

**HEARINGS, MEETINGS, LICENSES**

**3-7-16**

**From:** Robert Buker  
**Sent:** Thursday, March 03, 2016 11:30:38 AM  
**To:** SelectmenWeb  
**Subject:** Tobacco sales suspension request

Good morning,

Mr. Vijay Brahmhatt, owner and operator of the Sunoco at 157 South Main Street came to the Health Department to request that his suspension be served in the month of April. My understanding is that his request stems from his plan to return to India to care for his sick mother during the month of April. I informed him that I was not authorized to personally change the dates determined at his hearing before the Board on February 29<sup>th</sup>, but would forward his request for consideration and cc him on that communication. Thank you.

Robert E Buker REHS/RS  
Health Officer  
Town of Middleborough  
[rbuker@middleborough.com](mailto:rbuker@middleborough.com)  
(508) 946-2408

CRANBERRY CAPITAL  
OF THE WORLD



Phone: 508-946-2405

Fax: 508-946-0058

## Town of Middleborough

Massachusetts

Board of Selectmen

March 2, 2016

Vijay Brahmhatt  
DEV Satya, Inc., dba Sunoco  
157 South Main Street  
Middleboro, MA 02346

**RE: 1/29/16 violation of the Town of Middleborough's Board of Health "Rules and Regulations Relative to the Sale, Vending, and Distribution of Tobacco within the Town of Middleborough – sale of tobacco product to a minor.**

Dear Mr. Brahmhatt:

At its meeting held on Monday, **February 29, 2016**, and as a conclusion to its hearing relative to the above referenced matter, the Middleborough Board of Selectmen, acting in its capacity as the Board of Health, voted to suspend your tobacco sales permit for **fifteen days**, specifically from **12 a.m. March 10, 2016 through 12 Midnight March 25, 2016**. In addition to the suspension, the Board voted to impose a **fine of \$200**.

Please be reminded that all nicotine delivery products must be removed from display during the suspension period.

Sincerely,

Colleen Lieb, Acting Executive Assistant  
BOARD OF SELECTMEN

cc: Health Officer

CRANBERRY CAPITAL  
OF THE WORLD



Phone: 508-946-2405

Fax: 508-946-0058

## Town of Middleborough

Massachusetts

Board of Selectmen

March 2, 2016

Louis Bourassa  
New England E-Cig & Smoke Emporium  
111 Center Street  
Middleboro, MA 02346

**RE: 1/29/16 violation of the Town of Middleborough's Board of Health "Rules and Regulations Relative to the Sale, Vending, and Distribution of Tobacco within the Town of Middleborough – sale of tobacco product to a minor.**

Dear Mr. Bourassa:

At its meeting held on Monday, **February 29, 2016**, and as a conclusion to its hearing relative to the above referenced matter, the Middleborough Board of Selectmen, acting in its capacity as the Board of Health, voted to suspend your tobacco sales permit for **seven days**, specifically from **12 a.m. March 10, 2016 through 12 Midnight March 17, 2016**. In addition to the suspension, the Board voted to impose a **fine of \$100**.

Please be reminded that all nicotine delivery products must be removed from display during the suspension period.

Sincerely,

Colleen Lieb, Acting Executive Assistant  
BOARD OF SELECTMEN

cc: Health Officer

CRANBERRY CAPITAL  
OF THE WORLD



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

**Town of Middleborough**  
**Massachusetts**  
**Board of Selectmen**

February 17, 2016

Serena & Sean Kelley  
21 Spruce Street  
Middleborough, MA 02346

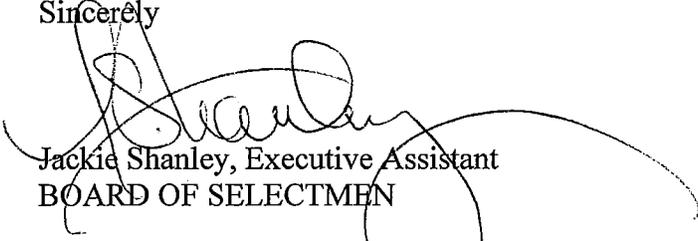
Dear Mr. & Mrs. Kelley:

Please be advised that the Middleborough Board of Selectmen, acting in its capacity as the Board of Health, will hold a hearing on Monday, March 7, 2016 at 7:25 PM to discuss a report received by its Animal/Health Inspector which indicates that you are maintaining horses without a stable permit.

The Board anticipates your attendance at the date and time designated above.

Thank you.

Sincerely



Jackie Shanley, Executive Assistant  
BOARD OF SELECTMEN

cc: Animal/Health Inspector  
Health Officer  
Town Manager/Health Agent



**TOWN OF MIDDLEBOROUGH  
HEALTH DEPARTMENT**

Robert Buker  
Health Officer

PH: 508-946-2408  
FX: 508-946-2321

**TO:** *Board of Selectmen*  
**FROM:** *Kelly Jarabek Animal Control Officer*  
**DATE:** *February 3, 2016*  
**RE:** *Late Stable Permit 2016*

508-946-9405

*I am requesting a hearing before the board for the following resident due to failure to obtain a stable permit as required:*

*Serena & Sean Kelley  
21 Spruce Street  
Middleborough, MA 02346*

*In order to maintain a stable within the Town of Middleborough every horse owner is required to renew and maintain a current stable permit annually in accordance with regulations promulgated under the authority of Section 31 and 155 of Chapter 111 of the General Laws of Massachusetts.*

*I have contacted the owners several times both by phone and follow-up letter. The owners were contacted by letter in September to remind them of stable inspections and renewal. Phone calls were placed in November, December and January as well as a letter sent on January 5, 2016 stating that stable permit renewals were now late and there is now a double fee. A call tag and stable renewal application were left at the residence on January 29, 2016. Owners are still noncompliant and operating a stable without a permit.*

*Kelly Jarabek  
Animal Control Officer*



**TOWN OF MIDDLEBOROUGH  
HEALTH DEPARTMENT**

Robert Buker  
Health Officer

PH: 508-946-2408  
FX: 508-946-2321

**TO:** *Board of Selectmen*  
**FROM:** *Kelly Jarabek Animal Control Officer*  
**DATE:** *February 3, 2016*  
**RE:** *Late Stable Permit 2016*

*Serena & Sean Kelley  
21 Spruce Street  
Middleborough, MA 02346*

*In order to maintain a stable within the Town of Middleborough every horse owner is required to renew and maintain a current stable permit annually in accordance with regulations promulgated under the authority of Section 31 and 155 of Chapter 111 of the General Laws of Massachusetts.*

*Recommendations for the Board of Selectmen*

*Request order from the Board of Selectmen to allow fourteen (14) days to pay stable permit fee and late fee of \$30.00 for a total of \$60.00 with any fees imposed from the Board of Selectmen.*

*Order from the Board of Selectmen for owners to remove any and all equines from the property if failure to comply with said deadline. Equines shall remain off the property until the Health Department receives an application for maintaining a stable and all fees paid in full for the stabling year 2016.*

*Failure to comply with these orders may result in legal action through district court.*

*Kelly Jarabek  
Animal Control Officer*

PLEASE RETURN  
TO  
MIDDLEBORO G&E

## MIDDLEBOROUGH GAS & ELECTRIC DEPARTMENT

*Electric Division*  
37 Wareham Street, Middleborough, MA 02346  
(508) 947-3023

November 23, 2015

Board of Selectmen  
Town of Middleboro  
Middleboro, MA 02346

Dear Selectmen,

Enclosed, you will find a petition from the Middleborough Gas & Electric Department and Verizon New England INC. proposing to relocate pole 63 East Grove Street, Middleboro. Please present this petition at the next Board meeting for usual course of action relative to granting.

Sincerely,



William Taylor  
Electric Division Manager

## PETITION FOR JOINT POLE RELOCATION

November 23, 2015

To the Board of Selectmen of Middleboro, Massachusetts

Middleborough Gas & Electric Department and Verizon New England INC.

Request permission to relocate poles, wires, cables and fixtures, including anchors, guys and other such necessary sustaining and protecting fixtures, along and across the following public way or ways:

East Grove Street, Middleboro, one (1) pole locations

This petition proposes to relocate pole 63 East Grove Street. This petition is necessary to accommodate new service to a solar field on East Grove Street.

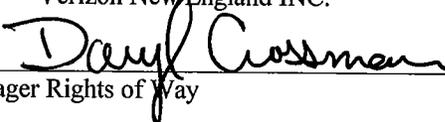
Wherefore they ask that they be granted a joint relocation for and permission to erect and maintain poles, wires and cables, together with anchors, guys and other such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked-VZ N.E. Inc., No. 2015-03 dated 11-23-15.

Also for permission to lay and maintain underground laterals cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioners agree to reserve space for one crossarm at a suitable point on each of said poles for the fire and police telephone and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

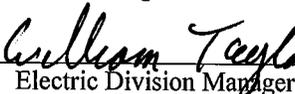
Verizon New England INC.

By

  
\_\_\_\_\_  
Manager Rights of Way

Middleborough Gas & Electric Department

By

  
\_\_\_\_\_  
Electric Division Manager

## ORDER FOR JOINT POLE RELOCATION

In Board of Selectmen of the Town of Middleboro, Massachusetts

ORDERED: That Middleborough Gas & Electric Department and Verizon New England Inc. and.

Be and they are hereby granted a joint relocation for and permission to erect and maintain poles and their respective wires and cables to be placed thereon, together with anchors, guys and other such sustaining and protecting fixtures as said Companies may deem necessary, in the public way or ways hereinafter referred to, as requested in petition of said Companies date the 23<sup>rd</sup> day of June, 2015.

All construction under this order shall be in accordance with the following conditions:

Poles shall be of sound timber, and reasonably straight, and shall be set substantially at the points indicated upon the plan marked-VZ N.E. Inc., No. **2015-03** dated **11/23/15**.

-Filed with said petition. There may be attached to said poles by said Verizon New England Inc. not to exceed 40 wires and 4 cables and by said Middleborough Gas & Electric Department not to exceed the necessary wires, cables and fixtures

And all of said wires and cables shall be placed at a height of not less than 18 feet from the ground at highway crossings, and not less than 16 feet elsewhere.

The following are the public ways or parts of ways along which the poles above referred to may be erected and the number of poles, which may be erected thereon under this order:

East Grove Street, Middleboro, one (1) pole locations.

This petition proposes to relocate pole 63 East Grove Street. This petition is necessary to accommodate new service to a solar field on East Grove Street.

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground laterals, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of Middleboro, Massachusetts, held on the \_\_\_\_\_ day of \_\_\_\_\_ 2015.

\_\_\_\_\_  
Clerk of Selectmen

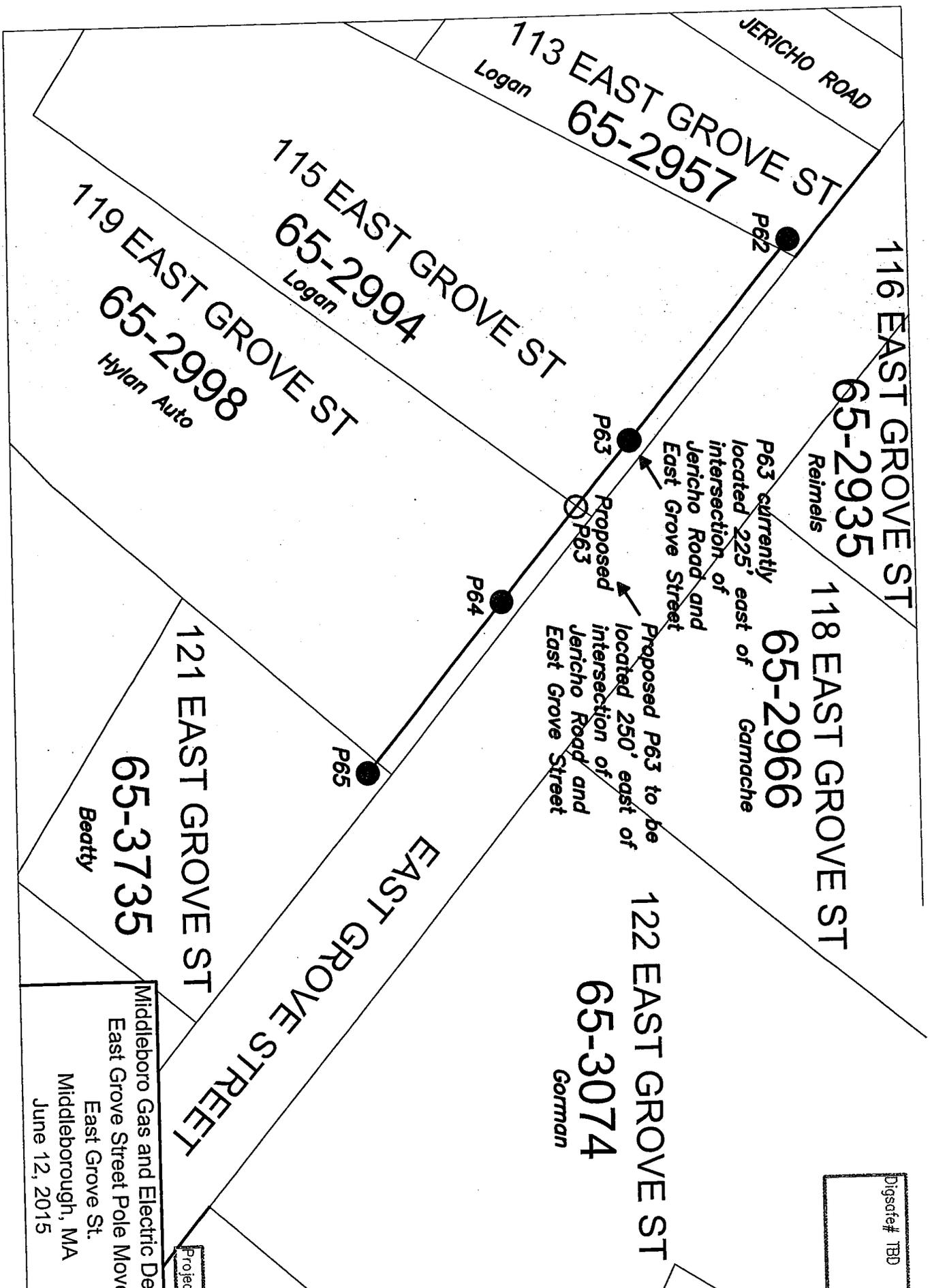
### CERTIFICATE

I hereby certify that the foregoing is a true copy of a joint relocation order adopted by the Board of Selectmen of the Town of Middleboro, Massachusetts, on the \_\_\_\_\_ day of \_\_\_\_\_ 2015, and recorded with the records of location orders of said Town, Book \_\_\_\_\_ Page \_\_\_\_\_.

This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

\_\_\_\_\_  
Town Clerk



Disgate# TBD



Middleboro Gas and Electric Department  
 East Grove Street Pole Movement  
 East Grove St.  
 Middleborough, MA  
 June 12, 2015

Project# 15-29