

TOWN OF BOLTON



ANNUAL TOWN MEETING WARRANT

MONDAY, MAY 1, 2017

ANNUAL TOWN ELECTION

MONDAY, MAY 8, 2017

Annual Town Meeting
Monday, May 1, 2017
Tuesday, May 2, 2017 if necessary
7:00 p.m.
Nashoba Regional High School Auditorium

Annual Town Election
Monday, May 8, 2017
Noon to 8:00 p.m.
Nashoba Regional High School Auditorium

**** PLEASE BRING THIS WARRANT TO TOWN MEETING ****

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BOARD OF SELECTMEN'S STATEMENT

Bolton continues to manage its finances and budget well. This year the budget again avoids an override request, while maintaining Town services. The budget also avoids going to the Prop 2 ½ levy limit, while ensuring a reasonable level of free cash.

Maintaining a reasonable level of free cash, along with not taxing to the levy limit, are indications that the Town is carefully managing its finances. The Town continues to reap the benefits of prudent, long term actions from previous years. We are continuing to fund the Other Post-Employment Benefits Liability Trust Fund (OPEB) to help reduce our unfunded long term liability.

Town departments again had the mandate to keep to level funding in each of their budgets and to bring substantial justification if an increase was being requested. In the previous fiscal year, the non-education budget growth was limited to an increase of 0.8%. For the FY18 budget non-education budget growth was limited to an increase of only 0.6%. This is proof-positive that all our Town department heads are continuing to be mindful of capital requests and additions to their budgets.

Educating our children is one of the primary functions of town government, but the on-going increases, far in excess of taxing ability, is restricting other town activities and capital needs. Over 62% of the total budget is now dedicated to education.

The remainder of the budget and spending articles are focused this year on maintenance to our infrastructure and capital needs of our police, DPW and EMS. The proposed articles represent the highest priority purchases and repairs of the many that have been identified.

The Board of Selectmen wants to thank everyone involved for the enormous effort it took to bring this warrant to Town Meeting:

- Town employees and department heads who have spent a great deal of time identifying needs, preparing their budgets, and assisting in the budgeting process;
- Our volunteer boards for the considerable time they spent in detailed reviews of their budget requests and working with the Advisory Committee in crafting their budget to maximize the value provide to the town;
- The Advisory Committee for pulling all of the information together and scrutinizing each line of the budget to make the proposed budget as tight as possible;
- Our Town Treasurer Donna Madden and our Town Accountant Ninotchka Rogers for their insights and assistance throughout the budget cycle.

Finally, Town Administrator Don Lowe and Town Secretary Linda Day deserve special thanks for the countless hours spent preparing and revising the warrant, and for the assistance they provide to the Board of Selectmen, and the people of Bolton, throughout the year.

The Board of Selectmen wants to thank all town employees and departments for the work they do to support the town of Bolton. Many of these individuals work behind the scenes and do not often get the recognition they so deserve. We thank each and every one for their service to the Town.

And finally a big note of thanks to our fellow Bolton residents who year in and year out support the Town financially and in so many other ways making the town what it is and why it continues to be a desirable place to live and grow.

Signed,
Board of Selectmen
Stanley M. Wysocki, Chairman
Thomas J. Frain
Jonathan D. Keep

ADVISORY COMMITTEE'S STATEMENT

Introduction

This statement summarizes Bolton's FY18 budget and provides data in comparison to FY17. The proposed FY18 budget is the work product of the Town Administrator, Department Heads, Board of Selectmen, Town Accountant, Town Treasurer and the Advisory Committee. The Advisory Committee especially appreciates Linda Day (town secretary), Donna Madden (town treasurer), and Ninotchka Rogers (town accountant) for their patience and year-round support, particularly from January through April when we meet.

<u>Revenue Table</u>			
Revenue	FY18	Amt Incr (Decr) from FY17	% Incr (Decr) from FY17
Tax Levy of Prior Year	19,037,065	755,055	4.13%
Prop 2-1/2 Allowable Growth	475,927	18,876	4.13%
New Growth	170,000	(128,005)	-42.95%
Debt Excluded from Prop 2- 1/2	1,478,354	(54,863)	-3.58%
Taxable Levy Limit (sum of above)	21,161,346	591,064	2.87%
Allowance for Abatement and Exemption	(160,000)	0	0.00%
State Revenue	683,085	33,484	5.15%
Local Receipts	1,312,191	34,731	2.72%
Other Available Funds	216,284	(23,543)	-9.82%
Free Cash (for Operating Budget)	45,444	(5,480)	-10.76%
Free Cash (for Articles)	474,052	260,269	121.74%
Borrowing	671,855	(408,398)	-37.81%
Total Revenue	24,404,257	632,483	2.02%

Revenues:

- This FY18 Warrant will raise an additional \$591,064 of revenue by taxation, which represents a 2.87% increase over last year.
- Each year the Massachusetts Department of Revenue reviews the Town's finances and certifies the amount of unrestricted cash. The Town uses such Certified Free Cash to meet operating and capital project requirements. Bolton's Certified Free Cash on July 1, 2016 was \$1,073,337 compared with \$604,657 last year.

Budget Highlights:

- Again this year, the FY18 Warrant proposes a series of essential road and town building repairs as capital articles, some paid for from Free Cash.
- Existing debt decreased from FY17 to FY18 and even with some borrowing this year, the total debt service is slightly less than last year.
- Education increased by \$584,457. It is the largest component of the budget, and of FY18 budget increases.
- The remainder of the budget contains minor increases, including wage increases for firefighters and a 2% COLA for non-union town employees. There are additional IT-related expenses for the Public Safety Building.

Expenditures Table

Expenditures	FY18	Amt Incr (Decr) from FY17	% Incr (Decr) from FY17
General Government	1,331,857	61,628	4.85%
Public Safety	2,145,083	78,039	3.78%
Education	14,488,695	584,457	4.20%
Public Works	1,324,032	(94,221)	6.64%
Human Services	146,577	5,677	4.03%
Culture & Recreation	456,228	10,879	2.44%
Debt Service	1,998,074	(5,700)	-0.28%
Employee Benefits	1,116,135	80,455	7.77%
Other Insurance	75,353	2,153	2.94%
Total Operating Expenditures	23,082,034	723,367	3.24%
Snow & Ice Deficit	100,000	25,000	33.33%
Interest Charges	-	-	-
State & County	10,031	694	7.43%
Warrant Articles Using Free Cash or Other Available Funds	540,336	(282,030)	109.18%
Warrant Articles Borrowing	671,855	(408,398)	-37.81%
TOTAL EXPENDITURES	24,404,256	622,693	2.62%

Expenditures

- Projected FY18 expenditures increase by \$622,693 (2.62%) above the FY17 budget.
- Education makes up 62.77% of the FY18 operating budget. The FY18 school district increases are \$566,488 for Nashoba Regional and \$81,470 for Minuteman Regional assessments. Post-secondary education decreased by \$16,710.
- The remainder of the budget increases by \$138,910 (0.60%). Of that, \$80,455 is for employee and retiree benefits.
- All of the expenditures for FY18 stay within the available levy limit, while retaining the \$350,000 free cash target that the Selectmen and Advisory Committee agree is needed to run the town.

Signed,
Advisory Committee
 Connie Benjamin
 Brian Boyle
 Brad Cote, Chairman
 Ted Kirchner
 Joe Myerson
 Ken Troup

COMMONWEALTH OF MASSACHUSETTS
TOWN OF BOLTON
WORCESTER, ss
ANNUAL TOWN MEETING
Monday, May 1, 2017
Nashoba Regional High School Auditorium
7:00 p.m.

To any of the Constables of the Town of Bolton, in the County aforesaid:

GREETINGS - In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Bolton aforesaid, qualified to vote in elections and town affairs, to meet at Nashoba Regional High School Auditorium in said Bolton, on the 1st day of May, 2017 at 7:00 p.m., then and there to act on the following articles:

Article 1: Accept Annual Reports

To see if the Town will vote to accept the reports of the Board of Selectmen and Advisory Committee, or any other Town officers, boards, or committees for the calendar year 2016; or do or act relating thereto.

Sponsor: Board of Selectmen

Note: Annual Reports are available at the Town Hall, Library and on our website at www.townofbolton.com.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 2: Unpaid Bills for Fiscal Year 2016

To see if the Town will vote to transfer from available funds the sum of \$310.98 (Three hundred ten dollars and ninety eight cents) for the purpose of paying the following unpaid FY16 bills, pursuant to M.G.L., Chapter 44, Section 64; or do or act relating thereto.

\$ 22.99	Midwest Tape
\$ 22.99	Midwest Tape
\$265.00	Patriot Ambulance, Inc.

Sponsor: Library Trustees and Ambulance Department

Summary: These are unpaid bills from the previous fiscal year for services that have been rendered.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 4/5 Majority

Article 3: Fiscal Year 2018 Operating Budget

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$23,082,034 (Twenty three million eighty two thousand thirty four dollars) or any other amount, as set forth in the budget for the purposes of operating and maintaining the various departments of the Town, and to meet such appropriation:

- a. The sum of \$75,000 (Seventy five thousand dollars) be transferred from the Cell Tower Fund;
- b. The sum of \$75,000 (Seventy five thousand dollars) be transferred from the Ambulance Receipts Reserved for Appropriation to be applied to the Ambulance Department budget;
- c. The sum of \$45,444 (Forty five thousand four hundred forty four dollars) or any other amount, be transferred from Free Cash;

- d. The sum of \$22,886,590 (Twenty two million eight hundred eighty six thousand five hundred ninety dollars) to be raised by taxation; or do or act relating thereto.

Sponsor: Board of Selectmen

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 4: Off-Set of Snow and Ice Deficit

To see if the Town will vote to appropriate from free cash the sum of \$100,000 (One hundred thousand dollars), or some other sum, for the purpose of supplementing the snow and ice removal line item in the FY2017 operating budget; or do or act relating thereto.

Sponsor: Board of Selectmen

Summary: This article will assure the snow and ice deficit is covered in full before the new fiscal year begins.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 5: Reauthorization of a Revolving Fund for Web-based Municipal Software Services

To see if the Town will vote pursuant to Massachusetts General Laws Chapter 44, Section 53E½ to reauthorize the Town Administrator to maintain a Revolving Fund into which funds generated from a technology fee surcharge on permit fees shall be deposited with an annual expenditure cap of \$30,000 (Thirty thousand dollars), with the Revolving Fund, originally approved in Article 7 of the 2010 Annual Town Meeting, to be accounted for separately from all other monies in the Town and used for the purpose of funding web-based municipal software maintenance, digitization of plans and expansion of the software technology by adding additional modules and hand-held devices such as netbooks in the field, with the Town Administrator authorized to expend from the fund; or do or act relating thereto.

Sponsor: Board of Selectmen

Summary: As an ongoing funding mechanism for maintenance and operations of web-based municipal software this article seeks town meeting approval to reauthorize the Revolving Fund which is funded by a 7.5% technology fee surcharge applied to permits issued to fund web-based municipal software, which will be used by Town departments. Monies from the Revolving Fund may be used by the Town Administrator for web-based municipal software maintenance, digitization of plans and expansion of the software technology by adding additional modules and hand-held devices such as netbooks in the field. Per State Law, all revolving funds must be reauthorized annually.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 6: Reauthorization of a Revolving Fund for the Cadet Program

To see if the Town will vote pursuant to Massachusetts General Laws Chapter 44, Section 53E½ to reauthorize the Nashoba Cadet EMT Program Coordinator to maintain a Revolving Fund into which funds generated from fees paid for courses shall be deposited with an annual expenditure cap of \$2,500 (Two thousand five hundred dollars), with the Revolving Fund, originally approved in Article 6 of the 2015 Annual Town Meeting, to be accounted for separately from all other monies in the Town and used for the purpose of paying the program expenses of the Nashoba Cadet EMT Program, with the Nashoba Cadet EMT Program Coordinator authorized to expend from the fund; or do or act relating thereto.

Sponsor: Board of Selectmen

Summary: The Nashoba Cadet EMT Program had a revolving account at the Nashoba Regional School District for at least the past 15 years. Due to changes to IRS regulations, the district could no longer deposit into this account. Therefore, this revolving account was set up for the Cadet EMT Program last year. Per State Law, all revolving funds must be reauthorized annually.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 7: Amendment to the Code of the Town of Bolton, Division 1, Part I. Administrative Legislation, Chapter 24, Finances - to add Section 24-2, Payments and Interest

To see if the Town will vote to amend the Code of the Town of Bolton, Division 1, Part I, Administrative Legislation, Chapter 24, Finances, by inserting new Section 24-2, Payments and Interest, as follows (deletions in *parenthesis and italics*) and additions underlined):

§ 24-2 Payments and Interest.

Pursuant to M.G.L. c. 40, Section 21E, the due date for payment of municipal charges and bills shall be 30 days after the mailing of said charges and bills. The rate of interest on said charges and bills shall be the rate charges on tax bills under provisions of M.G.L. Chapter 59, Section 57.;

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Town Accountant

Summary: This will allow the town to charge interest on unpaid bills, such as police and fire details, ambulance fees and other municipal charges.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 8: Amendment to the Code of the Town of Bolton, Division 1, Part I, Administrative Legislation, Chapter 24, Finances - to add Section 24-3, Revolving Funds

To see if the Town will vote to amend the Code of the Town of Bolton, Division 1, Part I, Administrative Legislation, Chapter 24, Finances, by inserting new Section 24-3, Departmental Revolving Funds, as follows (deletions in *parenthesis and italics*) and additions underlined):

§ 24-3 Departmental Revolving Funds.

A. Purpose. This Bylaw establishes and authorizes revolving funds for use by Town departments, boards, committees, agencies or officers in connection with the operation of programs or activities that generate fees, charges or other receipts to support all or some of the expenses of those programs or activities. These revolving funds are established under and governed by General Laws Chapter 44, § 53E1/2.

B. Expenditure Limitations. A department or agency head, board, committee or officer may incur liabilities against and spend monies from a revolving fund established and authorized by this Bylaw without appropriation subject to the following limitations:

1. Fringe benefits of full-time employees whose salaries or wages are paid from the fund shall also be paid from the fund, except for those employed as school bus drivers.
2. No liability shall be incurred in excess of the available balance of the fund.

3. The total amount spent during a fiscal year shall not exceed the amount authorized by Town Meeting on or before July 1 of that fiscal year, or any increased amount of the authorization that is later approved during that fiscal year by the Board of Selectmen and the Finance Committee.

C. Interest. Interest earned on monies credited to a revolving fund established by this Bylaw shall be credited to the general fund.

D. Procedures and Reports. Except as provided in General Laws Chapter 44, § 53E1/2 and this Bylaw, the laws, bylaw, rules, regulations, policies or procedures that govern the receipt and custody of the Town monies and the expenditure and payment of Town funds shall apply to the use of a revolving fund established and authorized by this Bylaw. The Town Accountant shall include a statement on the collections credited to each fund, the encumbrances and expenditures charged to the fund and the balance available for expenditure in the regular report the Town Accountant provides the department, board, committee, agency or officer on appropriations made for its use.

E. Authorized Revolving Funds.

The following Table of Authorized Revolving Funds establishes:

1. Each revolving fund authorized for use by a Town department, board, committee, agency or office;
2. The department or agency head, board, committee or officer authorized to spend from each fund;
3. The fees, charges and other monies charged and received by the department, board, committee, agency or officer in connection with the program or activity for which the fund is established that shall be credited to each fund by the Town Accountant;
4. The expenses of the program or activity for which each fund may be used;
5. Any restrictions or conditions on expenditures from each fund;
6. Any reporting or other requirements that apply to each fund; and
7. The fiscal years each fund shall operate under this Bylaw.

<u>Revolving Fund</u>	<u>Department, Board, Committee, Agency or Officer Authorized to Spend from Fund</u>	<u>Fees, Charges or Other Receipts Credited to Fund</u>	<u>Program or Activity Expenses Payable From Fund</u>	<u>Restrictions or Conditions on Expenses Payable From Fund</u>	<u>Other Requirements/ Reports</u>	<u>Fiscal Years</u>
<u>Web-based Municipal Software Services</u>	<u>Town Administrator</u>	<u>Technology fee surcharge on permit fees.</u>	<u>Web-based municipal software maintenance, digitization of plans and expansion of the software technology by adding additional modules and hand-held devices such as netbooks in the field.</u>	<u>None, other than as set forth in this Bylaw and by Town Meeting vote.</u>	<u>None, other than as set forth in this Bylaw and by Town Meeting vote.</u>	<u>Fiscal Year 2018 and subsequent years</u>
<u>Nashoba Cadet EMT Program</u>	<u>Nashoba Cadet EMT Program Coordinator</u>	<u>Fees paid for Cadet EMT Program courses.</u>	<u>Expenses of the Nashoba Cadet EMT Program.</u>	<u>None, other than as set forth in this Bylaw and by Town Meeting vote.</u>	<u>None, other than as set forth in this Bylaw and by Town Meeting vote.</u>	<u>Fiscal Year 2018 and subsequent years</u>

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Town Accountant

Summary: This comply with the amended M.G.L. c. 44, § 53E ½, which requires the adoption of a bylaw to govern revolving funds. Following adoption, Town Meeting would still authorize annual spending limitations from each revolving fund.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 9: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article V. Special Regulations, Section 250-27. Inclusionary Housing - to Amend Subsection L. (1)(a)

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article V. Special Regulations, Section 250-27. Inclusionary housing, by amending Subsection L. (1)(a), as follows (deletions in *parenthesis and italics*) and additions underlined);

- L. Donation of land and/or fees-in-lieu-of-affordable-housing-unit provision. As an alternative to the requirements of Subsection E, and as allowed by law, an applicant may contribute a fee or land to the Bolton Affordable Housing Trust Fund or other 501(c)(3) fund as designated by the SPGA to be used for the development of affordable housing in lieu of constructing and offering affordable units within the locus of the proposed development or off-site.

(1) Fees-In-Lieu-Of-Units.

- (a) Calculation of Fees-In-Lieu-Of-Units. *(The applicant for development subject to this bylaw may pay fees in lieu of the construction or provision of affordable units, which fee is determined to be \$200,000 per unit. For example, if the applicant is required to construct two affordable income units, he/she may opt to pay \$400,000 in lieu of constructing or providing the units).* The applicant for development subject to this bylaw may pay fees in lieu of the construction or provision of affordable units to the Town. The fees shall be paid in increments prior to the issuance of a building permit for each and every unit, or otherwise at the sole discretion of the SPGA, based on the sales price of an affordable unit as calculated each year when Income Limits are published by the U.S. Dept. of Housing Urban Development (HUD). The sales price of an affordable unit shall be based on the Department of Housing and Community Development's (DHCD) LIP Price Calculator (using median income of a family of 4 at 70% of the median, as reported by HUD).
- (b) *(Schedule of fees-in-lieu-of payments. Fees-in-lieu-of payments shall be paid according to the schedule set forth in Subsection F (3) above.)* Fee Schedule. The Fees-In-Lieu-Of-Units for each unit shall be equal to: Sales Price of Affordable Unit x Total Number of Affordable Units subject to Fees-In-Lieu-Of-Units / Total Number of units in the subject development.

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: The genesis of this bylaw amendment was the Planning Board's desire to replace the current and outdated Fees-In-Lieu-Of-Units flat fee amount of \$200,000 with a formulaic approach which will be subject to future adjustment as determined by the Department of Housing and Community Development's (DHCD). The bylaw relates to the existing Section 250-27 Inclusionary Housing section within the Code of the Town of Bolton. The Planning Board is seeking to set this amount according to current affordable housing unit sale prices for present and future projects.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 10: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article VI. Definitions, Section 250-28. Terms Defined - to Amend Definition of Fast Food

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article VI. Definitions, Section 250-28. Terms defined, by amending the definition of Fast Food, as follows (deletions in *parenthesis and italics*) and additions underlined;

FAST FOOD

*(An establishment whose principal business is t)*The sale of prepared or rapidly prepared food directly to the customer in a ready-to-consume state for consumption either within the building or outside the building or off premises, or within a parked motor vehicle and usually requires ordering at a counter and whose principal method of operation includes sale of food and beverages in paper, plastic or other disposable containers. *(The foregoing shall not apply if such sales are wholly incidental and ancillary to a conventional restaurant or other allowed principal use;)* T(t)his regulation shall not apply to ice cream parlors. The intent of the regulation is to address the adverse impacts of fast-food restaurants on Bolton's historic and adjacent residential areas as well as gateways to the Town. The proliferation of fast-food establishments has a negative impact on the Town's economy, historical relevance, unique character and economic vitality. These uses are therefore restricted in order for Bolton to maintain unique dining experiences. Fast-food establishments detract from the overall historic village experience and are found to be obtrusive and have substantial impacts to the public safety from increases in traffic, litter and childhood obesity. [Added 5-7-2012 ATM by Art. 24]

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: This bylaw amendment is related to the bylaw amendment immediately following. The purpose of this bylaw amendment is to simplify the definition of fast food under Section 250-28 Terms defined in the Code of the Town of Bolton. It eliminates the current definition's provision that currently allows fast food by right as an accessory use to a conventional restaurant or to any other allowed principal use. The Planning Board seeks to remove this as-of-right "loop hole" by instead allowing fast food as an accessory use only by Special Permit under Section 250-12 Schedule of permitted uses.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 11: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw,
Chapter 250. Zoning, Article III. Zoning District Regulations, Section 250-12. Schedule of permitted
uses

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article III. Zoning District Regulations, Section 250-12. Schedule of permitted uses, as follows (deletions in *parenthesis and italics*) and additions underlined;

Types of Uses	Residential	Business	Limited Business	Industrial	Limited Recreation Business
Accessory					
Agricultural/ Business use (see (§250-21E)	SSP	SSP	SSP	SSP	SSP
Roadside produce stands	Yes	Yes	Yes	Yes	Yes
Home Occupation (See §250-21A)	Yes	Yes	Yes	Yes	Yes
Other customary accessory uses	Yes	Yes	Yes	Yes	No
Primary golf course accessory uses (see §250-16E)	Yes	Yes	Yes	Yes	SSP
Trail Recreation Accessory uses (See §250-16D)	No	No	No	No	SSP
<u>Fast Food</u> (no drive-through service)	No	<u>SP</u>	<u>SP</u>	<u>No</u>	<u>No</u>

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: The purpose of this bylaw amendment is to reflect fast food as an accessory use within the schedule of permitted uses (Section 250-12), where it currently is not depicted. Prior to this bylaw amendment, fast food as an accessory use is only discussed within the definition of Fast Food (Section 250-28 Terms Defined). Further, according to its current definition, fast food is allowed by right as an accessory use to a conventional restaurant or other allowed principal use. This bylaw amendment would provide additional regulation by requiring a Special Permit acted on by Planning Board for any fast food as an accessory use. Of note, fast food as a principal use would remain not allowed in Bolton.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 12: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article VI. Definitions, Section 250-28. Terms defined - to Amend definition of Accessory Building or Use

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article VI. Definitions, Section 250-28. Terms defined, by amending the definition of Accessory Building or Use, as follows (deletions in *parenthesis and italics*) and additions underlined);

(ACCESSORY BUILDING OR USE)

(A building or use customarily incidental to and located on the same lot with the principal building or use, except that if more than 50% of the lot area is occupied by such use, it shall no longer be considered accessory.)

ACCESSORY BUILDING

A detached building, which is located on the same lot with the main building or use and which is subordinate and customarily incidental to the use of the main building or land.

ACCESSORY USE

Any use which is subordinate and customarily incidental to a principal use.

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: This bylaw amendment addresses two modifications to the definition of Accessory Building or Use under Section 250-28 Terms Defined in the Code of the Town of Bolton. First, the change eliminates the concept of 'lot area' from the definition: the current bylaw indicates that if more than 50% of the lot area is occupied by an accessory use or accessory building, it will no longer be deemed 'accessory'; this is problematic as (a) lot area cannot be applied when addressing uses that are contained wholly within a building, and (b) in accordance with Section 250-13 Dimensional Regulations, maximum building coverage can only be 8% of the lot area, rendering the 50% reference moot. Second, this bylaw amendment separates Accessory Use and Accessory Building for clarity in understanding and applying the bylaw. The current bylaw combines accessory use and accessory building.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 13: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article VI. Definitions, Section 250-28. Terms defined - to Amend definition of Base Map

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article VI. Definitions, Section 250-28. Terms defined, by amending the definition of Base Map, as follows (deletions in *parenthesis and italics*) and additions underlined);

BASE MAP

The Base Town Map and Zoning District Map shall be known as and referred to in the Town of Bolton Zoning Bylaws as the "Base Map." The Base Map is the map prepared by Ducharme & Dillis Civil Design Group, Inc., revised (*May 2012*) September 2016 and on file with the Town Clerk.^[1]

[Added 5-4-1998 ATM by Art. 18; amended 5-4-2004 ATM by Art. 22; 11-14-2005 STM by Art. 4; 7-14-2008 STM by Art. 1; 5-7-2012 ATM by Art. 26]

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: This bylaw amendment serves to update the definition of Base Map under Section 250-28 Terms Defined with the most recent copy of Bolton's Base Town Map and Zoning District Map modified September 2016, pursuant to Bolton's annual Town Meeting 2016.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 14: Amendment to the Code of the Town of Bolton, Division I. Part III. Zoning Bylaw,
Chapter 250. Zoning, Article IV. General Regulations – to add Section 250-19.1. Firefighting water
supply

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article IV. General Regulations, by adding Section 250-19.1. Firefighting water supply, as follows (deletions in *parenthesis and italics*) and additions underlined;

§ 250-19.1. Firefighting water supply.

- A. The requirements of this section shall apply whenever an applicant constructs three (3) or more residential buildings on a single lot or contiguous lots or one (1) industrial or commercial building(s), in any event located more than one thousand (1,000) feet beyond a reliable source of water for fire suppression as defined by the Fire Department. Determination of the 1,000-foot distance shall be the distance from the source of water to the nearest point of the farthest building on the subject property, along a route that fire apparatus would be expected to travel as the same is determined by the Fire Department.
- B. The design and capacity of any new firefighting water supply shall be subject to the approval of the Planning Board with consultation from the Fire Department.
- C. The Planning Board may adopt Rules and Regulations relating to firefighting water supply and shall be informed by then-current requirements set forth by the National Fire Protection Association.

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: This bylaw amendment serves to create a firefighting water supply bylaw that meets current National Fire Protection Association requirements. As a rural community, Bolton relies upon static water supplies for fire protection. The bylaw amendment is written in such a way as to be informed by current national standards relative to firefighting.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 15: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article V. Special Regulations, Section 250-23. Business, commercial and industrial regulations - to Amend Subsection D

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article V. Special Regulations, Section 250-23. Business, commercial and industrial regulations, by amending Subsection D, as follows (deletions in *parenthesis and italics*) and additions underlined);

D. Firefighting water. Refer to § 250-19.1. (*An accessible tank, reservoir, or water hole containing at least one gallon of water for each square foot of total floor area of buildings of combustible material and one gallon of water for each two square feet of total floor area of buildings of noncombustible material shall be provided and maintained within 1,000 feet of each industrial or commercial building unless said building is located within 1,000 feet of an existing equivalent body of water.*)

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: This bylaw amendment is to replace current firefighting water requirements under Section 250-23 Business, Commercial and Industrial regulations with reference to Article 13 - new Section 250-19.1 Firefighting water supply bylaw. The current requirements of the bylaw are not informed by national standards, but are rather set at a static formula.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 16: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article IV. General Regulations, Section 250-17. Driveways and Parking - to Add Subsection A.(8)

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article IV. General Regulations, Section 250-17. Driveways and parking, by adding Subsection A. (8), as follows (deletions in *parenthesis and italics*) and additions underlined);

A. Driveways.

[Amended 5-3-1999 STM by Art. 13]

(8) Existing driveways shall be required to meet the provisions of this bylaw where existing dwellings are razed and new dwellings are constructed with the exception of dwellings affected by natural disasters including fire. A waiver may be granted at the discretion of the Planning Board if the applicant can demonstrate it is impractical or impossible to meet this requirement.

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: This bylaw amendment brings driveway standards within Section 250-17 Driveways and Parking, including those relative to managing storm-water runoff onto public roads without sufficient drainage, to existing driveways that provide access to new dwellings built in place of existing dwellings (tear-downs).

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 17: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article V. Special Regulations – to add Section 250-23.3. Temporary moratorium on recreational marijuana establishments and marijuana retailers

To see if the Town will vote to amend the Code of the Town of Bolton, Division I, Part III, Zoning Bylaw, Chapter 250. Zoning, Article V, Special Regulations, by adding new Section 250-23.3. Temporary moratorium on recreational marijuana establishments and marijuana retailers, as follows (deletions in *parenthesis and italics*) and additions underlined;

§ 250-23.3. Temporary Moratorium on Recreational Marijuana Establishments

A. Purpose.

By vote at the State election on November 8, 2016, the voters of the Commonwealth approved a law entitled the “Regulation and Taxation of Marijuana Act” (the “Act”), regulating the sale, cultivation, distribution, possession and use of marijuana for recreational purposes. The law provides that it is effective on December 15, 2016 and the Cannabis Control Commission is required to issue regulations regarding implementation by March 15, 2018.

Currently under the Zoning Bylaw, a “marijuana establishment”, as defined in the Act, and other types of marijuana related businesses and operations allowed under the Act are not permitted uses in the Town. Any regulations promulgated by the Cannabis Control Commission are expected to provide guidance to the Town in regulating marijuana establishments and recreational marijuana sales and distribution.

The regulation of recreational marijuana and marijuana establishments raises novel and complex legal, planning, and public safety issues. The Town needs time to study and to consider the regulation of recreational marijuana and marijuana establishments and address such novel and complex issues. The Town needs time to address the potential impact of the Act and the Cannabis Control Commission’s regulations on local zoning, and to undertake a planning process to consider amending the Zoning Bylaw regarding regulation of recreational marijuana, marijuana establishments and other uses related to marijuana under the Act. The Town intends to adopt a temporary moratorium (the “Temporary Moratorium”) on the use of land and structures in the Town for recreational marijuana establishments to allow the Town sufficient time to engage in a planning process to address the effects of such structures and uses in the Town and to enact a Zoning Bylaw in a manner consistent with sound land use planning goals and objectives.

B. Definitions.

As used in this Section 250-23.3, the terms “Marijuana”, “Marijuana Establishment”, “Marijuana Products”, “Marijuana Retailer”, “Marijuana Cultivator”, “Marijuana Testing Facility” and “Marijuana Product Manufacturer” shall have the same meanings as set forth in the Act.

C. Temporary moratorium.

For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaw to the contrary, the Town hereby adopts a Temporary Moratorium on the use of land or structures as a primary or accessory use, as a marijuana establishment, marijuana retailer, marijuana cultivator, marijuana testing facility, marijuana product manufacturer, or any other type of marijuana related business or operation allowed under the Act. The Temporary Moratorium shall be in effect through December 31,

2018. During the time that the Temporary Moratorium is in effect, the Town shall undertake a planning process to address the potential impacts of recreational marijuana in the Town, consider the Cannabis Control Commission's regulations, and shall consider adopting a new Zoning Bylaw to address the impact of recreational marijuana, marijuana establishments and any other type of marijuana related business or operation allowed under the Act.

D. Effect on Registered Marijuana Dispensaries

This Section 250-23.3 shall have no effect on the dispensing of marijuana and marijuana products to registered qualifying patients by a Registered Marijuana Dispensary, as defined in Section 250-28 of the Zoning Bylaw and governed by Section 250-23.1 of the Zoning Bylaw.

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Bolton; or do or act relating thereto.

Sponsor: Planning Board

Summary: The Planning Board seeks to adopt a temporary moratorium on recreational marijuana establishments and marijuana retailers to allow sufficient time to engage in a planning process to address the effects of such structures and uses and to adopt provisions of the Zoning Bylaw in the Code of the Town of Bolton in a manner consistent with sound land use planning goals and objectives.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 18: Public, Educational and Governmental Access (PEG) and Cable Related Fund Acceptance

To see if the town will accept the provisions of Massachusetts General Laws Chapter 44, Section 53F ¾ which establishes a special revenue fund known as the PEG (public, educational and governmental) Access and Cable Related Fund, to reserve cable franchise fees and other cable-related revenues for appropriation to support PEG access services and oversight and renewal of the cable franchise agreement, the fund to begin operation for fiscal year 2018, which begins on July 1, 2017; further, to transfer the balances in the existing cable special revenue account to the PEG Access and Cable Related Fund; or do or act relating thereto.

Sponsor: Town Accountant

Summary: A new State law (Massachusetts General Laws Chapter 44, Section 53F¾) has recently been approved that addresses the accounting for Public, Educational and Governmental (PEG) Cable Access accounts. Town Meeting acceptance of this statute is required. This new fund will function in the same manner as the Revolving Fund that the Town has been using for many years. Further, Town Meeting must approve to transfer the balance in the existing Revolving Fund to this new Fund. If this provision is not accepted all funds must be closed out to the general fund at year end.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 19: Stabilization Fund

To see if the Town will vote to transfer from the Cell Tower Fund the sum of \$25,000 (Twenty-five thousand dollars) to the Town's Stabilization Fund; or do or act relating thereto.

Sponsor: Advisory Committee

Summary: The stabilization fund is a reserve account allowed by state law, established in Bolton in 2002, to set aside town money to be available for future spending purposes. The fund is intended to be used to mitigate emergencies or other unanticipated events that cannot be supported by current general fund appropriations. Money can only be taken from or added to the Stabilization Fund by town meeting vote. The current balance in the Stabilization Fund is \$955,825.59. The Stabilization Fund helps to provide financial stability for the Town while improving the Town's credit worthiness and flexibility. This year, the Advisory Committee believes we have sufficient funds available to increase the level in the Stabilization Fund.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 20: Replenish Reserve Fund

To see if the Town will vote to transfer from available funds the sum of \$32,000 (Thirty two thousand dollars) to the Advisory Reserve Fund; or do or act relating thereto.

Sponsor: Advisory Committee

Summary: Because of Special Town Meeting expenses and other unanticipated operating expenses, the amount of funding remaining in the Advisory Reserve Fund is lower than the Advisory Committee and town financial officials believe will be needed to complete FY17 on June 30, 2017.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 21: Purchase of SUV - \$25,000

To see if the Town will vote to transfer from the Ambulance Receipts Reserved for Appropriations Account the sum of \$25,000 (Twenty five thousand dollars) for the purpose of purchasing a used EMS support vehicle and applicable equipment to meet all state and federal specifications; or do or act relating thereto.

Sponsor: Ambulance Department

Summary: The Ambulance Squad is requesting a transfer of existing appropriated funds to purchase an SUV to be used in emergency calls for service and department support, to include towing department/town owned trailers. This vehicle will replace an existing 2005 Ford Crown Victoria (with +130k miles, formally used by the cadet EMT program and police department) that is no longer considered reliable and lacks the ability to tow. The vehicle will allow for the fast deployment of life-saving tools such as rehab equipment, additional scene lighting, an off-road UTV (obtained through donations) which allows access to patients in remote areas or conservation land and various other emergency equipment and personnel.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Disapproved (4 in favor of disapproval, 0 opposed)

Vote Required: Majority

Article 22: Purchase of New Repeater System for Police and Fire Departments - \$271,855

To see if the Town will vote to raise and appropriate, borrow, transfer from available funds or otherwise provide the sum of \$271,855 (Two hundred seventy one thousand eight hundred fifty five dollars) to fund the purchase of a new repeater system for the Police and Fire Departments and to meet that appropriation authorize the Treasurer, with the approval of the Board of Selectmen, to borrow up to \$271,855 pursuant to Massachusetts General Laws, Chapter 44 Section 7(9), or any other authority, or do or act relating thereto.

Sponsor: Police Department

Summary: The Bolton Police Department is requesting funding to replace a 1999 repeater system that is utilized by the Police and Fire Departments. Following an engineering study of the current radio system, it was determined that the current system is underpowered, has reached its serviceable life span, and is inadequate for the topographical layout of Bolton. The engineering study recommended replacing the two current repeaters, adding three receiving voting sites, and adding a point to point link. The new equipment will increase the point to point connection of the repeaters which will improve radio capabilities and reduce communication dead spots.

- 2 – Repeaters at West Berlin Road Tower site
- 2 – Repeaters at 495 Tower site
- 2 – Repeaters at Brown Road Tower site
- 2 – Repeaters at Transfer Station Tower site
- 2 – Point-to-point Links at Public Safety Building

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 23: Purchase of Route 117 Traffic Calming Speed Signs

To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of \$25,000 (Twenty five thousand dollars) to fund the purchase of traffic calming speed signs for the Police Department; or do or act relating thereto.

Sponsor: Police Department

Summary: The Bolton Police Department is requesting funding for four speed signs to assist with traffic calming initiatives. These signs will be installed on Main Street in the approximate area of Manor and Wilder Roads and at the intersection of Route 117 and Route 110. These speed sign devices will conform to all MUTCD guidelines and may be solar powered. The devices will also collect and provide essential traffic data to assist the police department in determining enforcement schedules.

- 4 – Solar powered speed signs
- 4 – Pre-cast concrete traffic signal foundations
- 4 – 8' pedestal posts

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (4 in favor, 2 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 24: Truck Repairs -- Repair of Plow and Sander Trucks - \$35,000

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$35,000 (Thirty five thousand dollars) to fund the repairs on plow and sander trucks for the Department of Public Works; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: The described repair work should provide us with more seasons of useful work from this fleet. Average age of this fleet is eighteen (18) years old.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 25: Repairs to 938G Loader - \$9,140.54

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$25,425 (Twenty five thousand four hundred twenty five dollars) to fund the repair of the 938G Loader to extend

its useful life for the Department of Public Works; and that to meet this appropriation, the sum of \$9,140.54 (Nine thousand one hundred forty dollars and fifty four cents) be transferred from available funds and the sum of \$1,516.60 (One thousand five hundred sixteen dollars and sixty cents) be transferred from unexpended funds from the Town Hall Parking Lights article, as previously appropriated by Article 12 of the June 8, 2015 Special Town Meeting; and the sum of \$1,539.86 (One thousand five hundred thirty nine dollars and eighty six cents) be transferred from unexpended funds from the IMC Replacement Software article, as previously appropriated by Article 25 of the May 6, 2013 Annual Town Meeting; and the sum of \$10,351.28 (Ten thousand three hundred fifty one dollars and twenty eight cents) be transferred from the unexpended funds from the SCBA and Turnout Gear article, as previously appropriated by Article 5 of the May 7, 2012 Annual Town Meeting; and the sum of \$649.35 (Six hundred forty nine dollars and thirty five cents) be transferred from the unexpended funds from the Chest Compression System article, as previously appropriated by Article 21 of the May 2, 2016 Annual Town Meeting; and the sum of \$12.50 (Twelve dollars and fifty cents) from unexpended funds from the Sanders – Body Replacement/Repair article, as previously appropriated by Article 23 of the May 5, 2014 Annual Town Meeting; and the sum of \$2,043.70 (Two thousand forty three dollars and seventy cents) be transferred from the unexpended funds from the Cabinet Replacement 110/Main article, as previously appropriated by Article 16 of the May 2, 2016 Annual Town Meeting; and the sum of \$36.17 (Thirty six dollars and seventeen cents) from unexpended funds from the Truck and Plow Repairs article, as previously appropriated by Article 9 of the June 8, 2015 Special Town Meeting; and the sum of \$135.00 (One hundred thirty five dollars) from unexpended funds from the DPW Work Shop Improvements article, as previously appropriated by Article 11 of the Special Town Meeting; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: The DPW utilizes this loader year-round for drainage work and miscellaneous projects on roads throughout the Town of Bolton. It is used to load sand and salt during the winter months. This loader is a 1999 with 7,585 hours. Repairs will be made to the cab and the loader will be sandblasted and repainted.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 26: Purchase of New 4WD 19, 500 Gross Vehicle Weight Truck - \$100,000

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$100,000 (One hundred thousand dollars) to fund the purchase of a new truck for the Department of Public Works; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: The DPW uses trucks on Town roads and grounds year-round and for lighter duty plowing during the winter months. This dump truck will replace a nine year old vehicle in poor condition.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (5 in favor, 1 abstained)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 27: Route 117 Traffic Calming Project - \$20,000

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$20,000 (Twenty thousand dollars) to fund a project for the calming of traffic on Route 117 in the in the area of Forbush Mill Road and Green Road; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: These funds will address the need to create a safety zone in the area of the Nashoba Regional High School. Improvements such as new signage, bringing electricity to the signage and re-lining of the road will make it safer for both pedestrians and vehicles.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 28: Wastewater Treatment Facility Capital Stabilization Fund - \$70,000

To see if the Town will vote pursuant to M.G.L. c. 40, Sec. 5B, to create a Wastewater Treatment Facility Capital Stabilization Fund for the purpose of funding major repairs to the wastewater treatment facility located behind the Florence Sawyer and Emerson Schools; and further, to raise and appropriate or transfer from available funds the sum of \$70,000 (Seventy thousand dollars) to said Wastewater Treatment Facility Capital Stabilization Fund; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: This wastewater treatment facility has an estimated twenty-year life and it is currently in its eighth year. The creation of this fund will allow the town to respond immediately to any major repairs.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: 2/3 Majority

Article 29: Replacement of Boilers at Florence Sawyer School - \$30,000

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$30,000 (Thirty thousand dollars) to fund the replacement of the boilers at Florence Sawyer School; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: The existing boilers at Florence Sawyer School are now at the end of their useful life and need to be replaced. The cost to replace the boilers is approximately \$110,000. The majority of the expense will be paid for out of the Green Communities Designation Grant that Bolton Local was key in obtaining.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 30: Repair of Emerson and Florence Sawyer School Driveway - \$14,000

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$14,000 (Fourteen thousand dollars) to fund the repair of distressed areas of the driveway that connects Emerson and Florence Sawyer Schools; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: This driveway is displaying signs of moderate distress. If repaired soon, a much more costly repair will be avoided.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 31: Carpet Replacement - \$17,200

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$17,200 (Seventeen thousand two hundred dollars) for the replacement of carpeting in the Florence Sawyer School; or do or act relating thereto.

Sponsor: Board of Selectmen

Summary: The carpeting in the Classrooms, Conference Room, Break Room, Library and Stairway are deteriorating and need to be replaced.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (5 in favor, 1 opposed)

Capital Planning Committee Recommendation: Approved (4 in favor, 0 opposed)

Vote Required: Majority

Article 32: Interior Painting - \$11,000

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$11,000 (Eleven thousand dollars) for interior painting at the Florence Sawyer School; or do or act relating thereto.

Sponsor: Board of Selectmen

Summary: The main Hallways and some of the Classrooms at Florence Sawyer School need to be repainted.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Capital Planning Committee Recommendation: Disapproved (3 in favor of disapproval, 1 opposed)

Vote Required: Majority

Article 33: Repair and/or Replacement of Lockers - \$10,400

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$10,400 (Ten thousand four hundred dollars) to repair and/or replace lockers at the Florence Sawyer School; or do or act relating thereto.

Sponsor: Board of Selectmen

Summary: There is a series of 6th, 7th and 8th grade Lockers at Florence Sawyer School that need to be repaired and/or replaced.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 34: Citizen's Petition – Purchase of the Town Common - \$270,000

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$270,000 (Two hundred seventy thousand dollars), and pursuant to Massachusetts General Laws, Chapter 40, Section 14, authorize the Board of Selectmen to purchase, by quitclaim deed, a good and marketable title to property owned by the Bolton Conservation Trust consisting of 8.3 acres more or less as shown as Parcels 3, 41, and 42 on Bolton Accessors Map 1 to be used as a Town Common; and to meet that appropriation the Treasurer be authorized, with the approval of the Board of Selectmen, to borrow up to \$270,000 pursuant to Massachusetts General Laws, Chapter 44 Section 7(3), or any other authority, contingent on the Town voting to exempt from the limitation on total taxes imposed by Massachusetts General Laws, Chapter 59, Section 21C, amounts required to pay the principal of, and interest on, the borrowing authorized by this vote, and do or act relating thereto.

Sponsor: Citizen's Petition

Summary: The Bolton Conservation Trust has remediated the former Smith gas station property on Main Street across from Wattaquodock Hill Road and through a public process designed a Town Common which was then built using \$1.2 million in private funds. Town ownership is appropriate for all New England town commons and the purchase will allow the plans for the Town Common to be completed and preserve the Common in perpetuity for the continued enjoyment of the Common by Bolton residents. The Bolton Conservation Trust proposes a public-private partnership for management, maintenance, and operation of the Common with the objective of minimizing the costs and labor requirements of the Town related to the Common. Town ownership will provide a public gathering place in the center of Bolton.

Board of Selectmen Recommendation: Approved (2 in favor, 1 opposed)

Advisory Committee Recommendation: Disapproved (3 in favor of disapproval, 2 opposed)

Vote Required: 2/3 Majority

Article 35: Citizen's Petition - Purchase of the Town Common - \$270,000

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$270,000 (Two Hundred Seventy Thousand dollars), and pursuant to Massachusetts General Laws, Chapter 40, Section 14, authorize the Board of Selectmen to purchase, by quitclaim deed, a good and marketable title to property owned by the Bolton Conservation Trust consisting of 8.3 acres more or less as shown as Parcels 3, 41, and 42 on Bolton Accessors Map 1 to be used as a Town Common; and to meet that appropriation authorize the Treasurer, with the approval of the Board of Selectmen, pursuant to Massachusetts General Laws, Chapter 44, Section 7(1) or any other authority, to borrow up to the sum of \$270,000 (Two Hundred Seventy thousand dollars); or do or act relating thereto.

Sponsor: Citizen's Petition

Summary: The Bolton Conservation Trust has remediated the former Smith gas station property on Main Street across from Wattaquodock Hill Road and through a public process designed a Town Common which was then built using \$1.2 million in private funds. Town ownership is appropriate for all New England town commons and the purchase will allow the plans for the Town Common to be completed and preserve the Common in perpetuity for the continued enjoyment of the Common by Bolton residents. The Bolton Conservation Trust proposes a public-private partnership for management, maintenance, and operation of the Common with the objective of minimizing the costs and labor requirements of the Town related to the Common. Town ownership will provide a public gathering place in the center of Bolton.

Board of Selectmen Recommendation: No Action Taken

Advisory Committee Recommendation: No Action Taken

Vote Required: 2/3 Majority

Article 36: Repair Wilder Road Culvert - \$60,000

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds the sum of \$60,000 (Sixty thousand dollars) for any potential cost overruns for the culvert repair between 123 and 161 Wilder Road; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: These funds are to cover any cost overruns as a result of the Wilder Road culvert repair bid coming in higher than anticipated.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 37: Repair Berlin Road Culvert - \$70,000

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds the sum of \$70,000 (Seventy thousand dollars) for any potential cost overruns for the culvert repair at the water hole (#261) on Berlin Road; or do or act relating thereto.

Sponsor: Department of Public Works

Summary: These funds are to cover any cost overruns as a result of the Berlin Road culvert repair bid coming in higher than anticipated.

Board of Selectmen Recommendation: Approved (3 in favor, 0 opposed)

Advisory Committee Recommendation: Approved (6 in favor, 0 opposed)

Vote Required: Majority

Article 38: Authorize Town Election

To see if the Town will vote to meet at the Nashoba Regional High School Auditorium in Bolton, on Monday, May 8, 2017, between the hours of noon and 8 p.m. to elect by ballot the following officers; or do or act relating thereto.

ONE YEAR: One Moderator, One Town Clerk

TWO YEARS: One member of the Parks and Recreation Commission

THREE YEARS: One member of the Board of Selectmen, One member of the Board of Health, One member of the Board of Assessors, One member of the Cemetery Committee, One Library Trustee, Two members of the Parks and Recreation Commission, One member of the Planning Board.

FIVE YEARS: One member of the Housing Authority, One member of the Planning Board.

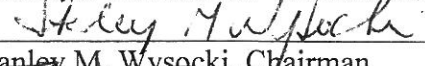
Vote Required: Majority

And you are directed to serve this warrant by posting up attested copies thereof at the U.S. Post Office, Town Library, Town Hall and Police Station at least seven (7) days before the time for holding said meeting.

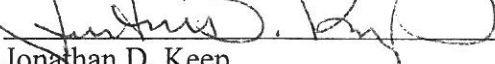
Hereof fail not, and make due return of this warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid;

Given under our hands and seal, this 30th day of March in the year of our Lord, Two thousand sixteen.

BOLTON BOARD OF SELECTMEN


Stanley M. Wysocki, Chairman


Thomas J. Prain


Jonathan D. Keep

A true copy. Attest: _____ Constable of Bolton _____ Date
Worcester, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Bolton by posting up attested copies of the same at the U.S. Post Office, Town Library, Town Hall and Police Station at least seven (7) days before the date of the meeting, as within directed.

Constable of Bolton: _____ Date: _____

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF BOLTON
WORCESTER, ss
ANNUAL TOWN ELECTION
Monday, May 8, 2017
12 noon to 8:00 p.m.**

To the Constables of the Town of Bolton in the County of Worcester,

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in the Elections and in Town affairs, to meet at the Nashoba Regional High School Auditorium in Bolton, Massachusetts on Monday, the Eighth day of May, 2017 between the hours of 12 noon to 8:00 p.m. to vote on the following question:

Question 1: Shall the Town of Bolton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amount required to pay for the bond issued to purchase the real property currently owned by the Bolton Conservation Trust, and for the payment of all other costs incidental and related thereto. YES ____ NO ____

And you are directed to serve this Warrant, by posting up attested copies thereof at the U.S. Post Office, Town Library, Town Hall and Police Station, in said Town at least seven (7) days before the time of holding said Election.

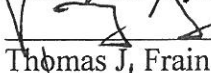
Hereof fail not, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this 30th day of March in the year of our Lord, Two thousand seventeen.


BOLTON BOARD OF SELECTMEN



Stanley M. Wysocki, Chairman



Thomas J. Frain



Jonathan D. Keep

A true copy, Attest: _____ Constable _____ Date _____

Worcester, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Bolton by posting up attested copies of the same at the U.S. Post Office, Town Library, Town Hall and Police Station at least seven (7) days before the date of the meeting, as within directed.

Constable of Bolton: _____ Date: _____