

**AGENDA**  
**BOARD OF SELECTMEN**  
**November 13, 2007**  
**6:00 p.m.**  
**Town Building**

*Please note time change.*

**Public Input**

**Action/Discussion**

Decide on Snow property uses; warrant article  
Approve application to Community Preservation for Snow purchase funding  
Execute Dispatcher and Police union contracts  
Set liquor license fees for 2008

**Chairman's Comments**

**Town Administrator's Report**

**Meeting Minutes**

**Visitors**

- 6:50 p.m. Appointment to the Council on Aging
- 7:00 p.m. Cable License Advisory Committee restructuring – Lew Halprin

**7:15 p.m. Public Hearing on Tax Classification, with Board of Assessors**  
Dorothy Wilbur, Principal Assessor

**7:30 p.m. Public Hearing on Dog Complaint, with Board of Health**  
William and Leanne Lombardo, 110 Maple Street

**MSBA Update**

**Selectmen's Master Planning**

**Liaison Reports, if any**

**Adjournment**

Posted 11/9/07

**Correspondence (available on request)**

**Town:**

Letter from Maple Street resident's relative re dog attack, rec'd 10/30  
Planning Board request for comments on Butternut Golf permit, rec'd 11/2  
Letter of interest in Council on Aging vacancy, rec'd 11/6  
Building Permits report for October, rec'd 11/8  
NAMI (Northern Alliance on Mental Illness) of Central Middlesex invitation to 11/13 Jail Diversion panel discussion, Lexington, rec'd 11/8  
CC of Planning Board letter to Mass legislators re supporting Intermunicipal Agreements Act, rec'd 11/8  
Planning Board request for comments on Hudson Road accessory apt, rec'd 11/9

**General:**

MPO Suburban Mobility grant notice, rec'd 11/2  
Mass notice of 11/20 hearing on NSTAR transportation agreement, rec'd 11/8  
Freedom's Way Heritage Area notice of 11/13 annual meeting, Lunenburg, rec'd 11/8



Town of Stow  
**BOARD OF SELECTMEN**

Stow Town Building  
380 Great Road  
Stow, Massachusetts 01775  
(978) 897-4515 selectmen@stow-ma.gov Fax (978) 897-4631

June 27, 2007

Alcoholic Beverages Control Commission  
239 Causeway Street, Suite 200  
Boston, MA 02115

To Whom It May Concern:

Here is the Town of Stow's report on liquor licenses for 2006:

791

Type	Fee	Number	Total
Restaurant/Common Victualer, All Alcohol	\$2,200	4	\$8,800
Restaurant/Common Victualer, Wine and Malt	\$880	2	\$1,760
Package Goods, All Alcohol	\$2,000	2	\$4,000
Package Goods, Wine and Malt	\$880	1	\$880

There were no violations.

If you need more information or have any questions, please let me know.

Yours truly,

Susan McLaughlin, Administrative Assistant  
Board of Selectmen and Town Administrator



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**NOTICE OF VACANCY**

**COUNCIL ON AGING**  
**One member**

**Duties:** To coordinate and carry out programs designed to meet the needs of the senior population in coordination with programs of the Massachusetts Department of Elder Affairs as established under the Massachusetts General Laws.

**Qualifications:** Registered voter of Stow. A sincere interest in the welfare, health and well being of senior citizens. A willingness to accept and carry out assignments in that regard. A commitment of time and attendance at monthly meetings held the second Thursday at 9:00 A.M.

**Term:** Appointment by Board of Selectmen to fill an indefinite term.

**Application:** The Board of Selectmen will accept letters of application until 5:00 pm on Wednesday, November 7, 2007.

Posted October 17, 2007

11/6/07 to Bill W.

I would like Dearben  
an ~~interest~~ in becoming  
a board member of the  
C.O.R.

Spwell & Dearben



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**Notice Of Tax Classification Hearing**

The Board of Selectmen will hold a public hearing on Tuesday, November 13, 2007 at 7:15 pm in the Town Building, 380 Great Road, Stow, MA on the issue of tax classification. The purpose of the hearing is to allow taxpayers the opportunity to present their views on whether or not Residential, Commercial, Industrial, Open Space and Personal Property should be taxed with one rate for all property classes, or to use different tax rates for different property classes.

The hearing will include a presentation by the Board of Assessors outlining the options available under Chapter 40, Section 56 of the Massachusetts General Laws. At the conclusion of the public hearing the Board of Selectmen shall determine whether or not tax classification shall be applied for the FY2008 tax rate. Currently the Town taxes at a single tax rate for all property classes. All concerned taxpayers are encouraged to attend to present their views orally or in writing.

If there are questions about the hearing, please contact the Assessors' office at 897-4597.

Stephen M. Dungan  
Chairman, Board of Selectmen

Posted 10/17/07

The Stow Independent  
10/31/07 and 11/6/07 issues



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**BOARD OF SELECTMEN**

Stow Town Building  
380 Great Road  
Stow, Massachusetts 01775  
(978) 897-4515 selectmen@stow-ma.gov Fax (978) 897-4534

**Notice of Dog Hearing**

Notice is hereby given, in accordance with the Town of Stow General Bylaws Article 6 Section 7 and the Massachusetts General Laws Chapter 140 Section 157, the Board of Selectmen will conduct hearing on a complaint of a public nuisance/dangerous dog, as described in Stow General Bylaw Article 6 Section 7, Animal Control. The complaint regards two Mastiff dogs owned by William and Leanne Lombardo of 110 Maple Street.

The public hearing will be held on Tuesday, November 13, 2007 at 7:30 p.m. in the Town Building, 380 Great Road.

Stephen M. Dungan  
Chairman, Board of Selectmen

Posted 10/17/07



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**BOARD OF SELECTMEN**

Stow Town Building  
380 Great Road  
Stow, Massachusetts 01775  
(978) 897-4515 selectmen@stow-ma.gov Fax (978) 897-4534

Mr. William Lombardo and Ms. Leanne Lombardo  
110 Maple Street  
Stow, MA 01775

By certified mail: 7005 1820 0007 5688 5217

October 17, 2007

Dear Mr. and Ms. Lombardo,

Upon the request of the Board of Health and Animal Control Officer and in accordance with the Town of Stow General Bylaws Article 6 Section 7 and the Massachusetts General Laws Chapter 140 Section 157, the Board of Selectmen will conduct a public hearing on Tuesday, November 13, 2007 at 7:30 p.m. in the Town Building concerning your two Mastiff dogs.

The complaint is for being a public nuisance/dangerous dog, as described in Stow General Bylaw Article 6 Section 7, Animal Control.

Yours truly,

Susan McLaughlin  
Administrative Assistant

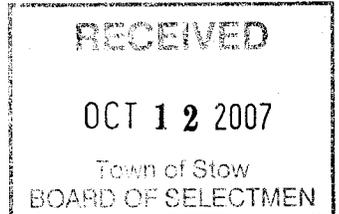
cc: Animal Control Officer  
Board of Health



Town of Stow  
**BOARD OF HEALTH**

380 Great Road  
Stow, Massachusetts 01775-1122

(508) 897-4592  
FAX (508) 897-4534

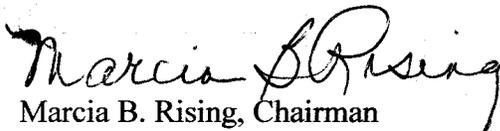


October 11, 2007

Selectmen  
Town of Stow  
Great Road, Stow, MA 01775

The Board of Health has received 2 letters of complaint and a victim's statement regarding 3 separate incidents concerning two Mastiff dogs located at 110 Maple Street, Stow, MA. The first incident occurred on 1/10/07, when the dogs came off the property and barked and growled aggressively at two people walking on Maple Street. The second occurred on 8/20/07, when the dogs came off the property and scratched and tore the jacket of a woman walking on Maple Street. The dogs were quarantined for that incident. The most recent incident, for which we have a victim's statement, was on 10/9/07 when a person visiting the area was walking on Maple Street and was charged by the two dogs tearing his pants and causing him minor injuries in his attempt to escape.

Pursuant to Chapter 140, Section 157 of the General Laws of Massachusetts, the Stow Board of Health and Stow Animal Control request that a public hearing be held, by the Selectmen, to make such judgment as they deem appropriate regarding two Mastiff dogs owned by William and Leanne Lombardo residing at 110 Maple Street, Stow, Massachusetts.

  
Marcia B. Rising, Chairman  
Stow Board of Health  
Sent: 10/10/07

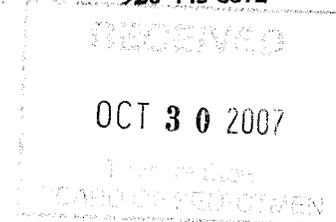
Geo. N. Bell  
519 Park Ave.  
Prescott, AZ 86303  
928-443-8872

10/30/2007

FAX TO 978-897-4534

1 PAGES

Town Of Stow  
Attn: Stephen M. Dungan



Dear Mr. Dungan,

Re: Notice of Dog Hearing, 11/13/2007

Thanks for sending me a copy of the notice regarding the Lombardos' dogs.

You undoubtedly have a copy of the police report I made the day these animals attacked me. In addition, please feel free to call me anytime, including during the Board meeting, to discuss the incident. I fear for my 11-year-old grandson, who lives across the street from these dogs, while he waits on the street for the school bus. Also, anyone else who might do as I did, simply walk down the street.

As an aside, I am a volunteer at our local Yavapai County Humane Society, so you'll understand that I am a dog lover. My experience is that the vast majority of pets are not born vicious, but become that way because of the irresponsibility of their owners.

By the way, the two wounds I sustained as a result of the attack have now healed. Also, when I jumped into the ditch beside the road while attempting to avoid further attacks from the dogs, I apparently twisted my knee (the pain showing up the next day), and am just now able to walk without a limp.

Thanks for your consideration,

A handwritten signature in black ink, appearing to read "Geo. N. Bell". The signature is fluid and cursive, with a long, sweeping underline.

November 7, 2007

To Whom it may concern,

Two additional pieces of information need to be added to the existing file for the Lombardo dangerous dog hearing scheduled for November 13, 2007. They are as follows:

The Lombardos have paid the fines for the two citations issued on October 9, 2007.

The second is a letter written to Mr. and Mrs. Lombardo on October 25, 2007 in response to a telephone conversation I had with Mr. Lombardo. As of today, November 7, 2007, I have not received any information from the Lombardos regarding the placement of their dogs.

Respectfully submitted,

A handwritten signature in cursive script that reads "Susan Latham".

Susan Latham  
Animal Control

Paid Oct 19, 2007  
in full  
\$100.

TOWN OF STOW  
**NOTICE OF VIOLATION**  
OF TOWN BY LAW OR REGULATION

TOWN OF STOW  
**NOTICE OF VIOLATION**  
OF TOWN BY LAW OR REGULATION

DATE OF THIS NOTICE 10-9-07  
NAME OF OFFENDER William + Leanne Lombardo  
ADDRESS OF OFFENDER 110 Maple St  
CITY, STATE, ZIP CODE Stow, MA 01720  
MV OPERATOR LICENSE NUMBER \_\_\_\_\_ MV/MB REGISTRATION NUMBER \_\_\_\_\_

DATE OF THIS NOTICE 10-9-07  
NAME OF OFFENDER William + Leanne Lombardo  
ADDRESS OF OFFENDER 110 Maple St  
CITY, STATE, ZIP CODE Stow MA 01720  
MV OPERATOR LICENSE NUMBER \_\_\_\_\_ MV/MB REGISTRATION NUMBER \_\_\_\_\_

OFFENSE: Article 6 Section 7  
Dog off property - not  
under control - #2 of 2 dogs

OFFENSE: Article 6, Sect 7  
Dog off property, not  
under control - #1 of 2 dogs

TIME AND DATE OF VIOLATION 11-11-30 (A.M.) ON 10-9-2007  
LOCATION OF VIOLATION 110 Maple St  
AT 110 Maple St  
SIGNATURE OF ENFORCING PERSON William Lombardo  
I HEREBY ACKNOWLEDGE RECEIPT OF THE FOREGOING CITATION  
 Lombardo

TIME AND DATE OF VIOLATION 11-11-30 (A.M.) ON 10-9-2007  
LOCATION OF VIOLATION 110 Maple St  
AT 110 Maple St  
SIGNATURE OF ENFORCING PERSON William Lombardo  
I HEREBY ACKNOWLEDGE RECEIPT OF THE FOREGOING CITATION  
 Lombardo

UNABLE TO OBTAIN SIGNATURE OF OFFENDER  
THE FINE FOR THIS OFFENSE IS \$ 50  
YOU HAVE THE FOLLOWING ALTERNATIVES WITH REGARD TO DISPOSITION OF THIS MATTER.

UNABLE TO OBTAIN SIGNATURE OF OFFENDER  
THE FINE FOR THIS OFFENSE IS \$ 50  
YOU HAVE THE FOLLOWING ALTERNATIVES WITH REGARD TO DISPOSITION OF THIS MATTER.

(1) You may elect to pay the above fine, either by appearing in person between 9:00 A.M. and 5:00 P.M. Monday through Friday, legal holidays excepted, before: The Town Clerk, Stow Town Building, 380 Great Road, Stow MA. 01775, or by mailing a check, money order, or postal note to the Town Clerk within twenty-one (21) days of the date of this notice. This will operate as a final disposition of the matter, with no criminal record.

(1) You may elect to pay the above fine, either by appearing in person between 9:00 A.M. and 5:00 P.M. Monday through Friday, legal holidays excepted, before: The Town Clerk, Stow Town Building, 380 Great Road, Stow MA. 01775, or by mailing a check, money order, or postal note to the Town Clerk within twenty-one (21) days of the date of this notice. This will operate as a final disposition of the matter, with no criminal record.

(2) If you desire to contest this matter in a non-criminal proceeding, you may do so, by making a written request to the Clerk Magistrate, District Court Dept., Central Middlesex Division, Concord District Court, Concord, MA 01742 for a hearing. A determination by a Judge, Clerk Magistrate, or Assistant Clerk will operate as a final disposition, with no resulting criminal record, provided any fine imposed by that officer is paid within the time specified.

(2) If you desire to contest this matter in a non-criminal proceeding, you may do so, by making a written request to the Clerk Magistrate, District Court Dept., Central Middlesex Division, Concord District Court, Concord, MA 01742 for a hearing. A determination by a Judge, Clerk Magistrate, or Assistant Clerk will operate as a final disposition, with no resulting criminal record, provided any fine imposed by that officer is paid within the time specified.

(3) If you fail to pay the above fine or to appear as specified, a criminal complaint may be issued against you.  
 A. I HEREBY ELECT the first option above, confess to the offense charged, and enclose payment in the amount of \$ 50  
 B. I HEREBY REQUEST a hearing on this matter.

(3) If you fail to pay the above fine or to appear as specified, a criminal complaint may be issued against you.  
 A. I HEREBY ELECT the first option above, confess to the offense charged, and enclose payment in the amount of \$ 50  
 B. I HEREBY REQUEST a hearing on this matter.

Signature \_\_\_\_\_

Signature \_\_\_\_\_



Town of Stow  
Board of Health  
380 Great Road  
Stow, Massachusetts 01775  
978-897-4592  
FAX 978-897-4615

October 25, 2007

William & Leanne Lombardo  
110 Maple Street  
Stow, MA 01775

Dear Mr. & Mrs. Lombardo:

This letter is in response to Mr. Lombardo's call regarding your efforts to place your two dogs.

Should you decide to place your two Mastiffs with an agency, group, or individual the Town of Stow will require a copy of the surrender papers with both your signatures as co-owners because that is how the dogs are licensed. In addition there needs to be sufficient information about the adopting agency, group, or individual so the facts of the contract may be confirmed by the Town of Stow.

If the above information is received and confirmed in sufficient time prior to the scheduled hearing (November 13, 2007) the Board of Health and Animal Control will consider the matter resolved and will so state at the hearing.

Please understand that the placement of your dogs prior to the hearing is entirely at your discretion.

Sincerely yours,

Susan Latham  
Animal Control Officer