

September 1, 2010

Mark Ryan, Chairman
Thomas Wynne, Vice Chairman
Kevin Shaughnessy
Les Leblanc
Martin Odstrchel
Norwood Airport Commission
125 Access Road
Norwood, Massachusetts 02062

Dear Commission Members,

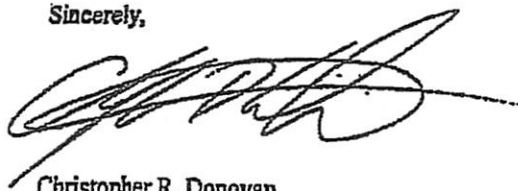
I am writing to inquire if there is any Town-owned land available for either lease or purchase on the Norwood Airport.

I am interested in any parcel of land available either now or in the future. I am also interested in the development of land under the ownership or control of the town and would be interested in any opportunities.

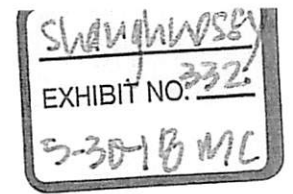
I am also interested in the "DC3" ramp area for either lease or rental and understand the current rental agreement expires on or after September 30, 2010.

I am available to discuss this area as well as any other area which is or may come available.

Sincerely,



Christopher R. Donovan
President
Boston Executive Helicopter
209 Access Road
Norwood, Massachusetts 02062
chris@bostonexecutivehelicopters.com
781-603-6186



Sent via BlackBerry from T-Mobile

-----Original Message-----

From: "Russ Maguire, A.A.E. ,ACE" <rmaguire@norwoodma.gov>

Date: Wed, 13 Oct 2010 21:36:52

To: CHRISTOPHER DONOVAN <christopherdonovan1@gmail.com>

Subject: Re: Airport Meeting

Hi Chris,

If you're comfortable with my doing so, I'd like to forward your e-mail to the Airport Commission.

Please advise. Thanks.

Russ

----- Original Message -----

From: "CHRISTOPHER DONOVAN" <christopherdonovan1@gmail.com>

To: "Russ Maguire, A.A.E. ,ACE" <rmaguire@norwoodma.gov>

Sent: Wednesday, October 13, 2010 6:58:52 PM GMT -05:00 US/Canada Eastern

Subject: Airport Meeting

Russ,

I understand the Airport Commission will be meeting on October 20th. I am going to be out of town all next week.

I would like to ask that you express my interest in the expansion of the Commercial permit for Flight training and aircraft rental as I have previously discussed?

I am also interested in the lease of the "DC-3" ramp area and the other public ramp space available.

Tom O'Connell will be out of town with me and as we discussed previously, he has asked me to speak on his behalf.

His Company is also interested in the "DC-3" ramp and any other public space available as well as the "junk yard" area know as the CAP ramp.

Should any of the Commission members wish to discuss any of these issues I will be available any time other than next week. Should the Commission wish to discuss my future plans or expansion of my permit I should be available at the next monthly meeting.

I also plan on expanding my permit further in the coming months to pursue Aircraft repair. I will keep you posted on this situation. My desire down the road is to become a full service FBO here at Norwood Airport.

Thank you,

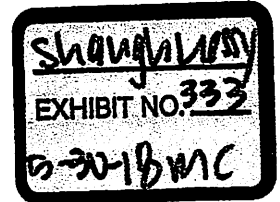
Christopher Donovan

Boston Executive Helicopters

Norwood Airport Commission
Regular Business Meeting
October 20, 2010

APPROVED

12/15/2010



Quorum being present, the meeting was called to order by the Chairman at 4 PM.

Appointments

Jeff Adler, Dubois and King

Mr. Adler gave an engineering update. The Runway 1028 project is on schedule and the construction should be completed by the end of next week. The test strip will be this Thursday and pending the results of that the base paving will be done Saturday with the finish paving being done Monday. The pavement marking will be done next Wednesday (there will be no grooving on 1028) and then the runway lights will be installed. The final inspection with FAA will be within the next few weeks. At this time, the project is ahead of schedule and on budget.

CIP meeting with FAA and Mass DOT was held at the end of September and there was one small change to what had originally been submitted to them in regard to the reconstruction of taxiway alpha in 2013. D & K will put in a feasibility study in 2012 at FAA's request to determine if relocating could be done reasonably. The remainder of the CIP is the same as what NAC saw before the CIP meeting.

Upon the motion the Commission voted unanimously to accept the Five Year Capital Improvement Plan as revised.

A pre-design meeting was held for the North/South Taxiway reconstruction. The design will be done this year and it will be built during the summer of 2011. The design should be finalized by the time of the next commission meeting.

Peter Eichlay, Flight Level Aviation

Mr. Eichlay was present at the meeting to discuss the CAP apron deficiencies. He is considering making the investment but will meet next week also to offer a sublease to partner in the investment. He is also considering just doing a band-aid job on the area for now. In response to the Chairman's disapproval at the lack of information Mr. Eichlay promised to have something substantial to report next week. The Chairman told him something must be done now, before the winter comes.

When Mr. LeBlanc asked if Flight Level was still planning to put a hangar there, Mr. Eichlay's response was that if there is a time restriction and things have to be done by the winter then that will preclude them from doing the testing for a hangar. The band-aid is probably the only approach to get something done before the winter. He claimed to have misunderstood the Commission's requirements as far as the CAP condition and invited a member of the NAC to be involved in the meeting with the potential investor. The meeting he refers to is with a potential sub-lease and people who have expressed interest

in building themselves. It will be the second meeting with the potential investor. Mr. Wynne reminded Mr. Eichlay that this situation has lingered for a long time but Mr. Eichlay said he was not aware of the sensitivity of the time line and that now that he is, he will get going on it. He promised he would get back to the Commission after his meeting next week.

Mass DOT has issued their inspection report and the matter of the CAP must be addressed. Mr. Eichlay. Suggested the best thing for everyone would be to have a little bit more patience. The Manager reminded him that the area has been a problem for 15 years but Mr. Eichlay insisted that that predated him. Mr. Eichlay did agree to keep Mr. Maguire in the loop.

Minutes

April 6, 2010

Mr. Wynne's name will be added to those listed as present.

Upon a motion made by Mr. Leblanc and seconded by Mr. Wynne the Commission voted unanimously to approve the minutes of the 4/6/10 meeting as revised.

June 9, 2010

The references to taxilanes will be changed to taxiways and a list of those in attendance will be added.

Upon a motion made by Mr. LeBlanc and seconded by Mr. Wynne the Commission voted unanimously to approve the minutes of the 6/9/10 meeting.

June 16, 2010

Upon a motion made by Mr. Leblanc and seconded by Mr. Wynne the Commission voted unanimously to approve the minutes of the 6/16/10 meeting.

August 6, 2010

Upon a motion made by Mr. Wynne and seconded by Mr. LeBlanc the Commission voted unanimously to approve the minutes of the 8/6/10 meeting.

August 11, 2010

Reference to DC9 on page 2 will be changed to DC3.

Upon a motion made by Mr. Wynne and seconded by Mr. LeBlanc the Commission voted unanimously to approve the minutes of the 8/11/10 meeting.

September 8, 2010

Dubois and King \$125,433 pay requisition for RW Harding will be added.

Upon a motion made by Mr. Wynne and seconded by Mr. LeBlanc the Commission voted unanimously to approve the minutes of the 9/8/10 meeting.

Manager's Report

Upon a motion made by Mr. LeBlanc and seconded by Mr. Wynne the Commission voted unanimously to accept and file the Manager's Report.

Old Business

IMC Commercial Permit Application

Upon a motion made by Mr. Wynne and seconded by Mr. LeBlanc the Commission voted unanimously to approve IMC Commercial Permit Application including the requested waivers.

New Business

David Spiegel, Annex Realty Trust notice to sublease.

~~Boston Executive Helicopter is looking to purchase or lease land.~~

~~Chris Donovan is adding helicopter training to his existing commercial permit at Norwood Airport.~~

Upon a motion made by Mr. Odstrchel and seconded by Mr. LeBlanc the Commission voted unanimously to approve Boston Executive Helicopter's request to add helicopter training to the existing commercial permit.

Thomas O'Connell addressed the Commission requesting to be recognized as having an interest in a lease at Norwood Airport.

Correspondence

Upon a motion made by Mr. Wynne and seconded by Mr. LeBlanc the Commission voted unanimously to file the letter received from East Coast Aeroclub.

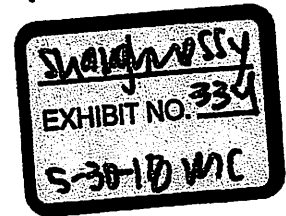
Upon a motion made by Mr. Wynne and seconded by Mr. LeBlanc the Commission voted unanimously to file the letter received from Horizon Aviation in opposition to IMC.

5:15 Adjournment.

**Norwood Airport Commission
Regular Business Meeting
December 14, 2011**

APPROVED

3/14/12



Present:

**Thomas Wynne, Chairman
Kevin Shaughnessy, Clerk
Martin Odstrchel, Commissioner
Les LeBlanc, Commissioner
Russ Maguire, Airport Manager
Mark Raymond, Assistant Airport Manager**

Quorum being present, the meeting was called to order by the Chairman at 4:00pm.

Appointments

Dubois & King

Jeff Adler updated the Commission on AIP Projects.

The North/South taxi lane signs that have to be changed have been ordered and should be ready in one or two months. The retainage on the contract has been reduced. The FAA did not want to close it out until the signs are installed.

Areas on the helipad have been cored out and the samples have been delivered to FAA for evaluation. Mr. Adler will notify the Commission of the results.

A survey was done last week on taxi way Charlie. D & K has submitted their fees and the independent fees have come in also.

D & K presented engineers proposal for next summer's construction project which includes construction of taxi way Charlie, the extension of taxi way Alpha and installation of the three helipads. D & K fee estimate is \$302,158 and the independent fee estimate is \$328,060.

Dubois & King is asking the Commission to accept the fee contingent on an acceptable contract between D & K and Norwood Airport Commission.

Upon NAC approval FAA will be notified that there is a record of negotiation. The next step is for Mass DoT to approve and then forward the agreement to FAA.

On a motion made by Mr. Odstrchel and seconded by Mr. Shaughnessy the Commission voted unanimously in favor of approving the Engineering estimate.

It is likely that the modified standards for the 4 helipads will be approved by FAA, but there is no official word yet.

Boston Executive Helicopter, Chris Donovan

Mr. Donovan is in the process of buying a building on the airport. The seller is trying to close the deal before the end of the year. Boston Executive Helicopter is buying a lease from Swift Aviation and will reconstruct the existing hangar on the same site. The Building Inspector and the Conservation Agent have visited the site. Mr. Donovan will try to have all the necessary documentation for the transaction by next month's meeting.

He needs a signed document from the seller, the buyer and Mike Pendergast of BMA. The seller is now trying to reach Mr. Pendergast for his signature. There is a contract for purchasing the lease and a document on the lease transfer.

The Manager will send a copy of the original lease (to be provided by Mr. Donovan) to Town Counsel for review.

Minutes

The minutes will be deferred until the next meeting.

Manager's Report

The Manager spoke briefly about the Economic Impact Study. It was good news for Norwood. It showed \$51 million dollars in economic activity in 2010.

The 2013 budget is included in the Manager's Report.

Airport signage has been installed on Route 95, Route 1, and Neponset Street.

On a motion made by Mr. Shaughnessy and seconded by Mr. Odstrchel, the Commission voted unanimously to accept and file the Manager's Report.

Old Business

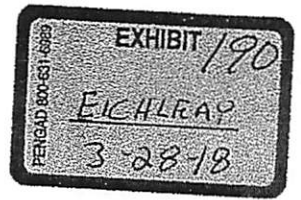
Flight Level, Peter Eichlay

Mr. Eichlay gave an update on the CAP ramp. He has not been able to reach Mr. Pendergast but he submitted a letter on his own for NAC to review. The letter is from Flight Level prespective.

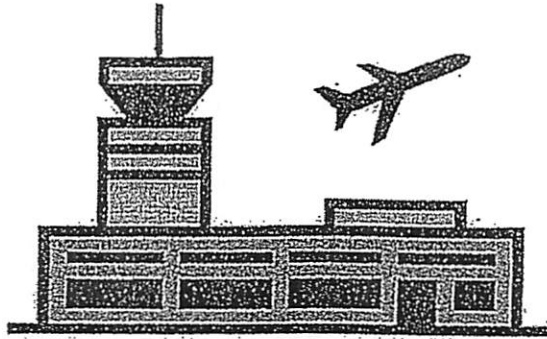
There was a brief discussion of the situation.

Adjournment

On a motion made by Mr. Shaughnessy and seconded by Mr. Odstrchel, the Commission voted unanimously to adjourn.



Norwood Memorial Airport



COVER PAGE
ONLY

EICHLER 190
SCANNED
ENTIRELY
IN
SEPARATE
SCAN

General Regulations (w/o attachments)

Revised: October 2008

S0077



City or Town NORWOOD Date DEC. 13, 2012

For the lawful use of the herein described building... or other structure..., application is hereby made in accordance with the provisions of Chapter 148 of the General Laws, for a license to use the land on which such building.... or other structure.... is/are or is/are to be situated, and only to such extent as shown on plot plan which is filed with and made a part of this application.

Butters
EXHIBIT NO. 407
b-20-1BMC

☒ Approved ☐ Disapproved

☒ Approved ☐ Disapproved
Raul A. Nigro (Head of Fire Dept.)
1/7/13 (Date)

Boston Executive Helicopters LLC

 (Signature of Applicant)
 Christopher R. Donovan Sr.
 189 Access Road, Norwood, MA 02062

Approved in public hearing 1/22/13



City or Town Norwood Date January 23, 2013

LICENSE

S0077

In accordance with the provisions of Chapter 148 of the General Laws, a license is hereby granted to use the land herein described for the lawful use of the building.... or other structure.... which is/are or is/are to be situated thereon, and as described on the plot plan filed with the application for this license.

Location of land Norwood Airport Nearest cross street Azalea Drive/
Christopher R. Donovan, Sr. ^(Street & Number) Access Road
Owner of land Town of Norwood Boston Executive Helicopters LLC, 189 Access Road
Address - Access Road

Number of buildings or other structures to which this application applies One Steel Hangar

Occupancy or use of such buildings Aircraft Storage

Total capacity of containers in gallons: — Aboveground _____ Underground 30,000 gallons

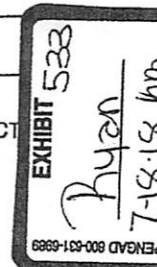
Kind of fluid to be stored in containers: — (2) 15,000 gallon tanks of aviation fuel

Restrictions - If any: Criteria established by Mark Ryan and Airport Commission (attached).

Signature of Licensing authority

Clerk, Board of Selectmen

THIS LICENSE OR A PHOTOSTATIC OR CERTIFIED COPY THEREOF MUST BE CONSPICUOUSLY POSTED IN A PROTECTED



Selectmen approve Norwood Airport fuel tanks

Scott MacKeen
Staff Reporter

The Board of Selectmen on Tuesday night granted its approval for a new fuel-service operation at Norwood Memorial Airport.

At its meeting Tuesday night, the board voted unanimously to grant a Volatile and Inflammable Fluid (VIF) license to Boston Executive Helicopters Inc., 125 Access Road.

Representing Boston Executive Helicopter at the public hearing, attorney James Hilliard said the business plans to install two 15,000-gallon fuel tanks at the site, adding that the company plans to both operate on its own and sell the aviation fuel.

"These tanks are as modern as you can get," said Hilliard, addressing questions about safety of the equipment.

Hilliard said the proposal has gained approval from the Conservation Commission and the Norwood Airport Commission, which has granted "conditional approval" for the fuel tanks but will require additional measures. Lt. Anthony Greeley of the Fire Department was on hand as well, and informed the board that the department has reviewed the plans and given its approval.

According to Greeley, the tanks are fiberglass and will be built with double walls to prevent fuel leakage. Furthermore,

Boston Helicopter has agreed to install a bladder system as an additional safety measure, said Greeley.

"It goes above and beyond the code," he said. "These are double-wall tanks and this [bladder] is a third wall. It makes perfect environmental sense."

Asked by Selectman Paul Bishop, Greeley said the Fire Department will make it a condition going forward that all underground storage tanks in town include similar bladder systems.

Boston Executive Helicopter already has a license to charter helicopters at Norwood Airport, said Russ Maguire, the airport manager. However, they still have "a ways to go" to get final approval for the new tanks they are asking for, he said.

Company President Chris Donovan assured the board that he is committed to meeting whatever conditions are set in the agreement.

"We want to do whatever we have to do to make sure the system is safe," he said.

There was some concern over equity, as Selectman Helen Abdallah Donohue said another company proposing a similar business had come previously before the board and had not been granted a license. That company's request remains on hold, and Donohue thought that approving Boston Helicopter's business might "directly harm" the previous application.

However, Selectmen Chairman Michael Lyons didn't see it that way, saying each application should be judged separately.

"I believe this is a totally separate case here," he said, adding of Boston Helicopter, "Obviously they've done everything right. I see no reason to wait on this."

Lyons did agree with Donohue that the board should meet with the Airport Commission to discuss the status of the previous application.

In the end, the vote was unanimous, 4-0, with Selectman Bill Plasko absent from the meeting.

Housing dilemma continues

The Selectmen continued to discuss strategies to handle a proposed Chapter 40B affordable-housing development of 296 units at Upland Woods.

Selectman Allan Howard made a motion that the board ask Town Manager John Carroll to set up a meeting with the principal developer, Campanelli's Dan DeMarco, to discuss what it would take from the town financially to make an over-55 housing facility economically feasible for the developer.

"People have used the term friendly 40B," said Howard, referring to a 40B project that is developed with some level of public benefit. "I'd rather have a friendly development up there. Forget the 40B. Let's give the

Selectmen

Continued on page 7

EXHIBIT 34
Ryan
7-18-18 km

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Home-Style

Winter Sp

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1 portion chicken parm

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Commonwealth of Massachusetts

THE SELECTMEN

Michael J. Lyons, *Chairman*
William J. Plasko
Helen Abdallah Donohue
Paul A. Bishop
Allan D. Howard
Julia A. Liddy, *Clerk*

January 25, 2013

James T. Hilliard, Esq.
Connor & Hilliard, P.C.
1350 Main Street
Walpole, MA 02081

Dear Mr. Hilliard:

This will confirm action taken by the Board of Selectmen in meeting of January 22, 2013 to approve your client's application for Boston Executive Helicopters, Inc., 189 Access Road, Norwood, MA for storage of 30,000 gallons of aviation fuel, underground, with the condition that the installation shall be protected with a Hydrocarbon Bladder as a means of triple containment. Your client is to follow the Order of Conditions imposed by the Conservation Commission and comply with the eight criteria in the attached memo from the NAC Vice Chairman Mark Ryan. The license is S0077.

As soon as we are notified by Lt. Greeley that the installation has been completed with his approval, the license will be available at the Town Clerk's office, Room 32, at a cost of \$500. Check should be made payable to the Town of Norwood. A workers' form must be filled out.

Yours very truly,

BOARD OF SELECTMEN

By

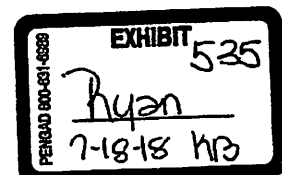
Julia A. Liddy
Administrative Assistant

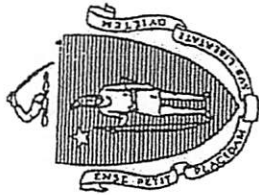
jl

cc:

Acting Chief Ronald Maggio, NFD
Lt. Anthony Greeley, Fire Prevention Officer
Robert M. Thornton, Town Clerk
Norwood Airport Commission, Conservation Commission

566 Washington Street, P.O. Box 40, Norwood, MA 02062-0040
(781) 762-1240 FAX (781) 551-5967 VOICE/TTY - Use Phone Relay





Approved in public hearing 1/22/13

Commonwealth of Massachusetts



Department of Fire Services — Office of the State Fire Marshal

City or Town Norwood Date January 23, 2013

LICENSE

S0077

In accordance with the provisions of Chapter 148 of the General Laws, a license is hereby granted to use the land herein described for the lawful use of the building.... or other structure.... which is/are to be situated thereon, and as described on the plot plan filed with the application for this license.

Location of land Norwood Airport

Christopher R. Donovay ^{Street & Number} Access Road

Owner of land Town of Norwood

Azalea Drive/

Nearest cross street Access Road

Address Access Road 189 Access Road

Number of buildings or other structures to which this application applies One Steel Hangar

Occupancy or use of such buildings Aircraft Storage

Total capacity of containers in gallons: — Aboveground Underground 30,000 gallons

Kind of fluid to be stored in containers: — (2) 15,000 gallon tanks of aviation fuel

Restrictions - If any: Criteria established by Mark Ryan and Airport Commission (attached).

Julia A. Gentry
Signature of licensing authority

Clerk, Board of Selectmen

Title

THIS LICENSE OR A PHOTOSTATIC OR CERTIFIED COPY THEREOF MUST BE CONSPICUOUSLY POSTED IN A PROTECTED



The TOWN OF NORWOOD

TOWN OF NORWOOD
TOWN CLERK & ACCOUNTANT

Commonwealth of Massachusetts

THE SELECTMEN

December 12, 2012

2017 MAR 15 AM 11:23

Allan D. Howard, *Chairman*

William J. Plasko

Helen Abdallah Donohue

Paul A. Bishop

Thomas F. Maloney

Frances L. Jesse, *Clerk*

Christopher Donovan

Boston Executive Helicopters LLC
189 Access Road
Norwood, Massachusetts

#S0077

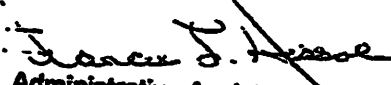
BEH HANGER SUBMITTAL - CRITERIA ESTABLISHED BY MARK RYAN & AIRPORT COMMISSION

Based on my review of plans entitled Proposed Steel Hanger Lease Lot "F", 189 Access Road, Norwood Airport, Norwood, MA dated December 4, 2012 as prepared by Choubah Engineering Group, P.C., I offer the following comments:

1. Sewer profiles must be made part of the submitted plans
2. Sewer manholes are required at each bend in the sewer service. Alternative is to abandon existing service at the sewer main and install a more direct connection.
3. The sewer service shall have a minimum slope of 2%.
4. The sewer in this area is subjected to surcharging. A backflow preventer on the sewer service is required.
5. Install a gate valve on the drain discharge pipe.
6. Trench safety permit is required to be obtained for the project through the Public Works Department.
7. There will be water and sewer renewal fees.
8. Sewer pipe shall be SDR 35 PVC Water service pipe shall be Type K copper.

BOARD OF SELECTMEN

2017

BY 
Administrative Assistant

566 Washington Street, P.O. Box 40, Norwood, MA 02062-0400
(781-762-1240 FAX (781) 551-5967 Voice/TTY - Use Phone Relay

BOSTON EXECUTIVE HELICOPTERS

BOARD OF SELECTMEN 05/19//15

CHAIRMAN: Number 10: Joseph H. Devlin, Esquire, Demakis Law Offices, 56 Central Ave., Lynn: Submitting an application for the transfer of all alcoholic beverage package store license from Norwood Wines & Liquors, Inc., Anthony D. Fruci, Manager to Shree Yakanama Inc., dba Norwood Wines & Liquors, 140 Nahatan Street, there is a Public hearing required. ABCC has notified us that abutters do not need to be notified; but notice will be sent out in the newspapers. We'll set the hearings. Second, all in favor all opposed.

DONOHUE: Abstained.

CHAIRMAN: One abstention; Mrs. Donohue

CHAIRMAN: Unfinished business: Lt. Paul Butters, Fire Prevention Officer, Norwood Fire Department: Submitting notification the fuel storage facility located at 189 Access Road, Boston Executive Helicopters Inc., was inspected on May 14, 2015. The facility is completed and given final approval by Chief Greely and himself. License number S0077 which was approved on January 22, 2013 and can be released to the applicant. Do we have a second on that?

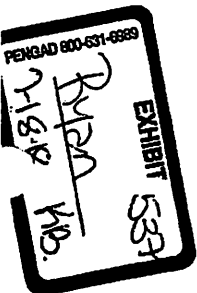
DONOHUE: Second

CHAIRMAN: All in favor, all opposed.

CHAIRMAN: Additional unfinished business: Norwood Airport Commission, Town Counsel has suggested the following working on the VIF License for Boston Executive Helicopter: The holder of the license may perform its own self-fueling activities as authorized by Section 11.3 C of the Federal Aviation Administration Compliance Manual – Order 5190.6B dated September 2009 or its successor provision. The holder of the license is not permitted to engage in or perform commercial fueling activities, including the storage, sale, and distribution of fuel to or for third parties, unless and until the holder

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1 of the license receives all applicable permits, licenses and other approvals for such
2 commercial fueling activities, including but not limited to a fixed base FBO permit from
3 the Norwood Airport Commission. For the Board's Approval. Mrs. Abdella.
4 ABDELLA: Thank you; question please. Who sent this question to the town council
5 about imposing restrictions on the license?
6 CHAIRMAN: This is a request from the airport commission I believe. Mr. Ryan is here;
7 he can probably fill us in. The town council is a council for the Airport Commission.
8 RYAN: That is correct.
9 ABDELLA: So why did the Airport Commission do that?
10 RYAN: Thank you Mr. Chairman, Mrs. Donohue (Abdella). The application for the fuel
11 facility by Boston Executive Helicopter was for a self-fueling operation and we fully
12 support that operation and those conditions there say they can only pump fuel to their
13 aircraft. Now they are working towards and FBO; a fixed base operator right now and
14 we're getting near the end of the line where we can hopefully come to an agreement to
15 award that FBO permit. At that point, Boston Executive Helicopter can sell fuel to
16 anyone on the airport; but their initial application was for self-fueling and that's all they're
17 aloud to do under the airport rules and regulations right now.
18 ABDELLA: Are there, how many licenses are there at the airport for storage?
19 RYAN: For storage of fuel we have one fueling facility; Flight Level Aviation is the only
20 licensed operator down there to sell fuel to everyone.
21 ABDELLA: Does that entity have any restrictions on its license?
22 RYAN: Well, they're a fixed base operator so they have some, but they can sell to other
23 entities out there; they're not limited to just their aircraft, they can sell to anyone.
24 ABDELLA: It has been brought to my attention, that the other license that is in existence
25 doesn't have any restrictions on it.
26

1 RYAN: That might be so; I'm not sure of the restrictions on the existing FBO, but this
2 FBO that's in front of the Board right now is only allowed to fuel aircraft that it owns, no
3 other aircraft from the airport.

4 ABDELLA: When was this application originally submitted for the license that was
5 recently granted for Boston Helicopter?

6 RYAN: For the self-fueling?

7 ABDELLA: Right, does it say on the application self-fueling?

8 RYAN: Yes it does.

9 ABDELLA: And when was the application made?

10 RYAN: I would say over a year ago.

11 ABDELLA: So it took a year?

12 RYAN: Mmhmm

13 ABDELLA: For them to get approval of the license?

14 RYAN: That is correct.

15 ABDELLA: Is that normal?

16 RYAN: That's something on the airport commission Mrs. Donohue. they've, we've been
17 waiting for them to get their final inspection, which they just did last week in order to get
18 this license. We've been waiting, we've had minutes in the meeting where back in May
19 last year waiting for them to do their final inspection so they can get that license and so
20 it's on them that they've waited this long; not the airport commission.

21 ABDELLA: What other additional criteria are necessary where they could get a license,
22 to where they could sell fuel to others?

23 RYAN: They'd have to become a fixed base operator.

24 ABDELLA: So they have to re-apply now?

25 RYAN: No, they've applied and were waiting on one last requirement that's part of our
26 Rules and Regulations that everyone follows down there.

1 ABDELLA: What is that?
2 RYAN: That's their financial statements.
3 CHAIRMAN: That's been going on for how long? A while?
4 ABDELLA: They haven't given you financial statements for a year?
5 RYAN: They have not.
6 CHAIRMAN: I personally was under the impression there was a problem and they had
7 already submitted financial statements.
8 RYAN: Not what we asked of them, we asked very particular, it's in our Rules and
9 Regulations and they balked at it. Feeling they're not required to do that, they feel it's
10 something that's unnecessary, but it's pretty much a condition or a standard of the
11 industry. We have the, an official from FAA, an officer down there and asked him the
12 same question. Absolutely you have every right and you should ask for those financial
13 statements.
14 CHAIRMAN: Mrs. Donohue
15 ABDELLA: Mr. Ryan, have they submitted any statements to you?
16 RYAN: Yes they have.
17 ABDELLA: How many times?
18 RYAN: Th one I know of is just one statement and it had nothing to do with what we
19 asked of them.
20 ABDELLA: So I would like to ask that we take note, no action on this, this evening, that
21 we just postpone action on this matter until we can get some further information about
22 the requirements of the records that are requested from the applicant.
23 Second
24 CHAIRMAN: Anything else from the Board? Mr. Plasko.
25 PLASKO: On the motion, has this license already been released? I'm all for continuing it
26 as I'm a little confused just getting this information tonight and I think we might have a

1 case like we just had with Attorney Hearn and his client earlier with what's appropriate to
2 be before the Board of Appeals and what's appropriate to be before the Selectmen. To get
3 their VIF license, now the VIF license you're talking about a couple applications,
4 applications for the airport commission for a fixed based operator license instead of self-
5 fueling, ours is simply the VFI license and whether those licenses should be stated on
6 their VFI license is questionable to me; that may be something in the licensing permits
7 they need from you people, but I don't know that we should be brought into it and to get
8 into any legal matters. It's a lot to look at and decide whose jurisdiction is what so I
9 would certainly go along with continuing until I and we have time to review the whole
10 matter.

11 CHAIRMAN: Mrs. Abdell

12 ABDELL: I mean, I'm sorry that, what I meant, we've already acted on number one of
13 unfinished business so I believe they should have the license that Lt. Butters mentioned. I
14 believe that.

15 LYONS: That wasn't the motion.

16 ABDELL: I'm sorry?

17 LYONS: I don't think that was your motion.

18 ABDELL: I didn't explain it correctly; I would like to amend it please, thank you, I'd like
19 to amend it please. I think that we should give them, just do whatever we have too; to
20 allow them to have that license that was approved on January 22nd, 2013 and now can be
21 released to the applicant, I believe that they should just have that license; but in regards to
22 the future question about their ability to sell to others, I don't think we should take any
23 action on that.

24 PLASKO: On that Mr. Chairman.

25 CHAIRMAN: Yes sir.

26

1 PLASKO: That's some of the confusion we have because whether they can sell to others
2 or not is probably an airport commissions issue more than the Board of Selectmen and we
3 go back to the license, we told them what they had to do, to issue the license to them,
4 condition on them doing what they had to do, now the fire department said they've met
5 those, so the license can be issued, did we have any restrictions on the time and would we
6 be adding now if we issue the fuel license restrictions, our appropriate, which I'm
7 questioning are how do we do that if we've already issued the license. So I think we
8 should hold it one week and give ourselves time to look at this, look at the laws, talk to
9 town council, whatever we think is necessary to have ourselves prepared to deal with this
10 matter.

11 CHAIRMAN: Mr. Lyons sir.

12 LYONS: Thank you Mr. Chairman; The motion made by Donohue regarding the license
13 request that's before us now, it doesn't, it's not looking to self-fuel, it's looking for self-
14 fueling? Is that correct Mr. Ryan?

15 RYAN: Yes, self-fueling

16 LYONS: The idea of, it seems to me the memo from town council basically defines the
17 terms applied for.

18 RYAN: Mmhmm, that's correct.

19 LYONS: So instead of just stating it's self-fueling it goes further and says they are not
20 allowed to sell fuel.

21 RYAN: Exactly.

22 LYONS: So I have no problem voting on this tonight; the motion made by Mrs. Donohue
23 was to approve the license before us, correct?

24 ABDELLA: But I don't want any restrictions on it, I don't want town councils restrictions
25 on the license.

26

1 LYONS: And I'm uncomfortable with that, I think that there needs to be defined, based
2 on the history with the applicant I think that it needs to be very clear as to what is allowed
3 under the license and what is not.

4 CHAIRMAN: Mrs. Donohue

5 ABDELLA: Thank you; I withdraw all of the other motions that I made and move that
6 we postpone any action on this until we have a further chance to look into it.

7 CHAIRMAN: Mr. Plasko

8 PLASKO: Looking at this license , it was issued with restrictions, restrictions being
9 criteria established by the airport the airport commission and they're attached, so
10 whatever they are, it's already part of the license.

11 RYAN: Mmhmm, that's correct.

12 PLASKO: So the letter that we've suddenly got before us tonight from town council is
13 that something different?

14 RYAN: It's not something different; no, it's just being a little bit clearer to the applicant.

15 HOWARD: Mr. Chairman

16 CHAIRMAN: Mr. Howard

17 HOWARD: Could you tell me what the purpose of getting this financial information
18 from them in order for them to sell gasoline?

19 RYAN: It's not just for gasoline Mr. Howard; it's a Fixed Base Operator, it is not a small
20 approval process, I mean this is a major operator at the airport and we want to be quite
21 sure that, being in control of the airport, that we're entering into a long term negotiations
22 and contract and business partnership with a company that is gonna be able to perform
23 what it wants to do, you don't want a, for an analogy, we have a store front downtown,
24 you want someone that's gonna come in there, that's gonna be successful and that's gonna
25 be there for a long time and we want the same thing to happen here, we want to see that
26 they have the financial backing to go forward and be successful for the Norwood Airport.

1 HOWARD: To sell gasoline?
2 RYAN: To sell gasoline or any FBO which is having transient aircraft down there
3 transient being someone that flies that's not based at the airport they can then house the
4 aircraft, they can fuel them, they can service them, they're not just a commercial permit,
5 they provide other services other than fueling .
6 HOWARD: How many helicopters do they have?
7 RYAN: They have two helicopters.
8 HOWARD: Two helicopters and how much is a helicopter worth roughly? Millions?
9 RYAN: It depends on the type of helicopter.
10 HOWARD: What I'm getting at is; it would seem like these people are a good size
11 company looking just to run their business a little better; with gasoline.
12 RYAN: And I agree; but like any other good tenant or landlord we want to see their
13 financial background that proves it.
14 HOWARD: So if they provide their financial statements then they'd be all set?
15 RYAN: We've told them that a number of times, absolutely.
16 HOWARD: Receiving the financial statements they'd get approval?
17 RYAN: What we asked for in the financial statements, yes.
18 HOWARD: What did you ask for?
19 RYAN: What did we ask for?
20 HOWARD: So it's more than just a financial statement?
21 RYAN: We asked for three months bank statements; there were a couple other items, I
22 can't come to mind, but it's pretty typical stuff.
23 CHAIRMAN: we don't have to define it, we are getting that there are certain
24 specifications that are to be required, if you get that, then everything moves forward.
25
26

1 HOWARD: No but that's what I'm looking for, for someone, I'm sure it's been said to
2 them, for someone to say it more clearly or in basic language, if those things are provided
3 then they would get the license.

4 RYAN: We've told them that a number of times.

5 CHAIRMAN: Thank you Mr. Howard; Mr. Lyons.

6 LYONS: Thank you Mr. Chairman; I had the opportunity along with Mr. Carol to sit
7 down with the applicant and his attorney a couple of times in regards to this specific
8 issue. Trying to figure out a compromise, accommodations, things that we could do from
9 a town's side to make the transition to the FBO a little smoother for them and the sticking
10 point was always the financials and he flat out refused to me. He told me in no uncertain
11 terms, he was not going to release the documents that were being asked for and he had
12 been told numerous times by numerous people that, that's the only thing that was missing
13 from the package and everyone, he may have his own reasons, they may be valid to him
14 but if the airport commission has certain stipulations and regulations and requirements to
15 issue different licenses, He's able to get the self-service license with that information
16 because he's not a Fixed Base Operator. I guess my question is if he submits the
17 documentation that the Airport Commission is requiring, gets the FBO status, does it
18 automatically, does his status automatically change to someone who can sell or does it
19 have to come before this board again?

20 RYAN: I believe the requirement the we're adding here, or that we're talking about
21 tonight would have to be removed, then he would be free to sell to anyone.

22 LYONS: Okay; thank you Mr. Chairman

23 ABDULLA: What I'm concerned about is that everybody is being treated the same way. I
24 don't want one person to be required to come up with certain documents and another
25 person not to be required to come up with certain documents. I just want this to be an
26 even playing field and a just playing field; that's a real concern.

1 RYAN: You're right, and the existing Fixed Base Operator provided the very same
2 information that we're asking for.
3 ABDELLA: Is that public?
4 RYAN: Absolutely.
5 ABDELLA: Thank you.
6 CHAIRMAN: Thank you Mrs. Donohue; Mr. Plasko.
7 PLASKO: I was just going to say with the information that's available back and forth
8 here this evening, I believe I would be in favor of going back to item one and issuing the
9 license as it has been already approved by board without adding this new language; this
10 new language we just received, the language, the restrictions already on the license
11 adequately cover the airport commissions concerns that were pointed out back when the
12 license was issued or approved and I don't see any reason to be holding that up at this
13 time; I'm not so sure I'm in favor of adding this additional language, which we would've
14 taken more time, but again with what we've read, looked at, discussed, I now believe we
15 should issue the license, of item one here on unfinished business.
16 ABDELLA: Is that a motion?
17 PLASKO: You're withdrawing yours?
18 ABDELLA: I second yours.
19 LYONS: Question on the motion.
20 CHAIRMAN: Mr. Lyons on the motion.
21 LYONS: Mr. Ryan, I assume there was a reason why we got the specific language from
22 Town Council in regards to this particular requirement of the license? Are you
23 comfortable with issuing without the language?
24 Ryan: Yes, Mr. Lyons, we can go forward; we'll remind the applicant what the license
25 really is for as far as for selling fuel, we'll do it on our own.
26 LYONS: I assume that's in those attachments?

1 PLASKO: The attachments where you conditioned it on conditions set by the Airport
2 Commission; they were attached to the license back.
3 LYONS" The original application
4 PLASKO: The original application
5 RYAN: I'd have to look at those, I'm not sure what's on there; but it's just a simple
6 reminder that this is for self-fueling only, you're initial application was for self-fueling,
7 just a reminder.
8 CHAIRMAN: and the reason there is so many questions going back and forth here today
9 is most of us did not see this letter from the Town Council, Airport Commission, Town
10 Council until we received it tonight. So we never had a time to go over it or look into it.
11 RYAN: I understand.
12 CHAIRMAN: So I have a motion on the floor.
13 ABDELLA: And a second.
14 CHAIRMAN: All in favor?
15 ALL IN ROOM: AYE
16 CHAIRMAN: All Opposed?
17 CHAIRMAN: In the affirmative. Five to zero (5-0)
18 CAROL: Can I ask Mr. Ryan to stay a couple of minutes?
19 CHAIRMAN: Let us get into the Selectmen's Agenda's please. Mr. Manager we'll get
20 into our agenda first before we do that, there was one more page apparently I did not see
21 on the memoranda. For review and approval of Selectmen's minutes April 28th, 2015 and
22 May 05, 2015. Do I have a motion?
23 DONOHUE: Yes, I'll move.
24 CHAIRMAN: All in favor, all opposed, unanimous. Item number two Paul D. Halkiotis,
25 Director Planning & Economic Development. Submitting copy of notice to the Town
26

1 Clerk of the planning Board members for 2015-2016 with Alfred P. Poro as chairman; do
2 I have a second? Second.
3 CHAIRMAN: All in favor? All opposed, unanimous.
4 CHAIRMAN: Mr. Carol
5 CAROL: Item number one is informative but is, it's a warning, not by me particularly but
6 by [unintelligible 01:13:50] but I want to make yo aware of it. Mr. Ryan and I have had a
7 lot of meetings on it, met with Mr. Murphy, The Assistant Town Engineer, as a matter of
8 fact we had one this morning in the Town of Westford, they have just adopted a very
9 strict storm water by-law and we're continuing to study it, continuing to look at it and
10 hopefully a lot of it will go away; but at the present time it's going to be very onerous
11 stuff, it's going to cost us a lot of money to achieve in my opinion, a very little.
12 CHAIRMAN: Mr. Lyons
13 LYONS: Mr. Carol, do you have any idea what we are spending right now on storm
14 water management in Norwood? What or Budget is for that?
15 RYAN: As far as Identifying outfalls and elicit discharge; probably between \$40,000 and
16 \$50,000.
17 LYONS: Okay; so it says that this initiative may quadruple budgets that cities and towns
18 set aside for storm water management, so we're talking \$160,000?
19 CAROL: Well no; I would hesitate to say we're just going to quadruple the \$50,000, we
20 don't know, we're trying to get a handle on it, we're meeting with CD& Smith(?) on a
21 regular basis.
22 LYONS: Right, Right.
23 CAROL: Trying to get some sort of a handle on what it is going to cost us.
24 LYONS: Okay
25 CAROL: All kinds of meeting and discussions about it right now.
26 CHAIRMAN: Thank you; Mrs. Donohue

1 ABDELLA: Thank you; Mr. Carol, all the years of Stanley Wassel and Margorie
2 Makenna testing all the waters and paying attention all those years, do you think we
3 should get the conservation commission involved in this?
4 CAROL: They will be involved eventually down the road.
5 ABDELLA: But do you think it might bear an active group, should we ask them for their
6 input?
7 CAROL: Not right now, I don't believe so now.
8 CHAIRMAN: Information is too vague at this time, Thank you Mr. Carol. Item number
9 2, water and sewer rate we just completed, Item number 3, gas main replacement on
10 Washington Street .
11 CAROL: Chairman, we've talked to the gas company yesterday; Mr. Ryan and I, and the
12 gas company plans to replace a thousand, a little over a thousand feet of 6 inch pipe with
13 PVC pipe, it says steel pipe here. from approximately Soco's Pizza on Washington Street
14 to Howard Street and it's in a location where there is already a gas main so they're not
15 looking for an approval of the Selectmen, they're just informing you that they intend to
16 replace that pipe.
17 LYONS: Mr. Chairman
18 CHAIRMAN: Mr. Lyons
19 LYONS: This is more of an Editorial comment than a question. This particular block is
20 the block I have my business in an it houses a handful of other businesses that have been
21 going through for the last month or so directly in front of businesses and surrounding or
22 businesses and the water main line and we lose parking spaces continuously and diverted
23 traffic and zero business while it's going on, this is going to completely shut down the
24 block, for however long it's going on, where they painted, where they're going to dig is
25 directly in the parking spaces in the building I'm in. So this on top of that and because
26 they're not asking for permission, which is very nice, but this is going to have dramatic

1 effects on every business on that block going all the way to Soco's. Nothing we can do
2 about it, but this on top of what we've been dealing with, for the last two months and tht
3 doesn't seem to be slowing down too, I understand, It's all necessary, but these things
4 have a dramatic effect on the ability to do business on Washington Street. It's just been
5 going on, and on for a ridiculously amount of time and they're piling on there, they're
6 lining up, as soon as on person or company is gone someone else is right behind them and
7 we're doing zero business because of it and yo can talk to anyone else on the block, it's
8 affecting business, just like I said, just an editorial.

9 CAROL: They tell us steel pipes leak and they have to be replaced.

10 LYONS: I'm not questioning whether it needs to be done or not I understand, I
11 understand the lining needs to be done, but the [01:40:50 unintelligible] doesn't.

12 CAROL: Could we ever do the work on a Sunday?

13 CHAIRMAN: Well I was just going to ask Mr. Lyons if he thought there were a certain
14 hours after 3:00pm or after 4:00pm, so that it might work better for the businesses.

15 LYONS: Well that would work better for my business but there are other businesses that
16 are around at night.

17 CAROL: The Thai restaurant is open at night, the gas station.

18 LYONS: Overnight, people use the gas station, but overnight, would obviously be ideal,
19 but that's again, I'm not questioning the necessity for it, I'm just sayong this is lining up
20 now, it's starting to get a little radiculous.

21 CHAIRMAN: Some of the businesses are very fragile, but it's going to take a lot to put
22 them out.

23 LYONS: Of course.

24 CHAIRMAN: IS this something that requires a steel pipe? or can we run a lead right
25 through the steel pipe?

26

1 RYAN: Steel pipe is six inch, they'd need an 8inch size pipe there so capacity is an issue,
2 plus it was installed in 1930, so this is a steel main that is problematic, but needs to be
3 done.
4 CHAIRMAN: How far down is that?
5 CAROL: Three or four feet down, not deep.
6 CHAIRMAN: Three or four feet, Mr. Lyons, Mr. Plasko – Thank you.
7 PLASKO: One thing that might be discussed with the gas company, but it may not be
8 helpful, but trying to be helpful, no harm in asking the questions. They're planning this,
9 but if they are on a current lead weeks, just part of them updating their system to
10 capacity, is there an opportunity for them to perhaps do it a little later, that it might at
11 least give these businesses a break instead of the constant like, wat Mr. Lyons wa
12 pointing out, from one project to another, maybe if they could do it in the fall or
13 something, I mean it's never good to have the spaces right in front of your businesses shut
14 down, but it may be better than all at once.
15 RYAN: Mu understanding is.
16 PLASKO: and the answer may be no, if for reasons we have to do it now, but if there isn't
17 a reason they could change their schedule.
18 RYAN: My understanding is, if it needs to be done.
19 CHAIRMAN: if we can find a way to accommodate as many people in that area, it's
20 going to have to take a meeting with you and the manager and the gas company, whether
21 it's in the fall or the it's in December or it's 2:00 O'clock in the morning, whatever we can
22 do, as a board to assist these businesses, we're trying to keep these businesses alive, I
23 understand it's difficult enough to get Uptown business, but we would like to keep the
24 them whilst we have them and not lose one or two here and there.
25 RYAN: They are very accommodating. I think with Mr. Carol's leverage as well, we'll be
26 okay.

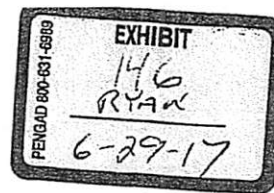
1 CHAIRMAN: Any other questions from the board? All right this is informational, Do I
2 have a motion? Motion to file; file, Thank you Mr. Ryan. Selectmen's agenda, Mr. Lyons
3 LYONS: Thank you nothing today.
4 Chairman: Mr. Plasko
5 Plasko: I'll hold too so we can get to other business.
6 CHAIRMAN: Mrs. Donohue
7 DONOHUE: I would just like to to invite everybody we're celebrating as you know
8 Memorial Day on Monday. We have a parade that starts up at the old cemetery on
9 Washington Street, near Howard Street, the parade proceeds down through the center of
10 town towards the hospital and the goes up winter street to the cemetery; at the cemetery
11 we'll have services there. This is a wonderful way to come and support all those who
12 have served and to remember all of our others. The flags are up today on Washington
13 Street, they look beautiful, and they were fluttering in the wind this afternoon and so
14 please come and honor or American way of life.
15 CHAIRMAN: Mr. Howard sir.
16 HOWARD: Thank you Mr. Chair, would Mr. Carol or Mr. Plasko know if the GIS
17 Survey has been started yet?
18 PLASKO: No, that was, that was put off initially at the request of town council to see if
19 there was some information that might come out of another case that's before the appeals
20 committee, but that decision has taken much longer than anyone thought it was going to
21 and therefore it looks like it's now in our best interest to proceed; so Mr. Murphy and Mr.
22 Helkiotis and town council are talking about this, What they need to ask TIS so they can
23 get started that being worked on, but has not started.
24 HOWARD: So you think we'll be getting going in the near future?
25 PLASKO: It's in the works now; the beginning stages.
26

1 HOWARD: Excellent, thank you very much, one more other thing, Mr. Carol, have we
2 made any progress about, I had made the motion a while back about arbitration with the
3 airport commission.
4 CAROL: The issues we were talking about tonight?
5 HOWARD: Is that the issue?
6 Carol: Yes
7 CHAIRMAN: the issue was BEH v. Norwood
8 HOWARD: No I thought it was space or something, No? It's not a space issue? In
9 addition to the gas?
10 RYAN: Well we've offered them space.
11 HOWARD: No, no. I mean another point of disagreement? No? I don't know, that's why
12 I'm asking.
13 RYAN: I think the major one is the one we've been talking about, the major one is gas.
14 HOWARD: Thank you
15 CHAIRMAN: Mr. Manager, I just want to do a little show and tell if I can, with your
16 permission, somebody called me about Chadwick Park Pathways, apparently a gentlemen
17 had fallen and hurt his ankle and another woman has fallen and hurt her knee and I looked
18 into it a little further, some of the people that walk there do not walk there because it is
19 too difficult to navigate and there is a lot of these types of large pieces asphalt and I'm
20 wondering if we can clear out those paths and get rid of the large pieces so there is a
21 relatively smooth surface so people can walk without the possibility of injury, some of
22 these people are elderly.
23 CAROL: That's recycled asphalt?
24 CHAIRMAN: Correct, it's going to be recycled again when I leave here today, but not at
25 Chadwick Park, this is going to be our new paperweight, this is indicative of some larger
26 and some smaller ones. Just so people can evenly walk, if we have to rake them off to

1 the side or do whatever we've done it to a lot but not the entire area. So if we can get that
2 accomplished; that'd be a great thing.
3 CAROL: Absolutely
4 CHAIRMAN: You're a wonderful man, thank you. Mr. Carol also has a request for
5 executive session this evening, so do I have a motion?
6 ABDALLA: Yes, I'll move.
7 LYONS: Second
8 CHAIRMAN: For the discussion of Personal Property Purchase – and Mr. Lyons?
9 LYONS: Yes
10 PLASKO: Yes
11 DONOHUE: Yes
12 HOWARD: Yes
13 And the chairman votes yes.
14 So we will be moving into Executive Meeting Session, I don't believe we'll have anything
15 to report when we come out, so good evening and thank you, we'll see you next week.
16 END VIDEO
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Commonwealth of Massachusetts

NORWOOD AIRPORT COMMISSION

Mark P. Ryan, *Vice Chairman*
Kevin J. Shaughnessy, *Clerk*

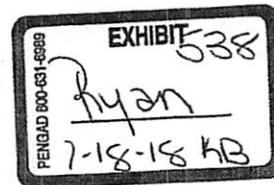
Hylie Hutchens
Leslie W. LeBlanc

Martin E. Odstrchel
Paul V. Shaughnessy, Jr.
Michael Sheehan

BY CERTIFIED MAIL

May 26, 2015

Boston Executive Helicopters
Attn: Chris Donovan, President
209 Access Road
Norwood, MA 02062



RE: Release of Volatile and Inflammable Fluids (VIF) License

Dear Chris:

Congratulations! We've been notified by Norwood Fire Chief Anthony Greeley that *Boston Executive Helicopters'* (BEH) underground fuel storage facility was inspected on May 14, 2015 and that the facility was issued final approval by both Chief Greeley and Fire Prevention Lieutenant Paul Butters. We've also been notified that the Volatile and Inflammable Fluids (VIF) license (S0077), approved in January 2013, was subsequently released to your company by the Norwood Board of Selectmen.

With the VIF license, BEH may now perform its own self-fueling activities as authorized by Section 113.c of the *Federal Aviation Administration Compliance Manual* – Order 5190.6B (Sept. 2009) or its successor provision. However, per the VIF license, BEH is not permitted to engage in or perform commercial fueling activities, including the storage, sale and distribution of fuel to or for third parties, unless and until BEH receives from the Norwood Airport Commission a fixed-base operator (FBO) permit. This FBO permit application, as you know, has been taken up by our Airport Commission, though a final determination has yet to be made pending receipt and approval of the requested financial records.

Also, per the Lot F *Assignment, Assumption and Amendment of Lease*, which you signed on behalf of your company on October 19, 2012, BEH is now subject to the fuel flowage fees and reporting requirements noted in Section 8 of that document. This includes the regular payment of fuel flowage fees and monthly submission of bills of lading to the Town of Norwood once BEH begins to receive fuel deliveries (see Section 8(x)).

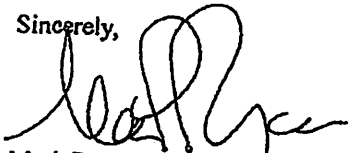
125 Access Road, Norwood, MA 02062
PH: (781) 255-5616 FAX: (781) 255-5617

852742v1

Finally, per the Norwood Airport Spill Prevention, Control and Countermeasures Plan, BEH's fuel facility, like Flight Level's, is now subject to routine inspection by airport management.

Please don't hesitate to notify the Airport Commission if you have any questions. Congratulations again, Chris.

Sincerely,



Mark P. Ryan, Acting Chairman
Norwood Airport Commission

Cc: *Norwood Airport Commission; Norwood Board of Selectmen; Norwood General Manager;
Norwood Town Counsel; MassDOT Aeronautics Inspector Drew Mihaley*

TVI, dba Savers. (cont'd)

Chairman Lyons said you were before us before and the by-law includes provision specific of pawn brokers and this was the by-law change that Town Meeting enacted. It is a case by case basis. He inquired about Dean Street. Mr. Manoogian said they couldn't come to an agreement with the landlord. The hours will be Monday through Saturday, 9 a.m. to 9 p.m. and Sunday 10 a.m. to 7 p.m.

Selectman Bishop said this is the same requirements that we waived for the Commerce Center. He said that this isn't his vision for Route One but with the economy he wouldn't object.

On motion of Selectman Howard, seconded by Selectman Donohue, voted to approve and waive Section 2 and 4-8, Junk Dealers & Collectors License regulations. Motion carried -vote was 3-1. Selectman Bishop opposed.

7:30 P.M. - P.H. Boston Executive Helicopters, Inc.

Application for a VIF License to store 30,000 gallons of aviation fuel in two tanks at Norwood Airport. Report of Lt. Greeley enclosed.

Submitting report from the Airport Commission on the hangar and installation of tanks;

Submitting report from Conservation Commission on Order of Conditions.

Notice was read and public hearing was declared open on application of Boston Executive Helicopters, LLC, 189 Access Road for storage of 30,000 gallons, underground, of aviation fuel in two (2) 15,000 gallon tanks at Norwood Airport, nearest cross street Azalea Drive, as shown on plan on file with the Town Clerk, Room 32, Municipal Building, and available for inspection.

Present were James Hilliard Esq. representing Boston Executive Helicopters and Chris Donovan, President of Boston Executive Helicopters and Russ McGuire, Airport Manager. Mr. Hilliard stated that they are here for the fuel tank license and the correct address would be 189 Access Road. They have a long term lease for 30,000 sq. ft. of land. They will be constructing a new hangar. The proposal has been approved by the Conservation Commission and the Fire Department has reviewed the plans and specifications for the underground fuel tanks and has signed off and Lt. Greeley can answer any questions.

Selectman Howard asked Mr. McGuire about the Airport Commission. Mr. McGuire said he sent a letter from the Commission, dated December 14th the Commission does conditionally approve the design of the hangar and the fuel farm. Selectman Howard inquired about the status of a prior business that wanted gasoline and is that still going on. Mr. McGuire said that is a separate lot. Selectman Howard asked if the other person is still interested in gasoline. Mr. McGuire said he is not sure. Selectman Howard said he is surprised that the other one has been on the back burner for years. Selectman Howard inquired if they intend to sell fuel to others or just for him. Mr. Donovan said both.

Selectman Donohue said that Mr. Howard raises an important question. Selectman Donohue said there was another one that was held up for years and is everyone being treated fairly. Chairman Lyons said we should address this at a later date, it doesn't have anything to do with this applicant. Chairman Lyons said if we want to have the Airport Manager in at another time we can discuss this. Selectman Bishop said he has the same concerns about equality. Mr. Hilliard said the tanks have been approved by the Fire Department and the Board has plans and these are as modern as they get with respect to potential of leakage. Selectman Bishop referred to a picture of a similar property but there is a bladder involved for the lining of the fuel tank and if the tank should fail, the bladder will pick up and keep it contained. Selectman Bishop asked Lt. Greeley if this is something that is required by law or is it something they do above and beyond. Lt. Greeley said it goes above and beyond, and Mr. Goetz said it is the industry solution to a third layer of protection. Lt. Greeley said you want to protect the environment and the tanks that are going to be installed they are double walled tanks. Lt. Greeley discussed the tanks which is above and beyond the code but suffices the environmental issues. Selectman Bishop said is this something we could require for future project. Lt. Greeley said he has discussed this with Mr. Goetz, the conservation agent, and this will be a condition for underground fuel storage as it is a sound way to protect the environment. Selectman Bishop said he didn't have to make a motion tonight. Lt. Greeley said it will be put in as a condition from now on.



Boston Executive Helicopters (cont'd)

Selectman Donohue referred to the 30,000 gallons in two tanks and how much will they use for their own. Mr. Donovan said about 30%. Selectman Donohue inquired if it was a necessity to have such large tanks. Mr. Donovan said one of the requirements is for the airport and the fuel is delivered as 10,000 gallons. Discussion continued. They said the tanks are interconnected. Discussion continued regarding the size of the fuel tanks. Selectman Donohue said how many facilities like that at the airport. Mr. McGuire said they have a facility called Flight Level and Mr. Donovan also has a business and he will have to revise his business plan and have it approved by the Commission and provide an operations plan to the Commission. He has a ways to go, but so far we have given them a provisional go ahead. Selectman Donohue asked what would be the effect to delay this decision tonight. Mr. Hilliard inquired for what purpose. Selectman Donohue said to gather further information. Mr. Hilliard inquired such as what information. Selectman Donohue said she is curious about other applications. Chairman Lyons said we have an applicant in front of us and we have all the information in front of us from the Fire Department, Conservation Commission, etc. with conditions. Chairman Lyons said this is completely separate and if you want to talk about something in the past, we can do that, but not hold this person responsible for past actions. Selectman Bishop agreed, but we should look at the other things as far as equity and I think we should move forward tonight. Selectman Donohue said taking action on this would it affect the previous applicant. Selectman Bishop didn't think it would. Selectman Donohue felt it would directly harm a previous application. Selectman Bishop said we can settle this tonight and then make arrangements with the Airport Commission separately and we should deal with the other issue separately.

Selectman Howard said if this business is successful in getting gas on site, would there be need for another business for getting a permit. Mr. Hilliard said he doesn't understand the back story to all of this. His client has done all he has to do. They have gone to the Fire Department, Conservation Commission and met all requirements. The competitor should be here tonight. Why would you prejudice my client over someone else who is not here. He doesn't know what is going on in the back story. Maybe you might want to tell us what is going on. We have done everything right and why should they be prejudiced.

Selectman Bishop said counsel is correct, one has nothing to do with another. Selectman Bishop said he would like to approve the application as stated after we close the hearing.

Selectman Donohue said maybe we should wait for a full board to give him the courtesy to vote on this. Selectman Bishop said it is not fair to hold someone hostage when they are not a part of it.

Chairman Lyons said everyone was given notice with opportunity to attend the hearing. Chairman Lyons said he didn't think it is necessary to have Selectman Plasko here as we have a tremendous amount of information and they have done everything right by going to the Fire Department and the Conservation Commission. This will be a hard license to live up to and they seem perfectly willing to do everything.

Mr. Hilliard said they are here for an approval to have them construct two 15,000 gallon tanks in accordance with the safety requirements-not whether they should be doing business. He said they are here do we meet the safety requirements of two 15,000 gallon tanks. If you don't like my client or someone else should be there, that is something else that has nothing to do with anything.

Selectman Donohue said let's get back to the 20,000 gallons and the 10,000 gallons. Discussion continued. Mr. Hilliard said he can't answer the question. Selectman Donohue said she trusts the fire department and if he says they comply, they comply. Selectman Donohue asked his client to explain the application of (2) 15,000 tanks and you are talking about a 20,000 gallon tank and a 10,000 gallon tank. Mr. Donovan said there are (4) 10,000 gallons right next to him. The average flow is about 600,000 per gallons per year. If he can only take 5,000 gallons at a time, he will lose money. Discussion continued. They have spent a great deal of time and money on doing everything right. We have done everything and we have done everything to make sure this is right. Discussion continued. He said he has to meet the minimum standards of the airport and approved by town, airport commission and the FAA. The tanks will be (2) 15,000 gallon tanks and they are tied together. Chairman Lyons said you have a 15,000 a 10,000 and a 5,000. The tank is divided.

Boston Executive Helicopters (cont'd)

Chairman Lyons inquired if anyone would like to speak for or against applicant. On motion of Selectman Bishop, seconded by Selectman Howard, voted to close the hearing. On motion of Selectman Bishop, seconded by Selectman Howard, voted to approve the license with conditions as stated including the bladder. The vote was unanimous.

New Business

Car Washes:

On motion of Selectman Donohue, seconded by Selectman Howard, voted to approve Norwood Diamond Club, Sat., April 20 and Oct. 19, from 9 to 2 p.m.

Robert M. Thornton, Town Clerk and Accountant:

- a. Submitting copy of Susan McQuaid's resignation from the School Committee eff. March 31, 2013.
- b. Opinion from Town Counsel on process to place on ballot. Board should notify Town Clerk to place School Committee vacancy on April 1st Town election ballot. Updated opinion received from Town Counsel.

On motion of Selectman Donohue, seconded by Selectman Howard, voted to place on ballot for April election.

Sigalle Reiss, Dir./Supt., Board of Health:

On motion of Selectman Howard, seconded by Selectman Bishop, voted to file notice of meeting to present update of Medical Marijuana Law on Thurs., Mar. 21 at Chateau on Route I.

Steve Costello:

On motion of Selectman Bishop, seconded by Selectman Howard, voted to file e-mail advising Mr. Costello will be attending Planning Director's meeting on Jan. 18 dealing with medical marijuana law and zoning.

Brenda Sople, Norwood Cooperative Nursery School, 24 Berwick St.:

On motion of Selectman Bishop, seconded by Selectman Howard, voted to approve request to hold Annual Children's Fair at the DAV Park at the corner of Berwick & Walpole Sts. on Sat., April 27, from noon until 3 p.m.

a New Day, program of Health Imperatives, 950 West Chestnut St., Brockton, MA:

On motion of Selectman Bishop, seconded by Selectman Donohue, voted to hold for budgets formal request for up to \$2,000 for FY14 for services offered with public health and safety issues related to sexual assault.

Laurie Shea, 30 Fulton St.:

On motion of Selectman Bishop, seconded by Selectman Howard, voted to file communication asking Board to accept the \$5.4 M gift for the hockey rink.

Stephen Costello, Dir., Community Planning & Econ. Dev.:

On motion of Selectman Bishop, seconded by Selectman Howard, voted to file major site plan & Special Permit for Applied Plastics, 25 Endicott St. – construction of new 15,000 sq. ft. medical appliance mfg. facility. Meeting Jan. 22@ 9 a.m.

Norwood Council Knights of Columbus, Nichols Street:

On motion of Selectman Donohue, seconded by Selectman Bishop, voted to approve request for one day AAB license and dance permit for Sat., Feb. 2, 2013 from 2 to 6 p.m.