

NEW BUSINESS

10-6-08

COMMONWEALTH OF MASSACHUSETTS
TOWN OF MIDDLEBOROUGH
BOARD OF SELECTMEN (BOARD OF HEALTH)

NOTICE OF BETTERMENT AGREEMENT September 25, 2008.
NOTICE OF BETTERMENT

TO THE REGISTER OF DEEDS OF PLYMOUTH COUNTY

NOTICE is hereby given that the Board of Selectmen of the Town of Middleborough acting as a Board of Health pursuant to General Laws, Chapter 111, Section 127B 1/2 entered into a Betterment Agreement

Dated February 17, 2008 with Christine C. Weston
(insert date) (insert name(s) of property owner(s))

with respect to real estate located at 152 Rocky Meadow Street
(insert address of property)

in Middleboro, Massachusetts and described in a deed recorded in the Plymouth County Registry of Deeds in Book 13990, Page 343
(insert book and page)

or filed as Document Number _____ with the Plymouth
(insert document number of deed)

District of the Land Court. The purpose of the Betterment Agreement is to authorize and enable the aforesaid property owner(s) to cause the said property to be serviced properly

by a septic system funded by financial assistance from the Town of Middleborough in the sum of up to and not exceeding

Seventeen Thousand two hundred and thiry seven dollar(\$ 17,237.00).
(insert amount in writing) (insert amount in numbers)

The aforesaid property owner(s) shall be responsible to pay the Town of Middleborough for all funds advanced to the owner(s) pursuant to the Betterment Agreement together with interest.

The Betterment Agreement and this Notice shall be subject to the provisions of Chapter 80 of the General Laws relative to the apportionment, division, reassessment and collection of Assessment, abatement and collections of assessments and to interest. The lien for betterment under Chapter 80, the Betterment Agreement and this Notice of Betterment Agreement shall take effect by operation of law on the day immediately following the due date of such assessment or apportioned part of such assessment.

This Notice of Betterment Agreement shall be a betterment under Chapter 80.

Muriel Duphily

Patrick E. Rogers

Adam M. Bond

Marsha L. Brunelle

Steven P. Spataro

**Board of Selectmen
Town of Middleborough**

**Commonwealth of Massachusetts
County of Plymouth**

**On This _____ day of _____ 20 _____ before me the
undersigned Notary Public, personally appeared _____, proved
to me through satisfactory evidence of identification which was _____
to be the person whose name is signed on the preceding or attached document, and
acknowledged to me that he/she signed it voluntarily for its stated purpose(s).**

**Signature of Notary
Jacqueline M. Shanley**

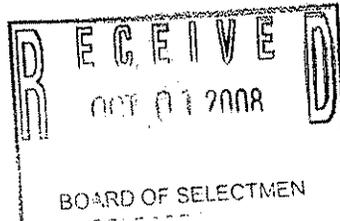
**(Seal)
My commission expires:**



Board of Selectmen

65 North Main Street
West Bridgewater, MA 02379
Telephone (508) 894-1267
Fax (508) 894-1269

September 24, 2008



Board of Selectmen
Town of Middleborough
10 Nickerson Ave
Middleborough, Ma 02346

Dear Board of Selectmen:

The West Bridgewater Board of Selectmen recently voted to authorize the creation of a regional task force for municipal officials who are concerned with the proposed siting of a fossil fuel power plant in Brockton.

The purpose of the task force at this time would be to gather information and entertain various presentations on the subject. It would not be the intent of the West Bridgewater Board of Selectmen to have the task force formally endorse or oppose the project. However, that would ^{not} preclude the task force from reaching a consensus on the matter.

Accordingly, an organizational meeting is scheduled for Thursday, October 9, 2008, 7:00pm at the Howard School, 70 Howard Street, West Bridgewater. At this time, we ask that you designate a member of your board to attend as a liaison for your community. Selectman Matthew Albanese will be serving in this capacity for the Town of West Bridgewater.

Please confirm your attendance with the West Bridgewater Board of Selectmen at 508-894-1267.

Thank you for your courtesy.

Sincerely,


Elizabeth D. Faricy
Administrator



Memorandum of Agreement
Between the
Middleboro Youth Advocates
And
the Town of Middleboro
2008-2009

AS an active partner of Middleboro Youth Advocates, The Town of Middleboro Board of Selectmen fully supports the Middleboro Youth Advocates Drug-Free Communities support program.

The Town of Middleboro agrees to contribute to the MYA Drug-Free Community Support Program projected by:

1. Sending a representative to all MYA meetings.
 - All meetings are held from 3:30-5:30pm

Meeting dates for 2008-2009

2008

September 17th
October 15th
November 19th
December 17th

2009

January 21st
February 18th
March 18th
April 15th
May 20th
June 17th

2. Participate in the Annual Town Underage Drinking Forum planning and implementation. (The Forum is generally held the 3rd Thursday in March at 7pm)
3. Work with MYA to reduce substance abuse among youth in Middleboro.

Signed,

Adam H. Bond, Chairman, Board of Selectmen
Your name and title here
Date 10/6/08

Jacqueline Shanley

From: Jacqueline Shanley
Sent: Thursday, October 02, 2008 3:14 PM
To: Ruth Geoffroy; 'Anna M. Nalevanko'
Subject: Exec Office of Transportation

Hi Ruth and Anna,

On 9/25/08 I had copied you on a letter from the Executive Office of Transportation. They are asking us to select three areas of potential assistance from the list attached to that letter.

The Board of Selectmen continued addressing this matter to its upcoming meeting on 10/6 as it would like feedback from you both.

Could you please send something to me either via email/fax/hard-copy for the Board's packets? I need asap - sorry!!

Thank you!
Jackie

BOS + Tmar.:

As of 10/3/08 @ 2pm, I did not
Receive any feedback from
the departments.

Jackie



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF TRANSPORTATION



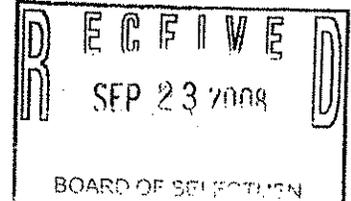
DEVAL L. PATRICK
GOVERNOR

TIMOTHY P. MURRAY
LIEUTENANT GOVERNOR

BERNARD COHEN
SECRETARY

9/25/08

Copied to: Town Planner
Director of OECD



September 11, 2008

Mr. Adam Bond
Chair, Board of Selectmen
20 Centre St. - 2nd Fl.
Middleborough, MA 02346

Dear Mr. Bond,

The Executive Office of Transportation and Public Works has begun a planning process to restore passenger rail service from Boston's South Station to the South Coast. In planning this project, we are working with the Executive Office of Housing and Economic Development to approach the design of this project differently from past projects by tying the plans for the rail closely to land use changes that will support new jobs and environmental preservation.

As you may know, the state will be offering smart growth technical assistance to communities participating in the South Coast Rail Economic Development and Land Use Corridor Plan. The assistance is intended to advance local goals and Commonwealth sustainability principles related to: compact residential and mixed-use development; town center and station area development; water and wastewater infrastructure capacity management; job creation; preservation of working landscapes; historic preservation; affordable housing; alternative energy production; environmental sustainability; and open space preservation.

To access this opportunity, we ask that you **select three areas of potential assistance from the enclosed list** and use the enclosed form to briefly describe the issues you seek to address. We will make every effort to accommodate your top request. Based on our understanding of the issues discussed during the Middleborough Corridor Plan meeting and input from your regional planning agency, Middleborough might consider requesting technical assistance for the following:

- Station area TOD analysis and recommendations



- Design principles for station site or town center areas
- Multi-modal opportunities at proposed stations

You are welcome to request any type of assistance included in the attached list. However, because the number of technical assistance hours the state is able to provide is limited, **assistance most closely associated with the rail project and with smart growth goals will receive priority.**

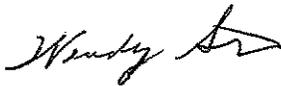
Communities wishing to participate in the technical assistance program must commit to designating a contact person who will provide information in a timely manner and convene participants in necessary meetings. Assistance will be provided between November 2008 and February 2009 by state agencies, regional planning agencies, and/or consultants.

Please return your form to the following address:

Kristina Egan
South Coast Rail Manager
Ten Park Plaza
Boston, MA 02116-3969

All forms must be received by October 10. Thank you for your participation.

Sincerely,



Wendy Stern
Undersecretary of Transportation



Greg Bialecki
Undersecretary of Housing and Economic
Development

cc:

Michael LaBonte, Chair, Planning Board
John Healey, Interim Town Manager
Ruth Geoffroy, Town Planner



SOUTH COAST RAIL

ECONOMIC DEVELOPMENT AND LAND USE CORRIDOR PLAN

Technical Assistance Program List of Services

September 9, 2008

The South Coast Rail project is committed to advancing the Commonwealth of Massachusetts' priorities related to land use and economic development. These priorities include actions that carry out the State's Sustainable Development Principles. These Principles are:

- Concentrate development and mix uses
- Advance equity
- Make efficient decisions
- Protect land and ecosystems
- Use natural resources wisely
- Expand housing opportunities
- Provide transportation choice
- Increase job and business opportunities
- Promote clean energy
- Plan regionally.

In support of sustainable development and smart growth, the State is encouraging communities to re-examine their planning and zoning in order to increase opportunities for economic development and the production of a variety of housing types. In addition, the State supports the use of techniques such as Open Space Residential Development (OSRD) bylaws and Low Impact Development (LID) regulations as sound land use tools and techniques in protecting open space and the environment.

As part of the South Coast Rail project, the State is pleased to be able to provide technical assistance to communities in this region

The State will be providing a package of tools that can be used to develop bylaws and ordinances to support Economic Development Districts, Housing Development Districts, Open Space Residential Design, Low Impact Development, and Sustainable Energy. The state will be providing information programs for cities and towns interested in learning more about these tools.

For communities that are interested in moving ahead with adopting the above tools, more intensive technical assistance is available for implementation. Technical assistance is also available for a variety of other smart growth tools, detailed below. The purpose of the technical assistance is to support the implementation of the state's forthcoming economic development and land use corridor plan and priority mapping efforts.

Priority for the technical assistance will be given to those communities most likely to experience the potential impacts of the extension of rail. Preference will also be given to requests that demonstrate a

clear purpose and outcome, are likely to yield success, and that advance State land use and sustainable development objectives. Technical assistance is available in the following areas:

- Community Planning and Zoning
- Economic Development Districts: Planning and Zoning
- Housing Development Districts: Planning and Zoning
- Open Space Preservation and Cluster Development
- Low Impact Development
- Sustainable Energy
- Transportation

Please review the list below and list your top three priorities for technical assistance on the enclosed form.

Community Planning and Zoning

<i>Service</i>	<i>Description</i>
Community land use plans	Identification of community plan elements that either support or conflict with smart growth goals and sustainable development principles, and that need updating to reflect community land use needs in preparation for the South Coast Rail. Priority mapping of development and environmental preservation areas.
Zoning bylaw strategies and options	Review of existing zoning, identification of opportunities to encourage smart growth (including low impact development regulations; zoning strategies for wind turbines), assistance in identifying TOD or 40R zones or other economic and housing development districts, evaluation of the pros and cons of zoning strategies related to rail impacts, and model zoning bylaws and case studies related to identified State goals. Zoning issues that are directly related to the State's land use objectives will receive priority consideration.
Complementary zoning in adjacent communities affected by rail expansion	Commence dialogue between two or more communities concerned about growth at common borders to discuss complementary actions that each community could take to achieve common goals related to commuter rail expansion.
Water and sewer improvement strategies	Strategies and options for pursuing water and sewer improvements that support growth in areas planned for economic development and housing development.

Economic Development Districts: Planning and Zoning

<i>Service</i>	<i>Description</i>
Station area and town center TOD analysis and recommendations	Identification of TOD opportunities at proposed station site or town center areas and strategies for encouraging desired development.
Economic development planning tools	Assistance in adopting specific tools that can be used to advance economic development objectives (e.g., TIFs, DIFs) based on existing information such as case studies and model bylaws/ordinances.

<i>Service</i>	<i>Description</i>
Design principles for station sites or other growth areas	Design principles with some illustrations for use by Planning Boards in evaluating projects. May be used informally or later incorporated into zoning. Illustration of design strategies for different densities to assist in raising public awareness of what higher densities in compact development can look like.

Housing Development Districts: Planning and Zoning

<i>Service</i>	<i>Description</i>
Housing strategies	Information and assistance related to the myriad strategies available for encouraging mixed-income and mixed-type housing to help communities: provide housing opportunities, including affordable housing for a range of income groups; preserve housing for current residents in gentrifying areas; and guide the design and location of mixed-income and work force housing to respond to land use goals and infrastructure constraints. Strategies include accessory apartment bylaws, inclusionary zoning bylaws, adaptive reuse, zoning for multi-family housing, use of CPA funds, etc.
Smart growth housing tools	Assistance in adopting specific housing-related smart growth tools and strategies based on existing information such as case studies and model bylaws/ ordinances. Work could include preparing for implementation of 40R Districts, TOD, inclusionary zoning, town center zoning, and other state policies and initiatives.

Open Space Preservation and Cluster Development

<i>Service</i>	<i>Description</i>
Cluster Development/ Open Space Residential Design	Assistance in adopting cluster development/ open space residential design based on existing information such as case studies and model bylaws/ ordinances.
Transfer of Development Rights (TDR)	Assistance in examining the opportunities for using TDR for protecting appropriate open space and agricultural lands while directing development to TODs and transit adjacent sites. Assistance in adopting Transfer of Development Rights, based on existing information such as case studies and model bylaws/ ordinances.
Open space and natural resource protection	Assistance in development or implementation of an Open Space and Recreation Plan.

Low Impact Development

Low impact development design principles and strategies (e.g., encouraging LEED or other similar standards)	Assistance in adopting LID bylaws/ordinances, based on already existing information such as case studies and model bylaws/ ordinances.
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Sustainable Energy

Zoning strategies for renewable energy	Assistance in adopting zoning to encourage renewable energy (wind, solar etc.) facilities at or near rail stations and other appropriate locations related to the commuter rail, based on already existing information such as case studies and model bylaws/ ordinances.
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Transportation

<i>Service</i>	<i>Description</i>
Multi-modal opportunities at current and proposed stations	Review of potential for multi-modal connections at rail stations. This may include a review of bus route adjustment options and strategies for safe pedestrian and bicycle travel
Transportation frameworks for future station area development	Tools, strategies and traffic management frameworks to put in place in advance of potential development.
RFP for parking management study	For communities seeking in-depth consultant assistance with station area parking management, preparation of a draft Request for Proposals.



SOUTH COAST RAIL

ECONOMIC DEVELOPMENT AND LAND USE CORRIDOR PLAN

Technical Assistance Program Service Request Form

Name of Community: _____

Technical Assistance Contact:

Name: _____

Phone Number: _____

Email: _____

Type of Assistance Requested:

See attached list of services. Please indicate expected result and likelihood of success.

1st Choice

Type of service: _____

Issue you hope to address: _____

2nd Choice

Type of service: _____

Issue you hope to address: _____

3rd Choice

Type of service: _____

Issue you hope to address: _____

Approval of chief elected official:

Name/Signature: _____ Date: _____

Please return form by October 10, 2008 to: Kristina Egan, Ten Park Plaza, Room 4150, Boston, MA 02116.