on the preceding document, and acknowledged to me that he/she signed it voluntarily for its stated purpose as a member of and for the Town of Middleborough Planning Board.

  
(Official Signature and Seal of Notary)

Duplicate copy to:

Owner  
Middleborough Town Clerk  
Middleborough Town Treasurer



January 9, 2015

Middleborough Planning Board  
20 Centre Street, 2<sup>nd</sup> Floor  
Middleborough, MA 02346

Re: Fernway Estates – Certification of Completeness

Planning Board Members:

We, the undersigned residents of Fernway Estates, request that the Planning Board certify Fernway Estates Subdivision (Fernway and Lookout Circle) complete in its current as-built condition.

Although Fernway Estates was not constructed in accordance with the Middleborough Subdivision Rules and Regulations or the approved Definitive Subdivision Plans, the residents request that Fernway Estates be Certified Complete by the Planning Board, as it is currently built.

Resident Signature and Address:

<u>Michael A. [Signature]</u>	<u>9 Lookout Circle</u>
<u>Bridget Stella</u>	<u>18 FERNWAY</u>
<u>[Signature]</u>	<u>4 FERNWAY</u>
<u>x Karen Greenberg</u>	<u>27 Fernway</u>
<u>Karen Mallopoh</u>	<u>27 FERNWAY</u>
<u>Ratna [Signature]</u>	<u>54 Fernway</u>
<u>Annika [Signature]</u>	<u>54 fernway</u>
<u>Joseph M. [Signature]</u>	<u>47 Fernway</u>
<u>Terri J. [Signature]</u>	<u>47 Fernway</u>

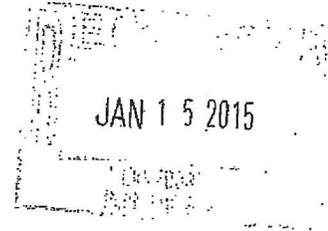


CRANBERRY CAPITAL  
OF THE WORLD



Phone: 508-946-2405  
Fax: 508-946-0058

**Town of Middleborough**  
Massachusetts  
Board of Selectmen



January 12, 2015

Michael J. Labonte, Chairman  
Middleborough Planning Board  
20 Centre Street, 2<sup>nd</sup> Floor  
Middleborough, MA 02346

Re: Fernway Estates – Certification of Completeness

Dear Chairman Labonte:

The Board of Selectmen voted, at their November 18, 2014 meeting with the Planning Board, to request that the Planning Board Certify Fernway Estates Subdivision (Fernway and Lookout Circle) Complete in its current as-built condition. Once the project is Certified Complete, the Selectmen intend to Layout Fernway and Lookout Circle for acceptance at the spring 2015 Annual Town Meeting.

Although Fernway Estates was not constructed in accordance with the Middleborough Subdivision Rules and Regulations or the approved Definitive Subdivision Plans, the Board of Selectmen request that Fernway Estates be Certified Complete by the Planning Board, as it is currently built.

Respectfully,

Allin Frawley, Chairman  
for the Board of Selectmen





Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

**WPA Form 8B – Certificate of Compliance**  
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:

SE 020-804  
Provided by DEP

**B. Certification**

Check all that apply:

- Complete Certification:** It is hereby certified that the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.
  
- Partial Certification:** It is hereby certified that only the following portions of work regulated by the above-referenced Order of Conditions have been satisfactorily completed. The project areas or work subject to this partial certification that have been completed and are released from this Order are:  
  
\_\_\_\_\_
  
- Invalid Order of Conditions:** It is hereby certified that the work regulated by the above-referenced Order of Conditions never commenced. The Order of Conditions has lapsed and is therefore no longer valid. No future work subject to regulation under the Wetlands Protection Act may commence without filing a new Notice of Intent and receiving a new Order of Conditions.
  
- Ongoing Conditions:** The following conditions of the Order shall continue: (Include any conditions contained in the Final Order, such as maintenance or monitoring, that should continue for a longer period).

Condition Numbers:

#9/operation + Maintenance Plan - Sheet 10 of 10 Detail Sheet  
Fernway Estates 2/10/2004

**C. Authorization**

Issued by:

Middleborough  
Conservation Commission

2/11/2015  
Date of Issuance

This Certificate must be signed by a majority of the Conservation Commission and a copy sent to the applicant and 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>).

Signatures:

D. Jeffrey Erickson

Janet Miller

Deborah Kirsch

Diane Stewart

Charles Kowalker

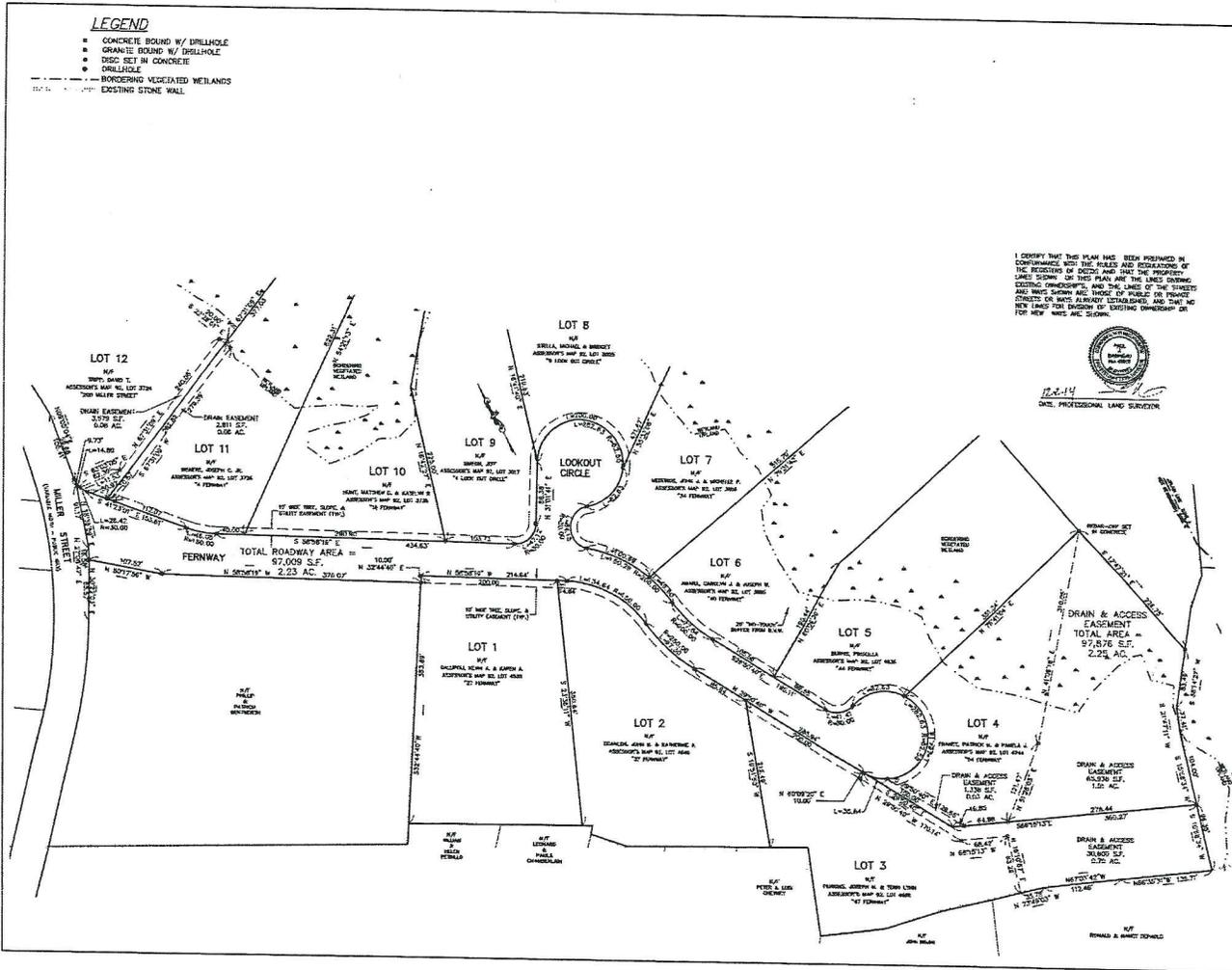
Steven Ventresca

John Medeiros



**LEGEND**

- CONCRETE BOUND W/ BULLHOLE
- GRANITE BOUND W/ BULLHOLE
- DISC SET IN CONCRETE
- BULLHOLE
- BORDERING VEGETATED WETLANDS
- EXISTING STONE WALL



I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMANCE WITH THE RULES AND REGULATIONS OF THE REGISTER OF DEEDS AND THAT THE PROPERTY LINES SHOWN ON THIS PLAN ARE THE LINES SHOWING EXISTING DIMENSIONS, AND THE LINES OF THE STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE RECORDS OR HAVE ALREADY ESTABLISHED, AND THAT NO NEW LINES FOR DIVISION OF EXISTING DIMENSIONS OR FOR NEW AREAS ARE SHOWN.



12.2.14  
DNL, PROFESSIONAL LAND SURVEYOR

FOR REGISTRY USE ONLY

APPROVED BY THE MIDDLEBOROUGH PLANNING BOARD

DATE: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MIDDLEBOROUGH PLANNING BOARD

APPROVED BY THE MIDDLEBOROUGH BOARD OF SELECTMEN

DATE: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MIDDLEBOROUGH BOARD OF SELECTMEN

I CERTIFY THAT 20 DAYS HAVE ELAPSED SINCE APPROVAL, AND THAT NO APPEAL HAS BEEN FILED AT THIS OFFICE.

TOWN CLERK - TOWN OF MIDDLEBOROUGH

REVISIONS		
NO.	DATE	DESCRIPTION

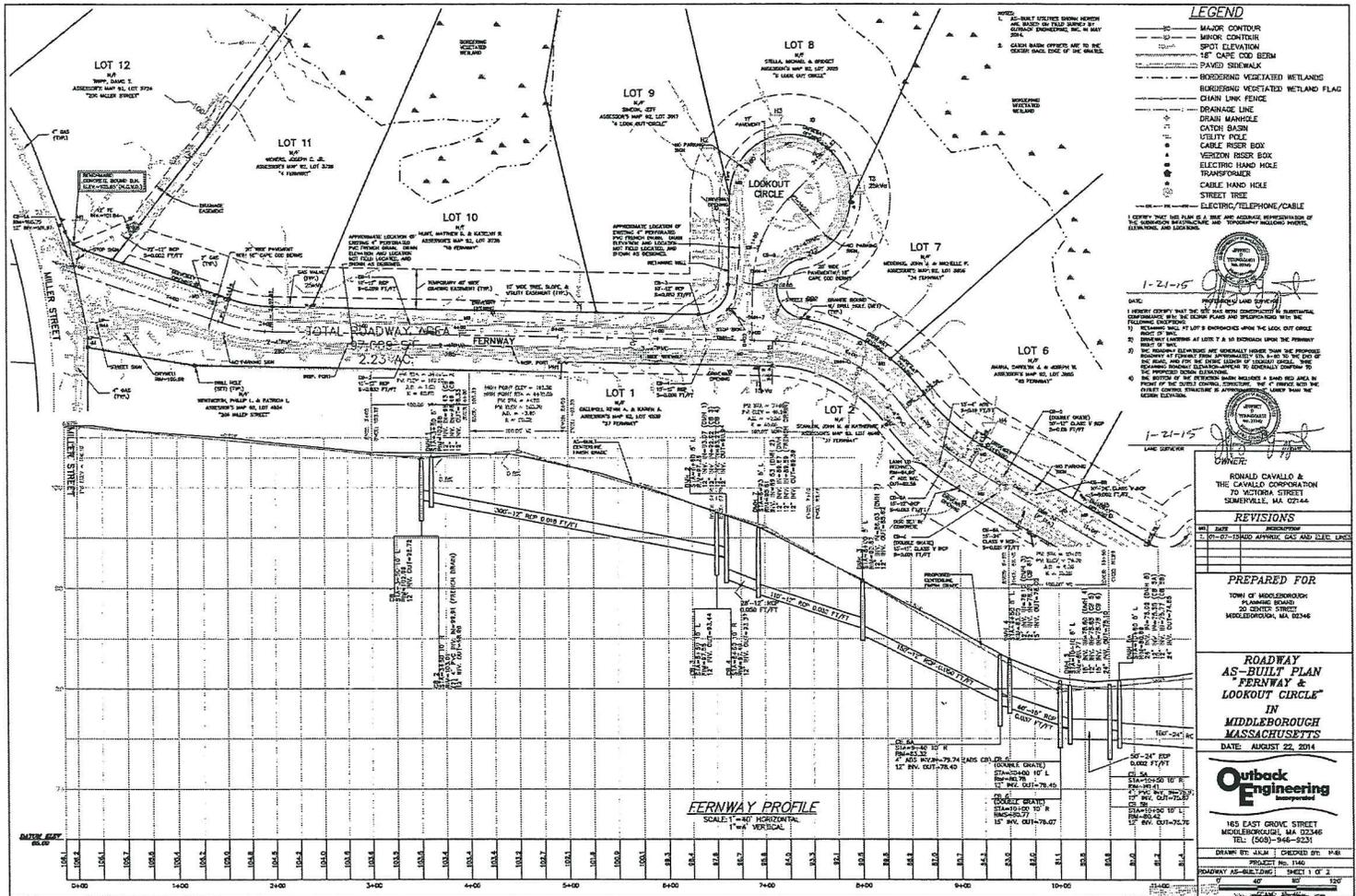
PREPARED FOR  
TOWN OF MIDDLEBOROUGH  
PLANNING BOARD  
41 CENTER STREET  
MIDDLEBOROUGH, MA 02346

**ROADWAY ACCEPTANCE PLAN**  
**"FERNWAY & LOOKOUT CIRCLE"**  
IN  
MIDDLEBOROUGH  
MASSACHUSETTS  
DATE: AUGUST 22, 2014

**Outback Engineering**  
Incorporated

105 EAST GRIMM STREET  
MIDDLEBOROUGH, MA 02346  
TEL: (508) 946-9221

DRAWN BY: J.W.M. | CHECKED BY: P.S.J.  
PROJECT NO: 1140  
ROADWAY ACCEPTANCE PLAN - SHEET 1 OF 1  
SCALE: 1"=40'



- LEGEND**
- MAJOR CONTOUR
  - MINOR CONTOUR
  - SPOT ELEVATION
  - 18" CAPE COD BEDM
  - PAVED SIDEWALK
  - BORDERING VEGETATED WETLAND
  - BORDERING VEGETATED WETLAND FLAG
  - CHAIN LINK FENCE
  - DRAIN MANHOLE
  - CATCH BASIN
  - UTILITY POLE
  - CABLE RISER BOX
  - VERDON RISER BOX
  - ELECTRIC HAND HOLE
  - TRANSFORMER
  - CABLE HAND HOLE
  - STREET IRSE
  - ELECTRIC/TELEPHONE/CABLE

1-21-15  
 1-21-15

OWNER:  
 RONALD CAVALLO &  
 THE CAVALLO CORPORATION  
 70 HIGHWAY STREET  
 SEABROOK, MA 02744

REVISIONS

NO.	DATE	DESCRIPTION
1	08-22-14	ISSUE APPROX. CASE AND SEAL PLANS

PREPARED FOR  
 TOWN OF MIDDLEBOROUGH  
 PLANNING BOARD  
 100 CENTER STREET  
 MIDDLEBOROUGH, MA 02746

**ROADWAY AS-BUILT PLAN  
 FERNWAY &  
 LOOKOUT CIRCLE  
 IN  
 MIDDLEBOROUGH  
 MASSACHUSETTS**

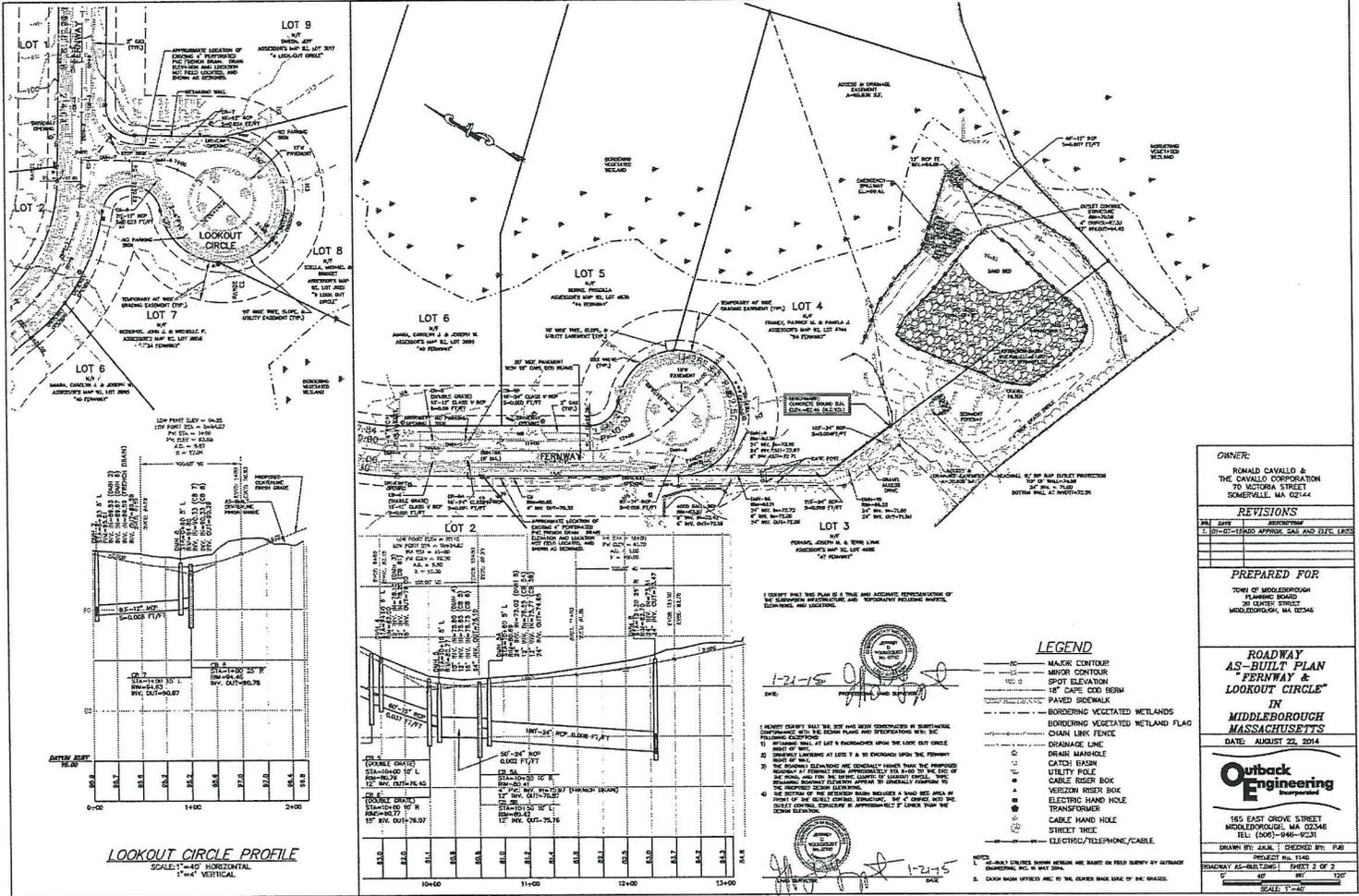
DATE: AUGUST 22, 2014

**Outback Engineering**  
 Incorporated

165 EAST GROVE STREET  
 MIDDLEBOROUGH, MA 02746  
 TEL: (508)-946-6231

DRAWN BY: JLM | CHECKED BY: P-86  
 PROJECT NO. 1440  
 SHEET NO. 1 OF 3

RECORD





**FILE**

# Town of Middleborough

Massachusetts

PLANNING DIRECTOR  
Ruth McCawley Geoffroy

Planning Board

Telephone (508) 946-2425  
Fax (508) 946-1991

February 13, 2015

Ms. Judy MacDonald, Town Treasurer  
Town of Middleborough  
Town Offices  
20 Centre Street  
Middleborough, MA 02346

Re: Fernway Estates

Dear Judy:

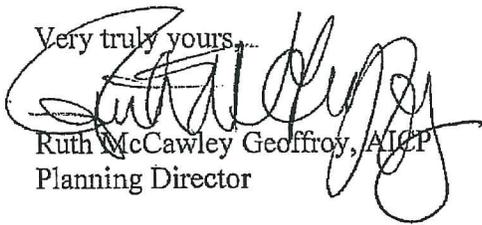
Please be advised that at a regularly scheduled meeting of the Town of Middleborough Planning Board held on February 10, 2015, the Board voted to certify the Subdivision Fernway Estates, consisting of Fernway and Look Out Circle, complete. Attached please find a copy of the Certificate of Completion for your records.

The Town has recently issued a number of checks to be paid from the Fernway Estates surety account and after all those invoices are paid, you may release the remaining surety consisting of \$11,499.21 to Ronald J. Cavallo and The Cavallo Corporation. Please refer to the attached Town of Middleborough Financial System Account Summary for Fernway Estates Project, dated February 13, 2015, provided by Gisele Lincoln for the outstanding checks. (Please ignore the stray marks on the Summary). Once all the money has been released, the account for surety may be closed.

Please release the remaining money consisting of \$11,499.21 to: Ronald J. Cavallo and The Cavallo Corporation, 70 Victoria Street, Somerville, MA 02144.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

  
Ruth McCawley Geoffroy, AICP  
Planning Director

CC: Ronald J. Cavallo and The Cavallo Corporation  
Steve Dooney, Town Accountant

**FILE**

00009752

BOOK 15277 PAGE 276

Recorded On:

Feb 13, 2015 at 04:00P

PLYMOUTH COUNTY REGISTRY OF DEEDS

John R. Buckley Jr. Register

MIDDLEBOROUGH PLANNING BOARD

Middleborough, Massachusetts

CERTIFICATE OF COMPLETION

AND

RELEASE OF MUNICIPAL INTEREST  
IN SUBDIVISION PERFORMANCE SECURITY

February 10, 2015

Subdivision Name: Fernway Estates

Owner: Ronald J. Cavallo and The Cavallo Corporation

Owner's Address: 70 Victoria Street, Somerville, MA 02144

Street Name(s): Fernway & Look Out Circle

Location: Off of Miller Street

Applicant: Town of Middleborough's Planning Board

Plans of Record:

Definitive Subdivision Plans entitled "Fernway Estates' Definitive Subdivision in Middleborough, Massachusetts"

Number of Sheets: Ten (10)

Prepared By: Outback Engineering, Inc., 165 East Grove Street, Middleborough, MA 02346

Applicant: Cavallo Corporation, c/o Ron J. Cavallo

Owner: Richard Michael Mathis, 228 Field Street, Brockton, MA 02402

Date of Subdivision Plan: September 22, 2003,

Revised: Through February 10, 2004,

Date Approved: February 10, 2004, Date Endorsed: March 16, 2004,

Recorded at the Plymouth County Registry of Deeds Book 04, Page 195

As-built Plan Entitled: "Roadway As-Built Plan 'Fernway & Look Out Circle' in Middleborough, Massachusetts.

Prepared By: Outback Engineering, Inc., 165 East Grove Street, Middleborough, MA 02346

Dated: August 22, 2014, Revised Thru January 7, 2015, Number of Sheets: 2.

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Dated: February 10, 2004.

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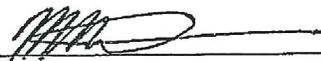
Surety:

Town of Middleborough Account: \$210,000 Cash Deposit on August 16, 2013,  
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Secured by a Performance Bond.

The undersigned, being a majority of the Planning Board of the Town of Middleborough have determined that the construction of ways Fernway & Look Out Circle and installation of municipal services in the subdivision referred to above have been completed but have not been built in accordance with the Middleborough Subdivision Rules and Regulations, approved Definitive Subdivision Plan and Conditions of Approval as identified in reports prepared by McMahon Associates to the Planning Board, dated August 26, 2014, September 12, 2014 and October 10, 2014, to serve the following enumerated lots: 1 through 12; however the residents of Fernway Estates and the Town of Middleborough Board of Selectmen have requested that Fernway Estates be Certified Complete by the Planning Board, as it is currently built, as set forth in the attached letters dated January 9, 2015 and January 12, 2015, respectively.

Pursuant to Section 81-U of Chapter 41, M.G.L. and in consideration of completion of said construction and installation of municipal services, the Town of Middleborough, a Massachusetts municipal corporation, acting through its Planning Board, hereby releases its interest in the performance security remaining, and finds the project complete.

Duly executed as a sealed instrument this <sup>th</sup>10 day of February, 2015.

  
\_\_\_\_\_  
*Adam Carbone*  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Middleborough Planning Board

**COMMONWEALTH OF MASSACHUSETTS**

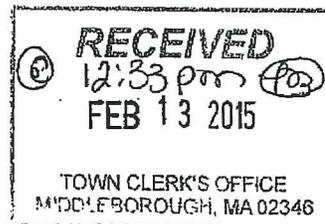
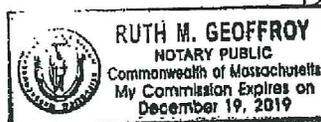
Plymouth, SS:

On this <sup>th</sup>10 day of February, 2015, before me, the undersigned notary public, personally appeared Michael J. Labonte, proved to me through satisfactory evidence of identification, which was personal knowledge of his/her identity, to be the person whose name is signed on the preceding document, and acknowledged to me that he/she signed it voluntarily for its stated purpose as a member of and for the Town of Middleborough Planning Board.

  
(Official Signature and Seal of Notary)

Duplicate copy to:

Owner  
Middleborough Town Clerk  
Middleborough Town Treasurer



January 9, 2015

Middleborough Planning Board  
20 Centre Street, 2<sup>nd</sup> Floor  
Middleborough, MA 02346

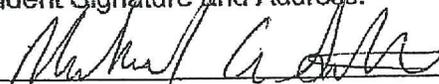
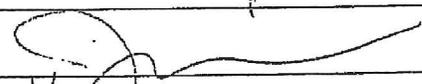
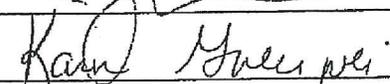
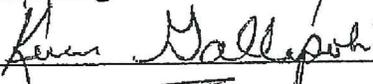
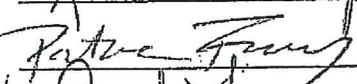
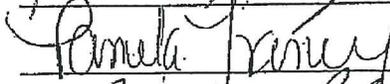
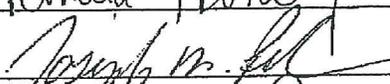
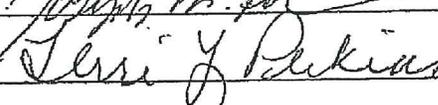
Re: Fernway Estates – Certification of Completeness

Planning Board Members:

We, the undersigned residents of Fernway Estates, request that the Planning Board certify Fernway Estates Subdivision (Fernway and Lookout Circle) complete in its current as-built condition.

Although Fernway Estates was not constructed in accordance with the Middleborough Subdivision Rules and Regulations or the approved Definitive Subdivision Plans, the residents request that Fernway Estates be Certified Complete by the Planning Board, as it is currently built.

Resident Signature and Address:

	9 Lookout Circle
Bridget Stella	
	18 FERNWAY
	4 FERNWAY
x 	27 Fernway
	27 FERNWAY
	54 Fernway
	54 fernway
	47 Fernway
	47 Fernway

January 9, 2015

Middleborough Planning Board  
20 Centre Street, 2<sup>nd</sup> Floor  
Middleborough, MA 02346

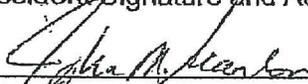
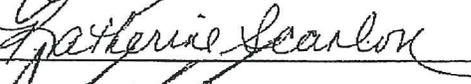
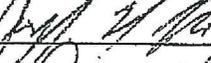
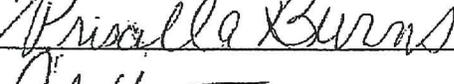
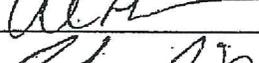
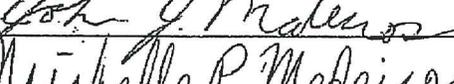
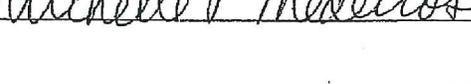
Re: Fernway Estates – Certification of Completeness

Planning Board Members:

We, the undersigned residents of Fernway Estates, request that the Planning Board certify Fernway Estates Subdivision (Fernway and Lookout Circle) complete in its current as-built condition.

Although Fernway Estates was not constructed in accordance with the Middleborough Subdivision Rules and Regulations or the approved Definitive Subdivision Plans, the residents request that Fernway Estates be Certified Complete by the Planning Board, as it is currently built.

Resident Signature and Address:

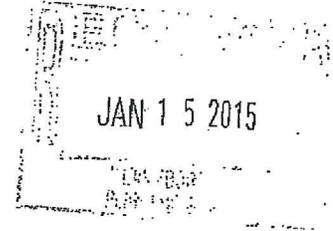
	37 Fernway
	37 Fernway
	40 Fernway
	44 Fernway
	44 Fernway
	34 Fernway
	34 Fernway

CRANBERRY CAPITAL  
OF THE WORLD



Phone: 508-946-2405  
Fax: 508-946-0058

**Town of Middleborough**  
Massachusetts  
Board of Selectmen



January 12, 2015

Michael J. Labonte, Chairman  
Middleborough Planning Board  
20 Centre Street, 2<sup>nd</sup> Floor  
Middleborough, MA 02346

Re: Fernway Estates – Certification of Completeness

Dear Chairman Labonte:

The Board of Selectmen voted, at their November 18, 2014 meeting with the Planning Board, to request that the Planning Board Certify Fernway Estates Subdivision (Fernway and Lookout Circle) Complete in its current as-built condition. Once the project is Certified Complete, the Selectmen intend to Layout Fernway and Lookout Circle for acceptance at the spring 2015 Annual Town Meeting.

Although Fernway Estates was not constructed in accordance with the Middleborough Subdivision Rules and Regulations or the approved Definitive Subdivision Plans, the Board of Selectmen request that Fernway Estates be Certified Complete by the Planning Board, as it is currently built.

Respectfully,

Allin Frawley, Chairman  
for the Board of Selectmen



# CONSTABLES

TERMS EXPIRE FEBRUARY 28TH EACH YEAR

<u>NAME</u>		<u>NAME</u>			
Karen A. Blair		Rae A. Costa			
Margaret C. Carey		Dana L. Gallant			
James A. Carey		Robert Perry			
Joseph R. Gallant					
VOTE TO RE-APPOINT THE ABOVE NAMED CONSTABLES FOR A TERM OF ONE-YEAR					
		Constables <b>CANNOT</b> serve until they have been sworn in.			

## Jacqueline Shanley

---

**From:** Allison Ferreira  
**Sent:** Tuesday, February 17, 2015 12:15 PM  
**To:** Jacqueline Shanley  
**Subject:** Constable Appointments  
**Attachments:** 20150217112753549.pdf; 20150217113433450.pdf

Hi Jackie,

It has just been brought to my attention the Board of Selectmen voted to change the appointments of Constables at their last meeting. Please be advised, this would require a Charter change, not a vote of the Board of Selectmen. Attachment 1 is the language pertaining to Constables within our Town Charter and Attachment 2 is the process we would have to go through for a Charter change.

Thanks,  
Allison

*Allison J. Ferreira*

Town Clerk

Town of Middleborough

20 Centre Street, 1<sup>st</sup> Floor

Middleborough, MA 02346

(508) 946-2415 phone

(508) 946-2308 fax

[aferreira@middleborough.com](mailto:aferreira@middleborough.com)

## Jacqueline Shanley

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**From:** decas.murray.decas@verizon.net  
**Sent:** Thursday, February 19, 2015 10:33 AM  
**To:** Jacqueline Shanley  
**Subject:** constable terms  
**Attachments:** Article (constable terms).docx

February 19, 2015

Jackie Shanley, Secretary to Board of Selectmen (*via email*)

RE: Constables – term

Dear Jackie:

You asked for assistance regarding the procedure to change the terms of constables from one year to three years. There was a suggestion that the Town Charter needs to be amended.

The Town Charter in Section 15 provides that appointments of constables are for one (1) year. This needs to be amended or modified in order to provide for three year terms. The usual process to amend the Town Charter involves a Town Meeting article/vote to authorize the Board of Selectmen to seek special legislation from the General Court. Following a favorable vote by Town Meeting, the Board asks one of the Town's state representatives or state senator to file a bill for the special legislation.

I enclose a draft Town Meeting article for the matter.

Very truly yours,

Daniel F. Murray  
Town Counsel  
DFM/s  
04-237  
Enclosure

ARTICLE \_\_\_\_\_:

To see if the Town will vote to authorize the Board of Selectmen to submit a petition to the General Court to request special legislation to amend Section Fifteen of the Middleborough Town Charter (Chapter 592 of the Acts of 1920, as amended) by striking out Section 15 and inserting in place thereof the following section:

SECTION FIFTEEN: The Selectmen may from time to time appoint, for terms not exceeding three years, as many constables as they deem necessary.  
, or act anything thereon.

supervision, shall administer the welfare relief of the town either directly or through a person or persons appointed by him.

## **POLICE DEPARTMENT**

### **SECTION FOURTEEN:**

- (A) The Board of Selectmen shall appoint a Chief of Police and such other police officers as they may deem necessary, and shall fix their compensation.
- (B) Police Officers may be removed at the pleasure of the Selectmen, except that the tenure of office of the Chief shall, after he has served five continuous years, continue during good behavior, as long as he is able to perform duties of his office; and he shall not be removed except after hearing by the Selectmen on written charges, a copy of which shall be furnished to him prior to the hearing.
- (C) The Chief of Police shall be in immediate control of all town property used by the department, and of the police officers who shall obey his orders.
- (D) The Chief and other police officers shall suppress and prevent disturbances and disorder. During the night time they may examine all persons abroad whom they have reason to suspect of unlawful design, and may demand of them their business abroad and whither they are going; may disperse any assembly of three or more persons and may enter any building to suppress a riot or breach of peace therein. Persons so suspected who do not give satisfactory account of themselves, persons so assembled who do not disperse when so ordered, and persons making, aiding or abetting a riot or disturbance, may be arrested by the police and may thereafter safely be kept by imprisonment or otherwise, unless released in the manner provided by the law, and taken before a Police, District or Municipal Court or Trial Justice for examination or prosecution. They shall have all the powers and duties of Constables except those of serving and executing civil process.
- (E) The Selectmen may make suitable regulations governing the organization of the Police Department and the officers thereof.

## **CONSTABLES**

**SECTION FIFTEEN:** The Selectmen shall appoint two or more Constables annually in February, each for the term of one year from the following first day of March, and may at any time appoint such additional Constables as in their opinion may be necessary, who shall hold office during the pleasure of the Selectmen but not beyond the first day of March following the date of their appointment.

## **FIRE DEPARTMENT**

**SECTION SIXTEEN;** The Chief of the Fire Department shall be appointed by the Selectmen, and shall receive such salary as the Selectmen may from time to time

## Jacqueline Shanley

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**From:** Barbara Erickson  
**Sent:** Wednesday, January 07, 2015 2:20 PM  
**To:** Jacqueline Shanley  
**Cc:** Robert G. Nunes; Dianne Maddigan - Assessor; Paula Burdick - Assessor; Tony Freitas  
**Subject:** Meeting with Board of Selectmen

Good Afternoon Jackie,

As part of the 2008 Dairy Preservation Act. St. 2008, c. 310, §2 there is a new option that allows the Assessors to stop assessing Farm Animal & Machinery Excise. This can only be done by having a 2/3 vote by the Board of Selectmen to place the referendum on the ballot for the April election and then give written notice to the Town Clerk.

After the Financial Team meeting on Tuesday Bob instructed me to contact you to set up a meeting with the Board of Selectmen for their vote. If possible could you please put this on the agenda for February 9<sup>th</sup>. The reason for the date is the Agricultural Commission is meeting on February 2<sup>nd</sup> and will take a vote to support this and at least one of their members would like to attend the meeting with the Board. Allison also needs enough notice so that she has time to prepare the ballot layout, order and test ballots before the election.

I have contacted Dan Murray regarding the wording of the referendum and he has responded to me. I will include a copy of his email with the packet I put together for the Board of Selectmen prior to the meeting.

Please let me know if this date will work.

Thank you.

*Barbara Erickson, M.A.A.  
Assessor/Appraiser for the  
Middleborough Board of Assessors  
P 508-946-2410  
F 508-946-4430  
Email [berckson@middleborough.com](mailto:berckson@middleborough.com)*

**Barbara Erickson**

---

**From:** decas.murray,decas@verizon.net  
**Sent:** Thursday, December 18, 2014 11:57 AM  
**To:** Barbara Erickson  
**Subject:** farm animal/machinery excise

December 18, 2014

Barbara Erickson, Assessor/Appraiser *(via mail)*

RE: Farm Animal/Machinery excise - exemption

Dear Barbara:

I think that the recommended form ballot question set forth in Section II-C of the DOR Bulletin on the referenced subject dated February 2009 is adequate and consistent with the statute.

Very truly yours,

Daniel F. Murray  
Town Counsel  
DFM/s  
14-103-1

## Jacqueline Shanley

---

**From:** Andrea Priest  
**Sent:** Thursday, February 19, 2015 10:48 AM  
**To:** Jacqueline Shanley  
**Subject:** RE: Follow up re Vacancy

We did meet

The board voted to recommend Jeanine Knowlton.  
Let me know when they will vote and I will let board know.  
Thanks!

*Andrea M. Priest*  
*Executive Director*  
*Middleboro Council on Aging*  
*558 Plymouth Street*  
*Middleboro, MA. 02346*  
*[apriest@middleborough.com](mailto:apriest@middleborough.com)*  
*508-946-2490*  
*Fax 508-946-2489*

---

**From:** Jacqueline Shanley  
**Sent:** Wednesday, February 18, 2015 4:28 PM  
**To:** Andrea Priest  
**Subject:** Follow up re Vacancy

Hi Andrea

I just want to make sure we are still on top of the need to fill your Board's vacancy. I'm guessing your Board hasn't been able to meet and vote on a recommendation due to the weather lately?

Let me know.

Thanks. ☺

Jackie

Jackie Shanley  
Executive Assistant to Board of Selectmen  
Town of Middleborough  
10 Nickerson Ave.  
Middleborough, MA 02346  
508 946-2405 Tel.  
508 946-0058 Fax

November 3, 2014

Middleborough Board of Selectmen  
10 Nickerson Ave  
Middleborough, MA 02346

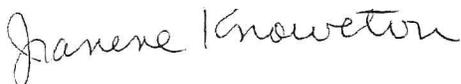
Dear Selectmen,

I am writing to you in the hopes that you would consider appointing me to one of the open seats on the Middleborough Council on Aging Board of Directors. I would be honored to serve my community as a volunteer. I have been a town resident since 1995, my husband and I are firm believers in community involvement. I enjoyed volunteering in the local schools when my children were younger. Then I was secretary and concession stand coordinator for the Middleborough Youth Soccer Association for several years.

More recently in my current job I spend time monthly working with seniors in Berkley and at the COA in Lakeville. This past September working together with the staff at the Lakeville COA we held a very successful Senior Wellness Day complete with the SouthCoast Health Screening Bus and a hot dog lunch for all seniors.

I respectfully ask for you to consider my request to be appointed to the open seat on the Middleborough COA Board of Directors.

Sincerely yours,



Jeanine Knowlton

Middleborough, MA 02346

11/21/14

Board of Selectmen :RE: COA. BoD Director

Please accept this as my Letter of Intent.

Over 14 years working with the geriatric population (professionally) as well as 10 years personally, taking full responsibility for five family members.

Currently retired from professional work, I am a Justice of the Peace, Notary Public and ordained minister. Formerly principal owner of two businesses one shared with my husband of 30 years, Douglas S. McLean.

Thank you for the opportunity to apply for the Council on Aging's Board of Directors.

Sincerely

Elizabeth A. McLean

Middleboro, MA 02346

P.S. I also volunteer at the COA.

December 22, 2014

Ms. Caroline Lacroix  
Assistant to the Town Manager  
Middleborough Town Hall  
10 Nickerson Avenue  
Middleborough, MA 02346

**RE: Owner's Project Management Services  
Middleborough Water Pollution Control Facility Upgrade  
Design Development Invoice #11 – Final Design  
(WP #96721): October 2014**

Dear Ms. Lacroix:

As requested, Environmental Partners Group Inc. has reviewed the invoice submitted by Wright Pierce (WP) for services provided in October 2014 for services related to Design Development (Final Design) - Phase C, Task 3.A.1 through 3.A.7. This invoice was approved on December 12, 2014.

Environmental Partners has reviewed WP's invoice and the work progress stated in the cover letter. WP is currently completing the final design documents (drawings, specifications and updated construction cost estimate). The final design submittal is being reviewed by the Massachusetts Department of Environmental Protection. In our opinion, the invoice is commensurate with progress on the specific tasks shown in the invoice breakdown and equal to approximately 98% complete for the overall Final Design scope.

A separate invoice for subcontractor services (Invoice 96722) was submitted. This invoice is for surveying, lead and asbestos testing, soils/geotechnical testing and environmental testing. WP indicates that these services are now 90% complete, which appears reasonable.

Environmental Partners recommends that Invoice #96721 be paid in full in the amount of \$23,810.67 and Invoice #96722 be paid in full for \$4,621.30, for this billing period. If you have any questions or require additional information, please do not hesitate to contact me at [pcm@envpartners.com](mailto:pcm@envpartners.com) or (617) 657-0276.

**ENVIRONMENTAL PARTNERS GROUP, INC.**



Paul C. Millett, P.E.  
Project Manager

*Attachments:*

WP invoice October 2014. #96721 and #96722



Approved Dec 12 2014 by EPG

Water  
Wastewater  
Infrastructure

November 19, 2014  
W-P Project No. 12760

Mr. Paul C. Millett  
Environmental Partner's Group, Inc.  
Town of Middleborough - Owner's Project Manager  
1900 Crown Colony Drive  
Suite 402  
Quincy, MA 02169

Subject: Middleborough, Ma- Water Pollution Control Facility (WPCF) Upgrade  
Wright-Pierce October 2014 Invoices

Dear Paul:

Please find the attached summary of progress completion and accompanying invoices for engineering services completed through October 2014 related to the Middleborough WPCF Upgrade. A brief summary of the work completed for each of the phases is summarized below:

**Middleborough WPCF Upgrade – Wright Pierce Project #12760 Phase C – Final Design**

- Task 3.A.1. – Preparation of Final Calculations
  - Finalized hydraulic profile throughout the WPCF.
  - Finalized design calculations requirements for the new Water Champ chemical Mixers.
  - Finalized design calculations for plant water system.
  - Finalized electrical and instrumentation calculations.
  
- Task 3.A.2. – Preparation of Final Construction Drawings
  - Finalized layouts for water champ and chemical feed systems.
  - Finalized layout for the Tertiary Building and the plant water system.
  - Finalized layout of the Sludge Dewatering Building.
  - Finalized all process demo sheets
  - Finalized all process detail sheets
  
- Task 3.A.3. – Preparation of Final Technical Specifications in CSI format
  - Updated Division 0 Specifications
  - Finalized all Process Specifications.
  - Further developed Mechanical Specifications.
  - Further developed Instrumentation Specifications.
  - Further developed Electrical Specifications.



- Task 3.A.4. – Preparation of Opinion of Probably Cost Estimate - Completed
- Task 3.A.5. – Submit Progress Submittal – Completed
- Task 3.A.6. – Attendance at workshops with Town/ OPM - Completed
- Task 3.A.7. – Incorporate Review Comments from Town/OPM - Completed

**Middleborough WPCF Upgrade – Wright Pierce Project #12760 Phase G – Sub-Contractor Services**

- Finalized sub-contractor services to 90% complete
  - L & A testing and invoice.
  - Other miscellaneous subcontractor services (printing, posting, etc.).

We appreciate the opportunity to work with the Town and EPG on this important project. Please feel free to contact me on my direct line if you have any questions at (978) 416-8030.

Very truly yours,

WRIGHT-PIERCE

Jon W. Hume, P.E.  
Project Manager

Approved Dec 12 2014 by EPG



Water  
Wastewater  
Infrastructure

Town of Middleborough  
Middleborough Town Hall  
10 Nickerson Avenue  
Middleborough, MA 02346

Invoice #: 96721  
Project: 12760  
Phase: C  
Project Name: Middleborough MA - WPCF Upgrade  
Invoice Date: Nov-19-2014

Attention: Charles Cristallo, Town Mgr.

---

For Professional Services Rendered for the Period Sep-27-2014 To Oct-31-2014

RELATED TO: Final Design  
REFERENCE: Contract dated May 13, 2013.

Total Project Fee Authorized	793,689.00
Percent Complete as of 10/31/2014	<u>98.00</u>
Fee Earned To Date	777,815.22
Less Previous Billings	754,004.55
Amount Due this Invoice	<u><u>23,810.67</u></u> ←

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BILLING RECAP

Previous Billings	754,004.55
Current Billing Amount	23,810.67
Fee Earned To Date	<u>777,815.22</u>
Amount Received	555,582.30
Balance Due	<u><u>222,232.92</u></u>

Invoices are due upon receipt. If not paid by Dec-19-2014, interest will be computed at the rate stated in the agreement.

CC. Jon W. Hume

**Middleborough - Water Pollution Control Facility (WPCF) Upgrade**  
**Wastewater Engineering Services - Wright-Pierce Project # 12760 Phase C - Final Design Phase**  
**Work Progress by Task**

Period: September 27, 2014 Through October 31, 2014

Task No	Task Description	Total Fee	% Complete This period	Fee Earned This Period	Overall % Complete	Overall Fee Earned	Comments on Work Performed
<b>3.0 DESIGN DEVELOPMENT PHASE</b>		<b>793,689</b>	<b>3%</b>	<b>23,810</b>	<b>98.0</b>	<b>777,815</b>	
3.A.1	Preparation of final calculations.		5%	-	100%	-	
3.A.2	Preparation of final construction drawings.		3%	-	98%	-	
3.A.3	Preparation of final technical specifications in Construction Specifications Institute (CSI) format (Div. 0-1-2...16).		5%	-	95%	-	
3.A.4	Preparation of an estimate of probable construction costs at 90% design completion.		5%	-	100%	-	
3.A.5	Submit progress submittals at 90% design completion milestones to the Client and OPM for review.		5%	-	100%	-	
3.A.6	Coordination and attendance of two (2) one-day workshops to review the work products with the Client and OPM. Workshops to be scheduled at approximately 90% design completion.		20%	-	100%	-	
3.A.7	Incorporate workshop review comments into the final plans and specifications.		50%	-	100%	-	
<b>Total:</b>		<b>793,689</b>	<b>3%</b>	<b>23,810</b>	<b>98%</b>	<b>777,815</b>	<i>Wright-Pierce 31-Oct-2014</i>

Approved by EPG Dec 12 2014



Water  
Wastewater  
Infrastructure

Town of Middleborough  
Middleborough Town Hall  
10 Nickerson Avenue  
Middleborough, MA 02346

Invoice # : 96722  
Project : 12760  
Phase : G  
Project Name : Middleborough MA - WPCF Upgrade  
Invoice Date : Nov-19-2014

Attention: Charles Cristello, Town Mgr.

For Professional Services Rendered for the Period Sep-27-2014 To Oct-31-2014

RELATED TO: Subcontractor Services  
REFERENCE: Contract dated May 13, 2013.

Total Project Fee Authorized	77,357.00	
Percent Complete as of 10/31/2014	90.00	
Fee Earned To Date	69,621.30	
Less Previous Billings	65,000.00	
Amount Due this invoice	4,621.30	←

BILLING RECAP

Previous Billings	65,000.00
Current Billing Amount	4,621.30
Fee Earned To Date	69,621.30
Amount Received	65,000.00
Balance Due	4,621.30

Invoices are due upon receipt. If not paid by Dec-19-2014, interest will be computed at the rate stated in the agreement.

CC: Jon W. Hume

**Middleborough - Water Pollution Control Facility (WPCF) - Subcontracts**  
**Wastewater Engineering Services (Wright-Pierce Project # 12760 Phase G)**  
**Work Progress by Task**

Period: September 27, 2014 Through October 31, 2014

Task No	Task Description	Total Fee	% Complete This period	Fee Earned This Period	Overall % Complete	Overall Fee Earned	Comments
<b>I.</b>	<b>Design Development Subcontractor Services</b>	<b>77,357</b>	<b>6%</b>	<b>4,621</b>	<b>90%</b>	<b>69,621</b>	
1.B.1	Survey		0%	-	100%	-	
1.B.2	Lead & Asbestos Testing		0%	-	100%	-	
1.B.3	Geotechnical		0%	-	100%		
1.B.4	Environmental Testing		0%	-	0%		
1.B.5	Others Services		6%	-	50%	-	
	<b>Total:</b>	<b>77,357</b>	<b>6%</b>	<b>4,621</b>	<b>90%</b>	<b>69,621</b>	<i>Wright-Pierce 31-Oct-2014</i>



The Commonwealth of Massachusetts  
 Alcoholic Beverages Control Commission  
 239 Causeway Street  
 Boston, MA 02114  
[www.mass.gov/abcc](http://www.mass.gov/abcc)

Print Form

**RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION  
 MONETARY TRANSMITTAL FORM**

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

REVENUE CODE: RETA

CHECK PAYABLE TO ABCC OR COMMONWEALTH OF MA: \$200.00

(CHECK MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL)

CHECK NUMBER

IF USED EPAY, CONFIRMATION NUMBER:

A.B.C.C. LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY):

LICENSEE NAME:

ADDRESS:

CITY/TOWN:  STATE  ZIP CODE

**TRANSACTION TYPE (Please check all relevant transactions):**

- |   |  |   |   |
|---|--|---|---|
| <input 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 checked="" 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"/> New Stockholder                 | <input type="checkbox"/> Issuance of Stock          | <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 |   |

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL FORM ALONG WITH THE CHECK, COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

**ALCOHOLIC BEVERAGES CONTROL COMMISSION  
 P. O. BOX 3396  
 BOSTON, MA 02241-3396**



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

PETITION FOR CHANGE OF LICENSE

070000056

Middleboro

ABCC License Number

City/Town

The licensee Peace Mirror, Inc. respectfully petitions the Licensing Authorities to approve the following transactions:

- Change of Manager
- Pledge of License/Stock
- Change of Corporate Name/DBA
- Change of License Type (\$12 ONLY, e.g. "club" to "restaurant")
- Alteration of Premises
- Cordial & Liqueurs
- Change of Location

Change of Manager

Last-Approved Manager:

Requested New Manager:

Pledge of License /Stock\*

Loan Principal Amount: \$

Interest Rate:

Payment Term:

Lender:

Change of Corporate Name/DBA\*

Last-Approved Corporate Name/DBA:

Requested New Corporate Name/DBA:

Change of License Type

Last-Approved License Type:

Requested New License Type:

Alteration of Premises: (must fill out attached financial information form)

Description of Alteration:

Change of Location: (must fill out attached financial information form)

Last-Approved Location:

Requested New Location:

Signature of Licensee



Date Signed

2/9/015

(If a Corporation/LLC, by its authorized representative)

CORPORATE VOTE FORM

DATE: February 2, 2015

At a meeting of the Board of Directors of (name of Corporation),  
Peace Mirror, Inc, held at  
(address of meeting) 50 Black Cat Road, Plymouth MA, on  
(date of meeting) February 1, 2015, it was duly voted that the Corporation apply to the Licensing  
Board for the City of Boston for (insert action/matter/license being applied for):

Pledge of Liquor Licence # 070000056

The Directors: Jonathan Pell and Yvonne Pell

“VOTED: To authorize (name of person) Jonathan Pell  
to sign the application submitted in the name of (name of Corporation) Peace Mirror Inc.  
\_\_\_\_\_, and to execute in the Corporation’s behalf, any  
necessary papers and do all things required to have the application granted.”

“VOTED: To appoint (name of person) Jonathan Pell  
of (name of business/Corporation) Peace Mirror Inc. as its  
manager or principal representative, and hereby grant him/her with full authority and control of the premises described in the  
license and authority and control of the conduct of all business therein as the licensee itself could in any way have and exercise  
if it were a natural person residing in the Commonwealth of Massachusetts.”

“VOTED: That a copy of this vote duly certified by the Clerk of the Corporation and delivered to the manager  
appointed, or principal representative, shall constitute the written authority required by G. L. c. 138, § 26.”

It is hereby certified that all the Directors of (name of Corporation),  
Peace Mirror, Inc., a Corporation  
duly organized under the laws of the Commonwealth of Massachusetts, are citizens of the United States and a majority are  
residents of the Commonwealth of Massachusetts.

This Corporation has (insert “not,” if applicable) not been dissolved.

A true copy attest,

Y Pell  
Corporation Clerk's signature

MASSACHUSETTS DEPT. OF REVENUE  
P.O. BOX 7066  
BOSTON, MA 02204



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AMY A. PITTER, COMMISSIONER  
MICHAEL J. LIVIDOTI, DEPUTY COMMISSIONER

PEACE MIRROR, INC.  
114 EAST GROVE STREET  
MIDDLEBORO, MA 02346

T/P ID 465213958  
Date 1/21/2015  
Bureau CERTIFICATE

### CERTIFICATE OF GOOD STANDING AND/OR TAX COMPLIANCE

The Commissioner of Revenue certifies as of the above date, that the above named individual or entity is in compliance with its tax obligations payable under M.G.L. c. 62C, including corporation excise, sales and use taxes, sales tax on meals, withholding taxes, room occupancy excise and personal income taxes, with the following exceptions.

This Certificate certifies that individual taxpayers are in compliance with income tax obligations and any sales and use taxes, sales tax on meals, withholding taxes, and/or room occupancy taxes related to a sole proprietorship. Persons deemed responsible for the payment of these taxes on behalf of a corporation, partnership or other business entity may not use our automated process to obtain a Certificate.

This Certificate does not certify that the entity's standing as to taxes such as unemployment insurance administered by agencies other than the Department of Revenue, or taxes under any other provisions of law. Taxpayers required to collect or remit the following taxes must submit a separate request to certify compliance: Alcoholic Beverage Excise, Cigarette Excise, Sales Tax on Boats, International Fuels Tax Agreement, Smokeless Tobacco or Ferry Embarkation.

THIS IS NOT A WAIVER OF LIEN ISSUED UNDER GENERAL LAWS, CHAPTER 62C,  
SECTION 52.

Very truly yours

A handwritten signature in black ink, appearing to read "Michael J. Lividoti".

Michael J. Lividoti, Deputy Commissioner



# MIDDLEBOROUGH PUBLIC SCHOOLS

FLORA M. CLARK ADMINISTRATION BUILDING  
30 FOREST STREET  
MIDDLEBOROUGH, MASSACHUSETTS 02346  
Telephone 508-946-2000

Roseli S. Weiss, Ed.D.  
Superintendent of Schools

Kathleen C. Piatelli  
Director of Business and Finance

## FORM OF VOTE

**Resolved:** Having convened in an open meeting on January 22, 2015, the Middleborough School Committee, Middleborough, MA in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent, Roseli S. Weiss, Ed.D., to submit to the Massachusetts School Building Authority the Statement of Interest Form dated January 22, 2015 for the John T. Nichols, Jr. Middle School located at 112 Tiger Drive, Middleborough which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future to

Priority #5:- Accelerated Repair Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility.

*John T. Nichols, Jr. Middle School requires the replacement of two (2) boilers. Repairing these boilers is not possible because the manufacturer no longer produces the replacement sections to these boiler units.*

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the Town of Middleborough to filing an application for funding with the Massachusetts School Building Authority.

### CERTIFICATIONS

The undersigned hereby certifies that, to the best of his/her knowledge, information and belief, the statements and information contained in this Statement of Interest and attached hereto are true and accurate and that this Statement of Interest has been prepared under the direction of the district school committee and the undersigned is duly authorized to submit this Statement of Interest to the Massachusetts School Building Authority. The undersigned also hereby acknowledges and agrees to provide the Massachusetts School Building Authority, upon request by the Authority, any additional information relating to this Statement of Interest that may be required by the Authority.

School Committee Chair

Richard Gillis

*Richard Gillis*  
(Signature)

Date: 1/22/15

Superintendent of Schools

Roseli S. Weiss, Ed.D.

*Roseli S. Weiss*  
(Signature)

Date: 1/22/15