

June 3, 2015

Bob Grover, Director  
DPW Stoneham

The Stoneham/Melrose Household Hazardous Waste Day took place on Saturday May 30, 2015 at the Stoneham High School. The event began at 8:00AM and concluded at 1:00 PM. There were 225 vehicles from Stoneham and Melrose that participated in the event.

The event was performed Clean Harbors Environmental Services.

Preliminary collection totals from the event were as follows:

151 vehicles from the Town of Stoneham

64 vehicles from the City of Melrose.

42 Propane Tanks collected.

26 Tires

11 Car Batteries

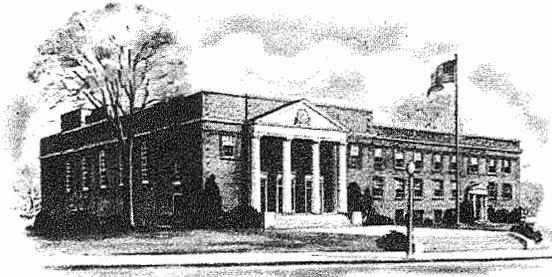
There was also a representative from Covanta there to collect fluorescent bulbs and mercury containing items (thermometers).

Thanks to the Stoneham Fire Department who deployed a crew and engine truck as a safety standby, and to the Stoneham Police Department who deployed a cruiser with 2 uniformed officers to assist in traffic control.

Thanks to the Stoneham School department for the use of the property and the assignment of a school custodian.

The Stoneham DPW crew and the Melrose crew did an excellent job in this partnership and should be commended. There were no major issues and the participants from both communities were very appreciative of the event. I look forward to the Melrose/Stoneham that will be hosted in Melrose in the fall.

Rich Maliawco  
Recycle Coordinator



TOWN OF  
STONEHAM  
MASSACHUSETTS

[www.stoneham-ma.gov](http://www.stoneham-ma.gov)

OFFICE OF TOWN ADMINISTRATOR  
35 CENTRAL STREET  
STONEHAM, MA 02180-2087  
TEL: 781-279-2600  
FAX: 781-279-2602  
[dragucci@ci.stoneham.ma.us](mailto:dragucci@ci.stoneham.ma.us)

**DAVID RAGUCCI**

TOWN ADMINISTRATOR

**MEMO**

**DATE:** May 27, 2015

**TO:** Tom Boussy, Chairman, Board of Selectmen

**FROM:** David Ragucci, Town Administrator

**SUBJECT:** Arena and Golf Course – Part-time Office Assistant

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Please be advised that the Town has advertised to fill the above part-time Office Assistant position at the Stoneham Arena in order to replace a vacancy that was held by Michele Collins.

The interview panel has recommended Anita Cronin and after reviewing her resume, I concur with their recommendation that Ms. Cronin be selected for the appointment. She will be working 18 hours per week at a salary of \$16.38 per hour at Grade 32.

Attached for your perusal is the recommendation letter from the interview panel.

If the Board has any questions or concerns, please do not hesitate to contact me.

Thank you.

/dp

Attachment

2015 MAY 28 P 2:31

TOWN OF STONEHAM  
COMMUNICATIONS DEPARTMENT

# Town of Stoneham



To: Dave Ragucci, Town Administrator

From: Ginny Ray, Director of Human Resources 

Date: May 26, 2015

Subject: **THEA Part-Time Office Assistant for the Stoneham Arena and Golf Course  
Grade 32, \$16.38 per hour, 18 hours per week**

On May 4, 2015, I notified the Board of Selectmen of the above job opening. Next, we posted the position in-house for a period of seven days. As you know, this is a THEA position and THEA members are given first priority. During the seven day posting period, we did not receive any applications.

The position was then posted on the Town of Stoneham website for a period of seven days. We received a total of nine applications. Lou Chiulli, Arena Manager, and I selected four candidates to be interviewed. A conditional offer of employment was made to Stoneham resident **ANITA CRONIN**, 37 Oak Street. Her resume is attached. Anita has successfully passed her CORI, and pending the favorable results of her physical exam, she can start work immediately.

Please forward her name to the Board of Selectmen as the recommended appointee.

Thank you.



**1987-1995                                      Bank of Boston      Reading/Arlington, MA**  
**Head Teller/Customer Service Assistant**

Oversee and assist with the accuracy of other bank tellers' cash settlements  
Compile daily, weekly and monthly bank branch settlements  
Prepare/recieve branch currency transfers to/from Federal Reserve Bank  
Program/settlement of ATM machine  
Signing authority of treasury checks and various reports  
Assist other bank branches as neededsuppliers and contractors

**EDUCATION**

Highschool Diploma                                      Chamberlyn/Bunkerhill Colleges  
Microsoft Office: Word, Excel,                                      Architectural Drawing/Interior Design  
Powerpoint, 20/20 CAD Design      NKBA Design Programs

**VOLUNTEER/INTERESTS**

Craft Show Contractor                                      Cancer Foundation  
Volunteer ~                                      Medford Women's Club Member ~                                      Active  
Participant                                      Decorating Committee

References Available Upon Request

May 19, 2014

Board of Selectmen  
Town of Stoneham  
35 Central Street  
Stoneham, MA

Dear Mr. Boussy ✓  
Ms. O'Neill  
Mr. DePinto  
Mr. Vallarelli  
Ms. Colarusso

RE: Discrimination

Discrimination is against the law. It has come to our attention that the Town Assessor, Mr. McDonald is able to have free day care at town hall for his 2 children before and after school in his office, every day. This must be a huge liability and has been going on for several years.

May we also suggest that while the town is paying Mr. McDonald a healthy full time salary, he is only performing part time duties as he supervises his children and their activities.

You do not have to look too hard to find legitimate opportunities for reduction in budget in the right places

Many teachers, town employees, both parents and grandparents would like the same benefit afforded Mr. McDonald.

Please let us know where we sign up for this free benefit.

Dissatisfied and fearing retribution

JDR



Cc Human Resource

**TOWN OF STONEHAM**  
**Budget vs Expenditures Report**  
**May 31, 2015**

**PERSONNEL**

**OPERATING**

**TOTAL BUDGET**

Depart. #	Department	PERSONNEL				OPERATING				TOTAL BUDGET			
		FY'15 Budget	Current Month Expended	Year-to-date Expended	% Used	FY'15 Budget	Current Month Expended	Year-to-date Expended	% Used	FY'15 Budget	Current Month Expended	Year-to-date Expended	% Used
114	Town Moderator	0	0.00	0.00	0.00%	220	0.00	45.00	20.45%	220	0.00	45.00	20.45%
122	Board of Selectmen	77,753	0.00	68,742.33	88.41%	10,000	0.00	9,961.72	99.62%	87,753	0.00	78,704.05	89.69%
123	Town Administrator	324,438	0.00	291,130.75	89.73%	62,500	0.00	54,800.19	87.68%	386,938	0.00	345,930.94	89.40%
132	Reserve Fund	0	0.00	0.00	0.00%	1,238	0.00	0.00	0.00%	1,238	0.00	0.00	0.00%
135	Town Accountant	169,674	0.00	152,085.04	89.63%	1,550	0.00	506.33	32.67%	171,224	0.00	152,591.37	89.12%
141	Assessors	132,801	0.00	113,716.51	85.63%	4,300	0.00	3,398.00	79.02%	137,101	0.00	117,114.51	85.42%
145	Town Treasurer	242,882	0.00	216,939.30	89.32%	18,510	0.00	9,469.96	51.16%	261,392	0.00	226,409.26	86.62%
151	Town Counsel	109,090	0.00	97,802.70	89.65%	6,725	0.00	80.00	1.19%	115,815	0.00	97,882.70	84.52%
155	Data Processing	97,717	0.00	87,783.46	89.83%	122,453	0.00	117,580.33	96.02%	220,170	0.00	205,363.79	93.28%
161	Town Clerk	122,676	0.00	107,205.43	87.39%	5,450	0.00	4,365.22	80.10%	128,126	0.00	111,570.65	87.08%
162	Elec. & Reg.	72,811	0.00	65,984.12	90.62%	20,100	0.00	14,961.47	74.44%	92,911	0.00	80,945.59	87.12%
172	Whip Hill park	0	0.00	0.00	0.00%	10,950	0.00	7,272.78	66.42%	10,950	0.00	7,272.78	66.42%
182	Planning/Appeals/Conserv.	43,543	0.00	36,152.05	83.03%	1,160	0.00	898.04	77.42%	44,703	0.00	37,050.09	82.88%
185	Economic & Community Dev.	31,422	0.00	24,464.22	77.86%	42,500	0.00	333.90	0.79%	73,922	0.00	24,798.12	33.55%
192	Public Property Maint.	500	0.00	0.00	0.00%	80,612	0.00	59,612.82	73.95%	81,112	0.00	59,612.82	73.49%
210	Police	3,399,406	0.00	2,973,754.59	87.48%	254,770	0.00	183,841.89	72.16%	3,654,176	0.00	3,157,596.48	86.41%
211	Traffic Directors	135,128	0.00	114,470.34	84.71%	4,500	0.00	4,622.23	102.72%	139,628	0.00	119,092.57	85.29%
212	Dispatchers	375,860	0.00	326,231.60	86.80%	7,610	0.00	1,854.58	24.37%	383,470	0.00	328,086.18	85.56%
220	Fire	2,648,223	0.00	2,364,577.01	89.29%	119,650	0.00	79,281.71	66.26%	2,767,873	0.00	2,443,858.72	88.29%
241	Building & Wire	193,617	0.00	164,834.76	85.13%	6,900	0.00	3,959.11	57.38%	200,517	0.00	168,793.87	84.18%
291	Civil Defense	2,000	0.00	1,666.70	83.34%	0	0.00	0.00	0.00%	2,000	0.00	1,666.70	83.34%
300	Schools	19,894,310	0.00	16,782,173.12	84.36%	5,127,995	0.00	4,484,844.66	87.46%	25,022,305	0.00	21,267,017.78	84.99%
397	Essex No Shore Agricultural	0	0.00	0.00	0.00%	272,175	0.00	272,025.09	99.94%	272,175	0.00	272,025.09	99.94%
398	Minuteman Voc.	0	0.00	0.00	0.00%	42,000	0.00	20,717.00	49.33%	42,000	0.00	20,717.00	49.33%
399	Northeast Reg. Voc.	0	0.00	0.00	0.00%	1,099,192	0.00	1,099,192.00	100.00%	1,099,192	0.00	1,099,192.00	100.00%
400	Public Works	886,451	0.00	749,244.64	84.52%	1,009,345	0.00	1,258,767.70	124.71%	1,895,796	0.00	2,008,012.34	105.92%
510	Board of Health	140,525	0.00	126,393.04	89.94%	1,840	0.00	704.53	38.29%	142,365	0.00	127,097.57	89.28%
541	Council on Aging	91,812	0.00	76,218.29	83.02%	37,827	0.00	26,336.40	69.62%	129,639	0.00	102,554.69	79.11%
543	Veterans Service	39,676	0.00	35,570.58	89.65%	171,699	0.00	143,390.22	83.51%	211,375	0.00	178,960.80	84.67%
610	Public Library	548,934	0.00	490,978.70	89.44%	198,850	0.00	165,200.77	83.08%	747,784	0.00	656,179.47	87.75%
630	Unicorn Golf Course	139,702	0.00	121,811.90	87.19%	282,374	0.00	202,022.00	71.54%	422,076	0.00	323,833.90	76.72%
631	Unicorn Rink	169,622	0.00	147,972.74	87.24%	265,280	0.00	198,217.12	74.72%	434,902	0.00	346,189.86	79.60%
710	Maturing Debt	0	0.00	0.00	0.00%	3,340,000	0.00	3,340,000.00	100.00%	3,340,000	0.00	3,340,000.00	100.00%
750	Interest	0	0.00	0.00	0.00%	1,280,089	0.00	1,280,087.48	100.00%	1,280,089	0.00	1,280,087.48	100.00%
911	Contributory	0	0.00	0.00	0.00%	4,788,848	0.00	4,788,848.00	100.00%	4,788,848	0.00	4,788,848.00	100.00%
912	Health Insurance	0	0.00	0.00	0.00%	7,618,762	0.00	6,949,763.43	91.22%	7,618,762	0.00	6,949,763.43	91.22%
919	Unclassified	21,003	0.00	0.00	0.00%	1,379,415	0.00	1,270,928.34	92.14%	1,400,418	0.00	1,270,928.34	90.75%
920	Non-Departmental	0	0.00	0.00	0.00%	37,085	0.00	28,483.09	76.80%	37,085	0.00	28,483.09	76.80%
<b>TOTAL GENERAL</b>		<b>30,111,576</b>	<b>0.00</b>	<b>25,737,903.92</b>	<b>85.48%</b>	<b>27,734,473</b>	<b>0.00</b>	<b>26,086,373.11</b>	<b>94.06%</b>	<b>57,846,049</b>	<b>0.00</b>	<b>51,824,277.03</b>	<b>89.59%</b>
440	Sewer	631,625	0.00	548,980.85	86.92%	116,400	0.00	75,765.32	65.09%	748,025	0.00	624,746.17	83.52%
440	Intergovernmental	0	0.00	0.00	0.00%	4,477,065	0.00	4,477,065.00	100.00%	4,477,065	0.00	4,477,065.00	100.00%
710	Maturing Debt	0	0.00	0.00	0.00%	92,400	0.00	92,400.00	100.00%	92,400	0.00	92,400.00	100.00%
750	Interest	0	0.00	0.00	0.00%	0	0.00	0.00	0.00%	0	0.00	0.00	0.00%
<b>TOTAL SEWER</b>		<b>631,625</b>	<b>0.00</b>	<b>548,980.85</b>	<b>86.92%</b>	<b>4,685,865</b>	<b>0.00</b>	<b>4,645,230.32</b>	<b>99.13%</b>	<b>5,317,490</b>	<b>0.00</b>	<b>5,194,211.17</b>	<b>97.68%</b>
450	Water	552,503	0.00	523,227.01	94.70%	213,650	0.00	57,907.35	27.10%	766,153	0.00	581,134.36	75.85%
440	Intergovernmental	0	0.00	0.00	0.00%	3,490,972	0.00	3,490,972.00	100.00%	3,490,972	0.00	3,490,972.00	100.00%
710	Maturing Debt	0	0.00	0.00	0.00%	273,636	0.00	273,636.00	100.00%	273,636	0.00	273,636.00	100.00%
750	Interest	0	0.00	0.00	0.00%	0	0.00	0.00	0.00%	0	0.00	0.00	0.00%
<b>TOTAL WATER</b>		<b>552,503</b>	<b>0.00</b>	<b>523,227.01</b>	<b>94.70%</b>	<b>3,978,258.00</b>	<b>0.00</b>	<b>3,822,515.35</b>	<b>96.09%</b>	<b>4,530,761</b>	<b>0.00</b>	<b>4,345,742.36</b>	<b>95.92%</b>

31,295,704

36,398,596

67,694,300

# First Congregational Church 175 in 2015

*Chartered in 1729,  
Our third "meeting house"  
Was built in 1840*

*May 19, 2016*



Mr. Thomas Boussy – Chairman  
Board of Selectman  
35 Central Street  
Stoneham, MA 02180

Dear Mr. Boussy,

Please join us in celebrating the 175th anniversary of our historic church by the Common in Stoneham. Although our first "meeting house" was dedicated in 1729, our current sanctuary was raised in 1840, after fire destroyed the previous building.

The enclosed chronology illustrates the many ways First Church has served the Stoneham community over the years, and our continuing presence as a place of worship, education, music, and food programs. We also host several service organizations, ranging from Boy Scouts to Light It Up Blue.

We operate the Stoneham Board of Health Food Pantry, and serve hot dinners every Tuesday through the Stoneham Interfaith Community Dinners Program. And we joyfully share our facility with Iglesia Adventista, a Spanish-speaking congregation.

Since 1943 we have operated Purpose School, providing quality pre-education to children from throughout the area.

Last year we joined Massachusetts Power & Light, a collaborative dedicated to wise stewardship of our energy resources and the protection of the environment. We recently converted our entire facility to LED lighting, installed energy-efficient windows in our school, and converted from oil to gas for heating.

But as in any historic structure, our beloved church needs more repairs and improvements. Our sanctuary roof is over 30 years old. To preserve this beautiful building, we have begun a campaign to install a new roof, one that will last for decades, and ensure that our "meeting house" continues as a welcoming place for all.

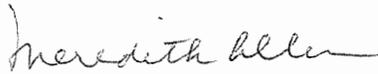
We invite you to contribute to our New Roof Fund. So far, our members have donated over \$13,000. We need \$10,000 more. As our Stoneham neighbors and community supporters, you can help us reach our goal.

*Continued on back*

Donations may be made to the New Roof Fund at First Congregational Church. If you would like to talk with us about making a pledge, or donation, please call us at 781-438-0097. All donations are tax deductible.

We also invite you to mark Sunday, October 18, on your calendar. This is the date for a special Anniversary Service, and we invite your presence. At this time we will ring our historic bell 175 times to mark this occasion.

We gratefully look forward to your response, and wish you God's richest blessings.



The Rev. Meredith Allen  
Pastor



Beatrice Griffin  
Chairperson, Board of Trustees

Encl.  
First Church Chronology  
SASE

*First Congregational Church, One Church Street, Stoneham, MA 02180, 781-438-0097*

# First Congregational Church of Stoneham

## *Chronology: 1729–2015*



**1725**—Residents of Charlestown End petition to be set aside as a town. Boundaries set and charter signed for the Town of Stoneham. Approximately 300 residents.

**1726**—First Meetinghouse is constructed at Pleasant and Summer Streets. This is the focal point for political, social and religious life.

**1729**—The Meetinghouse officially becomes the Church of Christ in Stoneham with the ordination of The Rev. James Osgood from Salem.

**1803**—A new, larger Meetinghouse is built on Spring Street.

**1816**—A church school is instituted, one of the earliest in the area. Later, a Sunday School class for girls is formed as the Dean Class, after Sarah Dean.

**1826**—The First Church Parish is organized, independent from the town.

**1839**—First Church passes a resolution calling for the abolition of slavery. Members form branch of the Massachusetts Anti-Slavery Society. Deacon Abijah Bryant's home becomes a station on the Underground Railway.

**1840**—The Second Meetinghouse is destroyed by fire on the first Sunday of January.

**1840**—The present church, designed in the Greek Revival style, is built on Main and Church Streets. Dedicated on October 22.

**1851**—The church building is enlarged with additional pews. A bell is hung in the steeple tower.

**1855**—Women become voting members of First Church, 65 years before the 19th Amendment is ratified.

**1870**—Long time deacon and town clerk, Silas Dean, publishes *A Brief History of the Town of Stoneham*.

**1893**—The Boys Brigade of America is chartered at First Church, one of the first in the United States.

**1925**—Boy Scouts Troop 513, successor to the Boys Brigade, is chartered.

**1926**—The AMICA Class, comprised of "young ladies" is formed. It continues today as a women's social and service club.

**1929**—First Church celebrates its 200th Anniversary.



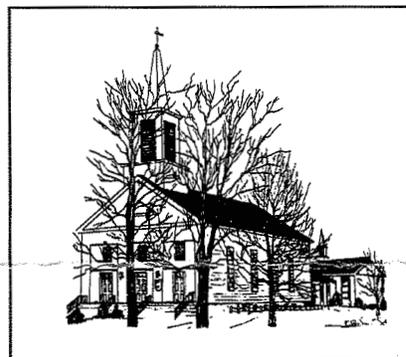
**1930**—Eighty men of the church form the Glasgow Men's Club in honor of Rev. Buckley Glasgow.

**1943**—Purpose School opens with 90 pre-school and kindergarten children—supporting women working in industries during World War II.

**1957**—The Church votes to join the United Church of Christ, a union of four Protestant denominations.

**1962**—A new Christian Education/Purpose School building is constructed.

**1979**—First Church celebrates its 250th Anniversary.



**1995**—The Interfaith Community Dinners program is started with free, weekly meals served in Fellowship Hall.

**1995**—The Rev. Dirkje Legerstee becomes the first woman minister of First Church.

**1999**—First Church opens God's Helping Hands Food Pantry. Later it becomes the Stoneham Board of Health Food Pantry.

**2004**—Construction to rebuild the church steeple is begun, funded by members and friends of First Church.

**2010**—The Rev. Meredith Allen becomes the 38th minister.

**2012**—The A2A Task Force is formed, leading to construction of new handicap-accessible ramps and pathways.

**2013**—First Church officially becomes an Open and Affirming Church, welcoming LGBT people fully into church life and ministry.

**2014**—First Church joins Massachusetts Interfaith Power & Light, a collaborative to protect the environment through faithful stewardship of energy resources.

**2014–15**—The Chapel is renovated and rededicated by members of First Church and Iglesia Adventista, our sister church, sharing our facility.

**2015**—The church celebrates the 175th Anniversary of the Sanctuary.



STONEHAM HIGH SCHOOL  
ATHLETIC HALL OF FAME  
149 Franklin Street  
Stoneham, Massachusetts 02180



**NOTICE OF MEETING**  
**June 8, 2015**

**6:00pm**

**Hall of Fame Committee**  
**High School**  
**Room 107A**

**AGENDA**

1. All committee members are asked to bring information on their inductee(s), or team.
2. Committee members will contact their inductee(s), or team and congratulate them on their recent induction to the Class of 2016.
3. Committee members to gather more information when contacting their inductee(s), or team to start writing their articles.

**LaMarche Associates**  
5 North Road, P.O. Box 250  
Chelmsford, MA 01824  
800-349-1525  
Fax: 978-256-8590

May 13, 2015

Building Commissioner/Inspector of Buildings  
STONEHAM, MA 02180-2703

Board of Health/Board of Selectmen  
STONEHAM, MA 02180-2703

NOTICE OF CASUALTY LOSS TO BUILDING

UNDER MASSACHUSETTS GENERAL LAWS, CHAPTER 139, SECTION 3B

Claim has been made involving loss, damage or destruction of the property captioned below, which may either exceed \$1,000.00 or cause Massachusetts General Laws, Chapter 143, Section 6 to be applicable. If any notice under Massachusetts General Laws, Chapter 139, Section 3B is appropriate, please direct it to the attention of the writer and include a reference to the captioned insured, location, policy number, date of loss, cause of loss and LA file number.

**Insured:** ROBERT SANTOSUOSSO  
**Loss Location:** 3 BUTTON WOOD ROAD  
STONEHAM, MA 02180-2703  
**Policy Number:** PH00100721567  
**Date of Loss:** 02/18/2015  
**Cause of Loss:** Water  
**LA File Number:** MA-2-29273

On this date, I caused copies of this notice to be sent to the persons named above at the addresses indicated above by first class mail.

---

Matthew Rosenbaum  
**Adjuster**

**LaMarche Associates**  
5 North Road, P.O. Box 250  
Chelmsford, MA 01824  
800-349-1525  
Fax: 978-256-8590

May 20, 2015

Building Commissioner/Inspector of Buildings  
STONEHAM, MA 02180

Board of Health/Board of Selectmen  
STONEHAM, MA 02180

NOTICE OF CASUALTY LOSS TO BUILDING

UNDER MASSACHUSETTS GENERAL LAWS, CHAPTER 139, SECTION 3B

Claim has been made involving loss, damage or destruction of the property captioned below, which may either exceed \$1,000.00 or cause Massachusetts General Laws, Chapter 143, Section 6 to be applicable. If any notice under Massachusetts General Laws, Chapter 139, Section 3B is appropriate, please direct it to the attention of the writer and include a reference to the captioned insured, location, policy number, date of loss, cause of loss and LA file number.

**Insured:** MAUREEN H SLATER  
**Loss Location:** 53 GREEN ST  
STONEHAM, MA 02180  
**Policy Number:** HP383692  
**Date of Loss:** 02/17/2015  
**Cause of Loss:** Collapse  
**LA File Number:** MA-2-29339

On this date, I caused copies of this notice to be sent to the persons named above at the addresses indicated above by first class mail.

---

Christopher Cleveland  
**Adjuster**

**LaMarche Associates**  
5 North Road, P.O. Box 250  
Chelmsford, MA 01824  
800-349-1525  
Fax: 978-256-8590

May 21, 2015

Building Commissioner/Inspector of Buildings  
STONEHAM, MA 02180-3443

Board of Health/Board of Selectmen  
STONEHAM, MA 02180-3443

NOTICE OF CASUALTY LOSS TO BUILDING

UNDER MASSACHUSETTS GENERAL LAWS, CHAPTER 139, SECTION 3B

Claim has been made involving loss, damage or destruction of the property captioned below, which may either exceed \$1,000.00 or cause Massachusetts General Laws, Chapter 143, Section 6 to be applicable. If any notice under Massachusetts General Laws, Chapter 139, Section 3B is appropriate, please direct it to the attention of the writer and include a reference to the captioned insured, location, policy number, date of loss, cause of loss and LA file number.

**Insured:** EDWARD & CONSTANCE CARPENITO

**Loss Location:** 14 VALLEY RD  
STONEHAM, MA 02180-3443

**Policy Number:** PHO0100817782

**Date of Loss:** 02/15/2015

**Cause of Loss:** Ice and Snow

**LA File Number:** MA-2-29363

On this date, I caused copies of this notice to be sent to the persons named above at the addresses indicated above by first class mail.

---

Bill Morris  
Adjuster



Wednesday

Dear Selectman Vallarelli,

My name is Rick Green, and I am the chairman of the Massachusetts Fiscal Alliance ([www.MassFiscal.org](http://www.MassFiscal.org)), a non-profit organization that advocates for better fiscal policies and increased transparency in the Massachusetts legislature. I'm sending you this letter because votes taken during the recent state budget debate may affect your community.

Two amendments mainly come to mind, both sponsored by Senator Robert Hedlund of Weymouth. The first, #99, sought to guarantee that 15% of the taxes taken in by the state above the benchmark revenue figures be returned to our state's cities and towns in the form of unrestricted general government aid. Last year, that would have increased the available pool of local aid funds by approximately \$25 million statewide. Unfortunately, amendment #99 failed on a 6-33 vote. In addition to Sen. Hedlund, other supporters included Sen. Vinny deMacedo of Plymouth, Sen. Ryan Fattman of Webster, Sen. Don Humason of Westfield, Sen. Richard Ross of Wrentham, and Sen. Bruce Tarr of Gloucester.

Senator Hedlund's other proposal, amendment #100, aimed to provide more in local education aid, by doubling the minimum foundation increment from an extra \$25/pupil to an extra \$50. For the FY16 budget, this would have allotted an extra \$19 million to school districts across the Commonwealth. However, this too was defeated by an 8-31 margin. Besides Sen. Hedlund, others who voted in favor include Sen. Vinny deMacedo of Plymouth, Sen. Ryan Fattman of Webster, Sen. Don Humason of Westfield, Sen. Michael Moore of Millbury, Sen. Richard Ross of Wrentham, Senator James Timilty of Walpole, and Sen. Bruce Tarr of Gloucester.

To see how the lawmakers from your community came down on those and other roll call votes, please visit our first of its kind, real time, state legislative scorecard at: [www.MassFiscalScorecard.org](http://www.MassFiscalScorecard.org). Once you've learned more about how your community's senator voted, we urge you to get in touch with them and either thank them for voting in favor of more support for our cities and towns, or ask them why they voted the way they did and urge them to reconsider in the future. The Statehouse phone number is (617) 722-2000.

If you have any questions, please feel free to contact our executive director Paul Craney at [paul@massfiscal.org](mailto:paul@massfiscal.org). Thank you!

Sincerely,

Rick Green  
Chairman  
Massachusetts Fiscal Alliance



**Municipal Client Advisory  
May 2015**

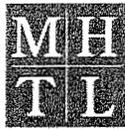
**THE MUNICIPAL VOICE MUST BE HEARD:**  
**DEPARTMENT OF PUBLIC HEALTH CHANGES REQUIREMENTS TO**  
**REGISTERED MARIJUANA DISPENSARY REGISTRATION PROCESS**

“An Act for the Humanitarian Medical Use of Marijuana” (“Medical Marijuana Act”), approved by voters at the November 2012 election, contemplates the establishment of medical marijuana treatment centers (also known as registered marijuana dispensaries, or “RMDs”) in the Commonwealth of Massachusetts. Through its regulations, the Massachusetts Department of Public Health has established an application and registration process for RMDs.

The Massachusetts Department of Public Health has recently revised its application process for RMDs, with a new round of applications to be received starting June 29, 2015. Under the revised application process, the Massachusetts Department of Public Health will be requiring applicants to submit a letter of support or non-opposition from the host municipality where the RMD will be located. As a result of this revised application process, municipalities will be directly involved in the potential siting of an RMD within their borders.

Neither the Medical Marijuana Act nor its enabling regulations prohibit municipalities from executing a host community agreement with a potential RMD. A host community agreement may anticipate, mitigate and address potential adverse consequences of an RMD. With the revised application process, a municipality may consider including the letter of support or non-opposition as part of the host community agreement process. A host community agreement is in addition to any local requirements applicable to an RMD, such as public safety, public health and zoning regulations.

An RMD is broadly defined as a non-profit entity that “acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers.” See Act § 1(H). The Act initially authorized a maximum of thirty-five RMDs across the Commonwealth, with a minimum of one RMD and a maximum of five RMDs per county. To date, the registration of RMDs in the Commonwealth has proceeded at a slow pace, and it is anticipated that the revised application process may increase the number of RMDs seeking registration.



**Municipal Client Advisory  
May 2015**

\* \* \* \* \*

*For questions about regulating the medical use of marijuana, please contact Attorney Brandon H. Moss at (617) 479-5000, or the attorney assigned to your account. This Client Advisory was written by Attorney Moss, who has advised municipalities about regulating RMDs and other activities under the Medical Marijuana Act. Murphy, Hesse, Toomey & Lehane, LLP maintains a full service municipal and public sector legal practice, with offices in Quincy, Boston, and Springfield, Massachusetts.*

*For a discussion of these and other issues, please visit the update on our website at [www.mhtl.com](http://www.mhtl.com). To receive legal updates via email, contact [information@mhtl.com](mailto:information@mhtl.com).*

*This alert is for informational purposes only and may be considered advertising. It does not constitute the rendering of legal, tax or professional advice or services. You should seek specific detailed legal advice prior to taking any definitive actions.*

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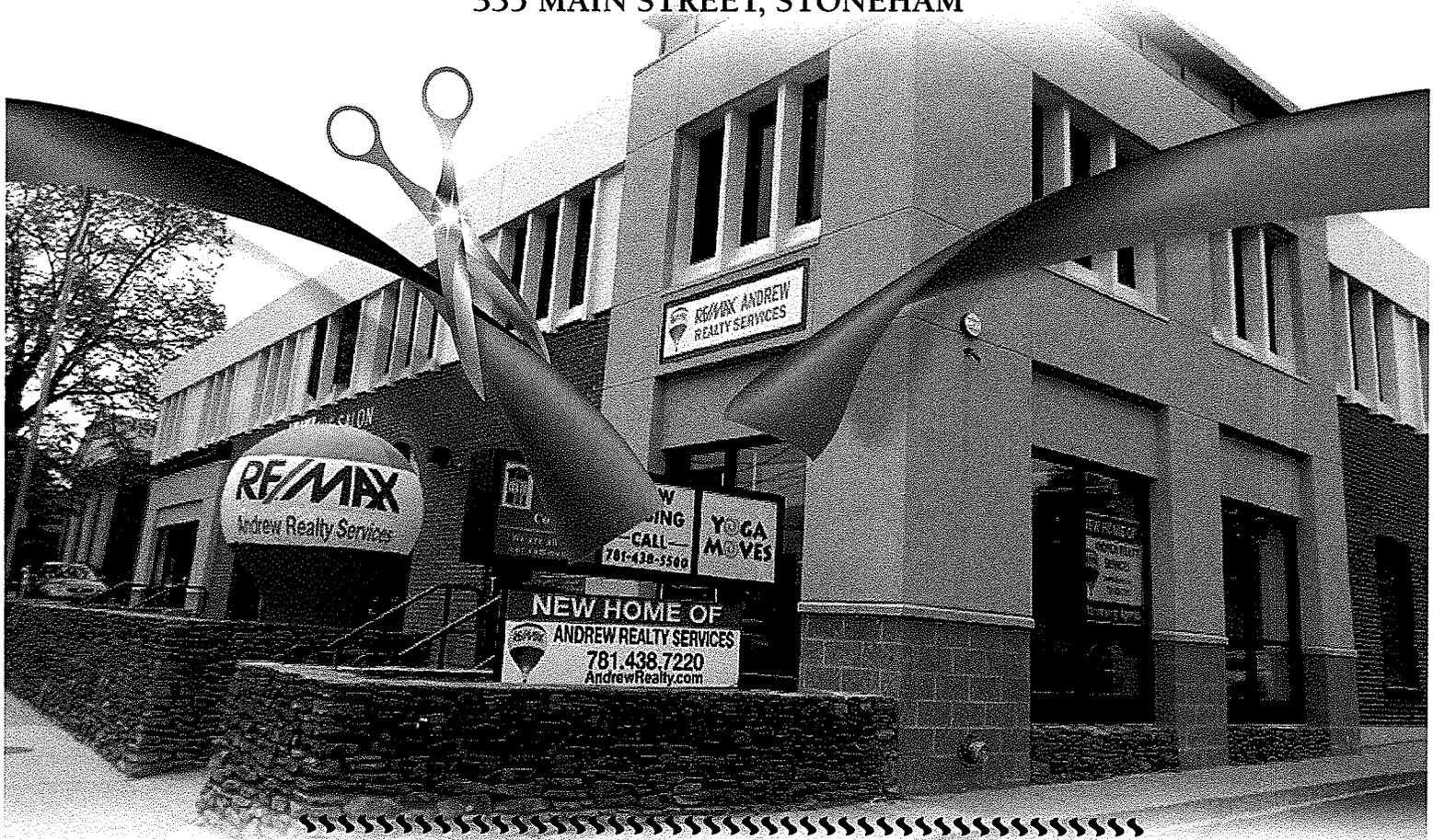
RE/MAX Andrew Realty Services

# Grand Opening

CELEBRATION



JUNE 4, 2015 • 4 - 7PM  
335 MAIN STREET, STONEHAM



## Business After Hours Celebration

Join us for our ribbon cutting & celebrate the move of our Stoneham Office from Pleasant Street to 335 Main Street.

*Food • Music • Beer • Wine • Soda*

**RE/MAX** ANDREW  
Realty Services

  
THE JEFF PALERMO TEAM  
PMAC LENDING SERVICES

  
KRISS LAW  
Your Real Estate Closing Professionals



TOWN OF  
STONEHAM  
MASSACHUSETTS 02180

TOWN COUNSEL  
WILLIAM H. SOLOMON, ESQ.

319 MAIN STREET  
STONEHAM, MA 02180  
(781) 438-4543

June 5, 2015

Charles F. Houghton, Esq.  
271 Main Street  
Suite 202  
Stoneham, Massachusetts 02180

Re: Stoneham Ford Obligations Pursuant To Article 5 of the May 4, 2015 Annual Town Meeting

*Charlie*

Dear Attorney Houghton:

I am writing as a follow-up this office's recent inquiry to you, as counsel for Stoneham Ford (officially "211 Main LLC"), regarding the above referenced matter and in order to memorialize the current status so that the appropriate Town officials will have the information they need to see this matter through to completion by Stoneham Ford.

I begin by attaching the hereto the handwritten "Agreement For Article 5 Of The August 4, 2015 Town Meeting", which sets out the obligations of Stoneham Ford (211 Main LLC) in consideration for the zoning amendment. Those obligations, in summary, include:

1. The 8' high fence at the rear of the property at 211 Main Street abutting Albion Ave. properties will not be moved and will be maintained and replaced as necessary with equivalent fencing by 211 Main LLC.
2. Any trees on the green space area between Stoneham Ford and Albion Ave. neighbors that were planted by Stoneham Ford and are now deceased will be replaced with similar trees by 211 Main LLC to the reasonable satisfaction of the Town.
3. There will not be any additional commercial activity on the 737 square foot area rezoned by Article 5.
4. 211 Main Street LLC will review flooding issues with neighbors and any issues determined by 211 Main LLC to be caused by 211 Main LLC will be addressed by 211 Main LLC. 211 Main LLC shall make this determination in good faith.

Nothing herein restricts the authority of the Town of Stoneham with respect to these issues.

In our follow-up conversations regarding this matter you have stated the following:

1. Stoneham Ford has hired an arborist and the arborist has made some initial findings, which are being further reviewed by the arborist. The arborist is reaching out to the Town's tree warden, Jim Previte to arrange a joint site visit.
2. Stoneham Ford has done an initial cleaning up of the area between the two fences put up by Stoneham Ford, including grass clippings and other landscaping debris and other general debris, including an awning, which you indicated were not placed in that area by Stoneham Ford.
3. Stoneham Ford has retained Benchmark Survey to conduct, together with a professional engineer, a drainage analysis of the area. Benchmark Survey (Mr. Andy Bramhall) and the P.E. will shortly meet with the DPW Director/Town Engineer (Bob Grover) to discuss the study and for any Town input. When completed Benchmark Survey will forward the study to the Town.
4. Benchmark Survey is also preparing a survey of the relevant Stoneham Ford and Albion Ave. land, which will be provided to the Town.

As discussed, please continue to update the Town regularly as to the progress made to toward the successful completion of this work. Please direct the updates to the Town Administrator or his designee.

Please also remind Stoneham Ford to continue to reach out to its affected neighbors, possibly with group meetings, so as to keep them informed of the progress and to obtain their input, which will, of course, also be helpful to the successful progress and completion of the work.

Thank you.

Sincerely,



William H. Solomon  
Town Counsel

cc: Town Administrator  
DPW Director  
Tree Warden  
Board of Selectmen

AGREEMENT FOR ARTICLE 5 OF  
THE MAY 4, 2015 TOWN MEETING

- ① 211 MAIN LLC AGREES THAT THE 8' HIGH FENCE AT THE REAR OF THE PROPERTY AT 211 MAIN ST. ABUTTING THE ALBION AVE PROPERTIES WILL NOT BE MOVED AND WILL BE MAINTAINED & REPLACED AS NECESSARY WITH EQUIVALENT FENCING.
- ② ANY TREES ON THE GREEN SPACE AREA BETWEEN STONESTAM FORD AND THE ALBION AVE NEIGHBORS THAT WERE PLANTED BY STONESTAM FORD AND ARE NOW DECEASED WILL BE REPLACED WITH SIMILAR TREES BY ~~STONESTAM FORD~~ 211 MAIN LLC TO THE REASONABLE SATISFACTION OF THE TOWN.
- ③ 211 MAIN LLC AGREES THAT THERE WILL NOT BE ANY ADDITIONAL COMMERCIAL ACTIVITY ON ~~THE~~ THE 737 SQ. FOOT AREA REZONED BY ARTICLE 5.
- ④ ~~211~~ 211 MAIN LLC WILL REVIEW FLOODING ISSUES WITH NEIGHBORS AND ANY ISSUES DETERMINED BY 211 MAIN LLC TO BE CAUSED BY 211 MAIN LLC WILL BE ADDRESSED BY 211 MAIN LLC. 211 MAIN LLC SHALL MAKE THIS DETERMINATION IN GOOD FAITH. NOTHING HEREIN RESTRICTS THE AUTHORITY OF THE TOWN OF STONESTAM WITH RESPECT TO THESE ISSUES.

211 MAIN LLC

John K. [Signature]  
by MANAGER

[Signature]  
Town Administrator  
TOWN OF STONESTAM  
5445

Approved as to legal form  
Town Counsel [Signature]



TOWN OF  
STONEHAM

MASSACHUSETTS 02180

319 MAIN STREET  
STONEHAM, MA 02180  
(781) 438-4543

TOWN COUNSEL  
WILLIAM H. SOLOMON, ESQ.

**To:** Robert Saltzman, Chairman  
Board of Appeals

Cheryl Noble  
Building Inspector

David Ragucci  
Town Administrator

**From:** William H. Solomon  
Town Counsel

**Date:** May 15, 2015

**Subject:** *Martin Wantman v. R. Michael Dufour et. al (Stoneham Board of Appeals) and Weiss Farm, Inc.*, Middlesex Superior Court No. 2010-2164 (Lead Case), consolidated with 2010-4092 and 2011-2888

I am forwarding herewith the executed Agreement For Judgment in the above referenced case regarding Weiss Farm and its agricultural uses. Please note that the final language issue regarding the words “including, but not limited to” in reference to Chapter 40A (Zoning Act), which were included in Paragraphs 4 and 5 of the Agreement for Judgment, were eliminated from the final Agreement, consistent with the Town position.

For memorialization purposes, I offer the following brief summary of the Agreement for Judgment and its effect on the outstanding zoning determinations and orders of the Building Inspector:

1. The formal dismissal of the 1st case, which was the appeal by Martin Wantman, means that the underlying February 26, 2010 determination and order of the Building Inspector remains in effect, and as such this dismissal is in the interest of the Town of Stoneham. (Weiss Farm did not appeal the Board of Appeals decision.) In addition to rejecting the argument that composting of off-site materials is an “agricultural use” in and of itself, and prohibiting other certain other uses, the February 26, 2010 order set limits on uses at Weiss farm, including the composting use.

2. The dismissal of the 3rd case (based on the Building Inspector's clarification/order that materials such as mulch may be stored and sold if mixed with compost, only if the result is a recognized compost product) arises from a Notice of Constructive Grant filed with the Town Clerk by Weiss Farm alleging that the Board missed a procedural deadline. The dismissal of this 3rd case benefits, and is in the interest of, the Town of Stoneham because Weiss Farm is simultaneously withdrawing its Notice of Constructive Grant. The Building Inspector is not precluded going forward from issuing another such order.
3. The dismissal of the 2nd case, regarding whether Weiss Farm need a Certificate of Agricultural Composting Registration in order to compost off-site materials does not preclude the Building Inspector from issuing going forward, as may be necessary, an order that such composting is not allowed under the Town Zoning Bylaws and is not otherwise protected by the Commercial Agricultural Use Exemption of Section 3 of Chapter 40A, with or without such Certificate. (In fact there are some potential legal advantages to Town's position, if taken and asserted, going forward.)
4. Thus, the dismissal of cases 1 and 3 are in the Town's interest and to the Town's benefit, and the dismissal of case 2 does not prejudice the Town going forward, and is arguably advantageous to any such legal arguments by the Town going forward.

Please feel free to contact me if there are any questions or if I can be of assistance.

Enclosure

cc: Board of Selectmen

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

SUPERIOR COURT DEPARTMENT OF  
THE TRIAL COURT  
CIVIL ACTION NO. 2010-2164 (Lead Case)  
Consolidated with 2010-4092 and 2011-2888

MARTIN WANTMAN,	)
Plaintiff,	)
	)
v.	)
	)
R. MICHAEL DUFOUR, LAURENCE ROTONDI,	)
HENRY SAMPSON, GERARD CUNNINGHAM,	)
TOBIN SHULMAN AND	)
WILLIAM N. SULLIVAN, as they comprise	)
THE STONEHAM ZONING BOARD OF	)
APPEALS; CHERYL NOBLE, BUILDING	)
INSPECTOR FOR THE TOWN OF	)
STONEHAM; and WEISS FARM, INC.,	)
Defendants,	)

**AGREEMENT FOR JUDGMENT**

The remaining parties to this consolidated action (“Consolidated Action”) comprised of Defendant Weiss Farm, Inc. (“Weiss Farm”), Defendant Cheryl Noble, the Building Inspector and Zoning By-Law Enforcement Officer for the Town of Stoneham (“Building Inspector”), and the members of the Zoning Board of Appeals for the Town of Stoneham (“Board”), hereby submit this Agreement for Judgment and agree and consent that the following judgment be entered in this civil action, pursuant to Mass.R.Civ.P. 58(a)(2).

The only other party to the Consolidated Action was Plaintiff Martin Wantman (“Wantman”). Mr. Wantman and his claims have already been voluntarily dismissed from this action pursuant to the Stipulation And Order Of Partial Dismissal With Prejudice (“Stipulation and Order”) that was entered on October 7, 2014, Docket Entry No. 18.

The parties hereto agree as follows:

1. The Building Inspector hereby withdraws her Order to Weiss Farm, dated May 21, 2010, a copy of which is attached hereto as **Appendix A**.

2. The Building Inspector hereby withdraws her Order to Weiss Farm, dated March 3, 2011, a copy of which is attached hereto as **Appendix B**.

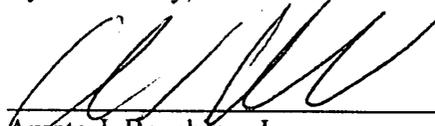
3. Weiss Farm hereby withdraws its Notice of Constructive Grant of Approval, dated July 27, 2011, regarding its appeal of the Building Inspector's March 3, 2011 Order, said Notice dated and filed with the Town Clerk July 27, 2011, a copy of which is attached hereto as **Appendix C**.

4. If, in the future, the Building Inspector issues any order requiring Weiss Farm to cease and desist composting, or any activity related to composting, because Weiss Farm has not obtained a Certificate of Agricultural Composting Registration from the Department of Agricultural Resources (the "Registration Condition"), she will do so only by a new order issued under the applicable Town zoning by-laws and G.L. c. 40A to give Weiss Farm the opportunity to appeal such new order under the Town zoning by-laws and G.L. c. 40A, Sections 8 and 15.

5. If, in the future, the Building Inspector issues any order with respect to the compost composition of mulch (the "Mulch Mixing Condition"), she will do so only by a new order issued under the applicable Town zoning by-laws and G.L. c. 40A to give Weiss Farm the opportunity to appeal such new order regarding the Mulch Mixing Condition under the Town zoning by-laws and G.L. c. 40A, Sections 8 and 15.

6. This Consolidated Action is hereby dismissed, without prejudice, with the parties hereto waiving all rights of appeal, and with each party bearing his, her or its own costs and fees.

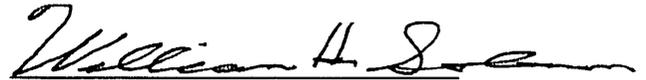
Defendant Weiss Farm, Inc.,  
By its attorney,



Amato J. Bocchino, Jr.  
(BBO #631345)  
BOCCHINO LAW  
103 Grover Street  
Beverly MA 01915  
Phone: (978) 969-3442  
Fax: (978) 921-6214  
[amato@bocchinolaw.com](mailto:amato@bocchinolaw.com)

Date: May 28, 2015

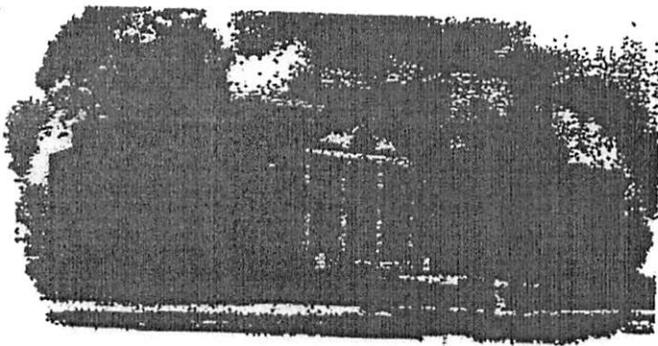
Defendants R. Michael Dufour,  
Laurence Rotondi, Henry Sampson,  
Gerard Cunningham, Timothy  
Libby, James Juliano, Tobin  
Shulman and William N. Sullivan, as  
they comprise current and former  
members of the Stoneham Zoning  
Board of Appeals, and Cheryl Noble,  
Building Inspector for the Town of  
Stoneham,  
By their attorney,



William H. Solomon  
Stoneham Town Counsel  
(BBO #972740)  
319 Main Street  
Stoneham, MA 02180  
Phone: (781) 438-4543  
Fax: (781) 438-4999  
[attywhs@comcast.net](mailto:attywhs@comcast.net)

Date: May 20, 2015

# APPENDIX A



TOWN OF  
STONEHAM  
MASSACHUSETTS

TOWN HALL  
35 CENTRAL STREET  
STONEHAM, MA 02180-2047

Inspectional Services  
Cheryl Noble  
Building Inspector  
781-279-2670  
Fax: 781-279-2671

May 21, 2010

Dotna Weiss  
Weiss Farm  
170 Franklin Street  
Stoneham MA 02180

RECEIVED  
JUN 10 2010  
BOARD OF APPEALS

Re: 170 Franklin St, Stoneham, MA 02180

Dear Ms. Weiss:

This letter is a follow up to the letter dated April 20, 2010 from this office regarding the composting operation at the above-mentioned location.

According to the letter sent to you dated February 26, 2010 regarding the allowed use at 170 Franklin Street it was the determination of this office that the composting operation was allowed as an "incidental" use to a commercial agricultural use(s), with one of the prerequisites/requirements being your having a "Certificate of Agricultural Composting Registration" from the Department of Agriculture [Resources]. On April 20, 2010 a letter was sent to you giving you thirty (30) days to become certified by the Department of Agriculture Resources to avoid further action from this department. As of this date there is no evidence that you have a "Certificate of Agricultural Composting Registration", therefore, you are hereby ordered to cease and desist the composting and anything related to composting at this address immediately. To be more specific, there shall be no more incoming loads of any material relating to the composting operation. These materials include but are not limited to, mulch, loam, grass clippings, leaves, brush, and other yard waste. You have sixty (60) days to remove all of the compost and other materials mixed with compost currently stockpiled on your property. Of course, the stone and other products stored and previously sold, but not mixed with compost material, continue to be prohibited, and must now also be removed within sixty (60) days.

If you fail to comply with this order this office will be force to seek legal action.

You have the right to an appeal.

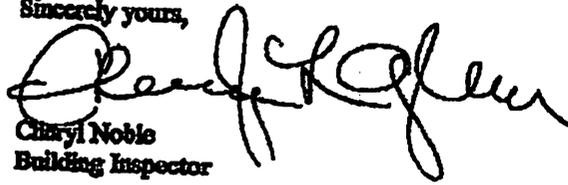
7.6 RIGHT TO APPEAL:

- 7.6.1 Actions of the Building Inspector may be appealed to the Board of Appeals by:
    - 7.6.1.1 Any person aggrieved by an order, act or refusal of the Building Inspector to grant a permit.
    - 7.6.1.2 Any person aggrieved by the issuance of a permit by the Building Inspector.
- Any person aggrieved by inability to obtain enforcement action from the Building Inspector in accordance with the provisions of Section 7 of Chapter 40A of the Massachusetts General Laws, as amended.

0324

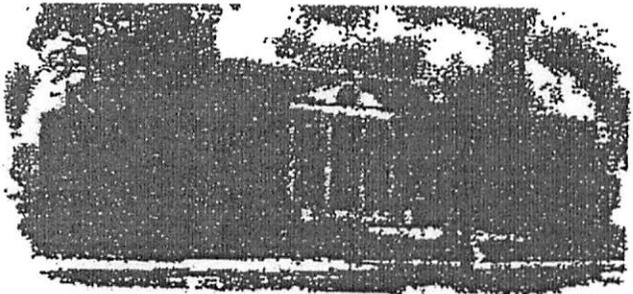
Thank you for your prompt attention to this matter. If you have any question or concern regarding this matter, please do not hesitate to contact this office.

Sincerely yours,



Cheryl Nobis  
Building Inspector

# APPENDIX B



STONEHAM  
MASSACHUSETTS

TOWN HALL  
35 CENTRAL STREET  
STONEHAM, MA 02124-2077

Inspectional Services  
Cheryl Noble  
Building Inspector  
781-279-2670  
Fax: 781-279-2671

March 3, 2011

Certified Mail

Donna Weiss  
Weiss Farm  
170 Franklin Street  
Stoneham MA 02180

Re: 170 Franklin St, Stoneham, MA 02180

Dear Ms. Weiss:

This letter is a follow up to my site visit on January 6, 2011. I appreciate your cooperation with respect to the site visit and generally during the course of this matter.

The reason for the site visit was to verify compliance with the February 26, 2010 determination/order ("determination") from this department regarding the use of the above-mentioned property. As I indicated at that time, and previously thereto, this office's review and determination of your compliance with the February 26, 2010 determination, does not affect or diminish this office's May 21, 2010 cease and desist order. As you are aware, I have, under the circumstances to date, not sought to enforce the May 21<sup>st</sup> order, pending a determination by the Middlesex Superior Court of your appeal therefrom.

I begin with a clarification of my February 26, 2010 determination, a copy of which is attached hereto. In that determination, I stated, that one of the ways that your current operation must be modified was as follows: "[t]he loam, sand and various types of mulch may be stored and sold only if they are mixed with the compost material" I must clarify that such materials may be stored and sold only if, when added to compost, the result is an actual compost material/product, which is recognized as such. Based on my inspection, it appears that the piles of mulch and sand are not compost material or products, but rather "mulch" and "sand".

Composting is allowed with the required and appropriate underlying agricultural use(s), as incidental (accessory) to the agricultural uses. Uses, including the storage and/or sale of mulch or sand, which are not incidental to agricultural use(s), are not allowed. The public policy encouraging composting of off-site materials on land used for the primary purpose of agriculture provides one of the reasons for the determination that composting is incidental to such agricultural uses. Neither this public policy, nor any other reasons or circumstances, provide a basis for making a similar determination with respect to the storage and/or sale of other materials, including mulch and sand. Similarly, composting as an incidental use, cannot, and may not, be the basis for allowing the storage and/or sale of non-compost materials or products, including mulch and sand.

0472

Accordingly, unless you can provide satisfactory evidence that the mulch and sand stored and/or sold at your property are actual compost products, recognized as such, I order that: (i) mulch and sand no longer be stored or sold on or at the property; (ii) no further mulch or sand be brought to the property; and (iii) any mulch or sand currently on the property must be removed from the property, except to the extent that mulch and/or sand are used directly on the property.

I also note that based on my site visit, the stone products that you were selling in the past, have been removed and are no longer being stored or sold at this location.

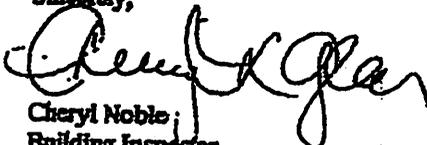
I further note that based on my January 6, 2011 inspection, the height of the compost stockpiles currently do not exceed the 20 foot height limitation contained in my February 26<sup>th</sup> determination. Additionally, based on your submission and the site visit, the entire area for composting does not exceed the maximum of five (5) acres, an additional limitation contained in the February 26, 2010 letter. Subject to any further restrictions or prohibitions arising from: (i) the enforcement of this office's May 21, 2010 cease and desist order prior to the resolution of your zoning appeal; (ii) a subsequent cease and desist order from this office; and/or (iii) your cessation, voluntary or otherwise, of all or a portion of composting on the property, the height of any compost stockpiles must continue to comply with the above referenced height and area requirements. Nothing herein shall be deemed to affect or diminish: (i) this office's May 21, 2010 cease and desist order, which, as noted above, is currently under appeal by you in the Middlesex Superior Court or this office's right to seek enforcement thereof, if required under the specific circumstances; or (ii) the office's right to take any appropriate zoning enforcement action going forward, if circumstances warrant.

**7.6 RIGHT TO APPEAL**

- 7.6.1 Actions of the Building Inspector may be appealed to the Board of Appeals by:
- 7.6.1.1 Any person aggrieved by an order, act or refusal of the Building Inspector to grant a permit.
- 7.6.1.2 Any person aggrieved by the issuance of a permit by the Building Inspector.
- 7.6.1.3 Any person aggrieved by inability to obtain enforcement action from the Building Inspector in accordance with the provisions of Section 7 of Chapter 40A of the Massachusetts General Laws, as amended.

If you have any questions or concerns regarding this matter, please do not hesitate to contact this office.

Sincerely,

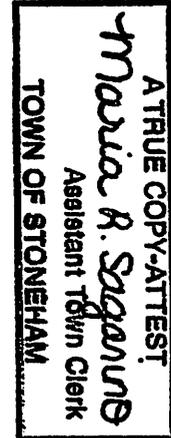
  
Cheryl Noble  
Building Inspector

# APPENDIX C

Notice of Constructive Grant of Approval

Date: July 27, 2011

Re: **Appeal of Building Inspector Order**  
**Weiss Farm, Inc.**  
**170 Franklin Street, Stoneham, MA**



Please be advised that, pursuant to Massachusetts General Laws ("MGL") Chapter 40A, Sections 15 and 17, notice has been given by the appellant in the above matter to the Stoneham Town Clerk that the Board of Appeals has failed to timely make and file a written decision as per the requirement of Section 15. Since the Board has failed to timely act within the prescribed time periods, the applicant has given notice of the constructive grant of approval to the Town Clerk on this date. Appeals of the constructive decision shall be made pursuant to MGL Chapter 40, Section 17 and shall be filed within 20 days after the date of this notice, which is also the date on which notice was filed by the petitioner with the Town Clerk that Board has failed to timely act by filing its decision.

519672 v1/37898/3

2011 AUG 17 A 8:38

REGISTRARS  
TOWN CLERK  
STONEHAM