

**BOARD OF SELECTMEN**  
**May 10, 2011**  
**Needham Public Services Administration Building**  
**Agenda**

	<b>6:45</b>	Informal Meeting with Citizens
<b>1.</b>	<b>7:00</b>	Tercentennial Committee Update <ul style="list-style-type: none"> <li>▪ Bill Tilburg, Valerie Herman, Needham 300 Committee</li> </ul>
<b>2.</b>	<b>7:10</b>	Needham Tercentennial / Town Hall Project Request <ul style="list-style-type: none"> <li>▪ Jane Howard, Colleen Schaller, Needham 300 Committee</li> </ul>
<b>3.</b>	<b>7:15</b>	Director of Public Works <ul style="list-style-type: none"> <li>▪ Proclamation – “National Public Works Week”</li> </ul>
<b>4.</b>	<b>7:20</b>	Town Manager <ul style="list-style-type: none"> <li>▪ Acceptance of Restrictive Covenants- Nehoiden Street Subdivision Plan</li> </ul>
<b>5.</b>	<b>7:25</b>	Board Discussion <ul style="list-style-type: none"> <li>▪ Town Meeting</li> <li>▪ Committee Reports</li> </ul>
<b>6.</b>	<b>7:30</b>	Executive Session Exception 3

**CONSENT AGENDA      \*=Backup attached**

- 1.\* Approve a One Day Special All Alcoholic Beverages Only license from Ed Davis of St. Sebastian’s School to hold their 25<sup>th</sup> & 50<sup>th</sup> Reunion event on Friday, May 20, 2011 from 5:00pm to 10:00pm at Ward Hall, St. Sebastian’s School, 1191 Greendale Avenue, Needham.
- 2.\* Approve a One Day Special All Alcoholic Beverages Only license from Ed Davis of St. Sebastian’s School to hold a clambake event on Saturday, May 21, 2011 from 6:00pm to 10:00pm at Ward Hall, St. Sebastian’s School, 1191 Greendale Avenue, Needham.
- 3.\* Approve request from the American Cancer Society, New England Division, to conduct a cycling event, Bicycles Battling Cancer, which will take place on Sunday, June 12, 2011. The event will start in Worcester at 8:00 a.m., estimating that the majority of riders will cross into Needham around 1:00 p.m., with approximately 250 participants. The Police Department, Fire Department and Department of Public Works have all approved this request.
4. Accept the following donations made to The Park and Recreation Commission for Children’s Theatre - \$1,300 from Parent Talk, Inc.
5. Accept the following donation made to the Needham Police Department for a child safety seat installation from: \$25.00- Rebecca G. Holden, 100 Boatswains Way, Chelsea, MA.
6. Accept the following donations made to the Needham Public Library for the period March 4, 2011 – May 3, 2011: The Friends of the Needham Public Library donated \$1,000 for the purchase of World Language materials; David Ira Rottenberg gave the library a copy of his new children’s book, *Gwendolyn, the Graceful Pig* (\$15.00); Received donations in memory of Harold Lewis Arm from: John Russo (\$40.00) and Lois & Ron Sockol (\$20.00); Benjamin Railton gave the library a copy of his new

book, *Redefining American Identity* (\$80.00); Emily Salaun donated an autographed copy of Senator Scott Brown's book, *Against All Odds* (\$27.99); Fred H. Tuveson gave the library a copy of *The Vatican Collections: The Papacy and Art* (\$32.00); The Friends of the Needham Public Library made a \$200.00 donation to the library in memory of Lorraine Welsh; The following people have made donations to the library in memory of Catharine L. Mastro: Robert and Barbara Moss (\$20.00), Mary and Preston Spivey (\$100.00), Diane Browne and Richard Creeden (\$25.00); The following people have made donations to the library in memory of Kathleen F. Weller: Sindia L. Conroy (\$100.00), Jerome and Linda Klein (\$50), James and Sarah Ann Mahoney (\$100.00), Joseph and Janet Murphy ((\$50.00), Ruth M. Colman (\$50.00), Tracy and Stephen Rubin (\$100.00), Peter and Anne Weller (\$200.00), Paul and Nancy VanBroekhoven (\$100.00), and Joyce E. McCarty (\$100.00); Children's performer Vanessa Trien gave the library copies of her CDs: *Carnival Day* (\$12.00), and *Hot Air Balloon* (\$12.00); Judy Wheeler Crossman gave the library a box of memorabilia, pictures, genealogies, and other family records of Needham's Crossman and Sutton Families. (Priceless); and U.S. Senator Scott Brown sent the library two copies of his book, *Against All Odds* (\$27.99 each).

- 7.\* Water & Sewer Abatement Order #1124
- 8.\* Approve minutes of May 2, 2011 meeting.
- 9. Accept the following donations made to The Needham Health Department's Domestic Violence Action Committee: \$250 from Copley Motorcars Corporation; \$35 from George Noyes; \$50 from Mariele Forte; \$10 from Karen Goldsmith; \$25 from Carole T. and Craig A. Martin; \$25 from Arthur Bloom; \$10 from Justine Weisman; \$10 from Richard P. Gotthardt; \$25 from Miriam S. Grodberg; \$100 from Alan Stern & Lori Tenser; and \$25 from Suzanne D. Holloran.

10. Grant Permission for the following residents to hold a block party:

Name	Address	Party Location	Party Date	Party Rain Date	Party Time
Molly Kerrigan	386 Warren St	Lower Laurel Dr. between # 6 & # 27	9/10/11	9/11/11	2-5pm
Michael Fuchs	92 Grant Street	Grant St between Kimball and Junction in front of 92 Grant St.	6/17/11	6/18/11	5-9pm 4-8pm

**Board of Selectmen**

**AGENDA FACT SHEET for 5/10/11**

**Agenda Item:** Needham Tercentennial Update

**Presenter(s):** Bill Tilburg, Valerie Herman, Needham 300 Committee

---

**1. BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED:**

Bill Tilburg and Valerie Herman will provide the Board of Selectmen with an update on the status of the tercentennial celebration.

**2. VOTE REQUIRED BY BOARD OF SELECTMEN: YES [NO] (circle one)**

**3. BACK UP INFORMATION ATTACHED:**

a. Upcoming Needham 300 Events

**4. SIGN OFF/APPROVAL REQUIRED:**

a.	<b>Town Manager</b>	yes	no	NA	_____
b.	<b>Town Counsel</b>	yes	no	NA	_____
c.	<b>Finance Director</b>	yes	no	NA	_____
d.	_____	yes	no	NA	_____

---

**Disposition by BOS**

**Action taken:** \_\_\_\_\_ **Present on future Agenda:** \_\_\_\_\_

**Refer to/Inform:** \_\_\_\_\_ **Report back to BOS on:** \_\_\_\_\_

---



# 2011 Upcoming Needham 300 Events

May 15-21	Needham Bikes Week
Saturday and Sunday May 21& 22	“The Battle for Needham” Revolutionary War Reenactment
Saturday May 21	“Tour de Needham” Family Bike Ride Exhibit of Needham’s History of Cycling
Saturday June 4	NBA Street Fair
Saturday June 11	Needham Night at the POPS
Saturday June 18	Parks & Trails Cleanup
Friday July 1	A Red, White and Blue Musical Celebration and Family Picnic
Saturday, July 2	Needham Great Play Date-Fun and Games for all Ages Plugged In Presents: Needham Jams: Generations of Local Music
Monday, July 4	Old Fashioned Baseball Game
Monday, August 29	Needham 300 Golf Tournament
Saturday Sept 10	Needham Block Party and the U.S. Air Force Liberty Jazz Band
Sunday September 25	Old Fashioned Cricket Game
Saturday October 31	Parks & Trails Cleanup
Saturday November 5	Town Hall Rededication Needham 300 Gala

**For all event details, go to [Needham300.org](http://Needham300.org)**



**Board of Selectmen**

**AGENDA FACT SHEET for 5/10/11**

**Agenda Item:** Needham Tercentennial/Town Hall Project Request

**Presenter(s):** Jane Howard, Colleen Schaller, Needham 300

---

**1. BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED:**

Jane Howard and Colleen Schaller will update the Board about a fundraising project proposed by the Needham Tercentennial Committee to solicit sponsors for the engraving of granite pavers in the walkway behind Town Hall.

**2. VOTE REQUIRED BY BOARD OF SELECTMEN: [YES] NO (circle one)**

*Suggested Motion:* That the Board of Selectmen vote to approve the solicitation of sponsors and engraving of granite pavers in the walkway behind Town Hall subject to the oversight and approval of the Town Manager.

**3. BACK UP INFORMATION ATTACHED:**

- a. Granite Paver Plan
- b. Proposed Engraving Parameters

**4. SIGN OFF/APPROVAL REQUIRED:**

a.	<b>Town Manager</b>	yes	no	NA	_____
b.	<b>Town Counsel</b>	yes	no	NA	_____
c.	<b>Finance Director</b>	yes	no	NA	_____
d.	_____	yes	no	NA	_____

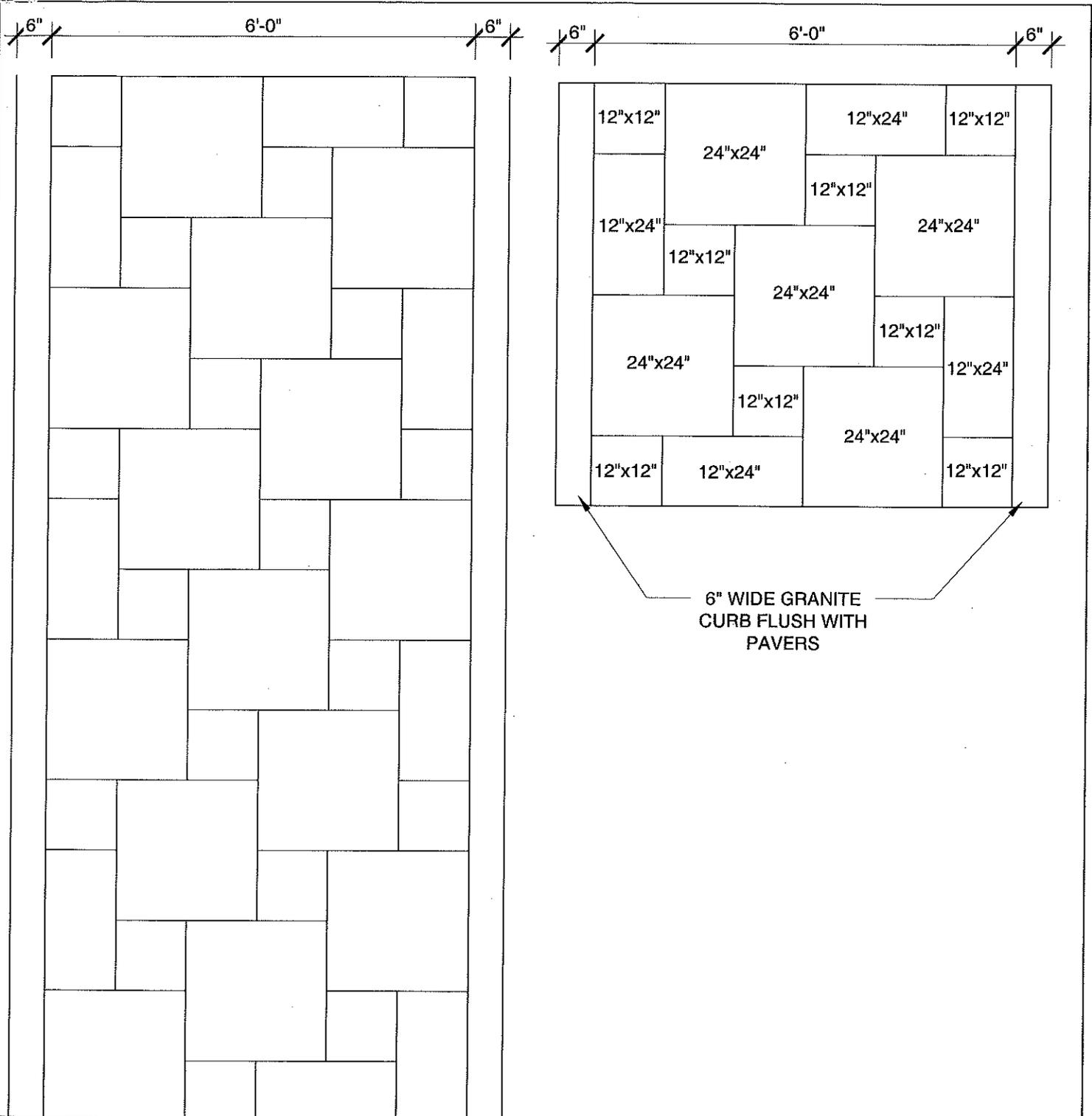
---

**Disposition by BOS**

**Action taken:** \_\_\_\_\_ **Present on future Agenda:** \_\_\_\_\_

**Refer to/Inform:** \_\_\_\_\_ **Report back to BOS on:** \_\_\_\_\_

---



1

# GRANITE PAVER PLAN

1/2" = 1'-0"

## Needham Town Hall

Renovation and Addition  
1471 Highland Ave. Needham, MA

Drawing Title

Walkway Paver Detail



**McGinley Kalsow & Associates, Inc.**  
ARCHITECTS & PRESERVATION PLANNERS

324 Broadway, P.O. Box 45248  
Somerville, MA 02145  
617.625.8901 - www.mcginleykalsow.com

Town of Needham, MA

Reference Drawing

Rev.	Date	Subject
	11/9/10	

Scale: 1/2" = 1'-0"

SKA-051

AA Monuments  
 69 E. Main Street  
 Merrimac, MA 01860

size	Number available	spaces per line	lines per paver	cost to Needham 300	charge to buyers	Font
1' x 1'	160	9 includes spaces and letters	2	\$150	\$200	Times New Roman-CAPS
2' x 1'	54	18 includes spaces and letters	2	\$200	\$250	Times New Roman CAPS
2'x2'	133	18 includes spaces and letters	2 or 3	\$250	\$300	Times New Roman CAPS

Board of Selectmen

AGENDA FACT SHEET for 5 /10/11

Agenda Item: 1. Sign National Public Works Week Proclamation

Presenter(s): Richard P. Merson, DPW Director

1. BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED:

The week of May 15-21, 2011 is National Public Works Week. The Board has traditionally proclaimed this week in the Town of Needham in connection with similar proclamations at the State and Federal levels. This has been another unique and challenging year for Public Works going from the challenge of opening Rosemary Pool without the benefit of being able to drain Rosemary Lake during spring 2010 to the extraordinary snow fall events during the winter 2011.

2. VOTE REQUIRED BY BOARD OF SELECTMEN: YES NO (circle one)

Suggested Motion:

“That the Board vote to approve and sign the Proclamation to declare the week of May 15<sup>th</sup> through May 21<sup>st</sup> as National Public Works Week in Needham”.

3. BACK UP INFORMATION ATTACHED:

- 1. Copy of Proclamation

4. SIGN OFF/APPROVAL REQUIRED: (circle one)

- a. Town Manager Yes  No NA \_\_\_\_\_
- b. Town Counsel Yes  No NA \_\_\_\_\_
- c. Finance Director Yes  No NA \_\_\_\_\_
- d. Town Accountant Yes  No NA \_\_\_\_\_

Staff use: Disposition by BOS:	
Action taken: _____	Present on future Agenda: _____
Refer to/Inform: _____	Report back to BOS by: _____

## PROCLAMATION

- WHEREAS Public Works services provided in our community are an integral part of our citizens everyday lives; and
- WHEREAS The support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, sewers, drains, streets and highways, traffic control, public buildings, solid waste disposal, recycling, parks and forestry, and snow removal; and
- WHEREAS The health, safety and comfort of this community greatly depend on these facilities and services; and
- WHEREAS The quality and effectiveness of these facilities, as well as their planning, design and construction, are vitally dependent upon the efforts and skill of public works officials; and
- WHEREAS The efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform; now therefore

BE IT RESOLVED that the Board of Selectmen does hereby proclaim the week of May 15<sup>th</sup> through May 21<sup>st</sup> as NATIONAL PUBLIC WORKS WEEK in the Town of Needham and calls upon all citizens and civic organizations to acquaint themselves with the problems involved in providing our public works and to recognize the contributions which public works employees make every day to our health, safety, comfort, and quality of life.

Signed this the 10<sup>th</sup> day of May in the year 2011.

### BOARD OF SELECTMEN

---

Maurice P. Handel, Chairman

---

Gerald A. Wasserman, Vice-Chairman

---

Daniel P. Matthews, Clerk

---

James G. Healy

---

John A. Bulian

**Board of Selectmen**

**AGENDA FACT SHEET for 5/10/2011**

**Agenda Item:** Acceptance of Restrictive Covenants

**Presenter(s):** Kate Fitzpatrick, Town Manager

**1. BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED:**

The Planning Board has requested that the Board of Selectmen accept and execute a Declaration of Restrictive Private Way Covenant and a Declaration of Restrictive Covenants and Grant of License for the 198-200 Nehoiden Street Definitive Subdivision Plan. The covenant was required by the Planning Board as part of the approval of the subdivision plan. The reason for the requirement is to clarify that the Town of Needham is not accepting the private way, and that the property owners agree to maintain the way and all of the utilities under it, and to allow the Town access over the way.

**2. VOTE REQUIRED BY BOARD OF SELECTMEN: [YES] NO (circle one)**

*Suggested Motion:* At the request of the Planning Board, that the Board accept the Declaration of Restrictive Private Way Covenant and a Declaration of Restrictive Covenants and Grant of License for the 198-200 Nehoiden Street Definitive Subdivision Plan by Nehoiden Knoll, Inc. to the Town of Needham.

**3. BACK UP INFORMATION ATTACHED:**

- a. May 3, 2011 Letter from Lee Newman, Planning Director
- b. Declaration of Restrictive Private Way
- c. Declaration of Restrictive Covenants and Grant of License

**4. SIGN OFF/APPROVAL REQUIRED:**

a.	<b>Town Manager</b>	<b>yes</b>	<b>no</b>	<b>NA</b>	_____
b.	<b>Town Counsel</b>	<b>yes</b>	<b>no</b>	<b>NA</b>	_____
c.	<b>Finance Director</b>	<b>yes</b>	<b>no</b>	<b>NA</b>	_____
d.	<b>DPW</b> _____	<b>yes</b>	<b>no</b>	<b>NA</b>	_____

**Disposition by BOS**

**Action taken:** \_\_\_\_\_ **Present on future Agenda:** \_\_\_\_\_

**Refer to/Inform:** \_\_\_\_\_ **Report back to BOS on:** \_\_\_\_\_



# TOWN OF NEEDHAM, MA

PLANNING AND COMMUNITY  
DEVELOPMENT DEPARTMENT

500 Dedham Ave  
Needham, MA 02492  
781-455-7500

## PLANNING

May 3, 2011

Ms. Kate Fitzpatrick  
Town Manager  
Town Hall  
Needham, MA 02492

Re: DEFINITIVE SUBDIVISION  
198-200 Nehoiden Street, Needham, MA

Dear Kate:

Enclosed please find the following original executed and notarized documents:

1. Declaration of Restrictive Private Way Covenant by Nehoiden Knoll, Inc, to the Town of Needham, Massachusetts; and
2. Declaration of Restrictive Covenants and Grant of License by Nehoiden Knoll, Inc., to the Town of Needham, Massachusetts.

The above-named documents were required by the Needham Planning Board as a condition of the Board's approval of the 198-200 Nehoiden Street Definitive Subdivision Plan. Please have the Board of Selectmen accept and execute items 1 and 2 above at their next meeting of Tuesday, May 10, 2011. I will arrange to have David Tobin and Tony DelGaizo review the documents and contact you regarding their approval of the documents prior to your meeting.

Should you have any questions regarding this matter, please feel free to contact me directly. Thank you for your assistance.

Very truly yours,

NEEDHAM PLANNING BOARD

Lee Newman  
Planning Director

cc: David Tobin (enclosures)  
Rich Merson  
Tony Del Gaizo (enclosures)  
George Giunta, Jr.

DECLARATION OF  
RESTRICTIVE PRIVATE WAY COVENANT

This Declaration is made this 25<sup>th</sup> day of April, 2011, by Nehoiden Knoll, Inc., a Massachusetts corporation with a principal office at 1554 Central Avenue, Needham, MA 02492 (hereinafter, the "Declarant").

WHEREAS the Declarant is the owner of certain land situated in Needham, Norfolk County, Massachusetts, being shown as "Armen Way" (the "Private Way"), Lots 1, 2, 3 and Parcel A, on plan consisting of seven (7) sheets, Sheet 1 of 7, Sheet 1, Title Sheet, dated July 22, 2010; Sheet 2 of 7, entitled: Existing Conditions Plan", dated July 22, 2010; Sheet 3 of 7, entitled "Lotting Plan", dated July 22, 2010, revised December 7, 2010; Sheet 4 of 7, entitled "Topographic Plan", dated January 22, 2010, revised December 7, 2010; Sheet 5 of 7, entitled "Plan and Profile", dated July 22, 2010; Sheet 6 of 7, entitled "Construction Details", dated July 22, 2010, revised December 7, 2010; and Sheet 7 of 7, entitled "Construction Details"; dated July 22, 2010, revised December 7, 2010; which Sheet 3 shall be recorded herewith, and all of which Sheets are hereinafter referred to as the "Plan";

WHEREAS the Town of Needham Planning Board approved the Plan subject to certain conditions and waivers as set forth in the Board's decision dated September 28, 2010, entitled "Definitive Subdivision Decision, 198-200 Nehoiden Street" (hereinafter the "Decision"), said Decision to be recorded herewith;

NOW THEREFORE, the Declarant hereby declares, pursuant to the Decision, that Lots 1, 2 and 3, as shown on the Plan, (hereinafter referred to as the "Lots"), shall be held, sold and conveyed subject to the following restrictions and conditions, for the benefit of the Town of Needham, its successors and assigns, and for the benefit of the owners of said Lots, their heirs, successors and assigns, said restrictions and conditions to run with the Lots and to be binding on all parties having any right, title or interest in the Lots or any part thereof, their heirs, successors and assigns, in perpetuity.

1. Neither the Declarant, nor any successor owner or owners of Lots 1, 2 or 3, as shown on the Plan shall use the said Lots for any purpose other than single family residential use, or such other purposes as may be set forth in the Decision or on the Plan, including, without limitation, utilities, and there shall be no further division of the Lots as shown thereon without the prior written approval of the Planning Board.
2. Each and every owner or owners of any Lot served by the Private Way shall be jointly and severally responsible and liable for the costs of the maintenance, repair and reconstruction of the Private Way (the Private Way) shown on the Plan and designated thereon and all services the installation of which is required in connection with this approval, or which may be installed at any time, including, without limitation, maintenance, repair and reconstruction of roadways, driveways, water, sewer, and drainage facilities and other utilities and related equipment, curbs,

monuments, street signs, as and whenever necessary, and including all actions of any kind or nature necessary or appropriate in order to maintain the Private Way in a good, safe and passable condition, including snow plowing, providing access from each Lot to a public way, as shown on the Plan, and to provide adequate services to each Lot, all in accordance with these conditions. For purposes hereof, owner shall mean the record owner of the Lot or Lots as of the date that the maintenance, repair or reconstruction work, as the case may be, is begun.

3. Each owner or owners of any Lot served by the Private Way shall perform all maintenance, repairs and reconstruction required for or on the Private Way in compliance with and in conformity with the requirements of the Town of Needham and other requirements imposed by law or governmental authority. The owner or owners of Lot 3 shall perform all maintenance, repairs and reconstruction required for or on the back-up easement in compliance with and in conformity with requirements of the Town of Needham and other requirements imposed by law or governmental authority.

4. The respective owner or owners of any Lot served by the Private Way shall not use or permit use of the Private Way for any purpose other than ingress to and egress from the Lots by the residents of the Lots and their guests and invitees, such use to be limited to pedestrian and private-passenger vehicular traffic, and such other vehicular traffic as is necessary from time to time in cases of emergency, delivery of customary and usual household services and equipment or in connection with the maintenance, repair or reconstruction of the Private Way and services installed thereon, or thereunder. No owner or owners of any Lot shall park or cause to be parked any motor vehicle on the Private Way or back-up easement.

5. Any and all maintenance, repair or reconstruction work performed on or to the Private Way or in connection with services installed thereon or thereunder by or at the direction of any owner or owners of any Lot as provided herein shall be carried out so as to ensure that no fill material nor any products or excavation or erosion resulting from or arising in connection with such work shall be discharged in to any storm drainage system, and soil and other material or debris shall be removed from the site only to the extent necessary in connection with such work.

6. Neither the owner nor any successor owner or owners of any Lot shall at any time request that the Private Way be laid out or accepted as a public way in the Town of Needham unless such owner or owners at its or their sole expense, perform and complete such work as is necessary to cause the Private Way to comply with all standards and regulations for roads of the Town of Needham, and obtain all permits and approvals required by law in connection therewith. If the Private Way is accepted by the Town of Needham as a public way at any time, then the provisions of this Declaration of Restrictions applicable to ownership and maintenance of the Private Way shall thereupon terminate.

7. Neither the owner nor any successor owner or owners of any Lot shall at any time request or petition that any drainage system, sewer pipes or related equipment or any other improvement within the subdivision, for which design or improvement requirement have been waived by the Board as provided herein, be accepted or maintained by the Town of Needham.

8. The Town of Needham and its designees shall have the right to enter upon the Private Way and back-up easement for all appropriate purposes for which public ways are used in the Town of Needham.

9. In any sale or transfer by the record owner of title to Lots 1, 2 and 3, as shown on the Plan, or any successor record owner of title to Lots 1, 2 and 3, the deed or other instrument shall refer to and incorporate the conditions and restrictions herein, and any conveyance shall include transfer of a fee interest or the perpetual right and easement to use the Private Way in common with others lawfully entitled thereto for all purposes for which public ways in the Town of Needham may now or hereafter be used consistent with the provisions hereof, and the subsurface areas, equipment and facilities used and maintained in connection with the provision of water, sewer, drainage and other utility services provided to the conveyed premises. Any deed or other instrument purporting to transfer or convey any interest in Lots 1, 2 and 3, which does not expressly refer to and incorporate these conditions shall, nevertheless, be deemed to contain the same and all events shall be subject thereto.

For Declarant's title see:

1. Deed dated September 7, 2005, recorded with Norfolk County Registry of Deeds in Book 22872, Page 101; and
2. Deed dated September 7, 2005, recorded with Norfolk County Registry of Deeds in Book 22872, Page 103.

IN WITNESS WHEREOF, the said Nehoiden Knoll, Inc. has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Frederick L. Sewall, its President and Treasurer, hereto duly authorized, this 25<sup>th</sup> day of April, 2011.

Nehoiden Knoll, Inc.



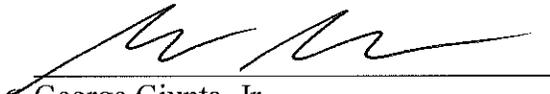
By: Frederick L. Sewall  
President and Treasurer

COMMONWEALTH OF MASSACHUSETTS

Norfolk, SS

April 25, 2011

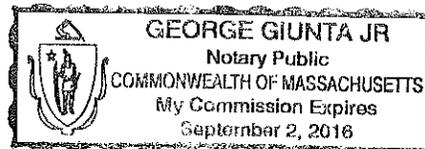
Then personally appeared the above named Frederick L. Sewall, President and Treasurer of Nehoiden Knoll, Inc. as aforesaid, personally known to me to be the person whose signature is affixed above, and acknowledged that he signed the foregoing document voluntarily for its stated purpose as the President and Treasurer of Nehoiden Knoll, Inc., a Massachusetts corporation, before me,



George Giunta, Jr.

Notary Public

My commission expires: Sept. 2, 2016



ACCEPTANCE

The forgoing Declaration of Restrictive Private Way Covenant is hereby accepted by the Town of Needham acting by and through its Board of Selectmen.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this \_\_\_\_\_ day of April, 2011.

NEEDHAM BOARD OF SELECTMEN

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

April

2011

Then personally appeared the above named \_\_\_\_\_ member of the Board of Selectmen of the Town of Needham, and acknowledged the foregoing instrument to be the free act and deed of the Town of Needham, before me,

\_\_\_\_\_  
Notary Public  
My Commission Expires

APPROVED AS TO FORM:

\_\_\_\_\_  
David S. Tobin, Town Counsel

ACKNOWLEDGMENT AND ASSENT OF MORTGAGEE

Needham Bank, holder of a mortgage interest in the above described premises pursuant to mortgage dated September 7, 2005, recorded in the Norfolk County Registry of Deeds at Book 22872, Page 105, hereby acknowledges, assents to, and agrees to be bound by the foregoing Declaration of Restrictive Private Way Covenant, and agrees that same shall have the same status, force and effect as though executed and recorded before taking of the mortgage interests and further agrees that the mortgage interests shall be subordinate to same.

IN WITNESS WHEREOF the said Needham Bank has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by \_\_\_\_\_, its \_\_\_\_\_ (title of corporate officer), duly authorized, this \_\_\_\_\_ day of April, 2011.

Needham Bank

\_\_\_\_\_  
by:

COMMONWEALTH OF MASSACHUSETTS

Norfolk, SS \_\_\_\_\_ April \_\_\_\_\_, 2011

Then personally appeared the above named \_\_\_\_\_, of Needham Bank as aforesaid, personally known to me or proved to me through the production of sufficient evidence, namely \_\_\_\_\_ to be the person whose signature is affixed above, and acknowledged that s/he signed the foregoing document voluntarily for its stated purpose as \_\_\_\_\_ of Needham Bank, before me,

\_\_\_\_\_  
Notary Public  
My commission expires:

DECLARATION OF RESTRICTIVE COVENANTS  
AND  
GRANT OF LICENSE

by

NEHOIDEN KNOLL, INC.

to

THE TOWN OF NEEDHAM, MASSACHUSETTS

WHEREAS, Nehoiden Knoll, Inc., a Massachusetts corporation with a principal place of business at 1554 Central Avenue, Needham, MA (the "Owner"), is the owner of certain land situated in Needham, Norfolk County, Massachusetts, being shown as "Armen Way" (the "Private Way"), Lots 1, 2, 3 and Parcel A, on plan consisting of seven (7) sheets, Sheet 1 of 7, Sheet 1, Title Sheet, dated July 22, 2010; Sheet 2 of 7, entitled: Existing Conditions Plan", dated July 22, 2010; Sheet 3 of 7, entitled "Lotting Plan", dated July 22, 2010, revised December 7, 2010; Sheet 4 of 7, entitled "Topographic Plan", dated January 22, 2010, revised December 7, 2010; Sheet 5 of 7, entitled "Plan and Profile", dated July 22, 2010; Sheet 6 of 7, entitled "Construction Details", dated July 22, 2010, revised December 7, 2010; and Sheet 7 of 7, entitled "Construction Details"; dated July 22, 2010, revised December 7, 2010; which Sheet 3 shall be recorded herewith, and all of which Sheets are hereinafter referred to as the "Plan";

WHEREAS pursuant to Paragraph 38 of that certain Definitive Subdivision, 198-200 Nehoiden Street, dated September 28, 2010, the Planning Board for the Town of Needham, Massachusetts, required in relevant part that the Owner shall deliver to the Board for its approval a duly executed Easement for the proposed back-up easement, as shown on the Plan; and

WHEREAS, the within declaration of restrictive covenants and grant of license by the Owner is intended to benefit the Town of Needham in compliance with the aforesaid requirement of the Planning Board;

NOW THEREFORE, the owner hereby declares that Lot 3 shall be held, sold and conveyed subject to the following restrictions and conditions, for the benefit of the Town of Needham, its successors and assigns, and for the benefit of the owners of aforesaid Lots 1, 2 and 3, their heirs, successors and assigns, said restrictions and conditions to run with the Lots and to be binding on all parties having any right, title or interest in the Lots or any part thereof, their heirs, successors and assigns, in perpetuity:

1. Neither the owner of Lot 3 nor any other party shall park or cause to be parked any motor vehicle within the Back-Up Easement; and

2. The Back-Up Easement shall at all times be kept free and clear from obstructions that would prohibit its intended use for vehicular movement.

In connection with the foregoing, the Owner does hereby further grant to the Town of Needham, Massachusetts, and its designees, the non-exclusive right and license over and across that portion of Lot 3 shown and designated on Sheet 3 of the Plan as "Back-Up Easement", for the purpose of backing-up, turning around, and otherwise maneuvering vehicles, together with the right of ingress to and egress from the same for the said purposes.

The within declaration of restrictions and grant of license shall be binding upon the Owner and their respective heirs, successors and assigns and shall inure to the benefit of the Town of Needham, Massachusetts and the owners of Lots 1, 2 and 3, and the burdens hereof shall run with Lot 3 described in and subject to the Plan.

For Owner's title see:

1. Deed dated September 7, 2005, recorded with Norfolk County Registry of Deeds in Book 22872, Page 101; and
2. Deed dated September 7, 2005, recorded with Norfolk County Registry of Deeds in Book 22872, Page 103.

IN WITNESS WHEREOF, the said Nehoiden Knoll, Inc. has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by Frederick L. Sewall, its President and Treasurer, hereto duly authorized, this 25<sup>th</sup> day of April, 2011

Nehoiden Knoll, Inc.

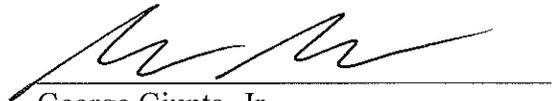
  
By: Frederick L. Sewall  
President and Treasurer

COMMONWEALTH OF MASSACHUSETTS

Norfolk, SS

April 25, 2011

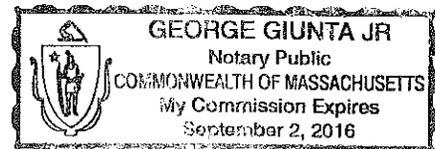
Then personally appeared the above named Frederick L. Sewall, President and Treasurer of Nehoiden Knoll, Inc. as aforesaid, personally known to me to be the person whose signature is affixed above, and acknowledged that he signed the foregoing document voluntarily for its stated purpose as the President and Treasurer of Nehoiden Knoll, Inc., a Massachusetts corporation, before me,



George Giunta, Jr.

Notary Public

My commission expires: Sept. 2, 2016



ACCEPTANCE

The forgoing Declaration of Restrictive Covenants and Grant of License is hereby accepted by the Town of Needham acting by and through its Board of Selectmen.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this \_\_\_\_\_ day of April, 2011.

NEEDHAM BOARD OF SELECTMEN

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

April

2011

Then personally appeared the above named \_\_\_\_\_ member of the Board of Selectmen of the Town of Needham, and acknowledged the foregoing instrument to be the free act and deed of the Town of Needham, before me,

\_\_\_\_\_  
Notary Public  
My Commission Expires

APPROVED AS TO FORM:

\_\_\_\_\_  
David S. Tobin, Town Counsel

ACKNOWLEDGMENT AND ASSENT OF MORTGAGEE

Needham Bank, holder of a mortgage interest in the above described premises pursuant to mortgage dated September 7, 2005, recorded in the Norfolk County Registry of Deeds at Book 22872, Page 105, hereby acknowledges, assents to, and agrees to be bound by the foregoing Declaration of Restrictive Covenants and Grant of License, and agrees that same shall have the same status, force and effect as though executed and recorded before taking of the mortgage interests and further agrees that the mortgage interests shall be subordinate to same.

IN WITNESS WHEREOF the said Needham Bank has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by \_\_\_\_\_, its \_\_\_\_\_ (title of corporate officer), duly authorized, this \_\_\_\_\_ day of April, 2011.

Needham Bank

\_\_\_\_\_  
by:

COMMONWEALTH OF MASSACHUSETTS

Norfolk, SS

April \_\_\_\_\_, 2011

Then personally appeared the above named \_\_\_\_\_, of Needham Bank as aforesaid, personally known to me or proved to me through the production of sufficient evidence, namely \_\_\_\_\_ to be the person whose signature is affixed above, and acknowledged that s/he signed the foregoing document voluntarily for its stated purpose as \_\_\_\_\_ of Needham Bank, before me,

\_\_\_\_\_  
Notary Public  
My commission expires:

**Board of Selectmen**

**AGENDA FACT SHEET for 5/10/2011**

**Agenda Item:** Town Meeting

**Presenter(s):** Board Discussion

---

**1. BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED:**

Board members may wish to discuss items related to Town Meeting and/or Special Town Meeting.

**2. VOTE REQUIRED BY BOARD OF SELECTMEN: YES [NO] (circle one)**

**3. BACK UP INFORMATION ATTACHED:**

None

**4. SIGN OFF/APPROVAL REQUIRED:**

a.	Town Manager	yes	no	NA	_____
b.	Town Counsel	yes	no	NA	_____
c.	Finance Director	yes	no	NA	_____
d.	_____	yes	no	NA	_____

---

**Disposition by BOS**

**Action taken:** \_\_\_\_\_ **Present on future Agenda:** \_\_\_\_\_

**Refer to/Inform:** \_\_\_\_\_ **Report back to BOS on:** \_\_\_\_\_

---

**Board of Selectmen**

**AGENDA FACT SHEET for 5/10/2011**

**Agenda Item:** Committee Reports

**Presenter(s):** Board Discussion

---

**1. BRIEF DESCRIPTION OF TOPIC TO BE DISCUSSED:**

Board members will report on the progress and / or activities of their Committee assignments.

**2. VOTE REQUIRED BY BOARD OF SELECTMEN: YES [NO] (circle one)**

**3. BACK UP INFORMATION ATTACHED:**

None

**4. SIGN OFF/APPROVAL REQUIRED:**

<b>a.</b>	<b>Town Manager</b>	<b>yes</b>	<b>no</b>	<b>NA</b>	_____
<b>b.</b>	<b>Town Counsel</b>	<b>yes</b>	<b>no</b>	<b>NA</b>	_____
<b>c.</b>	<b>Finance Director</b>	<b>yes</b>	<b>no</b>	<b>NA</b>	_____
<b>d.</b>	_____	<b>yes</b>	<b>no</b>	<b>NA</b>	_____

---

**Disposition by BOS**

**Action taken:** \_\_\_\_\_ **Present on future Agenda:** \_\_\_\_\_

**Refer to/Inform:** \_\_\_\_\_ **Report back to BOS on:** \_\_\_\_\_

---

**ONE DAY SPECIAL LICENSE  
TOWN OF NEEDHAM BOARD OF SELECTMEN  
EVENT INFORMATION SHEET**  
*(Please complete and attach event flyer or other information.)*

Event Manager Name (Name that will appear on license)	Ed Davis		
Event Manager Address	1191 Greendale Ave.		
Event Manager Phone Number	781-247-0158		
Organization Representing (if applicable)	St. Sebastian's School		
Is the organization (if applicable) you are representing non-profit? If so, please attach proof of non-profit status.	<input checked="" type="checkbox"/> Non-profit	<input type="checkbox"/> For profit	
	<input type="checkbox"/> Proof of non-profit status is attached Form of Proof: _____		
Name of Event	25 <sup>th</sup> + 50 <sup>th</sup> Reunion		
Date of Event	May 20, 2011		
License is for Sale of:	<input type="checkbox"/> Wines & Malt Beverages Only <input checked="" type="checkbox"/> All Alcoholic Beverages (for non-profit groups only)		
Requested Time for Liquor License	FROM:	TO:	
	6 PM	10 PM	
Are tickets being sold in advance for this event?	<input checked="" type="checkbox"/> YES	\$ 30 /per ticket	<input type="checkbox"/> NO
Is there an admission fee for this event?	<input type="checkbox"/> YES	\$ /per ticket	<input checked="" type="checkbox"/> NO
Are you using dues collected to purchase alcohol for this event?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
How many people are you expecting at this event?	60		
Name & address of event location. Please attach proof of permission to use this facility.	Ward Hall and McCulloch Room (Both in same building)		
Who will be serving the alcohol to your guests?	Sage Dining Services		
Bartenders and/or servers of alcohol, beer and/or wine must have completed in the past three years an appropriate Massachusetts alcoholic beverages server-training program. Please state below who will be serving alcohol, beer and/or wine and attach proof of their training (certificate).	Yes		
Please use the space below to describe the manner in which alcohol will be served to your guests. (For example, will guests be served alcohol or will they need to purchase it from the bar?) Please attach floorplan (can be hand drawn) of the event facility with liquor delivery plan.	Bartenders will serve drinks to guests at the bar		
<input checked="" type="checkbox"/> I understand that the alcohol purchased for this event must be purchased from a licensed wholesaler/importer, manufacturer, farmer-winery, farmer-brewery or special permit holder and that I have received a current list of wholesalers. (A person holding a Section 14 license cannot purchase alcoholic beverages from a package store. (MGL Ch. 138, Sec 14, 23; 204 CMR 7.04))			
Event Manager Signature:	Ed Davis		Date: 4/26/11

# REUNION

ST. SEBASTIAN'S SCHOOL

Friday & Saturday, May 20-21, 2011

## Friday, May 20

- 25th Reunion Reception & Dinner (1986) 6:00 p.m.
- 50th Reunion Reception & dinner (1961) 6:00 p.m.
- both receptions and dinners will be held in the Birmingham Academic Building*

## Saturday, May 21

- Headmaster's Luncheon (Classes of 1945-61) 12:00 p.m.
- to be held at the Headmaster's House (57 South Street, behind Athletic Fields)*
- Headmaster Bill Burke and Assistant Headmaster Mike Nerbonne to discuss life at St. Sebastian's Today*

### Watch the Arrows in Action

- Varsity Lacrosse and JV Baseball versus Brooks*

2:00 p.m.

### Alumni Memorial Mass (All Reunion Years)

- to be held in the Chapel of St. Sebastian*

4:00 p.m.

### Headmaster's Cocktail Reception (All Reunion Years)

- to be held in Arrows Hall outside the Flynn Family Gymnasium*

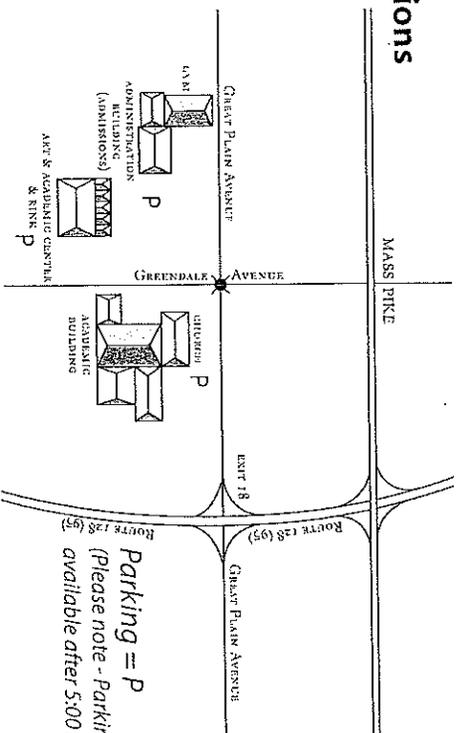
5:00 p.m.

### Reunion Clambake (All Reunion Years)

- to be held in Ward Hall*

6:00 p.m.

## Directions



### From 128 North

- Exit 18 (Great Plain Ave.)

### From 128 South

- Exit 18 (Great Plain Ave.)

Ward Hall

5-20-11

25<sup>th</sup>/50<sup>th</sup> Reunion

Cocktail Hour

6-7 PM

Registration Table  
in  
foyer

- Both Reunion Yrs meet in Ward Hall
- A/C on low
- Keep Hardwood Floor lights dim during Cocktail Hour

- Flowers are coming
- Linens are Black cloth to floor w/white napkins

---

Hor d'oeuvres

White linen w/black  
skirting



Podium  
(Video)

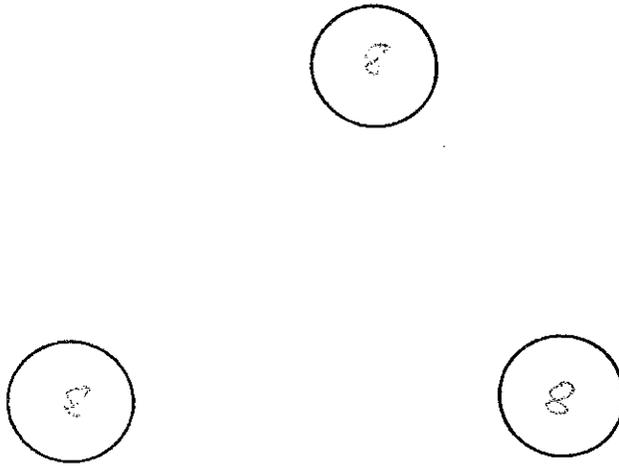
Screen  
Down

McCulloch Room  
25<sup>th</sup> Reunion  
5-20-11 7PM

- All other tables removed from room
- Bathrooms across hall should be cleaned

- A/C on low
- Black cloth to floor w/white napkins
- Flowers Coming

Gift Table



BAR

Coffee (small)



Buffet

- White Lines
- Black Skirting

\* Piano out of room  
into back room

Ward Hall  
50th Reunion Dinner  
5-20-11 7PM

Video  
Podium

Podium

6

8

6

6

6

Gift Table

---

BAR	BAR
-----	-----

**ONE DAY SPECIAL LICENSE  
TOWN OF NEEDHAM BOARD OF SELECTMEN  
EVENT INFORMATION SHEET**  
*(Please complete and attach event flyer or other information.)*

Event Manager Name (Name that will appear on license)	Ed Davis
Event Manager Address	1191 Greendale Ave
Event Manager Phone Number	781-247-0158
Organization Representing (if applicable)	St. Sebastian's School
Is the organization (if applicable) you are representing non-profit? If so, please attach proof of non-profit status.	<input checked="" type="checkbox"/> Non-profit <input type="checkbox"/> For profit <input type="checkbox"/> Proof of non-profit status is attached Form of Proof: _____
Name of Event	Reunion Clambake
Date of Event	May 21, 2011
License is for Sale of:	<input type="checkbox"/> Wines & Malt Beverages Only <input checked="" type="checkbox"/> All Alcoholic Beverages (for non-profit groups only)
Requested Time for Liquor License	FROM: 5 PM TO: 10 PM
Are tickets being sold in advance for this event?	<input checked="" type="checkbox"/> YES \$ 60 /per ticket <input type="checkbox"/> NO
Is there an admission fee for this event?	<input type="checkbox"/> YES \$ /per ticket <input checked="" type="checkbox"/> NO
Are you using dues collected to purchase alcohol for this event?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
How many people are you expecting at this event?	225
Name & address of event location. Please attach proof of permission to use this facility.	Ward Hall
Who will be serving the alcohol to your guests?	Sage Dining Services
Bartenders and/or servers of alcohol, beer and/or wine must have completed in the past three years an appropriate Massachusetts alcoholic beverages server-training program. Please state below who will be serving alcohol, beer and/or wine and attach proof of their training (certificate).	Yes
Please use the space below to describe the manner in which alcohol will be served to your guests. (For example, will guests be served alcohol or will they need to purchase it from the bar?) Please attach floorplan (can be hand drawn) of the event facility with liquor delivery plan.	Bartenders will serve drinks to guests at the bar.
<input checked="" type="checkbox"/> I understand that the alcohol purchased for this event must be purchased from a licensed wholesaler/importer, manufacturer, farmer-winery, farmer-brewery or special permit holder and that I have received a current list of wholesalers. (A person holding a Section 14 license cannot purchase alcoholic beverages from a package store. (MGL Ch. 138, Sec 14, 23; 204 CMR 7.04))	
Event Manager Signature:	Ed Davis
Date:	4/26/11

# ST. SEBASTIAN'S SCHOOL REUNION

Friday & Saturday, May 20-21, 2011

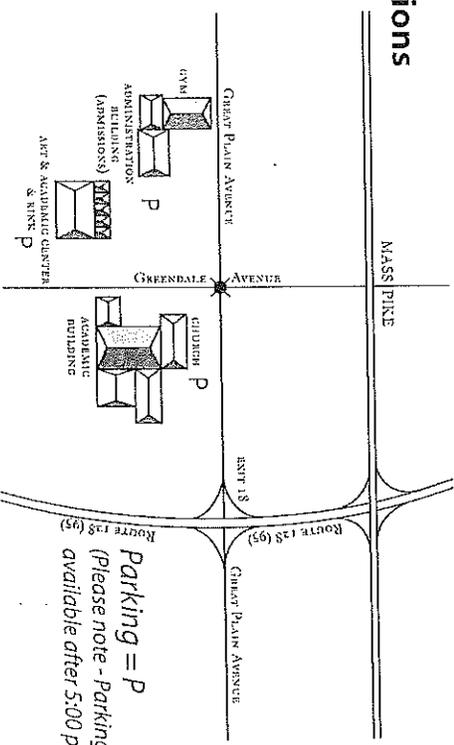
## Friday, May 20

- 25th Reunion Reception & Dinner (1986) 6:00 p.m.
- 50th Reunion Reception & dinner (1961) 6:00 p.m.
- \* both receptions and dinners will be held in the Birmingham Academic Building*

## Saturday, May 21

- Headmaster's Luncheon (Classes of 1945-61) 12:00 p.m.
- \* to be held at the Headmaster's House (57 South Street, behind Athletic Fields)*
- \* Headmaster Bill Burke and Assistant Headmaster Mike Nerbonne to discuss life at St. Sebastian's Today*
- Watch the Arrows in Action 2:00 p.m.
- \* Varsity Lacrosse and JV Baseball versus Brooks*
- Alumni Memorial Mass (All Reunion Years) 4:00 p.m.
- \* to be held in the Chapel of St. Sebastian*
- Headmaster's Cocktail Reception (All Reunion Years) 5:00 p.m.
- \* to be held in Arrows Hall outside the Flynn Family Gymnasium*
- Reunion Clambake (All Reunion Years) 6:00 p.m.
- \* to be held in Ward Hall*

## Directions



## From 128 North

- Exit 18 (Great Plain Ave.)

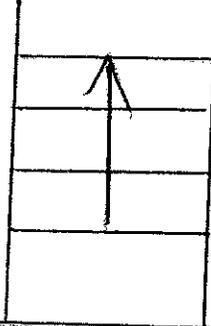
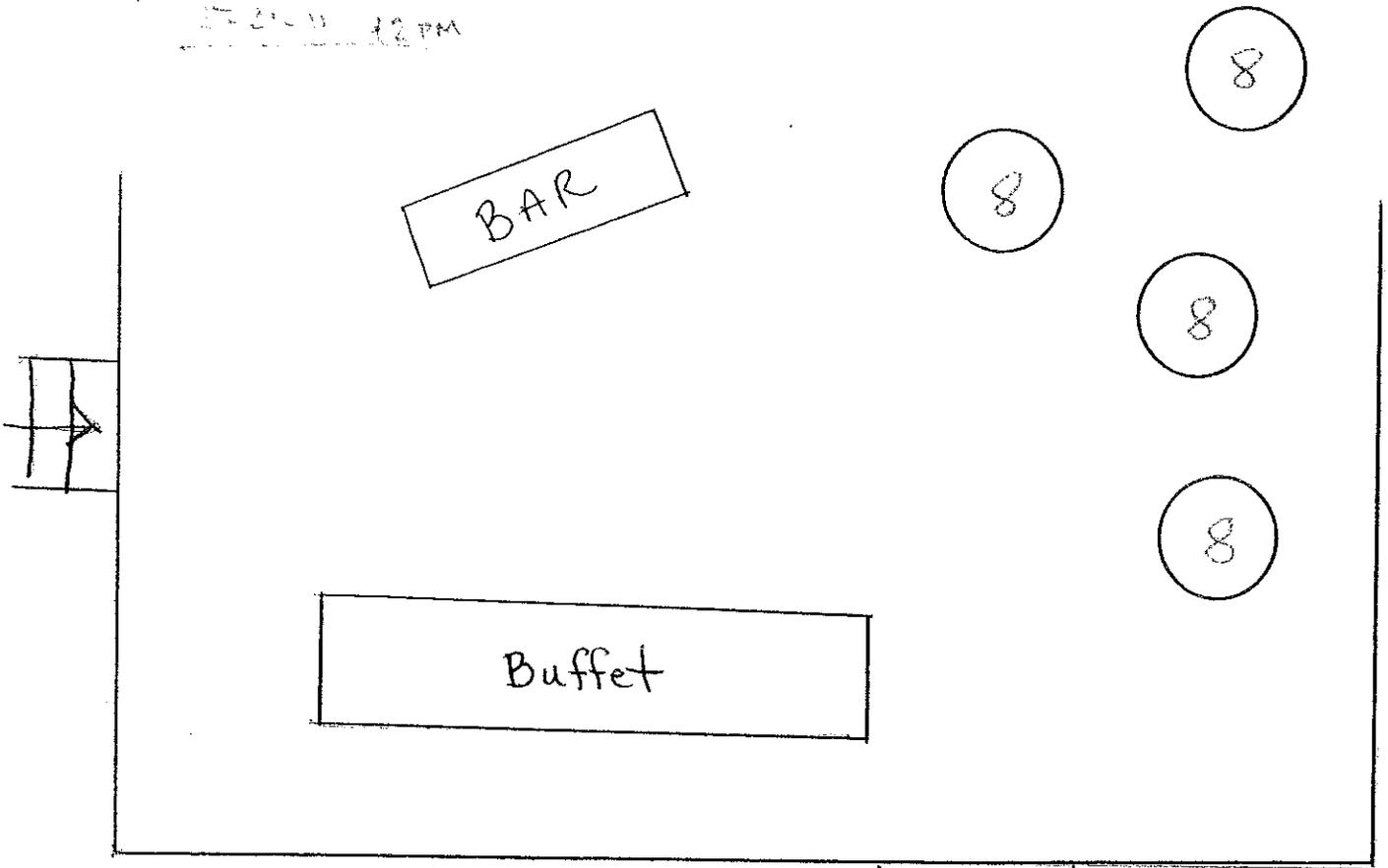
## From 128 South

- Exit 18 (Great Plain Ave.)

Headmaster's Lunch

Headmaster's House

17.11.11 12 PM

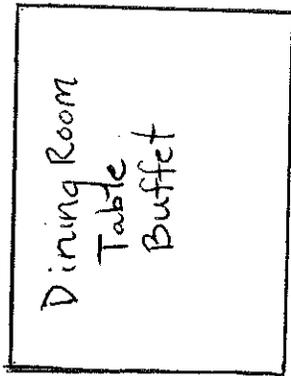


Name Tags

HOUSE

# Rain Plan

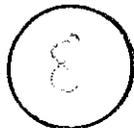
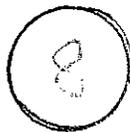
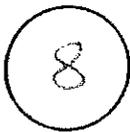
- Chairs around room



## Family Room

All furniture to be removed  
Saturday 9:30 AM

Set Up: 3 Rounds  
8 Chairs Each



Headmaster's  
House  
Reunion Lunch  
5-21-11

Living Room  
\* Set Bar  
Table Up

TENNIS COURTS

Hors D'oeuvres

IN FRONT OF STAIRS FACING FRONT TOWARD DRIVEWAY

TRIPLE BAR IN FRONT OF SEANS OFFICE

House

walkway

walkway

REGISTRATION TABLE

driveway

ART CENTER

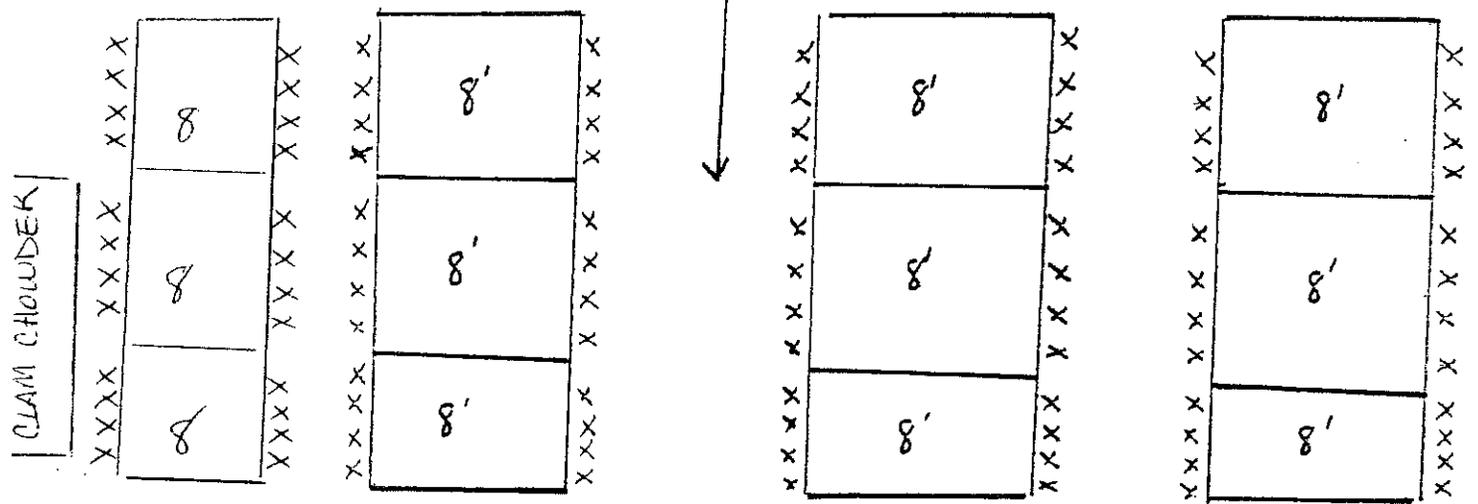
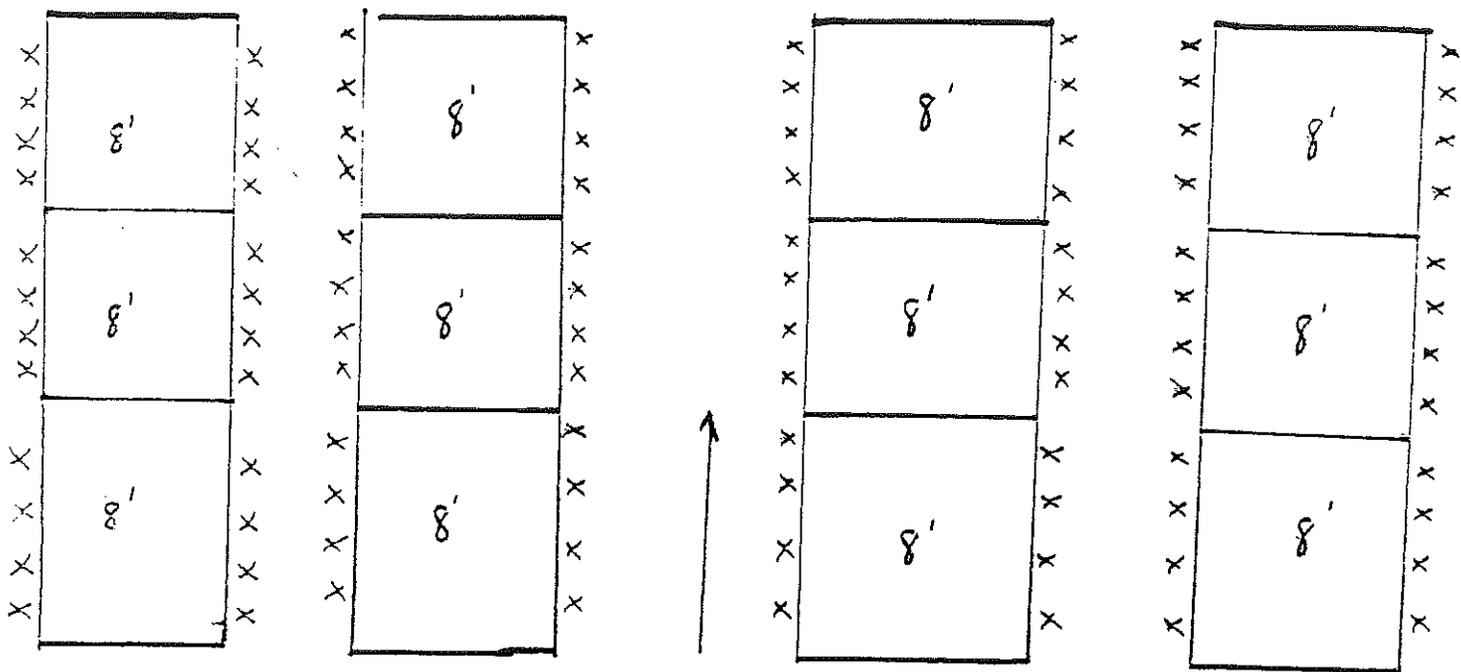
sidewalk

REUNION COCKTAIL HOUR  
ARROWS HALL/OUTSIDE  
5-15-10

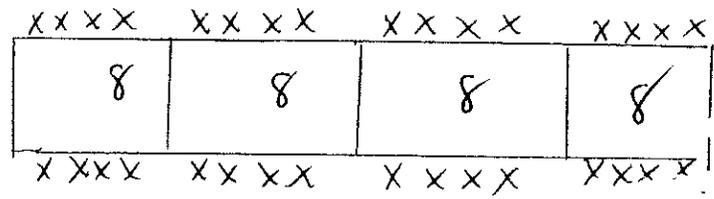
\* Leave 2 podiums

WARD HALL

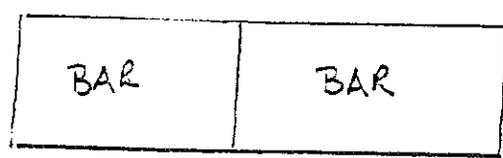
CLAM CHOWDER  
5-15-10



- \* checkered cloths
- \* white napkins
- \* plants



DESSERT  
TABLE



April 26, 2011

Town of Needham  
Board of Selectmen  
1471 Highland Street  
Needham, MA 02492

RECEIVED  
TOWN OF NEEDHAM  
BOARD OF SELECTMEN

2011 APR 28 A 10:34



consent 5/10

OK by  
Fire  
Police  
DPW

Dear Board of Selectmen:

On behalf of the American Cancer Society, New England Division, I am requesting permission and the necessary permits to conduct a cycling event, Bicycles Battling Cancer, which will take place on Sunday, June 12, 2011.

Bicycles Battling Cancer will be a full 100 mile non-competitive bicycling event that will start in Worcester and finish in Boston. This event will raise valuable funds to support our programs of research, education, advocacy, and patient support. Through these programs, the American Cancer Society will help people to stay well, get well, find cures, and fight back as we work to create a world with less cancer and more birthdays.

This year our ride will offer three route options. The first will begin at 8:00 a.m. at the Bancroft School in Worcester and be a full Century (100 miles) ride. The second will begin at 10:00 a.m. in Northborough and be a Metric Century (100 Km/62 miles). And, our third route, Bicycles Battling Cancer Lite will start at noon at Grace Bicycles in Holliston. All routes will finish at Boston College. We are anticipating 250 riders for this year's event.

We anticipate riders traveling through Needham between 1:00 p.m. and 4:00 p.m. The route will be as follows:

- Enter Needham from Dover on Centre Street
- Right onto Charles River Street
- Left onto South Street
- Right onto Great Plain Ave
- Left onto Greendale Ave
- Right onto Kendrick Street
- Continue into Newton

We would like to work closely with you regarding any necessary detail in Needham to ensure the safety of both riders and drivers, as well as with marking the roads with a water soluble spray chalk to guide our riders along the route.

We look forward to working through the permit process with the Town of Needham. Please contact me using the information below regarding the next step in this process and to schedule any necessary meetings to review our plans.

Sincerely,

  
Holly Maki, Project Manager for Endurance Events  
American Cancer Society  
603.471.4124 (office)/508.277.3841 (cell)  
Holly.Maki@cancer.org

New England Division

30 Speen Street, PO Box 9376, Framingham, MA 01701-9376 t) 508.270.4600 / 1.800.952.7430 f) 508.270.4699 tty) 866.228.4327  
Cancer Information 1.800.ACS.2345 www.cancer.org

## BOARD OF SELECTMEN

\* MINUTES \*

May 2, 2011

6:50p.m. A special meeting of the Board of Selectmen was convened by Chairman Moe Handel at the Newman Elementary School. Present were Mr. Jerry Wasserman, Mr. John Bulian, and Assistant Town Manager Christopher Coleman, and Town Manager Kate Fitzpatrick.

### ATM Article 10 – Needham Center Overlay District

**Motion: Mr. Matthews moved that the Board recommend that the subject matter of Article 10 be referred back to the Planning Board for further study. Mr. Wasserman seconded the motion. The motion carried 3 – 1 with Mr. Bulian voting in the negative.**

Mr. Healy arrived at the meeting at 7:00. Mr. Healy asked that the Board revote its position on Article 10.

**Motion: Mr. Wasserman moved reconsideration of the Board's position under Article 10. Mr. Healy seconded the motion. Unanimous: 5-0.**

**Motion: Mr. Matthews moved that the Board recommend that the subject matter of Article 10 be referred back to the Planning Board for further study. Mr. Wasserman seconded the motion. The motion carried 3 – 2 with Mr. Bulian and Mr. Healy voting in the negative.**

### ATM Article 12 – Two Family Dwellings

Mr. Wasserman briefly attended the Planning Board meeting and reported that the Planning Board and the proponent of the citizens' petition had reached agreement on a motion to amend.

**Motion: Mr. Bulian moved that the Board recommend adoption of Article 12 as amended. Mr. Matthews seconded the motion. Unanimous: 5-0.**

### ATM Article 12 – Farmers' Market

Mr. Wasserman discussed a motion to amend that the Planning Board proposed and the proponent supports.

**Motion: Mr. Wasserman moved that the Board support the motion to amend Article 12. Mr. Matthews seconded the motion. The motion carried 4 – 1 with Mr. Healy voting in the negative.**

STM Article 5 – General Fund Cash Capital

Ms. Fitzpatrick recommended that the Board vote to recommend adoption of Article 5 in the amount of \$80,000 as recommended to and supported by the Finance Committee.

**Motion: Mr. Wasserman moved that the Board of Selectmen recommend adoption of Article 5 as amended. The motion was carried by Mr. Handel. Unanimous: 5-0.**

STM Article 2 – Needham Business Center Zoning

Ms. Fitzpatrick recommended that the Board consider the article on Wednesday once the motion to amend is available.

Mr. Wasserman left the meeting to attend the Planning Board meeting.

**Motion: Mr. Matthews moved that the Board adjourn its meeting contemporaneously with the adjournment of Town Meeting. Mr. Bulian seconded the motion. Unanimous: 4-0.**

Note: The Annual Town Meeting adjourned for the evening at 11:15.

Town of Needham  
Water Sewer Billing System  
Adjustment Form

DEPARTMENT OF PUBLIC WORKS

TO: TOWN TREASURER AND COLLECTOR  
(cc: TOWN COMPTROLLER)

WHEREAS the appropriate divisions of the Department of Public Works have submitted to you the following commitment(s) on the dates listed below for the collection of water, sewer revenue and

WHEREAS certain inadvertent error(s) were made in said commitment(s), it is hereby requested that you abate these particular account(s) in the amount(s) stated below.

Water Sales: -\$105.75

Water Irrigation: \$0.00

Water Service: \$0.00

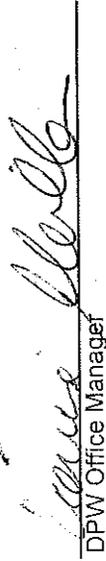
Sewer Sales: -\$2,105.80

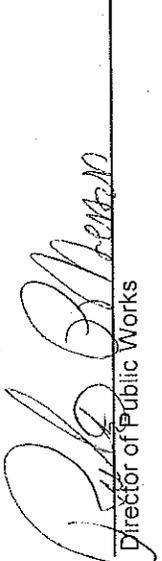
Transfer Station Charges: \$0.00

Total Abatement: -\$2,211.55

Order #: 1124

Read and Approved: 5/6/2011

  
DPW Office Manager

  
Director of Public Works

For the Board of Selectmen

Date: 5/10/2011

**Town of Needham  
Water Sewer Billing System  
Adjustment Form**

Prepared By:	Last Name	First Name	Customer ID#	Location ID#	Street Number	Street Name	Irrigation Water	Domestic Water	Sewer	Total	Reason	Corrected Last Read Y/N
	AJ REALTY TRUST		24855	21304	998	Great Plain Ave	\$0.00	\$0.00	-\$559.65	-\$559.65	Leak	n
	Sisserman	Steven	23981	18682	24	Cedar Springs Ln	\$0.00	\$0.00	-\$1,296.70	-\$1,296.70	Leak	n
PC	Oberg	Helena	19649	10778	41	Lee Rd	\$0.00	-\$105.75	-\$249.45	-\$355.20	COA	N

**Total: -\$2,211.55**

ALSO, LET THIS SERVE AS AUTHORIZATION TO ABATE ANY PENALTY OR INTEREST WHICH HAS ACCRUED DUE TO THE NON-PAYMENT OF AMOUNTS AS STATED ABOVE.

**Legend:**

- O.I. = O.I. reading slower than inside meter causing large bill when inside meter is read.
- O.E. Error = Over estimation was issued
- Leak = Leak in house or at spicket that caused loss of water, with proof of repair
- O.E. = High estimation of consumption to have customer respond to meter upgrade/exchange request
- TWN = Town Project caused damage to private property
- Equip = Equipment Malfunction
- Prog. = Meters programmed incorrectly causing reading to be transferred incorrectly to billing system
- UEW = Unexplained for water lost
- P.F. = Pool Fill
- Meter = Meters Crossed or entered into system incorrectly
- Billing = Steps were charged incorrectly
- COA = Council On Aging