



**SELECTBOARD**  
**TOWN OF WESTHAMPTON**  
**TOWN HALL**  
**1 SOUTH ROAD**  
**WESTHAMPTON, MASSACHUSETTS 01027**

Selectboard minutes of August 21, 2017

The meeting convened at 7:00 p.m.

Present were Jim Huston, Phil Dowling and Art Pichette. Also present were Steve Holt, Ginny Curtis, Wayne Parks, and Dave Moran. Minutes were taken by Cheryl Provost.

Warrants were signed for:      Payroll: \$65,814.90  
   Vendor: \$326,163.10

Minutes of August 7 were approved.

- Outlook Farm pouring permit:  
Signed the application from Jeffrey and Brad Morse for a Farmer Series Pouring Permit with no changes to the conditions voted on May 1.
- Campground updates:  
Art reported he spent more time at the site and with the Assessors. He is close to completing the map of the campground.
- 0 Main Road junkyard:  
No updates available. The Board of Health and Fire Department will be notified to follow up on the August 20 order of compliance within their respective jurisdiction.
- Unregistered vehicle violations:  
John Zimmerman was not present to provide updates.
- Eversource pole hearing:  
The hearing opened at 7:30. Present from Eversource was Tyler Nelson-Yarrows. David Blakesley had reviewed the site with Mr. Nelson-Yarrows and reported it causes no issues for the town. Reviewed the map and request. No one present made any objections.  
On a motion, voted 3-0 to approve 1 solely owned pole (19/31m) on the westerly side of Mine Road beginning approximately 3600 feet southeasterly of the centerline of Main Road.
- 109 Northwest Road update:  
Wayne Parks provided an update to the actions of the Zoning Board of Appeals regarding the building permit issued for 109 Northwest Road. The hearing was continued on August 2 and the board determined the permit was erroneously issued by the former Building Inspector. The current Building Inspector submitted a written request seeking authorization from the Selectboard to waive the fee of another building permit. He also sought authorization to seek

counsel opinion as to the consequences of allowing the delivery of the structure. The Selectboard voted to authorize the Building Inspector permission to seek counsel opinion. They voted to decline to waive the permit fee until the time comes for its issuance. Wayne believed the requests were out of order as the applicant has not submitted a site plan, which is required for a special permit. Therefore, no permit may be issued. Discussions ensued regarding whether or not the Building Inspector ordered a cease and desist by way of the ZBA's finding but it was unclear if the Building Inspector was notified of it. Wayne agreed to give him a copy and the Town Clerk emailed a copy following this discussion. After receiving Wayne's input and reviewing the ZBA's decision, the board withdrew their vote to authorize the Building Inspector to seek counsel opinion.

- Administrative Assistant updates:
  - submitted report for August 8 through August 21 and the schedule for August 22 through September 5.
  - attended the Annual Mass. Treasurers/Collectors School at UMass August 15 through August 17. Workshops taken included Municipal Finance Law, Capital Planning and Budgeting, Municipal Accounting Practices, and Health Insurance Benefits.
  - no office hours Thursday, August 24 through Wednesday, August 30.
- The Selectboard voted by roll call, 3-0 to enter into Executive Session at 8:00p.m., as the Chair declared that discussion in a public meeting may have detrimental effect on the town's litigating position with respect to:  
Athanasiou v. Town of Westhampton, Appeals Court, 2015-P-0894-discussion of litigation strategy to pending appeal at Massachusetts Appeals Court.

Open session will continue following executive session.

Adjourned Executive Session and returned to Open Session at 8:08 p.m.

- The next Selectboard meetings will be 7:00 p.m. Tuesday, September 5 and 7:00 p.m. September 18.
- Documents submitted:
  - Eversource petition for Pole and Wire Location and Order For Pole Locations
  - Chapter 90 Payment Request
  - Application to the ABCC
  - Zoning Board of Appeals decision on August 9 regarding 109 Northwest Road
- Documents signed:
  - Chapter 90 Payment Request in the amount of \$55,508.79 for materials/trucking and street sweeping, for various roads.
  - Eversource Order for Pole Location 1 solely owned pole (19/31m) on the westerly side of Mine Road beginning approximately 3600 feet southeasterly of the centerline of main Road.
  - Application to the ABCC for a Farmer Series Pouring Permit to be issued to Jeffrey and Bradford Morse for use at Outlook Farm located at 136 Main Road.

Adjourned meeting at 8:10 p.m.

Approve:

  
James Huston, Chair

  
Philip Dowling

  
Arthur Pichette