

TOWN OF FALMOUTH
SELECT BOARD
AGENDA
MONDAY, DECEMBER 5, 2022 – 6:30 P.M.
SELECT BOARD MEETING ROOM
TOWN HALL
59 TOWN HALL SQUARE, FALMOUTH, MA 02540

The Select Board may discuss and vote appropriate action on any item listed on this Agenda unless a different disposition is noted. At the discretion of the Chair, agenda items may be taken out of order.

6:30 p.m. OPEN SESSION

1. Call to Order
2. Pledge of Allegiance
3. Recognition
4. Announcements
5. Public Comment
6. Affirm appointment of Finance Director

6:35 p.m. BUSINESS #1

1. Consider Submitting Comments to Massachusetts Department of Environmental Protection (MADEP) Regarding Draft Title V Regulations **(30 minutes)**

7:05 p.m. TOWN MANAGER’S PRELIMINARY REPORT

7:10 p.m. COMMITTEE INTERVIEWS

1. Veterans Council Committee
 - a. At-large position – Brian Hodor
 - b. DAV representative – Ron Nasif

7:15 p.m. PUBLIC HEARINGS

1. Tax Classification Hearing **(15 minutes)**
2. Application for an Entertainment License – Olive Restaurant, Inc. d/b/a/ Shiverick’s Café & Bar, 285 Main Street, Falmouth **(5 minutes)**
3. Flow Neutral Bylaw – Evaluation of Request for Variance – New Creek LLC – 13 Davis Straits, Falmouth (parcel 39 15 049D 004), continued from August 22, 2022, September 26, 2022, October 24, 2022; November 7, 2022 **(5 minutes)**

7:40 p.m. BUSINESS #2

1. Report – Board of Health **(15 minutes)**
2. Consider votes to amend inter-municipal agreement among the towns of Falmouth, Sandwich, Mashpee and Bourne, Massachusetts for the maintenance and operation of a regional municipal services facility at the Joint Base Cape Cod **(10 minutes)**
3. Vote to approve request from Wendy Y. Hill, Trustee of the 75 Nashawena Street Nominee Trust, owner of 75 Nashawena Street to apply to the Conservation Commission for invasive species management within the layout of Nashawena Street and on the abutting property to the North owned by the Town of Falmouth **(5 minutes)**
4. Consider allocation of \$120,000 from Direct American Rescue Plan funds to Edward Marks Building Improvements **(5 minutes)**

5. Announce April 2023 Town Meeting schedule (5 minutes)

6. Approve Annual License Renewals for 2023: (5 minutes)

**ALL ALCOHOL RESTAURANT LICENSE and
COMMON VICTUALLER LICENSE**

Bluefins, 295 Main Street
Cape Cod Country Club, 41 Theatre Drive
Epic Oyster, 70 County Road
Estia, 117 Main Street
Flying Bridge, 220 Scranton Avenue
Grumpy's Pub, 29 Locust Street
Jack's Restaurant & Bar, 327 Gifford Street
Josh's at Davisville, 339 East Falmouth Highway
La Cucina sul Mare, 237 Main Street
Liam Maguire's, 273 Main Street
Limani, 824 Main Street
Moto Pizza, 500 Waquoit Highway
New Peking Palace, 452 Main Street
Papa Jakes, 146 Sandwich Road
Pickle Jar, 170 Main Street
Provisions, 87 Water Street, Units 1 & 2
Quahog Republic, 97 Spring Bars Road
Shiverick's Café, 285 Main Street
Silver Lounge, 999 Route 28A
Soprano's, 286 Grand Avenue
The Black Dog Heights Café, 465 Grand Avenue
Tiger Ramen, 587 Main Street
Timber, 23 Town Hall Square
Water Street Kitchen, 56 Water Street

**ALL ALCOHOL INNHOLDER LICENSE and
INNHOLDER LICENSE**

Seacrest Concessionaire, 350 Quaker Road

ALL ALCOHOL CLUB LICENSE

Cape Verdean Club, 126 Sandwich Road
Falmouth Rod & Gun Club, 205 Sportsman Lane

**ALL ALCOHOL CLUB LICENSE and
COMMON VICTUALLER LICENSE**

AMVETS, 336 Palmer Avenue
Green Pond Yacht Club, 336 Menauhant Road

ALL ALCOHOL PACKAGE STORE

Falmouth Food Mart & Liquors, 414 East Falmouth Highway
John's Liquors, 729 Main Street
Kenyon's Market, Inc., 769 East Falmouth Highway
Murphy's Package Store, 410 West Falmouth Highway
Old Barn Package Store, 20 Luscombe Avenue
RJ's Variety & Liquors, Inc., 174 Sandwich Road

**WINE AND MALT RESTAURANT LICENSE
and COMMON VICTUALLER LICENSE**

Bangkok Thai Cuisine, 291 Main Street
Falmouth Cinema Pub, 137 Teaticket Highway
Homeport Sushi, 316 Gifford Street

Pizza I & Subs II, 769 East Falmouth Highway
Silver Beach Pizza & Seafood, 557 North Falmouth Highway, Bld. A
Steve's Pizzeria & More, 374 Main Street

COMMON VICTUALLER LICENSE

Coffee Obsession, 110 Palmer Avenue
Coffee Obsession, 38 Water Street
Supreme Pizza, 147 Teaticket Highway
Subway, 137 Teaticket Highway
Thai Kitchen 258 Teaticket Highway
The Blended Berry, 56 Davis Straits

ENTERTAINMENT

AMVETS, 336 Palmer Avenue
Cape Verdean Club, 126 Sandwich Road
Coffee Obsession, 110 Palmer Avenue
Coffee Obsession, 38 Water Street
Green Pond Yacht Club, 336 Menauhant Road
Falmouth Elks, 140 Palmer Avenue
Flying Bridge, 220 Scranton Avenue
Grumpy's Pub, 29 Locust Street
Jack's Restaurant & Bar, 327 Gifford Street
Josh's at Davisville, 339 East Falmouth Highway
La Cucina sul Mare, 237 Main Street
Liam Maguire's, 273 Main Street
New Peking Palace, 452 Main Street
Papa Jakes, 146 Sandwich Road
Pickle Jar, 170 Main Street
Provisions, 87 Water Street, Units 1 & 2
Quahog Republic, 97 Spring Bars Road
Seacrest Concessionaire, 350 Quaker Road
Silver Lounge, 999 Route 28A
Soprano's, 286 Grand Avenue

SUNDAY ENTERTAINMENT

Flying Bridge, 220 Scranton Avenue
Grumpy's Pub, 29 Locust Street
La Cucina sul Mare, 237 Main Street
Liam Maguire's, 273 Main Street
Provisions, 87 Water Street, Units 1 & 2
Seacrest Concessionaire, 350 Quaker Road
Soprano's, 286 Grand Avenue

AUTOMATIC AMUSEMENT LICENSE

Falmouth Elks, 140 Palmer Avenue
Grumpy's Pub, 29 Locust Street
Pizza I & Subs II, 769 East Falmouth Highway
Quahog Republic, 97 Spring Bars Road
Seacrest Concessionaire, 350 Quaker Road

USED CAR DEALER LICENSE

Battles Used Car & Trucks, 14 Depot Avenue
Falmouth Motorcar, 716 Teaticket Highway

8:25 p.m. CONSENT AGENDA

1. Licenses
 - a. Approve Application for Transfer of a Common Victualler License – J2 Bagels, Inc. d/b/a Cape Cod Bagels, 419 Palmer Avenue, Falmouth
2. Administrative Orders
 - a. Vote Appointment of Town Accountant, Victoria Rose
 - b. Approve a Grant of License to Michael & Linda Lambert to maintain an existing post and lattice fence along the southwestern edge of the property encroach onto the road layout at 30 Davis Road
 - c. Approve request to withdraw up to \$16,000 from the Manduano Gift Account (28-632-5657-5780) to fund the construction of 5 parking attendant booths by Upper Cape Tech. students using the design by Jill Neubauer Architects Inc.
 - d. Approve request from Falmouth Housing Corporation for a Waiver of the Building Permit Fees for the Scranton Main Senior Affordable Housing Project, located at 763 Main Street
 - e. Vote to accept donation from the Roger & Kathy Marino Foundation to the Falmouth Fire Rescue Department donation account in the amount of \$500.00
 - f. Vote to approve expenditure in excess of \$500.00 from the Falmouth Fire Rescue Department donation account to purchase a new replacement commercial grade range for the Fire Department Headquarters

8:30 p.m. MINUTES

1. Review and Vote to Approve Minutes of Meetings
 - a. Public Session – October 3, 2022; October 24, 2022
 - b. Executive Session – September 12, 2022

8:35 p.m. TOWN MANAGER’S SUPPLEMENTAL REPORT

8:40 p.m. SELECT BOARD REPORTS

8:50 p.m. DISCUSSION OF FUTURE AGENDA ITEMS

8:55 p.m. ADJOURN

Nancy R. Taylor, Chair
Select Board