



TOWN OF ACTON
472 Main Street
Acton, Massachusetts, 01720
Telephone (978) 929-6611
Fax (978) 929-6350

Board of Selectmen

September 23, 2014

Acton Beacon
Legal Notices

Please place this in the Legal Ad section of the Acton Beacon on October 2 and 9th, 2014 editions of the Acton Beacon in the Legal Section.

Bill to: Stephanie O'Connor
429 Great Road
Acton, MA 01720
978-263-4222

Please confirm and send tear sheet to Lisa Tomy, Town Manager's Office along with an email confirmation: ltomy@acton-ma.gov

**LEGAL NOTICE
TOWN OF ACTON
NOTICE OF HEARING**

The Acton Board of Selectmen will hold a public hearing on October 20, 2014 at 7:40 PM in the Francis Faulkner Hearing Room in Town Hall, 472 Main Street, Acton on the application of Pegasus Tack Shop, for a Class II Dealers License at 429 Great Road, Acton. The application can be inspected at Town Hall during normal business hours.

Acton Board of Selectmen

**LIC/PEGASUS TACK SHOP
LEGAL NOTICE
TOWN OF ACTON
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Acton Board of Selectmen

AD#13181768
Acton Beacon 10/2, 10/9/14

Pegasus Tack Shop
429 Great Road, Acton, MA 01720
(978) 263-4222

September 15, 2014

Board of Selectmen
Town of Acton
472 Main Street
Acton, MA 01720

Dear Members of the Board:

I am applying for a Class II Dealers license to help support my business on Route 2A in Acton. When I owned Pegasus Farm in Westford I always had a couple of trailers and one or two trucks for sale to customers. I would like to go back to doing this to supplement my income. My tack shop has been totally slammed by the internet and very large horse supply companies coming as close as Littleton, MA. When I sold my horse farm to my daughter 18 years ago I relocated my tack shop to 429 Great Road.

Things have been great except for the last couple of years. Potential disaster is coming soon if I don't do anything to achieve additional income for my store. I know that all selectmen meetings and planning board meetings are now on TV and available for anyone to watch. As much as I know that this letter is public information, hopefully it will give you some backup information and business conditions of my tack shop without the whole world knowing that we are potentially slipping away.

As I've had difficulty paying my rent on time, my landlord has offered to finance the vehicles to help keep me in business. So as my application states I have enclosed a plot plan showing two space for vehicles and two spaces for trailers and still plenty of room for parking on the Littleton side. This does not include the parking that is available on the Concord side of the building.

Certainly if you have any questions before the hearing, please feel free to contact me at the tack shop and hopefully I have submitted everything that you need to grant me this license.

Sincerely yours,



Stephanie O'Connor

Town of Acton General License or Permit Application

For Town Use Only

To the Licensing Authorities of Acton:

CC: Police/Fire – Comments & FYI

The undersigned hereby makes application for the following described license, in accordance with the provisions of the General Laws, and amendments thereto.

Fee

September 12, 2014.....

Please indicate the License or Permit for which application is being made

Auction Entertainment One Day Liquor Common Victualler **Class 1 or 11**
Automated Amusement 24 Hour Permit Fair or Sale Concert Other _____

Name of Organization/Applicant.....

Location of Event 429 GREAT RD ACTON MA 01720

Name of Owner of Premises COUNTRY PROPERTIES, LLC

DESCRIPTION OF EVENT (i.e.; Fee or donation charged? Name of operators of event? Purpose of event? Parking availability?)

.....Application for a Class II Auto Dealer's license

Date of Event:..... Hours of Event or Operation 9-6..... Approximate Number of Participants ()

PLEASE PRINT CLEARLY

Name of person making application STEPHANIE O'CONNOR

Occupation.....

Residential Address.....

Business Address 429 GREAT RD ACTON, MA 01720

Telephone: Home..... Business/ cell 978 263-4222

E-Mail Address: info@pegasustack.com

Date of Naturalization, if not born in U.S. _____

Have you ever been convicted for any law violation?

If so, when _____

Where _____

State Briefly _____

References (names and addresses-Phone Numbers)

Signature of Applicant Stephanie B. O'Connor

Country Properties, LLC
6 Proctor Street
Acton, MA 01720
(978) 430-4000

September 29, 2014

Town of Acton
472 Main Street
Acton, MA 01720

Dear Board of Selectmen:

I, Leo Bertolami, am the manager of Country Properties, LLC that owns the commercial property located at 429 Great Road in Acton. This property is currently rented to Stephanie O'Connor who operates the Pegasus Tack Shop out of this building. I am aware that Stephanie O'Connor has requested a class II dealer's license. As the landlord of this property, I hereby grant permission for her to obtain a class II dealer's license to augment her tack shop business.

Regards,



Leo Bertolami
Manager

**Town of Acton
472 Main Street
Acton, MA 01720**

SUPPLEMENTAL APPLICATION to Form 53
LICENSE TO SELL MOTOR VEHICLES ANNUAL FEE \$100.00

Date: 9-22-2014

Business Owner: STEPHANIE B. O'CONNOR
First Middle Initial Last

Address: ACTON 01720 Telephone #: 978 263-4222
Town/City zip

Name of Business: IMPORT EXPORT of BOSTON, INC Attach copy of Business Certificate

Business Location: 429 GREAT RD. Telephone # 978 263-4222

Corporation Name: (If applicable) IMPORT EXPORT of BOSTON, INC Attach copy of Articles of Incorporation

Address: 429 GREAT RD. ACTON FID # APPLIED FOR
Town/City

Manager Name: STEPHANIE B. O'CONNOR
First Middle Initial Last

Address: 429 GREAT RD ACTON, MA 01720
Town/City zip

Home Telephone: 978 486 0014 Cell Phone: 352 598-2061

Date of Birth: 10 29 1946 Social Security num 
Month Day Year

Please answer the following:

Number of vehicles to be stored at any one time: 4

Purpose (s) of vehicles to be stored: SALE

Origin of vehicles to be stored DEALERS & PRIVATE PARTIES

Do you plan to sell by auction in addition to retail? Yes No

Be sure that the following documents are attached:

1. Form 53 - Application for a License to Buy, Sell, Exchange or Assemble Second Hand Motor Vehicles
2. Business certificate (Issued by Town Clerk's Office) or Articles of Incorporation
3. Certificate of Compliance with State Laws, completed and signed
4. Workers' Compensation Insurance Affidavit, completed and signed
5. Plot plan of property to be used for storage of motor vehicles

Applicant signature: Stephanie B. O'Connor

Lisa Tomyl

From: Frank Widmayer
Sent: Wednesday, September 17, 2014 4:55 PM
To: Lisa Tomyl
Subject: RE: Class II Dealers License

Lisa,

I need a CORI Form filled out for Stephanie O'Connor.

Also, she mentions in her letter that she used to sell vehicles in Westford but on page two of the application she answered no to question 10 about ever applying for a license before. That needs to be cleared up.

Regards,
Frank

Frank J. Widmayer III
Chief of Police

From: Lisa Tomyl
Sent: Wednesday, September 17, 2014 10:16 AM
To: Collector Department; Building Department; Planning Department; Frank Widmayer; Patrick Futterer
Subject: Class II Dealers License

Please review the request and application from Pegasus Tack Shop.

Regards,

Lisa

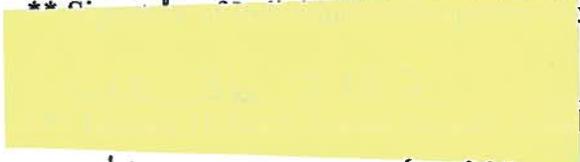
I owned and operated Pegasus Farm, Inc at 84 Powers Rd in Westford for 20+ years. I sold horse trailers and trucks (or towing vehicles) for clients on a commission basis. I NEVER held a license during THAT TIME.

Stephanie O'Connor

CERTIFICATE OF COMPLIANCE WITH STATE LAWS

Pursuant to M.G.L Chapter 62C, Sec 49A, and M.G.L. Ch. 151A, Section 19A, the Undersigned acting on behalf of the License Holder, certifies under the penalty of perjury that, to the best of the undersigned knowledge and belief, the License Holder is in Compliance with all laws of the Commonwealth of Massachusetts relating to taxes, Reporting of employees and contractors, and withholding and remitting child support*.

Stephanie B. O'Connor
** License Holder (Mandatory)



_____/or Federal Identification Number

By: Stephanie B. O'Connor Date: 9-22-14
Corporate Officer

(Mandatory, if applicable)

*The provision in the Attestation of relating to child support applies only when the License Holder is an individual.

** Approval of or a renewal of a license will not be granted unless this certification clause is signed by the applicant. For all corporations, a certified copy of the vote of the Board of Directors must be provided.

*** Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Providers who fail to correct their non-filing or delinquency will not have a license or other Agreement issued, renewed or extended. This request is made under the authority of Massachusetts General Laws, Chapter 62C, section 49A.

THE COMMONWEALTH OF MASSACHUSETTS

Town OF Acton

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE
OR ASSEMBLE SECOND HAND MOTOR VEHICLES
OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a.....
class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with
the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? Import Export of Boston, Inc.

Business address of concern. No. 429 Great Road.....St.,
Acton, MA......City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? Corp.

3. If an individual, state full name and residential address.

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President Stephanie O'Connor, 74 Shaker Lane, Littleton, MA. 01460

Secretary George Palli, 61 Cornell Street, Newton Lower Falls, MA. 02462

Treasurer Leo Bertolami, 6 Proctor Street, Acton, MA. 01720

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? yes

If so, is your principal business the sale of new motor vehicles? no

Is your principal business the buying and selling of second hand motor vehicles? yes

Is your principal business that of a motor vehicle junk dealer? no

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.
To buy and sell vehicles, trucks and trailers for resale for the
general public.

8. Are you a recognized agent of a motor vehicle manufacturer? no
(Yes or No)

If so, state name of manufacturer

9. Have you a signed contract as required by Section 58, Class 1? no
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? no
(Yes or No)

If so, in what city — town

Did you receive a license? For what year?
(Yes or No)

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? no
(Yes or No)

Sign your name in full. *Stephanie O'Connor*
(Duly authorized to represent the concern herein mentioned)

Residence *74 SHAKER LN.*
LITTLETON, MA 01460

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application after investigation
(Approved or Disapproved)

License No. granted 19..... Fee \$.....

Signed.....

.....
.....
.....
.....
.....

CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or insuring motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not taken in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding 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, may be granted a motor vehicle junk license.

SECTION 59. The police commissioner in Boston and the licensing authorities in other cities and towns may grant licenses under this section which shall expire on January first following the date of issue unless sooner revoked. The fees for the licenses shall be fixed by the licensing board or officer, but in no case shall exceed \$100. dollars. Application for license shall be made in such form as shall be approved by the registrar of motor vehicles, in sections fifty-nine to sixty-six, inclusive, called the registrar, and if the applicant has not held a license in the year prior to such application, such application shall be made in duplicate, which duplicate shall be filed with the registrar. No such license shall be granted unless the licensing board or officer is satisfied from an investigation of the facts stated in the application and any other information which they may require of the applicant, that he is a proper person to engage in the business specified in section fifty-eight in the classifications for which he has applied, that said business is or will be his principal business, and that he has available a place of business suitable for the purpose. The license shall specify all the premises to be occupied by the licensee for the purpose of carrying on the licensed business. Permits for a change of situation of the licensed premises or for addition thereto may be granted at any time by the licensing board or officer in writing, a copy of which shall be attached to the license. Cities and towns by ordinance or bylaw may regulate the situation of the premises of licensees within class 3 as defined in section fifty-eight, and all licenses and permits issued hereunder to persons within said class 3 shall be subject to the provisions of ordinances and by-laws which are hereby authorized to be made. No license or permit shall be issued hereunder to a person within said class 3 until after a hearing, of which seven days' notice shall have been given to the owners of property abutting on the premises where such license or permit is proposed to be exercised. All licenses granted under this section shall be revoked by the licensing board or officer if it appears, after hearing, that the licensee is not complying with sections fifty-seven to sixty-nine, inclusive, or the rules and regulations made thereunder; and no new license shall be granted to such person thereafter, nor to any person for use on the same premises, without the approval of the registrar. The hearing may be dispensed with if the registrar notifies the licensing board or officer that a licensee is not so complying. Any person aggrieved by any action of the licensing board or officer refusing to grant, or revoking a license for any cause may, within ten days after such action, appeal therefrom to any justice of the superior court in the county in which the premises sought to be occupied under the license or permit applied for are located. The justice shall, after such notice to the parties as he deems reasonable, give a summary hearing on such appeal, and shall have jurisdiction in equity to review all questions of fact or law and may affirm or reverse the decision of the board or officer and may make any appropriate decree. The decision of the justice shall be final.

APPLICATION FOR A LICENSE TO BUY, SELL,
EXCHANGE OR ASSEMBLE SECOND HAND
MOTOR VEHICLES OR PARTS THEREOF.

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No.

ClassLicense No.

Name

St. and No.

City — Town

Date Issued

Remarks

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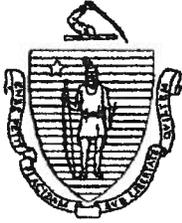
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The Commonwealth of Massachusetts
 Department of Industrial Accidents
 Office of Investigations
 600 Washington Street
 Boston, MA 02111
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses

Applicant Information

Please Print Legibly

Business/Organization Name: Import Export of Boston, Inc.

Address: 429 Great Road

City/State/Zip: Acton, MA. Phone #: _____

Are you an employer? Check the appropriate box:

- 1. I am a employer with _____ employees (full and/ or part-time).*
- 2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
- 3. We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**
- 4. We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

- 5. Retail
- 6. Restaurant/Bar/Eating Establishment
- 7. Office and/or Sales (incl. real estate, auto, etc.)
- 8. Non-profit
- 9. Entertainment
- 10. Manufacturing
- 11. Health Care
- 12. Other _____

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

**If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: _____

Insurer's Address: _____

City/State/Zip: _____

Policy # or Self-ins. Lic. # _____ Expiration Date: _____

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: x/ Stephanie O'Connor Date: 9/15/14

Phone #: x/ 978 263-4222

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):

- 1. Board of Health
- 2. Building Department
- 3. City/Town Clerk
- 4. Licensing Board
- 5. Selectmen's Office
- 6. Other _____

Contact Person: _____ Phone #: _____



PO Box 666, 97 Great Road, Suite 6
Acton, MA 01720
Phone: 978-263-3666 Fax: 978-635-0218
actonsurvey@actonsurvey.com

ASE 7064

September 11, 2014

Stephanie O'Connor
Pegasus Tack Shop
429 Great Road
Acton, MA 01720

Re: Proposed Truck and trailer Sales Area

Dear Ms. O'Connor:

As requested this office has prepared the attached plan to illustrate the locations of spaces reserved for the display of two pickup trucks and two horse trailers at your retail store located at 429 great Road.

We propose that the truck display spaces be located at the end of the existing parking lot and that a display area for the trailers be established in the existing grass area, as shown on the plan. Locating the trailers in the grass area will allow them to remain in place during snow removal operations and provide for 7 parking spaces to support your existing retail store.

The zoning bylaw prohibits the parking of vehicles within 30 feet of a property line of a residential use.

Please contact us if you should have any questions or if we may be of additional service in this matter.

Very truly yours,

Mark T. Donohoe, PE
for: Acton Survey & Engineering



OWNER OF RECORD:
COUNTRY PROPERTIES, LLC
6 PROCTOR STREET
ACTON, MA 01720

ASSESSOR'S MAP C2 PARCEL 67
PLAN NO. 981 OF 1977

ZONING DISTRICT: LIMITED BUSINESS
SETBACKS:
FRONT = 30 FEET
SIDE = 30 FEET
REAR = 30 FEET

LOT DOES NOT LIE WITHIN FEMA FLOOD ZONE PER
FIRM MAP 2501700P.LSE DATED JULY 4,
2010.

ELEVATIONS REFER TO MVD 1988.

* EXISTING BUILDING IS PREEXISTING IS THE
LESSER OF 75' OR 50% OF LOT DEPTH.

**Illustrative Plan for proposed
Truck and Horse Trailer
Display Areas**

1" = 40'

97 GREAT ROAD
ACTON, MA 01720
Adcon Survey &
Engineering, Inc. PH. (978) 263-3666
Since 1967 FAX (978) 635-0218

25 X 25' Horse Trailer Display Area
Set 4 rows of 18 X 18" Blocks 27" OC
For Ramps

30' Buffer from
Residential Use

2 - 10' W x 18.5' L
Truck Display Spaces

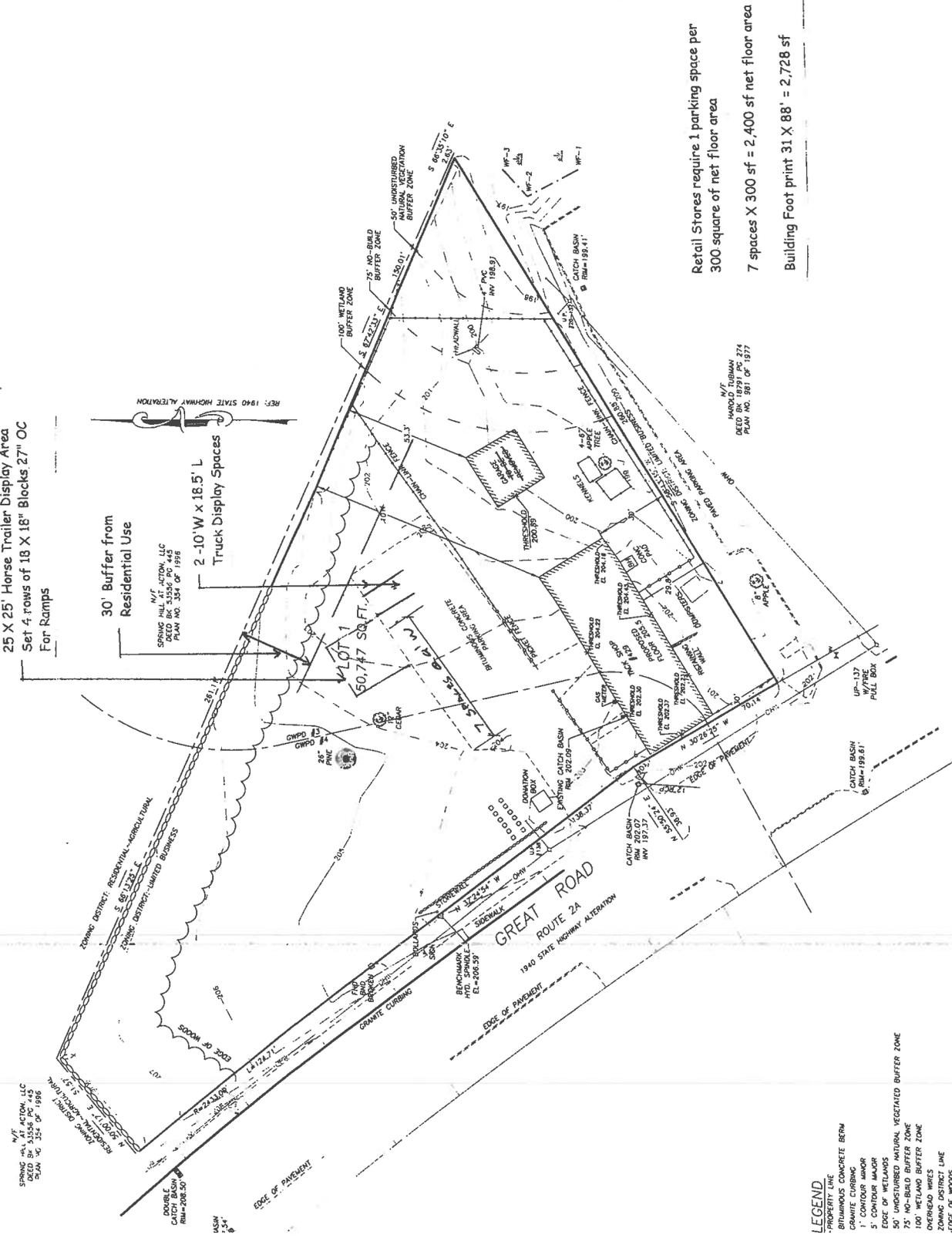
Retail Stores require 1 parking space per
300 square of net floor area

7 spaces X 300 sf = 2,400 sf net floor area

Building Foot print 31 X 88' = 2,728 sf



7054826



- LEGEND**
- PROPERTY LINE
 - BITUMINOUS CONCRETE BERM
 - GRANITE CURBING
 - 1" CONTOUR MAJOR
 - 5" CONTOUR MAJOR
 - EDGE OF WETLANDS
 - 50' UNDISTURBED NATURAL VEGETATED BUFFER ZONE
 - 100' WETLAND BUFFER ZONE
 - OVERHEAD WIRES
 - ZONING DISTRICT LINE
 - EDGE OF WOODS
 - WATER GATE
 - HYDRANT
 - CATCH BASIN
 - DOUBLE CATCH BASIN
 - FOUND CONCRETE BOUND