



Town of Charlton, Massachusetts

**WARRANT FOR SPECIAL TOWN MEETING
Monday, October 16, 2017**

To either of the Constables of the Town of Charlton:

In the County of Worcester,

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the Town of Charlton qualified to vote in elections to meet in the Charlton Middle School, Oxford Road in said Charlton, on **Monday, October 16, 2017** at **seven o'clock** in the evening, for the purpose of taking action on the following articles:

Meeting called to order with the Pledge of Allegiance at 7:00 PM. Moderator Linda E. Denault presided. 109 registered voters present.

ARTICLE 1. APPROPRIATION OF FUNDS FOR UNPAID BILLS OF A PRIOR FISCAL YEAR

To see if the Town will vote to raise by taxation, transfer or borrow and appropriate a sum or sums to accounts to be specified at the town meeting for payment of one or more prior fiscal year's bills not paid due to an insufficiency of appropriation or for other reasons, or take any action relative thereto or thereon.

SPONSOR: VARIOUS TOWN DEPARTMENTS AND OFFICIALS

Motion: I move that the following prior year bills, not previously paid due to insufficiency of appropriation or late billing, be paid from the following FY18 accounts as printed below:

<u>Unpaid Bills</u>	<u>For</u>	<u>Amount</u>	<u>From</u>
Jeffrey Wolcott	\$23.30 x 8.5 hrs	\$198.05	FY18 Fire Salaries
Justin Mui	\$23.30 x 8.5 hrs	\$198.05	FY18 Fire Salaries
Nicholas Donohue	\$25.63 x 8.5 hrs	\$217.86	FY18 Fire Salaries
Ashley Belanger	\$23.30 x 8.5 hrs	\$198.05	FY18 Fire Salaries

RECOMMENDATION OF THE FINANCE COMMITTEE: FinCom supports this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS supports this motion.

VOTE NEEDED: 9/10THS to extent not paid due to insufficiency of appropriation; otherwise MAJORITY. [G.L. c. 44, sec. 64]

Motion passes by Unanimous Voice Vote

ARTICLE 2. INTER/INTRA DEPARTMENTAL TRANSFERS AND/OR APPROPRIATIONS FOR FY2018 BUDGET

To see if the Town will vote to raise by taxation, borrow or transfer, and appropriate from available funds, including so called "free cash" and /or funds previously appropriated to other uses, a sum or sums of money to accounts and for purposes to be specified at the Special Town Meeting, or take any action relative thereto or thereon.

SPONSOR: BOARD OF SELECTMEN, TOWN ADMINISTRATOR AND VARIOUS TOWN DEPARTMENTS

MOTION: I move that the following sums be raised by taxation or transferred, whichever is indicated below, and appropriated to the following accounts for any purpose for which funds may be expended from the latter accounts, and to authorize the Board of Selectmen or Chief Procurement Officer to enter into such contracts, including leases, and to take such other action as may be necessary or advisable to effectuate the purposes of the foregoing vote, each item being considered a separate appropriation:

To the Following Accounts	Purpose	Amount	From the Following Account
Assistant Town Accountant	Add 10 hours per week to Assistant HR Director in order to have a backup for the Town Accountant/cross train	10,700	HR Contract Obligations
Town Clerk	Town Clerk Wages	9,800	Asst Town Clerk Salary
Conservation Administrator	Conservation Admin Wages	9,750	Wetlands Protection RRFA
Short Term Principal Paydown	Short Term Debt Paydown	60,000	Free Cash
Medicare	Medicare-Town Share	15,000	Overlay Surplus
Historical Commission Expense	Revive Town Hall Clock	3,500	Free Cash
Selectmen's Expense	Financial Report	3,500	Free Cash
Technology License/Software	new Public Safety Software	3,000	Free Cash
OPEB Trust	Post Employment Benefits	25,000	Overlay Surplus
PT/oncall Building Inspector	Assist with Inspection Backlog	25,000	Free Cash
Contract Obligations	Clerical Union Retro	51,413	Free Cash
Contract Obligations	Retirements- Fire Chief and Highway Union member (sick and vacation)	39,607	Free Cash
Fire Department-Expense	turnout gear	35,145	Fire Department-Salaries
Fire Department-Expense	replace EMD Vehicle	39,282	Fire Department-Salaries

RECOMMENDATION OF THE FINANCE COMMITTEE: FinCom supports this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS supports this motion.

Majority Vote Needed.

Motion and second to delete the following line: Revive Town Hall Clock. \$3500.00.

Motion to amend defeated by voice vote.

Main motion passes by Majority Voice Vote.

ARTICLE 3. CAPITAL ITEMS AND RELATED CONTRACTS

To see if the Town will vote to raise by taxation, borrow or transfer from available funds, including so called "free cash" and funds previously appropriated to other uses, and appropriate a sum or sums to purchase capital items and/or for service, repair, improvement, architectural, construction, renovation, improvement and/or other contracts relating to town buildings, facilities or property or to municipal services, and to authorize the Board of Selectmen, Chief Procurement Officer, or other appropriate town official, board, commission or committee to enter into such contracts or leases, and to take such other action, as may be necessary or advisable to effectuate the purposes of such votes, or take any action relative thereto or thereon.

SPONSOR: BOARD OF SELECTMEN/VARIOUS DEPARTMENTS

MOTION: I move that the town vote to appropriate the following amounts to the following departments' respective accounts, for the FY2018 Budget, to be expended for the following purposes, each item being considered a separate appropriation, and to authorize the Board of Selectmen or Chief Procurement Officer to enter into such contracts, including leases, and to take such other action as may be necessary or advisable to effectuate the purposes of the foregoing vote:

Department	Project/Item Requested	FY2018	From the Following Account
Fire	Replace Ambulance 3	222,645	Free Cash
Highway	John Deer Backhoe	120,000	Free Cash
Police	Cruiser Replacement (2)	95,000	Free Cash
Police	Admin Vehicle	35,000	Free Cash
Police	Radios from D&R Communication	17,580	Free Cash
Technology	Computer Network/Replacement	25,000	Free Cash
Town Hall	Replace carpets- upstairs	25,000	Free Cash
Town Clerk	New voting machines	25,000	Free Cash
Totals		565,225	

RECOMMENDATION OF THE FINANCE COMMITTEE: FinCom supports this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS supports this motion.

Majority Vote Needed.

Motion passes by Majority Voice Vote.

ARTICLE 4. TRANSFER TO/FROM STABILIZATION FUNDS

To see if the Town will vote to transfer and appropriate a sum or sums to or from the Stabilization Fund Account, or take any action relative thereto or thereon.

SPONSOR: BOARD OF SELECTMEN

Motion: I move that the town vote to transfer and appropriate the following sums to and from the following Accounts and Funds.

<u>To The following Accounts:</u>	<u>Amount:</u>	<u>Source from:</u>	<u>Purpose:</u>
Stabilization Fund	\$387,425	Free Cash	Reserves;
<i>Note: present Stabilization Fund is \$733,550 plus \$387,425 (if voted)= \$1,120,975</i>			

RECOMMENDATION OF THE FINANCE COMMITTEE: FinCom supports this motion

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS supports this motion.

Majority Vote Needed. [G.L. c. 40, sec. 5B]

Motion passes by Unanimous Voice Vote.

ARTICLE 5. WATER DEPARTMENT BUDGET AMMENDMENT

To see if the Town will amend the FY18 Water Department Budget vote to change the revenue amount of \$17,246 from the FY17 Retained Earnings to \$11,935 and to add appropriation of \$8,847 from FY18 Retained Earnings; to defray the expenses of the Water Department for the fiscal year beginning July 1, 2017, or take any action relative thereto or thereon.

SPONSOR: WATER & SEWER COMMISSION

Motion: I move that Article 5 be accepted as printed.

RECOMMENDATION OF THE FINANCE COMMITTEE: Finance Committee approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Majority Vote Needed.

Motion passes by Unanimous Voice Vote.

ARTICLE 6. POTTERVILLAGE ROAD BRIDGE

To see if the Town will appropriate a sum of money to pay costs of designing and constructing highway improvements, including the payment of all costs incidental and related thereto, and to determine whether this amount shall be raised by taxation, transfer from available funds, borrowing or otherwise provided, or to take any other action relative thereto or thereon.

SPONSOR: BOARD OF SELECTMEN/HIGHWAY DEPARTMENT

Motion: That the Town appropriates \$500,000 to pay costs of designing and constructing highway improvements, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to M.G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. The amount authorized to be borrowed pursuant to this vote shall be reduced to the extent of any grants or gifts received by the Town on account of this project.

RECOMMENDATION OF THE FINANCE COMMITTEE: Finance Committee approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Two Thirds Vote Needed.

Motion passes by Unanimous Voice Vote.

ARTICLE 7. ACCEPTANCE OF MGL CHAPTER 213 OF THE ACTS OF 1989, SUBSECTIONS (B) THROUGH (K) INCLUSIVE ENTITLED "AN ACT AUTHORIZING CITIES AND TOWNS TO PENALIZE THOSE WHO ABANDON MOTOR VEHICLES," AND TO AMEND SECTION 10-2 OF THE CHARLTON GENERAL BYLAWS TO EFFECTUATE THE PROVISIONS OF THAT STATUTE.

To see if the Town will vote to accept the provisions of Chapter 213 of the Acts of 1989, Subsections (B) through (K) inclusive entitled "*An act authorizing cities and towns to penalize those who abandon motor vehicles,*" and to amend the Noncriminal Disposition Enforcement Procedure Enforcing Persons and Fine Schedule, Section 10-2 of the Charlton General Bylaws to effectuate the provisions of that statute, or take any action relative thereto or thereon.

SPONSOR: BOARD OF SELECTMEN, POLICE CHIEF

Motion: I move that the town vote to accept the provisions of Mass. General Laws Chapter 90, Section 22B, subsections (b) to (k) inclusive (which Chapter 213 of the Acts of 1989 cited in the warrant for this meeting incorporated in the foregoing General Law Chapter and Section), said statute reading as follows:

M.G.L. Chapter 90, Section 22B: Abandonment of motor vehicles; penalties; non-criminal proceedings

Section 22B. (a) Whoever abandons a motor vehicle registered or unregistered, upon any public or private way or upon any property other than his own without the permission of the owner or lessee of said property shall be fined two hundred and fifty dollars for the first such abandonment and five hundred dollars for each such abandonment thereafter. A conviction of a violation of this section shall be reported forthwith by the court to the registrar, who may revoke, for a period not exceeding three months, the license of the person so convicted, and if the motor vehicle is registered in his name or was last registered in his name he shall be prohibited from registering another motor vehicle for one year, and no appeal, motion for new trial or exceptions shall operate to stay the revocation of the license or the prohibition of registration.

This subsection shall not apply in a city or town which accepts the provisions of subsection (b) to (k), inclusive.

Subsection (b) to (k), inclusive, shall apply in any city or town which accepts the provisions of said subsections in accordance with the provisions of section four of chapter four.

(b) Notwithstanding the provisions of subsection (a), or any other general or special law to the contrary, proceedings under the provisions of subsections (b) to (k), inclusive, shall be deemed non-criminal.

As used in subsections (b) to (k), inclusive, the word "owner" shall mean the person or entity registered as the owner of a motor vehicle in the records of the registry of motor vehicles or the person or entity who last had custody or possession of a motor vehicle, legally or otherwise, including, without limitation, operators and owners of automobile graveyards or junkyards as defined in section one of chapter one hundred and forty B; provided, however, that the owner of a motor vehicle which has been stolen from said owner and subsequently abandoned shall not be subject to the penalties provided for in this section.

(c) There shall be in any city or town which accepts the provisions of subsections (b) to (k), inclusive, a parking clerk designated or appointed in the same manner as provided in section twenty A1/2. Said

parking clerk, in addition to other duties provided by law, shall supervise and coordinate the processing of abandoned motor vehicles.

Said parking clerk shall have the authority to hire personnel, or may contract by competitive bid for services necessary to implement the provisions of this section.

(d) A person who abandons a motor vehicle, registered or unregistered, upon any public or private way, or upon the property of another, without the permission of the owner or lessee of said property, shall pay a civil penalty of two hundred and fifty dollars for the first such abandonment and five hundred dollars for each such abandonment thereafter and, in addition thereto shall be liable for costs incurred by a city or town in removing or disposing of such motor vehicle, including, but not limited to, towing, storage, processing and disposal charges.

(e) A police officer, or a person assigned responsibility for abandoned motor vehicles by the parking clerk, who determines that a motor vehicle has been abandoned shall attach a tag to said vehicle containing, but not limited to, the following information: the current date, the location of said vehicle, its make, color, registration number, if any, and its vehicle identification number; a telephone number or address at which the owner may obtain information regarding the status of the motor vehicle; the hearing procedure regarding abandoned motor vehicles, as provided herein; and, a statement that after a specified period of time, the vehicle may be towed and disposed of.

(f) After said tag has been affixed to such vehicle, if the owner's identity is ascertained and the motor vehicle is still deemed to be abandoned pursuant to section twenty-two C, the parking clerk or his designee shall send a written notice in a form approved by the registrar of motor vehicles by first class mail to the owner's last known address as contained in records of said registrar of motor vehicles. Such notice shall be deemed sufficient, whether or not actually received by the addressee, if mailed to the address furnished by said registrar. Such notice shall contain, but not be limited to, the following information regarding the abandoned vehicle: the current date, the location of said vehicle, make, color, registration number, if any, and its vehicle identification number; the amount of the fine and costs assessed for the offense and the scheduled date, time and place of the hearing before a hearing officer. Notwithstanding the hearing scheduled by the parking clerk, the owner shall be granted a hearing prior to the scheduled hearing date by appearing at the office of the parking clerk during its regular business hours and requesting an immediate hearing regarding the apparently abandoned motor vehicle. Notwithstanding the hearing scheduled by the parking clerk, the owner may elect to have the matter adjudicated in accordance with the provisions of subsection (h).

(g) All such hearings shall be held before a person hereinafter referred to as a hearing officer who shall be the parking clerk or a designee of said parking clerk. Such hearings shall be informal, the rules of evidence shall not apply and decisions of the hearing officer shall be subject to judicial review as provided by section fourteen of chapter thirty A. No appeal or exception shall operate to stay the imposition of the fine and costs, the revocation or nonrenewal of the license or the prohibition of registration as provided for herein.

(h) A person so notified to appear before the hearing officer may appear and contest or confess the alleged violation, either personally or through an agent duly authorized in writing or in the alternative, may confess the alleged violation by mailing to the parking clerk the notice accompanied by the fine and any costs assessed; provided, however, that such payment shall be made only by postal note, money order or registered check made payable to the city or town in which the violation occurred.

(i) If the owner fails to appear at a hearing, or fails to pay the fine and costs, the parking clerk shall, in the case of a person, notify the registrar of motor vehicles who shall place the matter on record and not renew the license of such person to operate a motor vehicle, and in the case of an entity, notify the appropriate person to revoke or not renew the owner's license or permit to operate a business pertaining to the towing, storing, servicing or dismantling of motor vehicles including, without limitation, automobile graveyards and junkyards. If the abandoned motor vehicle is registered in such owner's name or was last registered in his name, the registrar shall prohibit the registration and renewal of registration of any such motor vehicle under such owner's name. Such notice shall be in a form approved by the registrar of motor vehicles. Upon notification to the registrar of the owner's name, an additional ten dollar charge shall be assessed against such owner of the abandoned vehicle. Said ten dollar charge shall be collected by the city or town and notification of such collection shall be made to the registrar of motor vehicles each month. On or before September first of each year, the registrar shall certify the total number of ten dollar charges to be assessed against the city or town. This number shall equal the total number of notifications of actual collections by said city or town. The registrar shall transmit such certified assessments to the treasurer of the commonwealth who shall include such assessments in the warrants prepared in accordance with section twenty of chapter fifty-nine. All such actions taken by the registrar shall remain in effect until said registrar receives notice from the parking clerk that the matter has been disposed of in accordance with the law.

(j) Notwithstanding any other general or special law, ordinance or regulation to the contrary, if an owner has abandoned a motor vehicle on three occasions and has incurred a fine therefor, each subsequent abandonment, in addition to the fines and costs assessed herein, shall result, in the case of a person, in the revocation for one year of the owner's license to operate a motor vehicle, and in the case of an entity, in the revocation for one year of the owner's license or permit to operate a business pertaining to the towing, storing, servicing or dismantling of motor vehicles including, without limitation, automobile graveyards and junkyards. Such one year time period shall commence on the date on which the parking clerk's records indicate that a hearing was held and a fourth or subsequent abandonment was found or that a fine was received in the mail confessing a fourth or subsequent abandonment.

(k) Notwithstanding any other provisions of this section, whenever the clerk or a person designated or appointed by said clerk, shall deem that an abandoned motor vehicle is worth less than the cost of its removal, transportation and three days storage and expenses incidental to its disposal, said clerk or designee shall direct a carrier to take possession of such motor vehicle and dispose of it as refuse. A record of such disposal shall be made and kept in the office of said clerk for a period of two years. Neither said clerk, carrier nor the city or town shall be liable for such disposal. The owner of such vehicle shall be notified as hereinbefore provided and shall pay to said carrier all charges for removal, transportation, storage and disposal of such vehicle within fourteen days after the mailing of said notice or shall be subject to the fine herein provided as well as nonrenewal of such owner's license to operate and registration of a motor vehicle.

RECOMMENDATION OF THE FINANCE COMMITTEE: Finance Committee approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Majority Vote Needed.

Motion passes by Unanimous Voice Vote.

ARTICLE 8. PERSONNEL BYLAW AMENDMENT – BENEFITS - LONGEVITY

To see if the Town will vote pursuant to Mass. General Laws, Chapter 41, Section 108A and in accordance with the recommendation of the Personnel Board to amend as follows the portion of its Personnel Bylaw appearing as General Code Classification Plan, Section 220-4, as most recently amended by vote under warrant Article 14 of the May 16, 2016 Annual Town Meeting, by adding the following new section:

§ 220-4.15. Longevity.

As of every July 1 following completion of the applicable, minimum number of years of continuous service set forth below any eligible employee covered under this bylaw and still employed by the Town shall be eligible for an annual longevity payment (not added to the base salary) according to the terms set forth below:

10 years but less than 15 years	\$200.00 per year
15 years but less than 20 years	\$400.00 per year
20 years but less than 25 years	\$600.00 per year
25 years or more	\$1,000.00 per year

Such increases shall not be cumulative. Rather, for example, an employee having completed 15 years continuous service shall receive a total, additional \$400 per year (rather than \$200 plus \$400) until the July 1 following completion of 20 years continuous service, at which point the employee would receive a total additional \$600 per year (not \$400 plus \$600).”

, or take any action relative thereto or thereon.

SPONSOR: PERSONNEL BOARD

Motion: I move that Article 8 be accepted as printed.

RECOMMENDATION OF THE PERSONNEL BOARD: PB approves this motion.

RECOMMENDATION OF THE FINANCE COMMITTEE: Finance Committee approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Majority Vote Needed.

Motion passes by Majority Voice Vote.

ARTICLE 9. PERSONNEL BYLAW AMENDMENT – BENEFITS – ENROLLMENT

To see if the Town will vote pursuant to Mass. General Laws, Chapter 41, Section 108A, and in accordance with the recommendation of the Personnel Board to amend as follows the portion of its Personnel Bylaw appearing as General Code Classification Plan, Section 220-4.1 by deleting the present text thereof and inserting in lieu thereof the following:

§ 220-4.1. Applicability and interpretation.

The benefits set forth below shall be provided to eligible Town employees as such employees are defined in Section 220-5.1 of this Bylaw.

Benefits for eligible employees will be administered in the following manner:

New employees have 30 days to enroll in their choice of benefits. Benefits, such as Health and Life insurance, are prepaid by the employee. Therefore, the employee choosing to enroll must authorize payroll deductions so as to be effective upon hire date and coverage will become effective 30 days from hire date. If the employee elects the coverage to start sooner, that employee must authorize sufficient deductions from the first pay check to cover the entire pre-payment cost. Coverage can begin as early as the employee’s hire date. Any employee that elects to start their insurance later than 30 days following the initial hire date will require a qualifying event to enroll outside the allotted time and during an open enrollment period if any such is applicable to participation in a particular benefit.

Existing eligible employees have the opportunity every year at open enrollment in April/May to make changes to their benefit elections in coverage to be effective the following July 1st. Changes are also possible, but limited, when there is a qualifying event, allowing 30 days from the date of the event to elect the changes. Adjusted payroll deductions may be needed to cover the cost of changes to benefit coverage.

, or take any action relative thereto or thereon.

SPONSOR: PERSONNEL BOARD

Motion: I move that for grammatical reasons the last sentence of the third paragraph of the bylaw amendment proposed under Article 9 be amended by deleting the words "that" and "their" and inserting in lieu thereof the words "who" and "his/her" respectively, and that the proposed amendment as so amended be approved in its entirety.

RECOMMENDATION OF THE PERSONNEL BOARD: PB approves this motion.

RECOMMENDATION OF THE FINANCE COMMITTEE: Finance Committee approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Majority Vote Needed.

Motion passes by Unanimous Voice Vote.

ARTICLE 10. GENERAL BYLAW AMENDMENT- SEWER USE- DRAINLAYERS LICENSE

To see if the Town will vote to amend the Sewer Use Bylaw portion of the Town's General Code by deleting language as indicated by ~~strike through~~ and inserting the language shown in **BOLD font below (other than the heading, which is already in BOLD font in the Bylaw)**:

§ 165-13. License for drain layers. [Amended 10-27-2009 STM by Art. 10]

Drain layers must obtain a license from the Board before performing any work. Licenses shall be issued for one (1) calendar year commencing January 1, names to be listed in a policy to be set by the Board. The applicant will supervise and be responsible for all work performed under the license. Any blasting required shall be done by a person licensed to perform blasting in the Commonwealth, and only after receiving a blasting permit from the Charlton Fire Department. The applicant shall submit certificates of insurance to cover general liability, including one hundred thousand dollars (\$100,000)/three hundred thousand dollars (\$300,000) for bodily injury, ~~and fifty thousand dollars (\$50,000) for property damage.~~ **and A**-a bond, cash deposit or certified check for five thousand dollars (\$5,000) ~~and three (3) letters of recommendation~~ must be submitted. In order to qualify for a drain layer's license, an applicant must be a license holder in good standing from the Town of Charlton; or provide proof of current licenses from three (3) other Massachusetts municipalities **(will accept contractor list from other Massachusetts cities only if stated specifically that contractor is a licensed drain layer)**; or take and pass a written exam at the Town's sewer plant. No insurance policy may be canceled without thirty (30) days' prior written notice by registered mail to the Water/Sewer Department and the Fire Department. Such insurance shall indemnify the Town against all claims, liabilities, or actions for damages incurred in, or in any connected with, the performance of work by a drain layer and for, or by reason of, any acts of omission of said drain layer in the performance of his/her work. If insurance or bond is canceled or expires, the drain layer's license shall become void.

, or take any action relative thereto or thereon.

SPONSOR: WATER/SEWER COMMISSION

Motion: I move that Article 10 be accepted as printed.

RECOMMENDATION OF THE FINANCE COMMITTEE: N/A

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Majority Vote Needed.

Motion passes by Unanimous Voice Vote.

ARTICLE 11. ACCEPTANCE OF BLACKWELL DRIVE, FORMERLY KNOWN AS ELAINE DRIVE

To see if the Town will vote (1) to accept as a public way Blackwell Drive, formally known as Elaine Drive as shown on a plan entitled "Dresser Hills Definitive Subdivision Modification Flexible Development, located in Charlton, Massachusetts" dated June 3, 2005, James B. Kalloch, P.L.S. & P.E. Engineer/Surveyor, recorded with the Worcester District Registry of Deeds in Plan Book: 835, Plan: 72, a copy of said plan being on file in the office of the Town Clerk, and (2) to authorize the Selectmen, in the name and on behalf of the Town, to accept such deeds of easement or fee for public way purposes and other instruments as the Selectmen shall deem advisable to accomplish such acceptance, or take any action relative thereto or thereon.

SPONSOR: OWNER- BLAIR ENTERPRISES, INC.

Motion: I move that Article 11 be accepted as printed.

RECOMMENDATION OF THE PLANNING BOARD: PB approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Majority Vote Needed.

Motion passes by Unanimous Voice Vote.

No vote shall be taken on any motion relating to Articles 12 and 13 below until the Planning Board has submitted a report with recommendations thereon to the Town Meeting, if 21 days have not elapsed since the public hearing before the Planning Board was held on the proposed amendment to the Zoning By-law set forth in said Article. (Gen. Laws Chapter 40A, Section 5, paragraph 3).

ARTICLE 12. ZONING BY-LAW REVISION: WATER SYSTEM INFRASTRUCTURE

To see if the Town will vote to amend the Zoning By-law of the Town of Charlton as follows:

1. To amend Section 200-3.2 Use Regulations, Part B. Use Regulation Schedule Sub-Section (6) **Communications, Transportation and Public Utility Uses** by removing existing (r) and replacing to read as follows:

- (r) Water pump stations and appurtenances

and to place the letter "Y" designating by-right usage under all Districts.

2. To amend Section 200-3.2 Part D. Intensity of Use Schedule, by amending footnote #10 to read as follows:

10 Minimum performance standards as detailed in the Intensity of Use Schedule are hereby not applicable to **water and** sewer pump stations and appurtenances.

or take any action relative thereto or thereon.

SPONSOR: PLANNING BOARD

Motion: I move that Article 12 be accepted as printed.

RECOMMENDATION OF THE PLANNING BOARD: PB approves this motion.

RECOMMENDATION OF THE WATER SEWER COMMISSION: WS Commission approves this motion.

RECOMMENDATION OF THE BOARD OF SELECTMEN: BOS approves this motion.

Two Thirds Vote Needed.

Motion passes by Unanimous Voice Vote.

ARTICLE 13. BOUCHER PROPERTY ZONING MAP REVISION

To see if the Town will revise the Charlton Zoning Map by re-zoning the approximately 13.6-acre northerly portion of the 30-acre property owned by the Estate of Albert & Emma Turskey, herein identified on Charlton Assessor's Map 36, Block B, Parcel 2.5, located westerly off of Carroll Hill Road, from its current zoning map district designation of Business Enterprise Park (BEP) to Agricultural (A), or take any action relative thereto or thereon.

SPONSOR: PLANNING BOARD

Motion: I move that Article 13 be accepted as printed.

Two Thirds Vote Needed.

RECOMMENDATION OF THE PLANNING BOARD: PB approves this motion.

Motion passes by Unanimous Voice Vote.

On motion duly made and seconded, meeting adjourned at 8:01 PM.

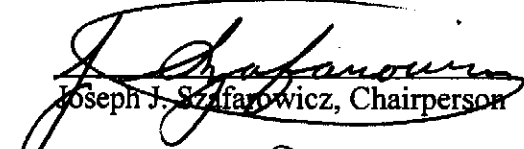
* * * * *

And you are directed to serve this Warrant by posting attested copies thereof, one at each of the Post Offices, one in Dexter Memorial Hall and one in the Charlton Municipal Offices (George C. McKinstry, III Building) in said Town, fourteen days at least before the time and place of holding meeting.

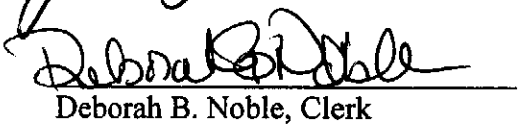
Hereof, fail not, and make due returns of the Warrant with your doings thereon to the Town Clerk at the time and place of holding meeting.

Given under our hands this 26th day of September, in the Year of Our Lord Two Thousand and Seventeen (2017).

Board of Selectmen


Joseph J. Szafarowicz, Chairperson

John P. McGrath, Vice-Chairperson


Deborah B. Noble, Clerk


David M. Singer, Member

Frederick C. Swensen, Member

A true copy:

Attest: 

Posted as directed: *By hand*

Constable/Police Officer of Charlton, Massachusetts

Richard Fiske 9/28/2017