



12/18/06
(9)

TOWN OF ACTON
Town Manager's Office
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Acton, Massachusetts, 01720
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December 13, 2006

HAND DELIVERED BY POLICE DEPARTMENT

Mr. Leo Bertolami, President
Acton Suzuki, Inc.
60 Powder Mill Road
Acton, MA 01720

Subject: License Revocation or Non-Renewal Hearing under Massachusetts
General Laws, Chapter 140, §§ 58-69

DATE: December 12, 2006

Pursuant to the provisions of Massachusetts General Laws, Chapter 140, §§ 58-69, the Acton Board of Selectmen has ordered that you appear at a hearing before the Board at 9:00 p.m. on December 18, 2006, in the Hearing Room on the lower level of the Acton Memorial Library, 486 Main Street, Acton MA 01720, **and show cause** as to why the Board should not order that the Class 1 Agent's or Seller's License for the Sale of New and Second Hand Motor Vehicles for the property at 60 Powder Mill Road, Acton (the "License") should either (a) be revoked or (b) not be renewed when the current License expires on or about January 1, 2007.

You have the right to be present at the hearing, to have a counsel or a representative of your own choosing present for the purpose of advising you, and to speak in your own behalf.

The Board intends to inquire into facts pertaining to the following events:

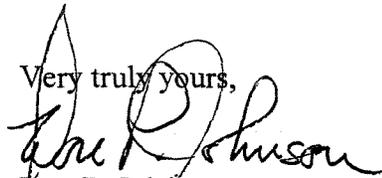
1. Whether you have knowingly and repeatedly violated the condition in the existing License that the License is limited "to 19 Cars on site."
2. Whether, by parking, storing, or otherwise keeping motor vehicles associated with the licensed business at nearby properties not constituting part of the licensed premises, you have knowingly and repeatedly violated the condition that the licensed premises is limited to 60 Powder Mill Road, Acton.
3. Whether you have occupied the building on the licensed premises in connection with the licensed business prior to the issuance of an occupancy permit by the Acton Building Commissioner.

4. Whether, based on an investigation of the facts stated in the application and other information which the Board may require of you at the public hearing as set forth above, you have failed to demonstrate that you are a proper person to engage in the business specified in General Laws, Chapter 140, §§ 58 in the classification for which you applied, and/or that the premises actually occupied by you for the purpose of carrying on the licensed business in fact is limited to the licensed premises.
5. Whether you have not been and are not complying with General Laws, Chapter 140, §§ 57-69, inclusive, or the rules and regulations made thereunder, in the conduct of the licensed business.

The Board will investigate whether these circumstances warrant a finding that either (a) the License should be revoked or (b) the License should not be renewed when the current License expires on or about January 1, 2007.

A copy of the existing License is attached.

Very truly yours,



Don P. Johnson,
Town Manager

Received:

Lea Berdeman
Signature

12-14-06
Date

Number
10

Fee
\$100.00

THE COMMONWEALTH OF MASSACHUSETTS

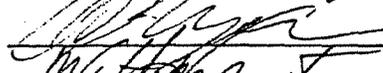
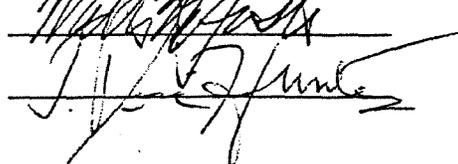
TOWN OF ACTON

**AGENT'S OR SELLER'S LICENSE - CLASS 1.
FOR THE SALE OF NEW AND SECOND HAND MOTOR
VEHICLES**

In accordance with the provisions of Chapter 140 of the General Laws with amendments thereto Acton Suzuki, Inc. whose principal business is the sale of new motor vehicles as a recognized agent of Suzuki (or who has a signed contract as required by Section 58, Class 1), is hereby licensed to purchase and sell, as incidental or secondary thereto, second-hand motor vehicles at 60 Powder Mill Road on premises described as follows: Land and Building located at 60 Powder Mill Road with automotive sales, service, offices and showroom and all other items to complete a vehicle dealership. Limited to 19 Cars on Site.

December 23, 2005



THIS LICENSE EXPIRES JANUARY 1, 2007

**THIS LICENSE MUST BE POSTED IN A CONSPICUOUS PLACE UPON THE
PREMISE**