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TOWN OF WAYLAND

41 COCHITUATE ROAD
WAYLAND, MASSACHUSETTS 01778

Meeting Minutes BOARD OF SELECTMEN Tuesday, June 16, 2020 8:30 a.m.

**Wayland Town Building
Council on Aging Room
41 Cochituate Road, Wayland, MA**

BOARD OF SELECTMEN
LEA T. ANDERSON
MARY M. ANTES
THOMAS J. FAY
CHERRY C. KARLSON
DOUGLAS A. LEVINE

Note: In compliance with the March 12, 2020 Massachusetts Office of the Governors' Order Suspending Certain Provisions of the Open Meeting Law M.G.L. Chapter 30A, Section 20, this meeting of the Board of Selectmen was livestreamed on local broadcast on WayCAM. Public Comment was received by telephone during the time designated for Public Comment.

Attendance: Lea T. Anderson, Mary M. Antes, Thomas J. Fay, Cherry C. Karlson, (L. Anderson, M. Antes, and T. Fay participated remotely by tele-videoconferencing; C. Karlson participated by tele-videoconferencing and was also present at Town Building.)

Absent: Douglas A. Levine

Also Present: Town Administrator, Louise Miller; Assistant Town Administrator, Elizabeth Doucette; Selectman Elect, David Watkins (remotely by televideoconferencing)

A1. Call to Order by Chair, Review the Agenda for the Public C. Karlson called the meeting of the Board of Selectmen to order at 8:35 a.m. when a quorum was available and noted that the meeting would be broadcast live and recorded for later broadcast by WayCAM. C. Karlson announced that members of the Board would participate remotely to maintain social distance and gave a phone number (508-358-6812) for the public to call to offer comments. C. Karlson reviewed the agenda for the public.

Note: Zoom was dropped and Agenda Item A1 was not recorded by WayCAM. Recording resumed at approximately 8:38 a.m. at the beginning of Agenda Item A2.

A2. Announcements and Public Comment C. Karlson reminded the Board that this meeting was called to address the single topic of outdoor seating applications for Wayland restaurants. The next meeting scheduled for June 25 will address multiple topics. M. Antes announced that the Vokes Theatre will hold a non-perishable food drive for the Parmenter Food Pantry on June 27 from 11:00 a.m. to 1:00 p.m. She also reminded citizens that the U.S. Census is ongoing.

C. Karlson announced the Public Comment phone line was open. There was no public comment.

A5. Correspondence Review The Board reviewed correspondence included in the Board Packet. There was discussion about the signage to encourage residents to respond to the US Census. L. Anderson suggested putting item #3 on the next agenda regarding when newly elected officials can take office.

A4. Consent: Review and vote to approve (see separate sheet)

1. Vote the question of designating and approving signing authority to Louise Miller, Town Administrator on items listed below.
2. Vote the question of approving and signing Contract 21-1002 with Solitude Lake Management for Heard Pond Water Chestnut Harvesting at a cost of \$11,700.00.
3. Vote the question of accepting with thanks one (1) donation totaling \$1,848.00 to the Wayland COVID-19 Relief Fund.
4. Vote the question of approving three (3) yard signs to be displayed from June 20, 2020 to June 27, 2020 at the following locations: Old Connecticut Path and Cochituate Road (Five Paths), Route 20/Old Connecticut Path by the Coach Grill and Fire Station Two in Cochituate by League of Women Voters

of Wayland to promote residents to complete the 2020 Census.

The Board discussed item 4. M. Antes agreed to talk with town staff about using town sandwich boards for the 2020 Census information.

M. Antes moved, seconded by L. Anderson, to approve the Consent Calendar included the Board Packet. YEA: L. Anderson, M. Antes, T. Fay, C. Karlson. NAY: none. ABSENT: D. Levine. ABSTAIN: none. Adopted 4-0.

A3. Restaurants: review, discuss and potential vote on outdoor service applications for the following restaurants: 1. Dudley Chateau, 20 Crest Road, Wayland, 2. Coach Grill, 55 Boston Post Road, Wayland, Sandy Burr Country Club, 103 Cochituate Road

A3.3. Sandy Burr Country Club, 103 Cochituate Road L. Miller noted that the restaurant applied for three separate areas of outdoor seating. The Town requested accessibility modifications.

T. Fay moved, seconded by M. Antes, that the Board approve the application for temporary outdoor seating for the Sandy Burr Country Club. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson. NAY: none. ABSENT: D. Levine. ABSTAIN: none. Adopted 4-0.

A3.2. Coach Grill, 55 Boston Post Road, Wayland L. Miller reported that the Coach Grill has proposed tented seating in the parking lot, and that Governor guidelines require that less than fifty percent is enclosed. L. Miller noted that the application was reviewed by Town officials and recommended that the Town review the types of planters that are proposed to protect patrons from Route 20 traffic. L. Miller noted that the owner has not been in the local area to provide a signature.

T. Fay moved, seconded by L. Anderson, that the Board approve the application for outdoor seating for the Coach Grill until November 1, 2020, with recognition of the follow-up items needed. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson. NAY: none. ABSENT: D. Levine. ABSTAIN: none. Adopted 4-0.

A3.1. Dudley Chateau, 20 Crest Road, Wayland L. Miller reported that the Dudley Chateau was previously reviewed by the Board; the owner has since reduced the number of outdoor seats and has leveled the surface for seating. The owner was cognizant of the hours of operations in response to being in a residential neighborhood. There is one handicap accessible bathroom in the building that was grandfathered under state law. L. Miller recommended that the Board cautiously approve the revised application with the understanding that it will be reviewed again at a future meeting in July. M. Antes expressed concern about the surface of the patio area and patrons with mobility issues. L. Miller noted that there were paths to allow accessibility.

T. Fay moved, seconded by M. Antes, that the Board approve the application for outdoor seating for the Dudley Chateau to be reviewed again as described in the discussion. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson. NAY: none. ABSENT: D. Levine. ABSTAIN: none. Adopted 4-0.

A6. Topics not reasonably anticipated by the Chair 48 hours in advance of the meeting, if any There were none.

A7. Adjourn L. Anderson moved, seconded by T. Fay, to adjourn the meeting at 9:10 a.m. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson. NAY: none. ABSENT: D. Levine. ABSTAIN: none. Adopted 4-0.

Items Distributed for Information and Use by the Board of Selectmen at the Meeting of June 10, 2020

1. There were none.

Items included as part of the Agenda Packet for discussion during the Board of Selectmen Meeting of June 16, 2020

1. Original Dudley Chateau Application for Temporary Outdoor Seating
2. Updated Dudley Chateau Application for Temporary Outdoor Seating
3. Coach Grill Application for Temporary Outdoor Seating
4. Sandy Burr Country Club Application for Temporary Outdoor Seating
5. Board and Committee Vacancies Status as of June 10, 2020
6. Temporary Space Agreement Testa Restaurant Group, LLC (Giacomos)
7. First Amendment to Retail Lease Testa Restaurant Group, LLC (Giacomos)
8. First Amendment to Retail Lease Local Restaurant of Wayland, LLC

9. Memorandum from Louise Miller, Town Administrator to Board of Selectmen re: applications for Temporary Outdoor Seating – Dudley Chateau, Coach Grill, and Sandy Burr Country Club
10. Wayland Building Application submitted by Coach Grill for Temporary Tent
11. Letter from Mandy Phillips of Dudley Chateau Restaurant to Sarkis Sarkisian, Wayland Town Planner dated June 15, 2020 re: Exterior Dining at the Dudley Chateau
12. Memorandum from Patrick Swanick, Chief of Police to Louise Miller, Town Administrator dated June 15, 2020 re: Dudley Chateau Outdoor Seating Plan

CORRESPONDENCE

1. Correspondence from Mike Lowery, Board of Public Works, to Board of Selectmen dated June 10, 2020 re: Concern regarding Yard Sign Request from Wayland League of Women Voters for the 2020 Census.
2. Correspondence from Mike Lowery, Board of Public Works, to Board of Selectmen dated June 11, 2020 re: Concern regarding Yard Sign Request from Wayland League of Women Voters for the 2020 Census.
3. Correspondence from George Harris, Wayland Resident, to Cherry Karlson, Chair of Board of Selectmen dated June 11, 2020 re: Concern Regarding the timing of elected candidates taking office in relation to Annual Town Meeting.
4. Massachusetts Department of Public Health Guidance for Town Meetings to Address COVID-19 as of June 2020.
5. Session Law - Acts of 2020 Chapter 92 – An Act Relative to Municipal Governance During the COVID-19 Emergency; Approved June 5, 2020.
6. Correspondence from Mark Molina, General Manager of Coach Grill, to Sarkis Sarkisian, Wayland Town Planner dated June 15, 2020 re: Wayland Building Application for Temporary Tent
7. Correspondence from Andrew Wineman, Wayland resident to Board of Selectmen dated June 15, 2020 re: Support of Opening Dudley Chateau for outdoor dining
8. Correspondence from Austin & Kate Ulep, Wayland residents to Board of Selectmen dated June 15, 2020 re: Support of Opening Dudley Chateau for outdoor dining
9. Correspondence from Pam Wineman, Wayland resident to Board of Selectmen dated June 15, 2020 re: Support of Opening Dudley Chateau for outdoor dining
10. Correspondence from Joseph Montillo, Wayland resident to Board of Selectmen dated June 15, 2020 re: Support of Opening Dudley Chateau for outdoor dining
11. Correspondence from Richard Byrne, Wayland resident to Board of Selectmen dated June 15, 2020 re: Support of Opening Dudley Chateau for outdoor dining
12. Correspondence from Albie & Carolyn Bargoot, Wayland residents to Board of Selectmen dated June 15, 2020 re: Support of Opening Dudley Chateau for outdoor dining