

SELECTMEN'S MEETING  
Monday, November 4, 2013  
Selectmen Meeting Room  
6:30 p.m.

**AGENDA**

- 6:30 p.m. PUBLIC COMMENT (10 min.)**
- 6:40 p.m. SELECTMEN CONCERNS AND LIAISON REPORTS (5 min.)**
- 6:45 p.m. TOWN MANAGER REPORT (5 min.)**
- 6:50 p.m. ITEMS FOR INDIVIDUAL CONSIDERATION**
1. Request for Support or Non-Opposition Letter for The Foundation for Mass Relief, Inc. Intent to Continue Process for Marijuana Dispensary (5 min.)
  2. Special Town Meeting – Article Positions (5 min.)
  3. Selectmen Committee Reappointments/Appointments (5 min.)
  4. Discussion of HATS Comments on Jet Aviation Project (5 min.)
- 7:05 p.m. CONSENT (5 min.)**
1. Water and Sewer Commitments and Adjustments
  2. Approve Bikeway Plowing Signage on Bikeway
  3. Approve One-Day Liquor License – Community Outreach Group
  4. Proclaim November as Pancreatic Cancer Awareness Month and Sign Proclamation
- 7:10 p.m. EXECUTIVE SESSION (15 min.)**
1. Exemption 3: Estabrook PCB Litigation
- 7:25 p.m. ADJOURN**

The next regular meeting of the Board of Selectmen is scheduled for Monday, November 18, 2013 at 7:00 p.m. in the Selectmen Meeting Room, Town Office Building, 1625 Massachusetts Avenue.

# AGENDA ITEM SUMMARY

## LEXINGTON BOARD OF SELECTMEN MEETING

**DATE:** 11/4/13

**STAFF:** Lynne Pease

**ITEM NUMBER:** I.1

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**SUBJECT:**

Request for Support or Non-Opposition Letter for The Foundation for Mass Relief, Inc. Intent to Continue Process for Marijuana Dispensary

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**EXECUTIVE SUMMARY:**

Ethan Handwerker will be at your meeting to request a letter to include in his Phase 2 application for a Registered Marijuana Dispensary in Lexington.

See attached information.

**FINANCIAL IMPACT:**

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**RECOMMENDATION / SUGGESTED MOTION:**

Motion to (support) (not oppose) (not support) providing a letter to The Foundation for Mass Relief, Inc. to include in their Phase 2 application for a marijuana dispensary.

**STAFF FOLLOW-UP:**

Selectmen's Office

**Lynne Pease**

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**From:** Mass Relief Foundation [REDACTED]  
**Sent:** Friday, November 01, 2013 8:11 AM  
**To:** Lynne Pease  
**Cc:** selectmen's  
**Subject:** Selectmen's packet inclusion request

November 1, 2013

Deborah N. Mauger, Chair  
Board of Selectmen  
Town of Lexington  
1625 Massachusetts Avenue  
Lexington, MA 02420

Re: Request for Letter of Support or Non-Opposition for The Foundation for Mass Relief Inc.'s Phase 2 RMD Application

Dear Ms. Mauger:

The Foundation for Mass Relief Inc. kindly requests a letter of support (or letter of non-opposition) from the Lexington Board of Selectmen, the Lexington Town Manager, and the Lexington Board of Health for its November 21, 2013 Phase 2 application for a certificate to operate a Registered Marijuana Dispensary (RMD) in the Town of Lexington. The certificate may be issued provisionally before final inspections by Massachusetts Department of Public Health, pursuant to Chapter 369 of the Acts of 2012, as codified in regulations 105 CMR 725.

With headquarters in the Town of Lexington, The Foundation began in 2013 by Lexington resident Ethan Handwerker, a 1996 graduate of Lexington High School. He holds a Master of Science as well as a Master of Business Administration from the Manning School of Business at the University of Massachusetts Lowell. He completed his Bachelor of Arts degree in economics from the University of Massachusetts Amherst. A Quality Assurance Automation Engineer by profession, he has broad experience across industries as diverse as real estate and personal property taxes, litigation document processing compliance, performance computing and networking technologies, and deregulated energy trading. He also promotes healthy lifestyles locally as a certified personal fitness trainer and group fitness instructor.

The Foundation for Mass Relief Inc. seeks to serve and benefit the Town of Lexington, surrounding communities, and Commonwealth of Massachusetts at large by providing greatly needed products and services for patients with debilitating medical conditions, their caregivers, and their families. We are intent on promoting economic growth, and creating both manufacturing and service employment opportunities for qualified residents job-seekers. We'll be increasing the local tax revenue base while preserving the distinguished character and strong goodwill of our beloved historic town.

Safety is of paramount concern to our patients and the community. Quality assurance processes of the highest standards will be employed through all product lifecycles. Likewise, by taking proactive steps to keep all unauthorized persons from restricted areas, we will exceed state mandated minimum security requirements, building state-of-the-art facilities, which will include 24/7 electronic security, alarms, and video recording, as well as secured electronic access and tracking of facilities, inventories, and employees on-site. Additional protective measures employed will deter theft and reduce diversion of

medications both during and after the sale to registered patients and their caregivers. We will continue to work diligently within the complex regulatory framework to protect patient privacy while making sure safety risks are mitigated to the greatest extent possible.

We are working closely with the board of health to ensure compliance with all of their rules and regulations. We affirm the importance of promoting education meant to increase awareness of potentially harmful substance abuses by our youth. Properly instructing patients and caregivers on both their rights and responsibilities is the only ethical way to operate, and the only way in which we will operate.

We are actively engaged in community wide learning. Assisting in the development and dissemination of resources to increase patient, caregiver, and community understanding of potential therapeutic benefits and limitations is a big part of who we are. As a not-for-profit entity, it's imperative that we introduce and advance the industry's best practices regarding innovative approaches to healthcare administration and organizational learning.

With the support of the Town of Lexington's leadership, our organization can achieve its goals in serving community needs, while creating good jobs and ensuring local safety. We kindly ask for your letter of support or non-opposition in advance our Phase 2 RMD application to the Massachusetts Department of Public Health. Thank you for your time and consideration.

Sincerely and Respectfully,

Ethan Handwerker, President  
The Foundation for Mass Relief Inc.

  
17 Pine Knoll Road  
Lexington, MA 02420-1206

September 25, 2013

Board of Selectmen  
Town of Lexington  
1625 Massachusetts Avenue  
Lexington, MA 02420

Re: Phase 1 Request for Approval Proceeding to Phase 2 of the RMD Application Process

Dear Ms. Mauger et al.:

This letter is to notify you pursuant to 105 CMR 725.100(B)(2) that The Foundation for Mass Relief Inc. intends to participate in Phase 2 of the application process for a Certificate of Registration to Operate a Registered Marijuana Dispensary (RMD) in the Commonwealth of Massachusetts. Furthermore, the proposed RMD may be sited in the Town of Lexington, as described in The Foundation for Mass Relief Inc.'s Phase 1 response to the Massachusetts Department of Public Health (DPH) NOA 401620 – Request for Approval to Apply for a Certificate of Registration to Operate a Registered Marijuana Dispensary.

Please find an enclosed copy of our invitation to proceed to Phase 2 of the application process. The letter dated September 23, 2013 was sent by the DPH's Bureau of Health Care Safety and Quality Director, Ms. Madeleine Biondolillo, MD.

This notification and enclosed invitation copy are also being sent to the Lexington Town Manager, the Lexington Chief of Police, and the Sheriff of Middlesex County. Similarly, messages to immediately notify you as well as the aforementioned parties of The Foundation for Mass Relief Inc.'s ability and intent to proceed to Phase 2 were made immediately upon receipt of the invitation on September 24, 2013.

If you have any questions, comments, or concerns, please do not hesitate to contact The Foundation for Mass Relief Inc. at the number or addresses listed below.

Sincerely and Respectfully,

The Foundation for Mass Relief Inc.

By

Ethan Handwerker, President

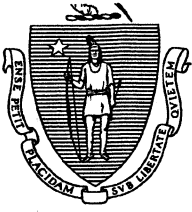
*The Foundation for Mass Relief Inc.*

*BY*

*Ethan Handwerker, President*

[REDACTED]  
17 Pine Knoll Road  
Lexington, MA 02420-1206

Enclosure: Invitation to Phase 2



The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Department of Public Health  
Bureau of Health Care Safety and Quality  
99 Chauncy Street, 11<sup>th</sup> Floor Boston, MA 02111

DEVAL L. PATRICK  
GOVERNOR

JOHN W. POLANOWICZ  
SECRETARY

CHERYL BARTLETT, RN  
COMMISSIONER

Tel: 617-753-8000  
[www.mass.gov/dph](http://www.mass.gov/dph)

September 23, 2013

Mr. Ethan Handwerker  
The Foundation for Mass Relief, Inc.  
17 Pine Knoll Road  
Lexington, MA 02420

Re: Notice of Application Response 401620 – Phase 1 Request for Approval to Apply for a Certificate of Registration to Operate a Registered Marijuana Dispensary

Dear Mr. Handwerker:

This letter is to inform you that your application in response to the *Notice of Application Opportunity for Entities Seeking to be a Registered Marijuana Dispensary in Massachusetts* satisfies the criteria in 105 CMR 725.100(B)(1). The Massachusetts Department of Public Health is pleased to inform you that you may proceed to Phase 2 of the application process.

Each application was assigned a number by the Department. The number for this application is 30. Please use this number to locate your application on Comm-PASS.

Pursuant to 105 CMR 725.100(B)(2), should you intend to participate in Phase 2, you must immediately notify the chief administrative officer, or equivalent, and chief of police, or equivalent, of the proposed city or town in which your RMD would be sited, if applicable, and the sheriff of the applicable county, of the intent to submit a Phase 2 application. Failure to notify these parties as required will result in the denial of your Phase 2 application.

The Phase 2 application will be posted on Comm-PASS in the coming weeks. Please regularly check [www.mass.gov/medicalmarijuana](http://www.mass.gov/medicalmarijuana) for updates on the application process.

Also note that there will be an Applicants' Informational Meeting on Thursday, October 10, at 1 p.m. at the Holiday Inn, 30 Washington Street in Somerville. At the meeting, DPH officials will address questions on the Phase 2 application process.

Should you have any questions, please contact the Department at [RMDapplication@state.ma.us](mailto:RMDapplication@state.ma.us).

Sincerely,

A handwritten signature in cursive script that reads "Madeleine Biondolillo" followed by a small mark.

Madeleine Biondolillo, MD  
Director, Bureau of Health Care Safety and Quality

# AGENDA ITEM SUMMARY

## LEXINGTON BOARD OF SELECTMEN MEETING

**DATE:** 11/4/13

**STAFF:** Lynne Pease

**ITEM NUMBER:** I.2

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**SUBJECT:**

Special Town Meeting - Article Positions

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**EXECUTIVE SUMMARY:**

This item is available in case there is any discussion needed on the articles for Special Town Meeting.

Mr. Addelson will discuss recommendations on appropriating to the CPA unbudgeted reserve account the additional funds we are expecting from the State.

See attached proposed supplemental appropriation for Article 2(d) and the draft motions.

**FINANCIAL IMPACT:**

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**RECOMMENDATION / SUGGESTED MOTION:**

**STAFF FOLLOW-UP:**

Selectmen's Office

**PROPOSED SUPPLEMENTAL APPROPRIATION - ARTICLE 2(d):  
NOVEMBER 2013 STM**

State Distribution Estimate used at 2013 ATM	\$	961,957
Revised State Distribution Estimate	\$	<u>1,786,230</u>
Estimated Increase	\$	824,273
10% of Estimated State Distribution Increase	\$	82,427
		<u>x 3</u>
	\$	247,282
Residual Balance into Unbudgeted Reserve	\$	576,991

Description	From	To	Change
For the acquisition, creation, and preservation of open space excluding land for recreational use	\$ 466,996	\$ 549,423	\$ 82,427
For the acquisition, creation, preservation, rehabilitation and restoration of historic resources	\$ 466,996	\$ 549,423	\$ 82,427
For the creation, preservation and support of community housing	\$ 466,996	\$ 549,423	\$ 82,427
Unbudgeted Reserve	\$ 3,268,970	\$ 3,845,961	\$ 576,991



**TOWN OF LEXINGTON  
MOTIONS**

**2013 Special Town Meeting  
(Articles 1-5)  
(November 4, 2013)**

**Article 1      REPORTS OF COMMITTEES**

- a.      Report of the Town Manager  
MOTION:      That the report of the Town Manager be received and placed on file.
  
- b.      Report of the School Committee  
MOTION:      That the report of the School Committee be received and placed on file.
  
- c.      Report of the Appropriation Committee  
MOTION:      That the report of the Appropriation Committee be received and placed on file.
  
- d.      Report of the Capital Expenditures Committee  
MOTION:      That the report of the Capital Expenditures Committee be received and placed on file.  
(11/4/13)

**Article 2      AMEND FY 2014 OPERATING, ENTERPRISE FUND AND COMMUNITY PRESERVATION BUDGETS**

- MOTION:      a) That the appropriations for FY2014 authorized under Article 4 of the 2013 Annual Town Meeting be amended as follows and that said amounts be raised in the tax levy:

<b>Line Item</b>	<b>Description</b>	<b>From</b>	<b>To</b>
1100	Lexington Public Schools	\$81,313,963	\$81,400,507
8400	Financial Personal Services	\$ 1,263,064	\$ 1,223,064
8400	Finance Expenses	\$ 438,945	\$ 478,945
8500	Town Clerk Personal Services	\$ 310,955	\$ 340,255
8500	Town Clerk Expenses	\$ 128,775	\$ 153,975

- b) That the appropriations for FY2014 authorized under Article 5(a) of the 2013 Annual Town Meeting for the current fiscal year's water enterprise fund be amended as follows:

<b>Description</b>	<b>From</b>	<b>To</b>
MWRA Assessment	\$ 5,565,492	\$ 5,555,055

and that the \$300,000 of water fund retained earnings appropriated at the 2013 Annual Town Meeting to support the FY2014 water enterprise fund budget be supplemented with an additional appropriation of \$200,000 of water fund retained earnings.

- c) That the appropriations for FY2014 authorized under Article 5(b) of the 2013 Annual Town Meeting for the current fiscal year's wastewater enterprise fund be amended as follows:

Description	From	To
MWRA Assessment	\$ 7,039,266	\$ 7,014,300

- d) That, in accordance with the recommendation of the Community Preservation Committee, the Town amend the amounts reserved for appropriation, as approved under Article 8 of the 2013 Annual Town Meeting, from revised estimated receipts, as follows:

Description	From	To
For the acquisition, creation and preservation of open space excluding land for recreational use	\$ 466,996	\$ 549,423
For the acquisition, creation, preservation, rehabilitation and restoration of historic resources	\$ 466,996	\$ 549,423
For the creation, preservation and support of community housing	\$ 466,996	\$ 549,423
Unbudgeted Reserve	\$ 3,268,970	\$ 3,845,961

(11/4/13)

**Article 3 ESTABLISH AND APPROPRIATE TO AND FROM SPECIFIED STABILIZATION FUNDS**

- MOTION:
- a) That \$1,799,240 be appropriated to the Capital Project/Debt Service Reserve/Building Renewal Stabilization Fund, and to meet this appropriation \$1,799,240 be raised in the tax levy.
  - b) That \$11,632 be appropriated to the Transportation Demand Management/Public Transportation Stabilization Fund, and to meet this appropriation \$11,632 be transferred from the TDM special revenue account.
  - c) That \$28,500 be appropriated to the Traffic Mitigation Stabilization Fund, and to meet this appropriation \$28,500 be transferred from the TDM special revenue account..

(11/4/13)

**Article 4 APPROPRIATE FOR MODULAR CLASSROOMS AT THE HIGH SCHOOL**

MOTION: That \$7,700,000 be appropriated for the purchase and installation of modular classrooms at the High School and all incidental costs related thereto, and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$7,700,000 under M.G.L. Chapter 44, Section 7(9), or any other enabling authority.

(11/4/13)

**Article 5 APPROPRIATE FOR RENOVATIONS TO BUILDINGS TO BE ACQUIRED AT 39 MARRETT ROAD**

MOTION: That \$3,169,000 be appropriated for design, engineering and remodeling, reconstructing and making extraordinary repairs to buildings at 39 Marrett Road to be acquired by the town and that to meet this appropriation \$602,756 be appropriated from the Historic Resources Reserve of the Community Preservation Fund, \$1,984,118 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund, \$259,310 be appropriated from Undesignated Fund Balance of the Community Preservation Fund, and \$322,816 be appropriated from the General Fund Unreserved Fund Balance.

(11/4/13)

# AGENDA ITEM SUMMARY

## LEXINGTON BOARD OF SELECTMEN MEETING

**DATE:** 11/4/13

**STAFF:** Lynne Pease

**ITEM NUMBER:** I.3

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**SUBJECT:**

Selectmen Appointments/Reappointments

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**EXECUTIVE SUMMARY:**

See attached list. Appointments/Reappointments are requested for the Council for the Arts, Housing Partnership Board and Town Celebrations Subcommittee.

If you have any questions on this appointment/reappointment, please let me know.

**FINANCIAL IMPACT:**

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**RECOMMENDATION / SUGGESTED MOTION:**

Motion to appoint Jessie Steigerwald to the Council for the Arts for a term to expire September 30, 2016.

Motion to reappoint Harriet Cohen, Mary Haskell, Carol Ann Marine and Robert Pressman to the Housing Partnership Board for a term to expire September 30, 2016.

Motion to appoint Tanya Morrisett and Carol Flynn to the Town Celebrations Subcommittee for terms to expire June 30, 2014.

**STAFF FOLLOW-UP:**

Selectmen's Office

## Committee Members with Terms Expiring - 2013

Term Expires	Service Start	Recommendation
<b>2020 Vision Committee</b>	up to 20, including 3 elected Boards, 3 year term staggered	
9/2013 (up to 11) vacancies		
<b>Bicycle Advisory Committee</b>	13 Members, 3 Year Term (9 citizens plus Sel, PB, CC and Recreation), Sept. 30, staggered	
9/2013 (0) vacancies		
<b>Board of Appeals Associates</b>	6 Members, 1 Year Term, Sept. 30	
9/2013 (1) vacancies		
<b>Center Committee</b>	11 Members, 3 Year Staggered Term, Sept. 30	
9/2013 (2) vacancy		
<b>Communications Advisory Committee</b>	11 Members, 3 Year Term, Sept. 30	
9/2013 (1) vacancy		
<b>Condo Conversion Board</b>	5 Members, 3 Year Term, Sept. 30	
9/2013 (2) vacancy		
<b>Council for the Arts</b>	11 Members, 3 Year Term, Sept. 30, 2 3-year term max, 1 year off between	
9/2013 (2) vacancy		appoint Jessie Steigerwald
<b>Design Advisory Committee</b>	9 Members, 1 Year Term, Sept. 30	
9/2013 (2) vacancy		
<b>Economic Development Advisory Committee</b>	11 members, 3 year term, September 30	
9/2013 (0) vacancies		
<b>Energy Conservation Committee</b>	9 members, Sept. 30	
9/2013 (1) vacancy		
<b>Greenways Corridor Committee</b>	9 members, 3 year staggered, Sept. 30	
9/2013 (0) vacancies		

Term Expires		Service Start		Recommendation
<b>Historic Districts Commission</b>				5 Members, 5 Year Term, Jan. 1, 2 Term Limit
12/2013	Warshawer	Robert D.	12/2008	yes - sent letter to Arts/Crafts asking for nomination
<b>Historic Districts Commission Associates</b>				4 Members, 5 Year Term, Jan. 1
12/2013	Oldenburg	Carl C.	8/2005	term limit - sent letter to Library asking for 2 nominations
<b>Housing Partnership Board</b>				3 Year term, 15 Voting Members, 3 Liaisons (Selectmen appoint 12; designated 3 for LexHAB, Hous. Auth. & PB)
9/2013	(0) vacancy			
9/2013	Cohen	Harriet	member	12/2003 reappoint
9/2013	Haskell	Mary S.	member	12/2003 reappoint
9/2013	Marine	Carol Ann	Secretary	9/2009 reappoint
9/2013	Pressman	Robert	member	12/2012 reappoint
<b>Human Rights Committee</b>				9 members including school, police and senior staff, Liaisons for School and BOS, 3-year staggered term, September 30
9/2013	(1) Vacancy			
<b>Human Services Committee</b>				8 Members, 3 Year Term - staggered, Sept. 30
9/2013	(3) vacancy			
<b>Noise Advisory Committee</b>				5 Members, 3-year staggered term; Liaisons from BOS, PB BoH, HATS Env. Subc and Chamber
9/2013	(4) vacancies		1/2004	
<b>Sidewalk Committee</b>				7 members, 3 year term
9/2013	(1) vacancies			
<b>Sustainable Lexington Committee</b>				7 Members, 3 year staggered, Sept 30
9/2013	(up to 0) vacancy			
<b>Tourism Committee</b>				7 to 12 members, one year term, Sept. 30
9/2013	(up to 5) vacancies			
9/2013	Shaw	James	9/2010	

Term Expires	Service Start	Recommendation
<b>Town Celebrations Subcommittee</b>	up to 15 Members, 1 Year Term, June 30	
6/2013 (up to 11 vacancies)		appoint Tanya Morrisett and Carol Flynn
<b>Town Report Committee</b>	9 Members, 1 Year Term, Sept. 30	
9/2013 (5) vacancies		
<b>Transportation Advisory Committee</b>	7 Members, 3 Year Term, Sept. 30	
9/2013 (0) vacancies		
<b>Water and Sewer Abatement Board</b>	3 members, 3-year term staggered	
9/2013 (0) vacancy		

# AGENDA ITEM SUMMARY

## LEXINGTON BOARD OF SELECTMEN MEETING

**DATE:**

November 4, 2013

**STAFF:**

Lynne Pease

**ITEM NUMBER:**

I.4

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**SUBJECT:**

Discussion of HATS Comments on Jet Aviation Project

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**EXECUTIVE SUMMARY:**

For a brief discussion - attached is a letter from Jet Aviation regarding a comment period on the Jet Aviation Environmental Assessment Safety and Efficiency Improvements Project. Also attached is a proposed letter from HATS commenting on the project and an email from Jeanne Krieger, Chair of HFAC, with some suggests for comments that should be included in the letter.

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**FINANCIAL IMPACT:**

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**RECOMMENDATION / SUGGESTED MOTION:**

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**STAFF FOLLOW-UP:**

TMO and DPW



**JET AVIATION**  
A GENERAL DYNAMICS COMPANY

**Notice of Availability of Environmental Assessment  
Extension of Public Comment Period**

**Jet Aviation Environmental Assessment  
Site Safety and Efficiency Improvements Project  
Please respond by Monday, November 18, 2013**

Jet Aviation is a Fixed Based Operator (FBO) located at L.G. Hanscom Field (BED) that handles a range of needs for based and transient aircraft, their operators and their passengers. Jet Aviation is proposing facility improvements in order to improve the safety and efficiency of their operations; these actions would cause the Massachusetts Port Authority (Massport) and FAA to modify the existing Hanscom Field Airport Layout Plan (ALP). The existing Jet Aviation facilities are unable to safely accommodate newer aircraft that occupy a larger footprint than the existing fleet. In order to hangar larger aircraft and limit taxiing and re-positioning of all existing aircraft, Jet Aviation is proposing replacement of Hangar 17 with a new, 40,000 sf Hangar. This project will include 16,000 sf office/shop space; other project components include a 12,000 sf FBO facility, approximately 94,000 sf of ramp areas, a landside access road, and replacement automobile parking. The new hangar would be connected to the existing ramp via new ramp space. Hangar 17, 21,315 sf in size, was constructed in 1945 and is inefficient, outdated and undersized for newer aircraft.

In accordance with the National Environmental Policy Act (NEPA), Jet Aviation has prepared an Environmental Assessment (EA) to disclose the potential human and environmental effects of this proposed action. The public and/or interested parties are hereby invited to comment on the proposed Site Safety and Efficiency Improvements Project EA. Your comments will be considered by FAA in their review of the EA.

The EA is available for public review at The Town of Lincoln Town Office at 16 Lincoln Road, at the FAA New England Regional Office at 12 New England Executive Park, Burlington, MA and on the Massport website at [www.massport.com](http://www.massport.com). You may request a digital copy of the document via a CD, or have a paper copy be mailed to you by contacting Kimberly Peace at (603) 669-5555 ext. 151 or email at [kpeace@hoyletanner.com](mailto:kpeace@hoyletanner.com).

Your comments may be provided orally or in writing (phone, facsimile, mail, or email), and should be received no later than Monday, November 18, 2013. **This is an extension of the original end of the comment period on November 1, 2013, to allow for all interested parties to have adequate time to comment.** Please make your comments as specific as possible as they relate to the proposed action, and include your name, address, and if possible, telephone number and email address. All comments should be sent to the following: via mail, Kimberly Peace, Hoyle, Tanner & Associates, Inc., 150 Dow Street, Manchester, NH, 03101, via phone at (603) 669-5555 ext. 151 or email at [kpeace@hoyletanner.com](mailto:kpeace@hoyletanner.com). You may also submit comments directly to Mr. Richard Doucette, Environmental Program Manager, Federal Aviation Administration (FAA) New England Region, via email, [richard.doucette@faa.gov](mailto:richard.doucette@faa.gov), or phone: (781) 238-7613.



Ms. Kimberly Peace  
Hoyle, Tanner & Associates, Inc.  
150 Dow Street  
Manchester, NH 03101

Re: Jet Aviation Draft Environmental Assessment  
Hoyle, Tanner Project Number: 304903

Dear Ms. Peace:

This letter is sent from the Hanscom Area Towns Committee (HATS) with the endorsement of the Boards of Selectmen of the four towns: Bedford, Concord, Lexington, and Lincoln, Massachusetts.

Thank you for the opportunity to comment on the Draft Environmental Assessment for the Jet Aviation Site Safety and Efficiency Improvements Project. The HATS communities support a sustainable Hanscom and applaud the decision to pursue LEED certification for the building expansion. However the overall plan calls for modifying the existing Hanscom Field Airport Layout Plan (ALP), while the stated purpose of the Jet Aviation facility improvements is "to improve the safety and efficiency of their operations". The action of expanding the airport's footprint has been consistently opposed by the HATS communities since 1997.

The HATS communities continue to be concerned about proposals for incremental development lacking a "roadmap" for an integrated, long-term comprehensive regional transportation plan that includes air, road, and rail modalities and assesses the capacity of the environment to absorb the effects of the proposed development. Without such a plan, the cumulative impact of increased "ad-hoc" development on the Massport property on the Minute Man National Historic Park, Great Meadows Wildlife Refuge, and the hundreds of other historic & natural resources cannot be adequately evaluated.

Therefore the HATS communities oppose the expansion of the ALP and respectfully request that Jet Aviation's proposed development:

1. Identify anticipated additional aviation traffic due to these proposed improvements,
2. Propose an alternative improvement plan that will not require modifications to the existing Hanscom ALP,
3. Confirm that the improvements will be presented for review by the Lincoln Conservation Committee especially with regard to the wetlands and wetland buffer areas and stormwater retention,
4. Propose an alternative improvement plan that will not encroach on areas that are currently unbuilt today (green space),
5. Propose an alternative improvement plan that evaluates structured parking in an effort to decrease the footprint of pervious pavement on the site.

Sincerely,

Michael Rosenberg, Chair, HATS

## Lynne Pease

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**From:** Debmauger@aol.com  
**Sent:** Thursday, October 31, 2013 2:22 PM  
**To:** Lynne Pease  
**Subject:** Fwd: HATS Letter re Jet Aviation EA

This is an FYI in the package from Jeanne.  
Deb

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Subj: HATS Letter re Jet Aviation EA

Deb,

Please consider including in the HATS letter regarding the Jet Aviation environmental assessment language to the effect

No expansion of operations, infrastructure, or airport footprint at Hanscom until

a regional transportation plan is in place that will permanently protect the

historic communities and the surrounding natural resources from any further aviation related environmental impacts.

This has long been the position of HATS and one that we've expressed every time we've been confronted with a proposal for expansion at Hanscom. It's a position that's been endorsed by our Congressional delegation (although I don't know about Kathryn Clark) and our state house delegation. Letters like this may be quoted and used by them in response to future requests for action, eg in the event of Base closure. It's important that the HATS communities take every opportunity to be on record as opposed to expansion of the Airport Layout Plan as it directly contradicts the limits to growth the Towns have been calling on for decades.

Thanks

Jeanne

# AGENDA ITEM SUMMARY

## LEXINGTON BOARD OF SELECTMEN MEETING

**DATE:**

November 4, 2013

**STAFF:**

David Pinsonneault, Acting Director

**ITEM NUMBER:**

Consent

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**SUBJECT:**

Commitments of Water and Sewer Charges

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**EXECUTIVE SUMMARY:**

Commitment of Water/Sewer charges Section 1 Sept 2013	\$2,323,404.13
Commitment of Water/Sewer charges Section 2 Oct 2013	\$2,584,783.22

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**FINANCIAL IMPACT:**

Allows the reconciliation with the General Ledger.

*Coordinated  
with Finance Dept.*

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**RECOMMENDATION / SUGGESTED MOTION:**

Motion to approve the Water and Sewer commitments and adjustments as noted above.

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**STAFF FOLLOW-UP:**

Revenue Officer



Department of Public Works  
Town of Lexington  
Water and Sewer Enterprise Funds  
FISCAL YEAR 2014

COMMITMENT FA0114	SECTION 1	GRAND TOTALS
	SEPTEMBER 2013	
WATER	\$984,258.71	\$984,258.71
SEWER	\$1,339,145.42	\$1,339,145.42
TOTAL:	<u>\$2,323,404.13</u>	<u>\$2,323,404.13</u>

To the Collector of Revenue for the Town of Lexington:

You are hereby authorized and required to levy and collect of the persons named in the list of water/sewer charges herewith committed to you and each one of his/her respective portion herein set down of the sum total of such list. Said sum being:

*Two million, three hundred twenty-three thousand, four hundred four dollars and 13/100*

And pay the same into the treasury of the Town of Lexington and to exercise the powers conferred by law in regard thereto.

*ACTING*   
\_\_\_\_\_  
DIRECTOR OF PUBLIC WORKS

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BOARD OF SELECTMEN

11/04/13

Treasurer/Collector; Director Public Works, Water/Sewer Billing



Department of Public Works  
Town of Lexington  
Water and Sewer Enterprise Funds  
FISCAL YEAR 2014

COMMITMENT SP0213	SECTION 2	GRAND TOTALS
	OCTOBER 2013	
WATER	\$1,233,270.42	\$1,233,270.42
SEWER	\$1,351,512.80	\$1,351,512.80
TOTAL:	<u>\$2,584,783.22</u>	<u>\$2,584,783.22</u>

To the Collector of Revenue for the Town of Lexington:

You are hereby authorized and required to levy and collect of the persons named in the list of water/sewer charges herewith committed to you and each one of his/her respective portion herein set down of the sum total of such list. Said sum being:

*Two million, five hundred eighty-four thousand, seven hundred eighty-three dollars and 22/00*

And pay the same into the treasury of the Town of Lexington and to exercise the powers conferred by law in regard thereto.

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ACTING 

DIRECTOR OF PUBLIC WORKS

BOARD OF SELECTMEN

11/04/13

Treasurer/Collector; Director Public Works, Water/Sewer Billing

# AGENDA ITEM SUMMARY

## LEXINGTON BOARD OF SELECTMEN MEETING

**DATE:** 11/4/13

**STAFF:** Lynne Pease

**ITEM NUMBER:** C.2-5

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**SUBJECT:**

Consent Agenda

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**EXECUTIVE SUMMARY:**

2. Approve request of the Bicycle Advisory Committee to place up to ten 2-sided signs (27x18) on the Bikeway until the end of March to publicize how to make contributions to plow the bikeway.
3. Approve a one-day liquor license for the Community Outreach Group to serve beer and wine at the Annual Designers Celebration at the Depot Building on Friday, November 8, 2013, from 5:30 p.m. to 9:00 p.m.
4. Approve a one-day liquor license for St. Brigid Church to serve beer and wine at the Youth Scholarship Fundraiser at St. Brigid Church on Friday, November 8, 2013 from 7:00 p.m. to 11:00 p.m.
5. Proclaim November as Pancreatic Cancer Awareness Month and sign a proclamation urging all citizens of the community to join in supporting the Pancreatic Cancer Action Network and its affiliates to help find a cure for Pancreatic Cancer.

See attached information for all of the above items.

**FINANCIAL IMPACT:**

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**RECOMMENDATION / SUGGESTED MOTION:**

Motion to approve the Consent Agenda.

**STAFF FOLLOW-UP:**

Selectmen's Office



Dear Board of Selectmen:

As your constituent, I am writing on behalf of the Pancreatic Cancer Action Network and the estimated 38,460 Americans who will die of pancreatic cancer in 2013, approximately 910 of whom live in Massachusetts. In 2013, pancreatic cancer will afflict more than 45,220 Americans, 73% of whom will die within one year of their diagnosis, and 94% of whom will die within five years of diagnosis.

In 2009 I lost my brother to the disease and I decided to volunteer to help families and patients. Since then we have made progress – last year we passed the ‘Recalcitrant Cancer Research Act’ that will focus on Pancreatic Cancer. But there is lot to be done. This year we lost Judy Pearson, who worked in the Facilities department and who many of you met last year.

To date, pancreatic cancer is the fourth leading cause of cancer death in the United States, and it is the only major cancer with a five-year relative survival rate in the single digits at just six percent. Furthermore, the incidence and death rate for pancreatic cancer are increasing, and pancreatic cancer is anticipated to move from the fourth to the second leading cause of cancer death in the U.S. by 2020. We need your help to shine a spotlight on this disease and finally make progress in developing treatments and early detection tools. By issuing a proclamation supporting the observance of November 2013 as Pancreatic Cancer Awareness Month in Lexington, you can help us to raise awareness in our community.

I have attached a draft of the proclamation text for your review. The proposed text not only recognizes November as Pancreatic Cancer Awareness Month, but also calls on our state delegation to the United States Senate and House of Representatives to support a permanent fix to sequestration and provide sustained adequate funding for National Institutes of Health (NIH) and the National Cancer Institute (NCI). We are asking for this additional language because we are deeply concerned about our ability to develop the treatments and tools we need to combat disease like pancreatic cancer if the current federal funding climate is allowed to continue. Federal funding for medical research also provides jobs in our state. If sequestration is allowed to continue, Massachusetts could lose 1736 jobs this year. I am happy to provide additional official Pancreatic Cancer Action Network material, including pancreatic cancer facts and statistics and NCI funding information, upon request.

We request that a total of 3 originals of the proclamation to be made available for our records. Please contact me at [yjayaraman@pancanvoluteer.org](mailto:yjayaraman@pancanvoluteer.org) with any questions. I look forward to working with you to issue a proclamation that will recognize November as Pancreatic Cancer Awareness Month and bring much needed attention to this deadly disease. Thank you for your interest in this important issue.

Sincerely,

Yadhav Jayaraman  
16 Adams St,  
Lexington, MA



# Town of Lexington, Massachusetts

OFFICE OF SELECTMEN

DEBORAH N. MAUGER, CHAIRMAN  
PETER C.J. KELLEY  
NORMAN P. COHEN  
HANK MANZ  
JOSEPH N. PATO

TEL: (781) 862-0500 x208  
FAX: (781) 863-9468

## PROCLAMATION

- Whereas:** In 2013, an estimated 45,220 people will be diagnosed with pancreatic cancer in the United States and 38,460 will die from the disease, Pancreatic cancer is one of the deadliest cancers and is the fourth leading cause of cancer death in the United States, and is the only major cancer with a five-year relative survival rate in the single digits at just six percent; and
- Whereas:** When symptoms of pancreatic cancer present themselves, it is late stage and 73 percent of pancreatic cancer patients die within the first year of their diagnosis while 94 percent of pancreatic cancer patients die within the first five years; and
- Whereas:** Approximately 910 deaths will occur in Massachusetts in 2013; and
- Whereas:** The incidence and death rate for pancreatic cancer are increasing and pancreatic cancer is anticipated to move from the fourth to the second leading cause of cancer death in the U.S. by 2020; and
- Whereas:** The U.S. Congress passed the Recalcitrant Cancer Research Act last year, which calls on the National Cancer Institute to develop a scientific framework, or strategic plan, for pancreatic cancer and other deadly cancers, which will help provide the strategic direction and guidance needed to make true progress against these diseases; and
- Whereas:** It will be very difficult to leverage the opportunities that come out of the scientific framework developed as a result of the Recalcitrant Cancer Research Act unless sustained and adequate funding is provided to the National Institutes of Health and National Cancer Institute; and
- Whereas:** Federal funding for medical research is critical to job protection and creation in Massachusetts; and
- Whereas:** The Pancreatic Cancer Action Network is the national organization serving the pancreatic cancer community in Lexington and nationwide through a comprehensive approach that includes public policy, research funding, patient services, and public awareness and education related to developing effective treatments and a cure for pancreatic cancer; and
- Whereas:** The Pancreatic Cancer Action Network and its affiliates in Lexington support those patients currently battling pancreatic cancer, as well as to those who have lost their lives to the disease, and are committed to nothing less than a cure; and
- Whereas:** The good health and well-being of the residents of Lexington are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments.

**NOW THEREFORE, WE THE LEXINGTON BOARD OF SELECTMEN** proclaim the month of November 2013 as:

## **Pancreatic Cancer Awareness Month**

in the Town of Lexington and urge all citizens of this community to join us in supporting the Pancreatic Cancer Action Network and its affiliates to help find a cure for Pancreatic Cancer.

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November 4, 2013