



Town of Newbury  
Municipal Town Offices  
12 Kent Way  
Byfield, MA 01922  
Phone: 978-465-0862  
Fax: 978-572-1228

**PUBLIC NOTICE POSTING REQUEST  
TO OFFICE OF TOWN CLERK AND TOWN WEBSITE**

*(Required to select all appropriate boxes)*

**BOARD/COMMITTEE/ORGANIZATION:** The Select Board

MEETING

PUBLIC HEARING

**DAY of WEEK/DATE:** Tuesday, Dec. 13, 2022 **TIME (AM/PM):** 7:00 p.m.

**ADDRESS:**  Newbury Municipal Offices, 12 Kent Way, Byfield, MA 01922

Newbury Firemen's Hall, 3 Morgan Avenue, Newbury, MA 01951

Newbury Town Library, 0 Lunt Street, Byfield, MA 01922

Other: \_\_\_\_\_  
(please specify building name/address)

**ROOM:**  Newbury Municipal Offices, 2<sup>nd</sup> Floor Hearing Room

Other: \_\_\_\_\_  
(when applicable, provide room name)

**PURPOSE:** General Business

**SUBMITTED BY (Name and title):** Alicia Greco, Chair

**ALL PUBLIC NOTICE POSTING REQUESTS MUST BE FILED WITH THE TOWN CLERK AND TIME STAMPED AT LEAST 48 HOURS PRIOR TO THE MEETING TIME FOR POSTING ON THE MUNICIPAL BULLETIN BOARD (in accordance with the provisions of MGL 30A §18-25). Note: 48 HOURS PRIOR TO THE MEETING DOES NOT INCLUDE ANY HOURS ON A SATURDAY, SUNDAY OR LEGAL HOLIDAY. MUNICIPAL OFFICES ARE CLOSED ON FRIDAYS.**

**Newbury business hours are Monday/Wednesday/Thursday 8AM-4PM and Tuesday from 8AM-7PM. Faxed or e-mailed postings must reach the Town Clerk's office during business hours 48 hours prior to the meeting, not including the days noted above.**

**MEETING NOTICES WILL ALSO BE INCLUDED ON THE TOWN OF NEWBURY'S ([www.townofnewbury.org](http://www.townofnewbury.org)) WEBSITE.**

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## **Agenda**

### **Call to Order**

### **Public Comment**

To receive oral communications from members of the public. Members of the public may address the Select Board for up to 3 minutes; longer with the permission of the Chairperson. The Select Board shall not engage in discussion on topics raised during public comment but may choose to add the topic to a future agenda. This agenda segment will be limited to 15 minutes unless extended at the discretion of the Chairperson

### **Board and Committee Reports:**

Signed VW23-11, Staples  
Signed VW23-10, Amazon  
Signed VW23-10, North of Boston  
Signed PR23-10, Select Board  
Signed PR23-10, Julie O'Brien  
Signed PR23-11, Julie O'Brien

### **Grants, Gifts & Donations:**

FY23 State 911 Department Emergency Medical Dispatch Grant  
FY23 State 911 Department Support and Incentive Grant  
FY23 Firefighter Safety Equipment Grant  
Sustainable Materials Recovery Program Grant  
Massachusetts Cultural Council Grant  
COA Donation, Ruth Rock, \$20.00  
COA Donation, Francis P. Bertolino III, \$250.00  
COA Donation, June Grogan, \$35.00  
COA Donation, Nancy Story, \$16.00  
COA Donation, Dean&Judith Robertson, \$30.00  
COA Donation, Central Congregational Church, Chocolate Tour - \$2,000.00

**Public Hearings: None**

### **New Business:**

Staff recognition (Senate and House of Representatives)

Colonial Power Group – Electricity Aggregation Program, Mark Cappadona

Review, approve and sign Appointments:

- Appoint Fish Commissioner
  - Augustus Campatelli
  - Alexander Maxon
- John Ferrara – Council on Aging Board
- Katelyn M. Tully – Full time Patrol Officer

Declare Surplus: 2009 Ford F250, Police Department

Declare Surplus: 2017 Ford Explorer, Police Department

Public Property Use Request – Newburyport Lions Club, 10 mile road race

Approve One Day Liquor License, Mercury Brewing, Old Newbury Bonfire

**Under Massachusetts General Law, Chapter 138, review and approve 2023 Retail Liquor License Renewals:**

**M.G. L Chapter 138, Section 15: Off Premise Licenses/all alcohol as follows:**

- #89184-PK-0794 Adele Scrivo, dba Corner Cupboard, 4 Hanover St.
- #00007-PK-0794 Sylvanowicz Family Associates, Inc. dba D&J Liquors, 53 Main St.
- #00010-PK-0794 Plum Island Fine Wine & Spirits, Inc. dba The Cottage Wine & Spirits, 14 Plum Island Blvd.

**M.G. L Chapter 138, Section 15: Off Premise Licenses/Wine & Malt as follows:**

- #00009-PK-0794 Pizza Factory, Inc. dba Plum Island Provisions 29 Plum Island Blvd
- #00018-PK-0794 The Butchery, Inc. dba Newbury Butchery, 2 Morgan Ave
- #90392-PK-0794, Wyatt's Market Dba Wyatt's 6 Fruit St, Unit D

**M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – Wine and Malt:**

- #04762-RS-0794 Bob Lobster, 49 Plum Island Tpke.

**M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – Wine and Malt/Club**

- #00002-CL-0794 Oldtown Country Club, Inc., Marsh Ave

**M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – All Alcohol**

- #03245-RS-0794 Rusty Can LLC, dba Rusty Can, 9 Fruit St.
- #00020-CL-0794 Ould Newbury Golf Club Inc. dba Ould Newbury Golf Club, 319 Newburyport Turnpike
- #00021-RS-0794 Plum Island Beachcoma, Inc. dba Plum Island Beachcoma, 23 Plum Island Blvd.
- #00016-RS-0794 Plum Island Grille, Inc., dba Plum Island Grille, 2 Plum Island Blvd, Newbury, MA
- #06141-RS-0794 The Sunset Club, LLC, 2 and 8R Old Point Road, Newbury, MA

**M.G.L. C. 138, Section 12: Licenses authorizing sale of beverages to be drunk on premises – All Alcohol – Hotel**

- 06455-HT-0794 Plum Island Blue, LLC dba Blue-Inn on the Beach, 18-20, and 22 Fordham Way, Plum Island, Newbury, MA

**Vote to sign ABCC Renewal Certification 2023**

**Vote to sign ABCC 2023 Seasonal Population Increase Estimation Form**

**Town of Newbury Business License Renewals 2023:**

**Elizabeth/Michael Houlihan, dba Roots to Wings, 76 Newburyport Turnpike, General Business: Health & Wellness**

**William Difrancesco/stowaway storage, dba Newbury Self Storage, 131 Newburyport Turnpike, General Business/Self Storage**

**Nassar Abu-Eid, dba A.L. Prime Energy Consultant Inc., 17 Central Street, auto/marine gasoline, car repair, sale of related goods**

**Jeffrey Christensen, dba Plum Island Fine Wine & Spirits dba The Cottage Wine & Spirits, 14 Plum Island Blvd., General Business package store**

**Jeff Christensen, dba PI Rentals, LLC dba The Cottage, 14 Plum Island Blvd., General Business: surf/paddle/kayak/skate sales&rentals**

**Jeffrey Christensen, dba Plum Island Fine Wine & Spirits dba The Cottage Wine & Spirits, 14 Plum Island Blvd., Parking Lot**

**David/John Moulton, dba Riverfront Marine Sports, Inc., 292 High Road, Auto/Marine, Sales/Storage of boats, marine supplies, gasoline**

**Alana L. Matses Dunn, dba Flippin Out Enterprises, 109 High Road, Coach/Consultant**

**Kendall Bowie, dba Mad Martha's Island Café, 51 Northern Blvd., Common Victualler, Hours of operation: Tuesday – Sunday 7 am to 2 pm; Thursday – Saturday 5 pm to 10 pm**

**Elise Guay, dba Boston Born Ink, 65 Newburyport Turnpike, Tattoo Shop**

**Sylvanowicz Family Associates, Inc., Main St. Mini Mart and D&J Liquors, 53 Main Street, Common Victualler**

**James Sullivan, dba Rusty Can, 6G Fruit Street, Common Victualler**

**Ronald Barrett, dba Barrett Transportation, 18 Hutchins Road, General Business/Vehicle Transport**

**Ronald Barrett, dba Plum Island Taxpayers Association, 8 Plum Island Blvd., Common Victualler, Parking Lot**

**James Noyes, dba Noyes Auto Service, 1 Noyes Lane, Auto/Marine; Auto Repair**

**Jaiden Auto, Inc., Jeremy P. Keohane, 6 Newburyport Turnpike, Used Car Dealer's License – Class II, to buy and sell second hand motor vehicles**

**Frances Broadbery, dba Plum Island Grille, 2 Plum Island Blvd., Common Victualler**

**Carla Capolupo dba Carla Capolupo, 26 Plum Island Blvd., Parking Lot (U02-0-115 to U02-0-119) Entrance and exit on Plum Island Blvd. only**

**Stephen Andreottola, dba Steve's Service Inc., 52 Main Street, Auto/Marine: Auto Repair and sale of related items**

**Steven J. Keville, dba SK Tree Service, 71 Main Street, General Business/Tree Service**

**Steve's Services, Inc., C/O Stephen Andreottola, 52 Main Street, Used Car Dealer's License – Class II, to buy and sell second hand motor vehicles**

**Newbury Auto Sales, Inc. James R. Motzkin, 60 Newburyport Turnpike, Motor Vehicle Junk License – Class III, buy second hand vehicles for the purpose of remodeling, taking apart or rebuilding and selling the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts**

**William & Louise Robitaille, dba Pheasant Meadow Farm, 7 Paul's Way, Farm Products**

**Linda M. Gamache, dba Sadie's For Hair, 6J Fruit St., General Business – Beauty Shop**

**Ryan Guthrie/Brendon Guthrie, dba The Inn on the Beach, 20 Fordham Way, Common Victualler/Inn**

**Ryan Guthrie/Brendon Guthrie, dba The Inn on the Beach, 20 Fordham Way, Parking Lot, 11 Fordham Way (U01-0-26)**

**John Gallant dba J. Gallant Pool & Spa, 96 Newburyport Turnpike, General Business**

**Elizabeth Moulton – Cowie/Martha Moulton dba Surfland Bait and Tackle LLC, 30 Plum Island Blvd., General Business bait shop**

**William Koski, Jr., dba Bill's Auto Repair, 24 Middle Road, Auto Marine, "subject to the restrictions and conditions of the special permit issued on 2/26/86 and the decision of the Zoning Board of Appeals 8/6/99 for the property located at 24 Middle Road."**

**Gary Machiros, dba Applied Automotive Technology, Inc., 101 Newburyport Turnpike, Unit 4-5, Auto Repair**

**Angie's Service Inc., 101 Newburyport Turnpike, Units 4-5, Used Car Dealer License – Class II, to buy and sell second hand motor vehicles**

**Schneller BMW Performance, dba Michael Morris, 26 Middle Road, Unit 1, General Business/Automotive, "subject to the restrictions and conditions of the special permit issues on 2/26/1986 and the variance issued on 11/17/1994 by the Newbury Zoning Board for the property at 24 Middle Road"**

**Norma D. Reader, dba High Tall Acres, 120 High Road, Farm Products – Feeds and related items**

**Christine & Doug Rupp, dba Harmony Natural Learning Center, 67/69 Newburyport Turnpike, General Business/Education**

**Lynne Deschene dba The Access Clinic for Wellness, 19 Central St., Suite C, Acupuncture**

Braza Car Auto Sales Inc., (owner Durce Machado Moreira), 86 Newburyport Turnpike, Use Car Dealer License – Class II, to buy and sell second hand motor vehicles

**Old Business:**

**Town Administrator Report:**

**Correspondence:**

Letter from Comcast regarding fee increases

**Meeting Updates:**

**Review of Meeting Minutes:**

Draft minutes 11.3.22  
Draft minutes 11.7.22  
Draft minutes 11.8.22  
Draft minutes 11.30.22

**Warrants:**

VW2311  
PR2310  
PRVW23SWO  
PR2309  
PRVW2311  
PRVW2310  
VW2310

**Executive Session:** Executive Session Pursuant to Massachusetts General Law, Chapter 30A § 21 (a)(3) to review, discuss, and consider the response to the Open Meeting Law complaint against it dated December 1, 2022, filed by Jack Rybicki, and on file with the Town Clerk, whereas discussion of this matter in open session would have a detrimental effect on the Town's litigating position (and the Chair so declares it) and to reconvene in open session to vote to approve the same

**Adjourn**

*The Select Board pledges its respect to the public and each other. The Board asks the public to conduct themselves in a respectful, courteous manner, both with the Board and with fellow members of the public. Should any member of the Board or any member of the public fail to observe this charge at any time, the Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair will recess the meeting until a genuine commitment to this charge is observed.*

*Note: The matters listed above are those reasonably anticipated by the Chair to be discussed at the meeting. This Agenda may be updated or revised after initial posting. Not all items listed may in fact be discussed, and other items not listed may be brought up for discussion to the extent permitted by law.*