

**THE TOWN OF HOLLISTON
ANNUAL TOWN MEETING
MAY 10, 2010**

The Annual Town Meeting commencing on May 10, 2010 was held at the Holliston High School Auditorium and was brought to order by Moderator, Kevin Clancy at 7:35 PM, with a quorum of One hundred sixty two. Which grew during the evening to a high of four hundred thirteen.

Prior to the start of the regular business the Moderator went over the preliminary rules for town meeting and read the following Motion as required by the Town By-laws.

MOTION: Moved that the following non-residents and non-voting Town Officials, consultants to committees and petitioners be allowed to speak during the course of this Annual Town Meeting.

Ann McCobb	Health Director/Agent
Leslie McDonnell	Library Director
Mary Bousquet	Treasurer/Collector
David Nalachajian	Town Accountant
Kathryn Peirce	Principal Assessor
Peter Tartakoff	Building Inspector
Brad Jackson	Superintendent of Schools
Tim Cornely	Assistant Superintendent of Schools
Tom Smith	Highway Superintendent
Karen Sherman	Town Planner
James Lynch	Superintendent, Keefe Technical School
Keith Edison	Acting Police Chief
Brenda Farrell	Housing Authority Director
Cheryl Rudolph	Animal Control Officer
Ronald Sharpin	Water Superintendent
Charles Corman	Technology Director

SECONDED

DISCUSSION: Our By-laws require that the Town Meeting vote to allow non-residents and non-voters to address the Town Meeting.

VOTE: Passed by unanimous voice vote.

Moderator Kevin Clancy recognized Andrew Porter, chairman of the Board of Selectmen. Andy then acknowledged all the work that Carl Damigella has done in the past fifteen years as a member of the board. Carl will be missed on the board and he received a rousing round of applause from the audience.

ARTICLE 1. To hear and act on the report of the Selectmen.

MOTION: Moved that the Annual Report of the Town for the 12 month period ending June 30, 2009, be accepted.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 1 as stated in the Motion.

ARTICLE 2. To hear and act on the report of the Finance Committee.

MOTION: Moved that the Annual Report of the Finance Committee be received and laid on the table and that motions offered in the report be accepted as motions before this meeting as the articles and the budget are taken up.

SECONDED

DISCUSSION: Kenneth Szajda, chairman of the Finance Committee, spoke on behalf of the entire board and had a power point presentation to show what has happened over the past few years to the budgets of the town.

VOTE: Passed by unanimous voice vote to accept Article 2 as stated in the Motion.

ARTICLE 3. To see if the Town will vote to authorize the Town Treasurer, subject to the approval of the Selectmen, to sell property acquired through foreclosure of tax titles by the Town and other real estate, after first giving notice of the time and place of the sale by posting such notice of sale in some convenient place in the Town, by publishing such notice of such sale in a newspaper having general circulation in the Town and by posting such notice on a Holliston Cable Access Television (HCAT) bulletin board and on the Town's website at least fourteen (14) days before the sale. The Treasurer shall also give notice of such sale to the Executive Director of the Holliston Housing Authority and the Chair of the Holliston Housing Committee or its subsequent equivalent by first class letter at least forty-five (45) days before the sale. The Treasurer may hold a public auction and may reject any bid which s/he deems inadequate, and any such advertisement, notice or indication that real property is to be offered for sale by the Town of Holliston, or any department, commission, or other subdivision of the Town shall include the following statement: "Buyers should be aware that the Town of Holliston does not guarantee this property to be in conformity with existing zoning bylaws."

Whenever the proceeds of the sale or other disposal of real estate, other than that acquired through tax title foreclosure, by the Town of Holliston exceed five hundred dollars, the same shall be applied to the payment of indebtedness incurred in acquiring such real estate or shall be added to the sinking fund, if any, from which said indebtedness is payable, or if no such indebtedness is outstanding will be applied to the Town's Capital Expenditure Fund as established by Chapter 46 of the Acts of 1993. The proceeds of a sale in excess of five hundred dollars of any park land by the Town shall be used only by the Town for acquisition of land for

park purposes or for capital improvements to park land; or take any action relative thereto.
(Board of Selectmen)

MOTION: Moved that this Article be approved as presented in the Warrant.

SECONDED

DISCUSSION: Selectmen Andy Porter, explained this is a standard article that must be adopted in order to allow the Town to sell, at public auction, property which may be acquired through tax title foreclosure. It is not always necessary to hold such an auction but we need the permission of Town Meeting in order to do so.

VOTE: Passed by unanimous voice vote to accept Article 3 as stated in the Motion.

ARTICLE 4. To see if the Town will vote to amend the Consolidated Personnel By-law Section 29, Job Classification Plan, by reflecting those revisions, deletions and/or additions to be effective as of July 1, 2010; or take any action relative thereto. (Town Administrator)

SECTION 29, JOB CLASSIFICATION PLAN (Full-time Permanent Positions)

POSITION	GRADE	POSITION	GRADE
Assistant Cataloger, Library	8	Laborer	5
Administrative Aide	2	Librarian, Asst. Director	11
Building Inspector, Assistant	11	Librarian, Children's	10
Clerk, Principal	8	Mechanic	10
Clerk, Assistant	5	Mechanic, Head	13
Clerk, Senior	8	Mechanic, Assistant	8
Crew Chief, Highway	10	Operator, Heavy Equipment	9
Custodian	7	Operator, Equipment	8
Dispatcher, Days	7	Operator, Water Systems	9
Dispatcher, Nights	8	Outreach Coordinator	6
Dispatcher, Head	11	Program Coordinator	6
Foreman, Highway	13	Reference Librarian	9
Foreman, Tree	10	Senior Center Director, Assistant	10
Foreman, Water	11	Town Clerk, Assistant	11
Head of Circulation, Library	8	Treasurer/Collector, Assistant	11

MOTION: Moved that this Article be approved as presented in the Warrant.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 4 as stated in the Motion.

ARTICLE 5. To see if the Town will vote to amend the Consolidated Personnel By-law Section 30, Job Compensation Plan, to reflect the rates listed below, and the inclusion of any new rates

resulting from reevaluation or new or revised positions to be effective as of July 1, 2010; or take any action relative thereto. (**Town Administrator**)

SECTION 30, JOB COMPENSATION PLAN, PART I, SCHEDULE B, HOURLY RATES

GRADE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	MAXIMUM
14	24.72	26.45	27.55	28.70	29.90	30.56
13	23.33	24.96	26.00	27.08	28.21	28.84
12	22.00	23.54	24.52	25.54	26.61	27.18
11	20.76	22.21	23.14	24.11	25.11	25.65
10	19.57	20.94	21.81	22.72	23.67	24.21
9	18.47	19.76	20.58	21.44	22.34	22.84
8	17.43	18.65	19.43	20.24	21.08	21.54
7	16.44	17.59	18.33	19.09	19.89	20.31
6	15.50	16.58	17.27	17.99	18.74	19.18
5	14.62	15.64	16.30	16.98	17.68	18.09
4	13.92	14.90	15.52	16.17	16.84	17.22
3	13.27	14.20	14.79	15.41	16.05	16.41
2	12.64	13.53	14.09	14.68	15.29	15.63
1	12.03	12.88	13.41	13.97	14.56	14.88

MOTION: Moved that the Town vote to amend the Consolidated Personnel By-law Section 30, Job Compensation Plan, by implementing the rates shown in the Article effective March 14, 2011.

SECONDED

DISCUSSION: A few residents spoke that they felt the chart needs review.

VOTE: Passed by majority voice vote to accept Article 5 as stated in the Motion.

ARTICLE 6. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for unpaid bills from prior years; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Town raise and appropriate the sum of \$940 for bills from fiscal year 2009.

SECONDED

DISCUSSION: This is for two invoices, one for HVAC repair services at the Pinecrest Golf Course clubhouse in the amount of \$800 and one for medical services for a police officer in the amount of \$140 that were invoiced after the close of FY09

VOTE: Passed by unanimous voice vote to accept Article 6 as stated in the Motion.

ARTICLE 7. To see if the Town will vote to transfer from available funds a sum of money for the purpose of supplementing various accounts of the Town's fiscal year 2010 annual budget, previously voted by the Town under Article 14 of the Warrant for the 2009 Annual Town Meeting and under Article 2 of the Warrant for the October 26, 2009 Fall Town Meeting; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to indefinitely postpone Article 7.

ARTICLE 8. To see if the Town will vote to authorize the Board of Selectmen to hold a public auction for the purpose of disposing of surplus departmental equipment; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Board of Selectmen be authorized to dispose of the following surplus property: a 1998 Ford Explorer from the Highway Department and a 1999 White Dodge Ram Van from the Council on Aging.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 8 as stated in the Motion.

ARTICLE 9. To see if the Town will vote to authorize the Highway Department, with the approval of the Board of Selectmen, to use and expend sums received from the Commonwealth of Massachusetts as reimbursements under the Chapter 90 State Aid to Highways program for further construction, reconstruction and improvements, including surface treatments of approved public ways within the Town; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Highway Department, with the approval of the Board of Selectmen, be authorized to use and expend sums received from the Commonwealth of Massachusetts as reimbursements under the Chapter 90 State Aid to Highways program for further construction, reconstruction and improvements, including surface treatments of approved public ways within the Town.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 9 as stated in the Motion.

ARTICLE 10. To see if the Town will vote, under the provisions of Massachusetts General Laws Chapter 44, section 53E1/2, as amended, to reauthorize the following revolving accounts for fiscal year 2011:

1. an ambulance fee revolving account into which shall be deposited receipts received as payment of fees for ambulance services and from which account expenditures for labor, materials, supplies and equipment associated with the provision of ambulance services in the Town may be made in an amount not to exceed \$336,000;
2. a Council on Aging fee revolving account into which shall be deposited receipts received as payment of fees for the use of the Senior Center and from which account expenditures for Senior Center expenses may be made in an amount not to exceed \$5,000;
3. a Composting Kit revolving account into which shall be deposited receipts received from the sale of composting kits and from which account expenditures for purchasing composting kits may be made in an amount not to exceed \$3,000;
4. a Response and Recovery fee revolving account into which shall be deposited receipts received as payment of fees and reimbursements for response to natural and man-made emergencies and from which account expenditures for planning, response, recovery and mitigation efforts by Town departments may be made in an amount not to exceed \$10,000;
5. an abutter's list fee revolving account into which shall be deposited receipts received as payment of fees for abutter's lists and from which fund expenditures for preparing and issuing abutter's lists, including technologies, may be made in an amount not to exceed \$5,000;
6. a Building Inspection revolving account into which shall be deposited receipts received as payment of all fees received by the Building Inspection department for plumbing, gas and wiring permits and from which account expenditures reasonably related to inspectional services for plumbing, gas and wiring may be made in an amount not to exceed \$50,000;
7. a Town Hall revolving account into which shall be deposited receipts received as payment of all fees for rental of the Town Hall facility and from which account expenditures reasonably related to maintaining the Town Hall for purposes of rental may be made in an amount not to exceed \$50,000;
8. a Senior Center Van Services revolving account into which shall be deposited receipts received as payment of all fees, reimbursements and contracted receipts for use of the Senior Center van and transportation program and from which account expenditures reasonably related to maintaining the Senior Center van service and transportation program may be made in an amount not to exceed \$10,000;
9. an Agricultural Commission programs revolving account into which shall be deposited receipts received as payment for all programs and activities of the Agricultural Commission and from which account expenditures reasonably related to the programs and activities of the Agricultural Commission may be made in an amount not to exceed \$50,000;

10. a Sealer of Weights and Measures revolving account into which shall be deposited receipts received for Sealer of Weights and Measures services and from which account expenditures related to the services of the Sealer of Weights and Measures may be made in an amount not to exceed \$3,000;

11. a fluorescent bulb recycling revolving account into which shall be deposited receipts received from recycling fluorescent bulbs and from which account expenditures for recycling fluorescent bulbs may be made in an amount not to exceed \$3,000;

12. a banner revolving account into which shall be deposited receipts received as payment of fees for banners over Washington Street and from which account expenditures for placing the banners may be made in an amount not to exceed \$5,000;

13. an accident fee revolving account into which shall be deposited receipts received as payment of fees for motor vehicle accident investigations and from which account expenditures for investigating motor vehicle accidents may be made in an amount not to exceed \$5,000;

provided that expenditures from said accounts shall require the approval of the Board of Selectmen and expenditures in excess of the amounts stated shall require the approval of the Board of Selectmen and the Finance Committee; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Town authorize the revolving accounts as described in Article 10, for fiscal year 2011.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 10 as stated in the Motion.

ARTICLE 11. To see if the Town will vote, under the provisions of Massachusetts General Laws Chapter 44, section 53E1/2 as amended, to authorize the creation of an inoculation revolving account into which shall be deposited receipts received for reimbursement for inoculations and from which account expenditures for inoculations may be made with the approval of the Board of Selectmen in an amount not to exceed \$6,000 during fiscal year 2011, except that expenditures from said account in excess of said \$6,000 may be authorized by vote of the Board of Selectmen and the Finance Committee; or take any action relative thereto. (**Board of Health**)

MOTION: Moved that the Town authorize the revolving account, as described in Article 11, for fiscal year 2011.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 11 as stated in the Motion.

ARTICLE 12. To see if the Town will vote, under the provisions of Massachusetts General Laws Chapter 44, section 53E1/2 as amended, to authorize the creation of a passport revolving account into which shall be deposited receipts received for processing of passport applications and from which account expenditures for processing of passport applications may be made with the approval of the Board of Selectmen in an amount not to exceed \$5,000 during fiscal year 2011, except that expenditures from said account in excess of said \$5,000 may be authorized by vote of the Board of Selectmen and the Finance Committee; or take any action relative thereto. **(Town Clerk)**

MOTION: Moved that the Town authorize the revolving account, as described in Article 12, for fiscal year 2011.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 12 as stated in the Motion.

ARTICLE 13. To see if the Town will vote to accept the provisions of Chapter 73 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, authorizing the Board of Assessors to grant an increase of twenty percent (20%) to all exemptions from property taxes excluding those granted under clause 18 of section 5 of Chapter 59 of the Massachusetts General Laws for the fiscal year commencing July 1, 2010; or take any action relative thereto. **(Board of Assessors)**

MOTION: Moved that the Town vote to accept the provisions of Chapter 73 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, authorizing the Board of Assessors to grant an increase of twenty percent (20%) to all exemptions from property taxes excluding those granted under clause 18 of section 5 of Chapter 59 of the General Laws for the fiscal year commencing July 1, 2010.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 13 as stated in the Motion.

ARTICLE 14. To see if the Town will vote to amend the interest rate per annum from 8% to 6% under the provisions of Massachusetts General Laws Chapter 59, section 5, clause 41A, which regulates tax deferral for homeowners 65 years or older, pursuant to the authority contained in Chapter 136 of the Acts of 2005, thereby amending said clause 41A; or take any action relative thereto. **(Board of Assessors)**

MOTION: Moved that the Town vote to accept the provisions of clause 41A of section 5 of General Laws Chapter 59, as amended by Chapter 136 of the Acts of 2005, amending the interest

rate per annum from 8% to 6% for tax deferrals for homeowners 65 years or older, for the fiscal year commencing July 1, 2010.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 14 as stated in the Motion.

ARTICLE 15. To see if the Town will vote to authorize the Board of Selectmen to institute a fee for curbside rubbish collection and disposal services; or take any action relative thereto.
(Board of Selectmen)

MOTION: Moved that the Town vote to authorize the Board of Selectmen to institute a fee for curbside rubbish collection and disposal services in an amount not to exceed \$170 per user for the period ending June 30, 2011, with waivers for: (1) those households where a property owners is 65 years or older; (2) those households on income assistance; and (3) users that submit evidence that they have engaged a private trash hauler.

SECONDED

DISCUSSION: Andy Porter, chairman of the Board of Selectmen gave a short run down on the trash fee, how it came about and said for the moment the trash fee will be kept at \$170 but the Selectmen will be going over the policy to be sure that is equitable.

VOTE: Passed by unanimous voice vote to accept Article 15 as stated in the Motion.

ARTICLE 16. To see what money the Town will vote to raise and appropriate or transfer from available funds to meet expenses and outlays to Town departments, salaries of Town Officers, sundry and miscellaneous but regular expenditures, for a Reserve Fund, Conservation Fund, Stabilization Fund, and to appoint trustees or caretakers or authorize the Selectmen to appoint caretakers of the cemeteries of the Town not otherwise provided for, for the ensuing year; or take any action relative thereto. **(Omnibus Budget)**

MOTION: The Finance Committee recommends favorable action on the amounts appearing in the recommended column of the Omnibus Budget.

SECONDED

DISCUSSION: The Moderator read the omnibus line by line and each budget was seconded and voted on.

Board of Selectmen	01122	
51000 Personnel Services		\$175,302
52000 Purchased Services		39,942
54000 Supplies & Materials		1,800
57000 Other Expenses		177,166
TOTAL		\$394,210

Town of Holliston

Finance Committee **01131**

51000 Personnel Services	\$ 1,411
52000 Purchased Services	0
5000 Supplies & Materials	200
TOTAL	\$ 1,611

Town Accountant **01134**

51000 Personnel Services	73,800
52000 Purchased Services	3,937
54000 Supplies & Materials	300
TOTAL	\$ 78,037

Board of Assessors **01137**

51000 Personnel Services	\$169,807
52000 Purchased Services	8,766
54000 Supplies & Materials	700
TOTAL	\$179,273

Treasurer/Collector **01138**

51000 Personnel Services	\$ 233,301
52000 Purchased Services	37,450
54000 Supplies & Materials	4,160
TOTAL	\$ 274,911

Other Financial Administration **01149**

57810 Reserve for Transfers	\$ 235,000
TOTAL	\$235,000

Technology **01154**

51000 Personnel Services	\$ 76,243
52000 Purchased Services	6,427
54000 Supplies & Materials	200
58000 Capital	3,453
TOTAL	\$ 86,323

Town Clerk **01161**

51000 Personnel Services	\$ 109,179
52000 Purchased Services	7,200
54000 Supplies & Materials	2,985
TOTAL	\$ 119,364

Conservation Commission **01171**

51000 Personnel Services	\$ 38,461
52000 Purchased Services	3,550
54000 Supplies & Materials	512
TOTAL	\$ 42,523

Planning Board **01172**

51000 Personnel Services	\$ 68,388
52000 Purchased Services	1,400
54000 Supplies & Materials	200
TOTAL	\$ 69,988

Town of Holliston

Zoning Board of Appeals **01173**

51000 Personnel Services	\$ 10,426
52000 Purchased Services	62
54000 Supplies & Materials	100
TOTAL	\$ 10,588

Public Buildings **01192**

51000 Personnel Services	\$ 0
52000 Purchased Services	120,231
53000 Repair & Maintenance	10,668
54000 Supplies & Materials	1,000
TOTAL	\$131,899

Employee Benefits **01194**

51750 Insurance	\$4,574,708
51780 Benefits	1,650,397
TOTAL	\$6,225,105

Police Department **01210**

51000 Personnel Services	\$2,111,899
52000 Purchased Services	94,345
53000 Repairs & Maintenance	21,500
54000 Supplies & Materials	8,510
58000 Capital	0
TOTAL	\$2,236,254

Auxiliary Police **01211**

52000 Purchased Services	\$ 5,203
54000 Supplies & Materials	6,887
57000 Other Expenses	190
TOTAL	\$ 12,280

Fire Department **01220**

51000 Personnel Services	\$519,824
52000 Purchased Services	52,635
53000 Repair & Maintenance	17,000
54000 Supplies & Materials	12,103
58000 Capital	9,500
TOTAL	\$ 611,062

Building Inspection **01251**

51000 Personnel Services	\$117,458
52000 Purchased Services	9,950
53000 Repair & Maintenance	0
54000 Supplies & Materials	1,800
TOTAL	\$129,208

Sealer of Weights & Measures **01254**

51000 Personnel Services	\$ 1,000
52000 Purchased Services	0
54000 Supplies & Materials	0
TOTAL	\$ 1,000

Town of Holliston

Emergency Management 01291

52000 Purchased Services	\$ 8,100
54000 Supplies & Materials	250
57000 Other Expense	1,014
TOTAL	\$ 9,364

Dog Officer 01292

51000 Personnel Services	\$ 0
52000 Purchased Services	38,359
54000 Supplies & Materials	0
TOTAL	\$38,359

Local Schools 01300

51000 Personnel Services	\$ 20,226,451
52000 Purchased Services	2,287,947
53000 Repair & Maintenance	1,111,525
54000 Supplies & Materials	460,703
55000 Fuels	79,000
56000 Intergovernmental	1,954,248
57000 Other Expenses	371,701
58000 Capital Outlay	141,951
TOTAL	\$26,633,526

Keefe Technical School: 01371

57000 Intergovernmental	\$337,852
TOTAL	\$337,852

Highway Department 01420

51000 Personnel Services	\$ 682,604
52000 Purchased Services	57,474
53000 Repair & Maintenance	22,495
54000 Supplies & Materials	69,341
58000 Capital	272,398
TOTAL	\$1,104,312

Snow & Ice Removal 01423

51000 Personnel Services	\$ 40,615
52000 Purchased Services	79,995
54000 Supplies & Materials	79,390
TOTAL	\$200,000

Elections 01162

51000 Personnel Services	\$ 13,342
54000 Supplies & Materials	10,792
TOTAL	\$ 24,134

Street Lighting 01424

52120 Street Lighting	\$ 70,000
TOTAL	\$ 70,000

Solid Waste 01433

52120 Solid Waste	\$ 1,030,485
TOTAL	\$ 1,030,485

Town of Holliston

Wastewater Treatment **01440**

52000 Purchased Services	\$ 65,203
53000 Repair & Maintenance	1,600
TOTAL	\$ 66,803

Other Public Works **01499**

54000 Motor Vehicle Fuels	\$ 109,175
TOTAL	\$ 109,175

Board of Health **01512**

51000 Personnel Services	\$ 108,918
52000 Purchased Services	10,556
54000 Supplies & Materials	400
TOTAL	\$ 119,874

Council on Aging **01541**

51000 Personnel Services	\$ 96,973
52000 Purchased Services	39,160
53000 Repair & Maintenance	5,059
54000 Supplies & Materials	8,100
TOTAL	\$ 149,292

Youth Services **01542**

51000 Personnel Services	\$ 104,735
52000 Purchased Services	1,134
54000 Supplies & Materials	0
57000 Other Expenses	0
TOTAL	\$ 105,869

Veterans' Services: **01543**

51000 Personnel Services	\$ 6,699
52000 Purchased Services	900
54000 Supplies & Materials	0
57000 Benefits	10,130
TOTAL	\$ 17,729

Library **01610**

51000 Personnel Services	\$253,240
52000 Purchased Services	73,454
53000 Repair & Maintenance	11,520
54000 Supplies & Materials	69,542
TOTAL	\$407,756

Park Commission **01650**

51000 Personnel Services	\$87,918
TOTAL	\$ 87,918

Debt Service **01710**

52000 Purchased Services	\$ 2,231
57600 Debt Service	5,714,318
TOTAL	\$5,716,549

Ambulance **26231**

51000 Personnel Services	\$ 276,431
52000 Purchased Services	56,034
53000 Repair & Maintenance	5,100

Town of Holliston

54000 Supplies & Materials	14,185
58000 Capital	2,100
TOTAL	\$ 353,850

Water Department	60150
51000 Personnel Services	\$ 728,232
52000 Purchased Services	382,500
53000 Repair & Maintenance	75,000
54000 Supplies & Materials	225,500
56000 Intergovernmental	3,636
57000 Debt Service	811,297
58000 Capital	0
TOTAL	\$2,226,165

VOTE: As read each article was voted on and passed by at least majority voice vote to accept the Motions in Article 16 as read.

ARTICLE 17. To see if the Town will vote to raise and appropriate a sum of money for the purpose of supplementing various accounts of the Town's fiscal year 2011 annual budget, to be contingent on subsequent approval of question 1 on the ballot for the 2010 Annual Town Election; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town vote to raise and appropriate the following amounts to be added to the fiscal year 2011 Omnibus Budget contingent on approval of Question 1 on the ballot at the 2010 Annual Town Election:

DEPARTMENT	ACCOUNT	RECOMMENDED CHANGE
TREASURER/COLLECTOR	51000 PERSONAL SERVICES	7,491
TECHNOLOGY	58000 CAPITAL OUTLAY	4,000
SCHOOL DEPARTMENT	51000 PERSONAL SERVICES	759,774
SCHOOL DEPARTMENT	52000 PURCHASED SERVICES	26,854
SCHOOL DEPARTMENT	54000 SUPPLIES&MATERIALS	900
SCHOOL DEPARTMENT	57000 OTHER EXPENSES	14,000
HIGHWAY DEPARTMENT	58000 CAPITAL OUTLAY	100,000
LIBRARY	51000 PERSONAL SERVICES	18,448
LIBRARY	54000 SUPPLIES&MATERIALS	3,514
SOLID WASTE	52120	51,617

SECONDED

DISCUSSION: When the moderator read the Motion, three (3) lines had be asked to be removed. The Fire Dept, Council on Aging and Parks Dept., for a total of \$51,617 which was then added as Solid Waste. Both Henry & Mark Dellicker spoke as to the reasons their departments did not want money included on an override. Andy Porter explained that because of the departments that did not want to be included the trash bills for next year would be reduced to \$155. There was quite a bit of discussion both pro and con for Article 17.

VOTE: Passed by majority voice vote to accept Article 17 as stated in the Motion.

Since it was then 11:25 the meeting was adjourned to tomorrow night, May 11, 2010 at 7:30 PM at the Holliston High School Auditorium.

SECOND NIGHT: MAY 11, 2010, 7:30 PM HIGH SCHOOL AUDIITORIUM. Quorum of 101 to begin, reaching 137 during the evening.

ARTICLE 18. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the purpose of capital expenditures, including replacement and new vehicles and equipment, for the School, Police, Fire, Highway and Water departments and Town Hall, and authorize the Board of Selectmen to trade or sell used equipment toward part of the purchase price; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to indefinitely postpone Article 18.

ARTICLE 19. To see if the Town will vote to act on the report of the Community Preservation Committee on the fiscal year 2011 community preservation budget and to appropriate or reserve for later appropriation monies from Community Preservation Fund annual revenues or available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other necessary and proper expenses for the year; or take any action relative thereto. **(Community Preservation Committee)**

MOTION: The moderator explained that each of the three (3) motions for the CPC must be handled separately, but read the first and introduced Sam Tyler, chairman of the CPC to give the explanations of each.

SECONDED

DISCUSSION: Sam Tyler, chairman of the Community Preservation Committee, gave a presentation of the CPC to date and thanking the townspeople for their commitment to this program and then explained what the committee has been able to achieve over the years since 2002 and 2008 toward the affordable housing units in town. Sam then gave a presentation of funds taken in and what some of things the town has been able to do.

MOTION: MOVE: To appropriate \$1,000 for fiscal 2010 from the Open Space Reserve for the Upper Charles Conservation Land Trust for trails, boundary and parking signage or markers for the one hundred acre Wenakeening Woods located between Highland Street and Summer Street in Holliston.

SECONDED

DISCUSSION: It was asked that the signs blend in with the surroundings and not become an eyesore.

VOTE: Passed by unanimous voice vote to accept Article 19 Motion #1 as stated in the Motion.

MOTION: MOVE: To appropriate \$10,000 for fiscal 2010 from the Historic Resources Reserve for the Holliston Historical Society for the renovation of the South Porch of the Society's Asa Whiting House. The renovation work must be completed within two years of the May 2010 Town Meeting vote.

SECONDED

DISCUSSION: Tom Emmons suggested that perhaps the CPC should defer the amount of money because of the bad economy. The answer is it would require a town meeting and ballot vote and it would have to be a total suspension of these funds.

VOTE: Passed by unanimous voice vote to accept Article 19 Motion #2 as stated in the Motion.

MOTION: MOVE: To appropriate \$1,000 for fiscal 2010 from the Community Housing Reserve for the Holliston Housing Trust for administrative and consulting services and payment of fees to legally establish a Housing Trust.

SECONDED

DISCUSSION: Both Sam and the new chairman of the Housing Trust, Brian Clancy spoke in favor of this article

VOTE: Passed by unanimous voice vote to accept Article 19 #3 as stated in the Motion.

ARTICLE 20. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Stabilization Fund; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Move that this Article be indefinitely postponed.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to indefinitely postpone Article 20 as stated in the Motion.

ARTICLE 21. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Capital Expenditure Fund; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town raise and appropriate the sum of \$350,000 for the Capital Expenditure Fund.

SECONDED

DISCUSSION: Ken Szajda, chairman of the Finance Committee explained that this money would be put in the Capital Expenditure Fund to be available for use at the Fall Special Town meeting.

VOTE: Passed by unanimous voice vote to accept Article 21 as stated in the Motion.

ARTICLE 22. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the development and construction of a playground facility at Goodwill Park; dedicate Goodwill Park as a public playground or recreation centre in accordance with section 14 of Chapter 45 of the General Laws; authorize the Park Commission to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the Land and Water Conservation Fund Act (P.L.88-578, 78 Stat 897); and authorize the Park Commission to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said development and construction; or take any action relative thereto. (**Park Commission**)

MOTION: Moved that the Town vote to appropriate from available funds the sum of \$213,874 for the development and construction of a playground facility at Goodwill Park; dedicate Goodwill Park as a public playground or recreation centre in accordance with section 14 of Chapter 45 of the General Laws; authorize the Park Commission to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the Land and Water Conservation Fund Act (P.L.88-578, 78 Stat 897); and authorize the Park Commission to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said development and construction; said appropriation to be contingent upon award of a grant ***IN THE AMOUNT OF \$106,091*** from the Commonwealth of Massachusetts under the Land and Water Conservation Fund Act and receipt of matching funds from a qualified non-public entity.

SECONDED

DISCUSSION: Maureen Korsen and Liz Nemeth both spoke about this project and what it will do to improve and update Goodwill Park to make it ADA compliant and that it will be totally funded by outside sources. There was also some discussion against.

Town Council made a motion to amend the motion by adding the wording: said appropriation to be contingent upon award of a grant **“in the amount of \$106,091”**.

SECONDED

VOTE ON AMENDMENT: Passed by unanimous voice vote to accept this amendment.

VOTE: Passed by majority voice vote to accept Article 22 as amended in the Motion.

ARTICLE 23. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the purpose of preparing DEP replacement well permits, pumping report, and necessary bidding plans and specifications for installing a replacement well adjacent to Town well #02G, 41 Maple Street; said project to include a 60 foot deep production well, 80 feet of piping to the existing well house, a new well house with chemical feed pumps, tanks, electrical service, required recording monitors and all necessary auxiliary infrastructure; or take any action relative thereto. (**Board of Water Commissioners**)

MOTION: Moved that \$1,500,000 be appropriated for the cost of preparing DEP replacement well permits, pumping report, and necessary bidding plans and specifications for installing a

replacement well adjacent to Town well #02G, 41 Maple Street; said project to include a 60 foot deep production well, 80 feet of piping to the existing well house, a new well house with chemical feed pumps, tanks, electrical service, required recording monitors and all necessary auxiliary infrastructure; that to raise this appropriation the Treasurer, with the approval of the Selectmen, be authorized to borrow \$1,500,000 under General Laws Chapter 44, Section 7 as amended; and that the Board of Water Commissioners be authorized to take all other actions necessary to carry out this vote; provided that the costs associated with this borrowing shall be paid from the revenues of the Water Department.

SECONDED

DISCUSSION: Liz Theiler spoke in favor of this article and its importance to the town drinking water.

VOTE: Passed by unanimous voice vote to accept Article 23 as stated in the Motion.

ARTICLE 24. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the purpose of preparing the DEP replacement well permits, pumping report, and necessary bidding plans and specifications for installing a replacement well 250 feet from Town Well #04G, 1995 Washington Street; said project to include a 60 foot deep production well, 200 feet of piping to the existing well-house and treatment plant, and all necessary auxiliary infrastructure; or take any action relative thereto. **(Board of Water Commissioners)**

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to Indefinitely Postpone Article 24.

ARTICLE 25. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the purpose of repairing and modifying the water treatment equipment at Town Well #04G, 1995 Washington Street and preparing DEP Treatment Modification forms; or take any action relative thereto. **(Board of Water Commissioners)**

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to Indefinitely Postpone Article 25.

ARTICLE 26. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the purpose of developing Well #7 on Mayflower Landing, provided that an Agreement is reached with the U.S.Army Corps of Engineers to lease the land

and purchase the groundwater; said project to include a 65 foot deep production well, 1500 feet of piping to the existing Dopping Brook treatment plant, required modifications to the treatment plant and all necessary auxiliary infrastructure; or take any action relative thereto. (**Board of Water Commissioners**)

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: Mike Schwab asked for an overview of Well #7 and Jared Adams, Water Commissioner responded.

VOTE: Passed by unanimous voice vote to Indefinitely Postpone Article 26.

ARTICLE 27. To see if the Town will vote to authorize the Treasurer-Collector, with the approval of the Board of Selectmen, to enter into an agreement or agreements not to exceed five (5) years for the printing, preparing and mailing of various bills and the Town census; or take any action relative thereto. (**Board of Selectmen**)

MOTION: To see if the Town will vote to authorize the Treasurer-Collector, with the approval of the Board of Selectmen, to enter into an agreement or agreements not to exceed five (5) years for the printing, preparing and mailing of various bills and the Town census.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 27 as stated in the Motion.

ARTICLE 28. To see if the Town will vote to authorize the Board of Selectmen, to enter into an agreement or agreements not to exceed five (5) years for employee paid dental insurance; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Town vote to authorize the Board of Selectmen to enter into an agreement or agreements not to exceed five (5) years for employee paid dental insurance.

SECONDED

DISCUSSION: Liz Theiler asked if any Town funds will be used for the dental insurance. Paul LeBeau replied that the full cost of the program will be by payroll deduction and no part is paid by the Town.

VOTE: Passed by unanimous voice vote to accept Article 28 as stated in the Motion.

ARTICLE 29. To see if the Town will vote to authorize the Board of Selectmen to enter into one or more leases or license agreements with a provider or providers of telecommunication services for the installation and maintenance of cellular/wireless communication antennae and

related facilities on property of the Town of Holliston within the care, custody and control of said Board, and to further authorize said Board to grant such easements as may be deemed necessary for the provision of access and utility service to such facilities; said lease(s) or license agreement(s) to be for a term of not to exceed twenty-five years and on such additional terms and conditions as the Board of Selectmen shall deem to be in the best interest of the Town; furthermore, to provide that the revenue, or a portion thereof, realized from said lease(s) or license agreement(s) shall be deposited into the Capital Expenditure Fund, the Housing Trust Fund, or some other fund; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town authorize the Board of Selectmen to enter into one or more leases or license agreements with a provider or providers of telecommunication services for the installation and maintenance of cellular/wireless communication antennae and related facilities on property of the Town of Holliston within the care, custody and control of said Board; to authorize said Board to grant such easements as may be deemed necessary for the provision of access and utility service to such facilities; said lease(s) or license agreement(s) to be for a term not to exceed twenty-five years and on such additional terms and conditions as the Board of Selectmen shall deem to be in the best interests of the Town; and to provide that the revenue from said agreements shall be divided equally between the Housing Trust Fund and the Capital Expenditure Fund.

SECONDED

DISCUSSION: As a new possible source of income for the town this would allow the Selectmen to enter into contract with cell companies who may want to put cell towers on property under the care, custody and control of the Board. These would be on buildings not under the control of any other elected boards.

VOTE: Passed by unanimous voice vote to accept Article 29 as stated in the Motion.

ARTICLE 30. To see if the Town will vote to allocate revenue from the lease of space on the Water Department's storage tanks for cellular antenna to the Water Department, said allocation to exclude current and future revenue from the existing leases with AT&T and Sprint for space on the Mt. Hollis storage tank; or take any action relative thereto. **(Board of Water Commissioners)**

MOTION: Move that the town vote to approve Article 30 as stated in the article.

SECONDED

DISCUSSION: Jared Adams gave an overview of how the Water Dept. works, where they get their money and what it is spent on. The amount of water that can be pumped in a year is set by the Department of Environmental Protection. The wells are set so they don't have to run 24/7. Well #2 needs to have a substitute well because of surface water from the brook near by and the DEP has agreed to this but they need to give final permission in writing and it should be here within a month, this project needs to be done in 18 mos. And the time started August 2009. Now how to pay for it becomes the next order of business. The reason for this motion is to raise the money for this project. The Finance Committee recommends unfavorable action. Ken Szajda spoke for the Finance Committee and gave the reasons. Don't want Town Boards competing

against each other for leases for cell towers. The Finance Committee inspected the Water Dept. books and found the numbers given tonight are fictitious. The Water Dept. does not have their balance sheet in a state that would allow them to make such long term projections. There will probably have to be rate increased regardless of new revenue from cell tower rentals.

VOTE: Article 30 was defeated by majority voice vote.

ARTICLE 31. To see if the Town will vote to authorize the Water Department to sell scrap water meters and utilize the proceeds to purchase new water meters and meter transmitting units for the automated water meter reading system; or take any action relative thereto. **(Board of Water Commissioners)**

MOTION: Moved that the Town vote to authorize the Water Department to sell scrap water meters and utilize the proceeds to purchase new water meters and meter transmitting units for the automated water meter reading system.

SECONDED

DISCUSSION: Jared Adams, Water Commissioner explained that there will now be separate accounting of the monies collected from the sales and purchases of water meters so all monies will be accounted for.

VOTE: Passed unanimously by voice vote to accept Article 31 as stated in the Motion.

Before Article 32 was brought forth for discussion Moderator Clancy asked for permission from Town Meeting to allow Charlie Roberts, Chairman of the DPW organizational committee to speak, as he is not a registered voter of the town. This was seconded and voted unanimously to allow Mr. Roberts to speak.

ARTICLE 32. To see if the Town will vote to authorize the Board of Selectmen to petition the Senate and House of Representatives in the General Court to enact a Home Rule Petition substantially as follows:

AN ACT AUTHORIZING THE TOWN OF HOLLISTON TO ESTABLISH A DEPARTMENT OF PUBLIC WORKS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. There is hereby established in the town of Holliston a Department of Public Works, in this act called the department, which shall be under the supervision, direction, and control of the Board of Selectmen, hereinafter called the board.

SECTION 2. (a) The board shall have the powers and duties of the following boards, commissions, committees and officers now or from time to time vested by general or special law or by town by-law in the following boards, commissions and officers, except as provided in this act:

- 1) Highway Department and Surveyors of Highways;
- 2) Water Department and Board of Water Commissioners;
- 3) Park Department and Park Commission, except conducting recreation activities or programs;
- 4) Any other public works related powers and duties that may be from time to time vested in the board by general or special law, town by-law or town meeting vote.

(b) In addition, the board shall be responsible for the custody, care, management, control, operation, repair and maintenance of all town-owned land, equipment, facilities, vehicles and other personal property and accounts, budgetary funds, other funds and staff formerly under the jurisdiction of the Board of Water Commissioners and the Park Commission, with the exception of one employee who will be under the Recreation Commission per Section 6, and used by said commissions for public works or park purposes. In consultation with the Recreation Commission, the board shall annually establish a plan for the periodic maintenance, repair and improvement of all town-owned land on which programs, events and activities are conducted or coordinated by the Recreation Department. The board shall be responsible for carrying out the plan.

SECTION 3. The Town Administrator, in consultation with the board, shall appoint, fix the tenure, compensation and fringe benefits of, and may enter into an employment agreement with a Director of Public Works, subject to appropriation and the provisions of the town's by-laws and personnel by-laws and wage and salary classification plan. The director shall exercise and perform, under the operational and administrative direction of the Town Administrator and the policy direction of the board, the powers, rights and duties which have been transferred to the department hereunder and as set forth in the town's by-laws. The Director need not be a resident of the town during tenure of office. No member of the board shall be eligible for appointment as Director of Public Works. The director shall be a managerial and confidential employee as such is defined by Massachusetts General Laws Chapter 150E and relevant case law from the Massachusetts Labor Relations Commission.

SECTION 4. No existing contract, agreement or liability shall be affected by the abolition or modification of any board, commission or office effectuated by this act, but the board shall in all respects be the lawful successor of the boards, commissions and offices so abolished or modified.

SECTION 5. Each regular full time or part time employee of any board, commission or office abolished or modified by this act shall be transferred to and become an employee of the department. No such employee shall forfeit rate of compensation, grade, step, or time of service solely on account of the establishment of the department. All collective bargaining agreements or employment contracts in force on the effective date of this act shall not be affected by this act. Nothing in this section shall be construed as limiting the town's rights including but not limited to the right to determine the level of services, to reorganize, to create and abolish positions, to combine positions, reclassify positions, modify the organizational structure of the Department of Public Works, or to negotiate and agree to amendments, modifications or revisions to any collective bargaining agreement or employment contract or to or amend or modify any by-law of the town in accordance with law.

SECTION 6. Establishment of Recreation Commission.

(a) Upon the filing of written notice in accordance with this act, the town's Park Commission shall be thereafter known as the Recreation Commission. The Recreation Commission shall consist of five members elected for terms of three years. The terms of the members of the Recreation Commission shall be staggered as the terms of the Park Commission are so staggered. The members of the Park Commission in office immediately prior to the effective date of this act shall continue in office as members of the Recreation Commission provided for in this section.

(b) The Recreation Commission shall have the power and authority to conduct recreation programs and activities on land or in facilities or buildings owned, leased or held by the town for park, playground or recreation purposes, and, with the approval of the school committee, for school purposes.

SECTION 7. This act shall take effect on its passage.;

or take any action relative thereto. **(DPW Study Committee)**

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: Mr. Roberts spoke as to what the committee has done to date. The committee feels that it would be a benefit for the town to form a DPW but need more time to formalize the plan

VOTE: Passed by unanimous voice vote to indefinitely postpone Article 32 as stated in the Motion

ARTICLE 33. To see of the Town will vote to amend the Town of Holliston Zoning By-Laws in the following sections: 1. Add a definition of the term sign at Section I-E Definitions, 2. Amend Section V-B Exterior Signs to add General Prohibitions and General Regulations as well as regulations for attached, freestanding, and signs not requiring a permit in all zoning districts, and 3. Amend Section V-K Village Center Commercial District design regulations and guidelines to be consistent with Section V-B changes. (Note: ***Bold italic*** text is new. Strikethrough text is existing and is to be deleted.):

1. Definition

Section I-E DEFINITIONS

Sign - Includes any structure, device, letter, word, insignia or representation used as or which is in the nature of advertisement, announcement or direction, including window signs visible from the exterior. Sign area shall be measured as the surface area within a single continuous perimeter enclosing all of the display area, but not including structural members not bearing advertising matter. One side only of flat, back-to-back signs shall be counted.

2. Sign Regulations

Section V-B EXTERIOR SIGNS

A. General Sign Prohibitions

1. *Signs that move or flash, or are animated.*
2. *Billboards as defined and regulated by MGL c. 93, s. 30.*
3. *Strings of banners, pennants, ribbons, streamers and spinners or similar devices used as advertising.*
4. *Signs within or projecting over a public right-of-way or on public property except with a permit from the Board of Selectmen.*
5. *Off-premise signs not specified below.*

B. General Regulations

1. *No sign shall be illuminated between the hours of 11:00 p.m. and 7:00 a.m. except signs on premises open for business.*
2. *The illumination of any sign shall be shaded, shielded, directed and maintained at sufficiently low intensity and brightness that shall not affect the safe vision of vehicle operators. Red and green lights shall not be used for illumination.*
3. *Any sign which advertises or identifies products, businesses, services or activities which are no longer sold, located or carried on at the premises shall be removed within 60 days.*

C. District Regulations

1. ~~In Residential districts the following exterior signs are permitted~~ **All residential zoning districts (AR-1, AR-2, R-1 and VR)**

Signs which require permits:

One non-flashing sign not over ~~nine~~ twelve (12) square feet in area and six (6) feet in height pertaining to permitted buildings, structures and uses of the premises other than dwellings and their accessory uses.

Exempted signs:

One non-flashing sign for each family residing on the premises indicating the name of the owner or occupant or pertaining to a permitted accessory use, provided that each such sign does not exceed two ~~one~~ square foot in area and if freestanding, does not exceed six (6) feet in height.

Temporary unlighted signs aggregating not over eighteen square feet in area pertaining to the sale or lease or construction of the premises. No signs placed on individual lots shall exceed six (6) square feet.

Temporary contractor signs not to exceed nine (9) square feet. Signs shall be removed promptly after completion of work.

- *On-premise directional signs not to exceed two (2) square feet in area or six (6) feet in height.*
- Unlighted *off-premise* directional signs not exceeding ~~one square foot~~ **two(2) square feet** in area pertaining to churches, schools, institutions and other public or non-profit uses or to salesrooms or stands for the display of agricultural or

horticultural products permitted under #12 of Section III-A Schedule of Uses *with permission of the landowner.*

2. In Commercial or Industrial Districts, the following exterior signs are permitted: *Commercial and Village Center Commercial Districts*

Signs which require permits:

- Non-flashing signs attached to ~~flat against the wall~~ of a building (*wall, projecting or awning*) ~~without limitation on the number or size thereof. shall not exceed forty square feet or 15% of the building's façade area, whichever is less, nor shall they obscure architectural details of historic structures. Permanently affixed window signs shall not occupy more than 10% of the window surface area. In the Village Center Commercial District signs must not be internally lit.~~ In no case shall a sign project above a parapet wall.

~~One other~~ freestanding sign for each separate and distinct establishment on the premises, ~~or for each 100 feet of lot frontage on a street.~~ Each sign shall not exceed ~~forty~~ twelve square feet in area unless otherwise authorized by Special Permit from the Special Permit Granting Authority. Freestanding signs must be less than 10 feet high and shall not be erected in any way that creates a traffic hazard or obstructs traffic. Freestanding signs are permitted to be laddered in the case of multi-tenant facilities and may have changeable text. In the case of multi-tenant ladder signs, individual business signs shall be limited to 12 square feet and the height may be increased to 15 feet.

Roof signs and murals may be authorized by Special Permit from the Special Permit Granting Authority.

Exempted signs:

- *Un-lit temporary window signs with less than 10% of the window area covered.*
- *Accessory signs not identifying a business (e.g. Open, Closed, Vacancy, Hours of Operation) not to exceed six square feet.*
- *On-premise directional signs not to exceed two (2) square feet in area or six (6) feet in height.*

Industrial District

Signs which require permits:

Non-flashing signs attached to a building (wall, projecting or awning) shall not exceed forty square feet in area or 15% of the building's façade area, whichever is less. In no case shall a sign project above a parapet wall.

One freestanding sign for each separate and distinct establishment on the premises. Each sign shall not exceed forty square feet in area. Freestanding signs must be less than 10 feet high, set back a minimum of 10 feet from the front lot line and shall not be erected in any way that creates a traffic hazard or obstructs traffic.

Freestanding signs are permitted to be laddered in the case of multi-tenant facilities and may have changeable text. In the case of a multi-tenant ladder sign, individual business signs shall be limited to 15 square feet and height may be increased to 15 feet.

Exempted signs:

- *Un-lit temporary window signs with less than 10% of the window area covered.*
- *Accessory signs not identifying a business (e.g. Open, Closed, Vacancy, Hours of Operation) not to exceed six square feet.*
- *On-premise directional signs not to exceed two (2) square feet in area or six (6) feet in height.*

~~3. 4. Non-conforming uses. Only one exterior sign with an area not exceeding twelve (12) square feet shall be erected on any non-conforming building or use. Signage not exceeding twelve (12) square feet (attached and/or freestanding) is allowed for any non-conforming use, unless otherwise authorized by Special Permit from the Special Permit Granting Authority.~~

~~4. Unlighted, temporary political signs of no more than six square feet are allowed in all zoning districts. Said signs may be posted not more than thirty days prior to election and must be removed within seven days following election. (Amended April 1973 — ATM, Art. 21)~~

3. Village Center Commercial District consistency

V-K VILLAGE CENTER COMMERCIAL DISTRICT

2. Design Requirements - The following are required of all new construction or alterations in the Village Center Commercial District:

Flashing, moving or neon lights ~~signs~~ are not permitted. Signs must not be internally lit. (*See Section V-B Exterior Signs*); *amendment added “and there shall be no more than one stand alone sign on a single lot.”*

or take any action relative thereto. (**Planning Board**)

MOTION: Moved that the Town vote to amend the Town of Holliston Zoning By-laws as stated in the Article.

SECONDED

Moderator Clancy read the letter from the Planning Board which stated that a public hearings was held on April 1, continued to April 8, April 15 & May 6, 2010. After the final public hearing a motion was made & seconded to recommend support of this proposed zoning bylaw article as written. The vote was 4-yea, 0-nay and 1-absent.

DISCUSSION: Geoffrey Zeamer, chairman of the Planning Board spoke in favor of this article and explained the feelings of the Board in presenting it. He explained that this was an attempt to straighten out the sign bylaw so it will be clear to all what can and can't be done and how to go about getting permission for signs. It is important for the bylaw to be clear.

Henry Dellicker made a motion to indefinitely postpone which was seconded. Debate both for and against was held but the vote to indefinitely postpone was defeated by voice vote.

Peter Barbieri made a motion to amend adding to V-K Village Center Commercial District-2, Design Requirements "There shall be no more than one stand alone sign on a single lot." This amendment was seconded, discussed and passed by majority voice vote.

VOTE: Passed by 2/3 hand count vote to accept Article 33 as amended.

The vote was: 78 in favor and 15 against. The head count just before the vote was 111 registered voters in the hall.

ARTICLE 34. To see of the Town will vote to amend the Town of Holliston General By-Laws by adding the following new section to Article XXIV Miscellaneous as follows:

Section 20 Temporary Signs

1. Purpose

The purpose of these provisions is to establish a permitting process for temporary signs placed on public property and within the Town's public rights-of-way.

2. Definitions

Non-Commercial Special Event Sign – A sign, which is to be portable, to announce a non-commercial event such as a fundraiser, fair, or festival. Such sign shall identify the event, the date of the event and it may display the event's sponsor, organizer or main feature. ***Each*** exterior movable sign shall be limited to **12 sf.** and shall be erected no earlier than 30 days prior to the event.

Temporary Commercial Sign – A sign ***located in the space perpendicular to the front of the streetside portion of establishment running continuously to the curb line*** that is used only temporarily for a specific length of time and is not permanently mounted (i.e. designed to be portable such as an A-frame, banner or flag). Signs for the purpose of announcing a special event or product shall be permitted to exist for not more than ***90 days per calendar year (This excludes the period of November 15 – January 15)***. One exterior movable sign ***for individual establishments*** shall be limited to **12 sf.**

3. Sign Permits

No sign shall be erected unless the Inspector of Buildings has issued a sign permit. Application for a permit shall be on the form prescribed by the Inspector of Buildings and shall include information and drawings as the Inspector of Buildings requires.

4. Construction and Installation

- a. All signs permitted hereunder shall be erected in the exact location and manner described in the permit application.
- b. Temporary commercial signs shall be placed within the public right-of-way only during the hours of the establishment's operation.
- c. No sign shall be placed in a public right-of-way for the duration of a declared snow emergency.

- d. Adequate liability insurance must be provided to the Town and must remain in effect for the duration of the permit.
- e. No temporary or movable sign shall constitute a hazard to vehicular traffic. No sign shall project over a street or sidewalk used by the public *per the Mass. Building Code (780 CMR 3202 Encroachments)*.
- f. Placement of the sign allows a minimum of 36" of unobstructed sidewalk clearance between it and any building or other obstruction.
- g. No temporary or movable signs may be illuminated. No sign shall move or flash or be designed to attract the eye by intermittent or repeated motions.
- h. The sign must be free-standing and shall not be affixed, chained, anchored or otherwise secured to the ground or any pole, tree, fire hydrant, railing or other structure. The sign must be internally weighted so that it is stable and windproof.
- i. All signs shall be constructed of durable and weatherproof material. They shall be maintained in safe structural condition and good visual appearance at all times, and no sign shall be left in a dangerous or defective state. The Inspector of Buildings shall have the authority to inspect any sign and order the owner to repair or remove a sign which constitutes a hazard or a nuisance due to improper or illegal installation, dilapidation, obsolescence or inadequate maintenance.
- j. The design of the sign (which includes the color, lettering style, symbols and material) shall complement and be compatible with the design of the establishment's primary sign(s), abutting properties and the general streetscape in the immediate vicinity of the establishment.;

or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Town vote to amend the Town of Holliston By-laws as stated in the Article.

SECONDED

DISCUSSION: Will McColl, Selectmen explained that the reason for this change is to allow temporary signs (sandwich board signs) to be used in the public right of way but out of the way of the sidewalks allowing full use according to the ADA rules. The signs over Washington St. are a separate issue handled by the Board of Selectmen. Geoffrey Zeamer, Planning Board stated that the Planning Board is not in favor of this general by law change.

Jack Blais moved to indefinitely postpone this article. Andy Porter, Selectmen also spoke, that the idea is good but perhaps it should be brought back in October so is in favor of indefinite postponement.

VOTE: Carried by unanimous voice vote to indefinitely postpone Article 34.

ARTICLE 35. To see if the Town will vote to accept the provisions of General Laws Chapter 43D regarding expedited permitting for structures of 50,000 square feet or more; or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Town vote to accept the provisions of General Laws Chapter 43D regarding expedited permitting for structures of 50,000 square feet or more.

SECONDED

DISCUSSION: Andy Porter, Selectmen spoke in favor of the passage of this Article. Some of the abutting towns to us have already accepted this MGL.

VOTE: Passed by unanimous voice vote to accept Article 35 as stated in the Motion.

ARTICLE 36. To see if the Town will vote to amend the Town of Holliston Zoning By-Laws at Section VI-D Board of Appeals and Section VI-E Special Permit Granting Authority as well as Town of Holliston General By-Law Article XXX, Section 5 Conservation Commission Notice and Hearings by incorporating the following references to the statutory review times of General Laws Chapter 43D Expedited Permitting for approved “Priority Development Sites” as follows:

VI-D BOARD OF APPEALS

4. In the case of an appeal, special permit or variance to the Board for a designated Priority Development Site, the 180-day review period specified under General Laws Chapter 43D shall apply.

and

VI-E SPECIAL PERMIT GRANTING AUTHORITY

4. In the case of a designated Priority Development Site, the 180-day review period specified under MGL, c. 43D shall apply.

and

ARTICLE XXX CONSERVATION COMMISSION

Section 5. Notice and Hearings.

In the case of a designated Priority Development Site, the 180-day review period specified under General Laws Chapter 43D shall apply.;

or take any action relative thereto.

MOTION: Moved that the Town vote to amend the Town of Holliston Zoning By-laws as stated in the Article.

SECONDED

Moderator Clancy read a letter from the Planning Board dated May 7, 2010 stating that a public hearing on this matter was held on April 15 and continued to May 6, 2010. Following the final public hearing a motion was made in seconded to support this proposed zoning bylaw article as written. The vote was 4-yea, 0-nay and 1 absent.

DISCUSSION: Paul LeBeau said that the motion should also say the General By-law, but the Moderator stated that it did not affect the substance of the motion. There was no other discussion.

VOTE: Passed unanimously by voice vote to accept Article 36 as stated in the Motion.

Moderator Clancy explained that since it was past eleven o'clock the we need a vote to continue with new discussion, there are only two articles to finish the warrant. It was moved, seconded and voted unanimously by voice vote to continue.

ARTICLE 37. To see of the Town will vote to amend the Town of Holliston Zoning By-Laws at Sections V-I Wetland and Floodplain Protection Zone and V-J Floodplain District Regulations to accommodate new FEMA maps and remain in compliance with the National Flood Insurance Program. The amendments propose to delete Section V-I in its entirety and consulate the changes by replacing the text of Section V-J with the following (Note: ***Bold italic*** text is new. Strikethrough text is existing and is to be deleted. Plain text notes through the proposed text indicate existing language which is to remain. These notes are to be removed in any adopted text.):

V-J FLOOD PLAIN DISTRICT REGULATIONS

1. Purposes - *In addition to the purpose in Section 1-A of this by-law the purposes of this zone are:*

- a. To provide that lands in the Town of Holliston, subject to seasonal or periodic flooding as described hereinafter shall not be used for residence or other purposes in such a manner as to endanger the health or safety of the occupants thereof or the public generally or to burden the public with costs resulting from unwise individual choices of land use.*
- b. To protect, preserve and maintain the water table and water recharge areas within the Town so as to preserve present and potential water supplies and prevent pollution of surface and ground water for the public health and safety of the Town and the watershed areas served by the Town.*
- c. To assure the continuation of the natural flow pattern of the water courses within Holliston and to preserve natural and manmade flood water storage areas so as to protect persons and property against the hazards of flood inundation.*

(Note: This language currently exists in Section V-I.)

2. Flood Plain District

The District includes all special flood hazard areas within the Town of Holliston designated as Zone A and, AE on the Middlesex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Middlesex County FIRM that are wholly or

partially within the Town of Holliston are panel numbers 25017C0610E, 25017C0620E, 25017C0627E, 25017C0628E, 25017C0629E, 25017C0631E, 25017C0633E, 25017C0634E, 25017C0636E, 25017C0637E, 25017C0641E and 25017C0642E dated June 4, 2010. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Middlesex County Flood Insurance Study (FIS) report dated June 4, 2010. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk and Inspector of Buildings. These maps, as well as the accompanying Flood Insurance Study, are incorporated herein by reference.

(Note: This language is required as part of a federal requirement for communities that choose to participate in the NFIP.)

3. Use and Development Regulations.

All development in this district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and with the following: 780 CMR 120.G of the State Building Code, "Flood Resistant Construction..."; 310 CMR 10.00 and 13.00 Wetlands Protection Regulations and Inland Wetlands Restriction, and 310 CMR 15, Title 5 Minimum Requirements for the Subsurface Disposal of Sanitary Sewage. Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

Floodway Data. In special flood hazard areas along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

Base Flood Elevation Data. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

A. Permitted Uses

The following uses of low flood damage potential which cause no obstructions to flood flows shall be allowed provided they are permitted in the underlying district and they do not require structures, fill or storage of materials and equipment:

- 1. uses directly related to the conservation of water, plants and wildlife;*
- 2. outdoor recreation activities and facilities, including unpaved play areas, nature study, boating, fishing and hunting where otherwise legally permitted;*
- 3. wildlife management area, landings, foot, bicycle and/or horse paths and bridges, provided such uses do not affect the natural flow pattern of any water courses;*
- 4. grazing and farming, including truck gardening and harvesting of crops;*
- 5. forestry, plant nurseries and orchards.*

(Note: These uses are currently allowed under Section V-I.)

B. Special Permit Uses

- 1. No construction requiring any utility, including electric, water, gas and telephone lines, or waste disposal or drainage facilities shall be permitted within the zone unless the Special Permit Granting Authority (SPGA) grants a Special Permit,*

based on a determination that all utilities are located and constructed so as to minimize or eliminate flood damage.

2. *No crossing of a wetland shall be permitted within the zone unless the SPGA grants a Special Permit based on a determination that no reasonable alternative access to land otherwise inaccessible exists and that such access way is constructed so as to avoid significant alteration of wetlands, significant reduction of flood storage capacity and minimizes or eliminates damage due to flooding. In a riverine situation, the Town of Holliston shall notify adjacent communities, the NFIP State Coordinator and FEMA Region I NFIP Program Specialist of alteration or relocation of a watercourse.*

(Note: These uses are currently by Special Permit under Section V-I.)

C. Prohibited Uses

1. *No new building or structure, except fences, shall be erected or constructed.*
2. *No existing building, structure or use which has been deemed non-conforming shall be extended, changed or altered so as to increase its ground coverage by more than a total of twenty (20) percent; except as allowed by Special Permit under Section I-C of this by-law.*
3. *No dumping, filling, excavation or relocation of earth products or other site alteration not herein provided for shall be permitted.*

(Note: these uses are currently prohibited under Section V-I.)

V-I WETLANDS AND FLOOD PLAIN PROTECTION ZONE

1. Purposes — In addition to the purpose in Section 1-A of this by law the purposes of this Zone are:
 - a. — To provide that lands in the Town of Holliston, subject to seasonal or periodic flooding as described hereinafter shall not be used for residence or other purposes in such a manner as to endanger the health or safety of the occupants thereof or the public generally or to burden the public with costs resulting from unwise individual choices of land use.
 - b. — To protect, preserve and maintain the water table and water recharge areas within the Town so as to preserve present and potential water supplies and prevent pollution of surface and ground water for the public health and safety of the Town and the watershed areas served by the Town.
 - c. — To assure the continuation of the natural flow pattern of the water courses within Holliston and to preserve natural and manmade flood water storage areas so as to protect persons and property against the hazards of flood inundation.
2. Location — The locations and boundaries of the Wetlands and Flood Plain Protection Zone are shown on a map entitled "Wetlands and Flood Plain Protection Zone, Holliston, MA, 1975" (Consisting of forty-six (46) sheets) which is hereby made a part of this by law and which is on file in the office of the Town Clerk and Inspector of Buildings. Said Zone shall include all those areas identified on said Map including those areas specifically described as follows:
 - a. — All that land bordering any natural or man-made water body that lies within a horizontal distance of twenty-five (25) feet from the mean high water line except as otherwise defined on the Wetlands and Flood Plain Zoning Map. The mean high water line is defined
 - (1) — at a waterbody as the elevation where vegetation changes from predominantly aquatic to predominantly terrestrial, and

- ~~—— (2) —— along a brook, river or stream the elevation on the bank of a channel at which the annual high water has left a definite mark.~~
- ~~b. —— All waterbodies encircled by boundary lines of the Zone.~~
- ~~c. —— All that land along all brooks that lies within a horizontal distance of twenty five (25) feet from the mean high water line along each bank thereof, except as otherwise defined on the Wetlands and Flood Plain Zoning Map.~~
- ~~d. —— All those wetlands which may be described as upland swamps or marshes which lie at the source of the brooks or their tributaries or which lie in surface depressions with or without drainage outlets, as defined on the Wetlands and Flood Plain Zoning Map.~~
- ~~3. Use Regulations — The Wetlands and Flood Plain Protection Zone shall be considered as overlying other zones established by this by-law. Any uses permitted in the portion of the Zone so overlaid shall be permitted except that:~~
 - ~~a. —— No new building or structure, except fences, shall be erected or constructed.~~
 - ~~b. —— No existing building or structure, except fences, shall be moved, altered or enlarged so as to increase its ground coverage by more than a total of twenty (20) percent; except as allowed under Section I-C(3) of this by-law.~~
 - ~~c. —— No dumping, filling, excavation or relocation of earth products or other site alteration not herein provided for shall be permitted.~~
- ~~—— In addition, the following uses shall be permitted in the District subject specifically to paragraphs 3.a, b and c above, except that paragraph c. will not apply to paragraphs (7) and (8) below if prior approval of the Conservation Commission under provisions of Article XXX of the Holliston By Law, and under the provisions of General Laws, Chapter 131, Section 40, has been given:~~
 - ~~—— (1) —— uses directly related to the conservation of water, plants and wildlife~~
 - ~~—— (2) —— outdoor recreation activities and facilities, including unpaved play areas, nature study, boating, fishing and hunting where otherwise legally permitted~~
 - ~~—— (3) —— wildlife management area, landings, foot, bicycle and/or horse paths and bridges, provided such uses do not affect the natural flow pattern of any water courses~~
 - ~~—— (4) —— grazing and farming, including truck gardening and harvesting of crops~~
 - ~~—— (5) —— forestry, plant nurseries and orchards~~
 - ~~—— (6) —— small non-residential structures of less than one hundred (100) square feet of floor area used in connection with recreation or the growing, harvesting, storage or sale of crops raised on the premises~~
 - ~~—— (7) —— creation of ponds with a total water surface area at normal elevation not in excess of 10,000 square feet, and~~
 - ~~—— (8) —— removal of silt and other accumulated debris from a watercourse which tends to interfere with the natural flow patterns of the watercourse.~~
- ~~4. Lot Area Allowance — Except as provided by Section IV, and subject to any more restrictive conditions which may be contained in any Special Permit or Variance granted by the Board of Appeals, any portion of a lot in any zone overlaid by the Wetlands and Flood Plain Protection Zone, may be used to meet the area requirements of that district provided that no building or structure may be erected on the portion remaining outside the Wetlands and Flood Plain Protection Zone unless that portion has a minimum area of 10,000 square feet. A lot with a building existing thereon at the time of the adoption of this by-law shall not be deemed a non-conforming lot because any portion of it lies within the Wetlands and Flood Plain Protection Zone, provided that neither the building nor~~

its sewage disposal facilities lies within said zone. If a house or septic system lies within the district, that house or septic system shall be deemed a non-conforming use.

5. Boundary Line Plot Plan—Whenever an application is made for a building permit which the Inspector of Buildings believes may be affected by a Wetlands and Flood Plain Protection Zone boundary, the Inspector shall require the applicant for such permit to provide as part of such application a plan, certified by a registered land surveyor of the lot on which such building is intended to be built showing the exact location of the Zone boundary as described on the zoning map, "Wetlands and Flood Plain Zoning Map, Holliston, MA, 1975" and in paragraph numbered 2 above. In the case of a building permit for an interior improvement to a building or structure, the boundary line location shall not be required.

6. Determination of Flooding and Suitability—If any land in the Wetlands and Flood Plain Protection Zone is proven to the satisfaction of the Board of Appeals as being, in fact, neither subject to flooding nor unsuitable because of drainage conditions for a use or structure which would otherwise be prohibited by this section, and the Board of Appeals determines that the use of such land for such use or structure will not interfere with the general purposes for which the District has been established, and will not be detrimental to the public health, safety and/or welfare, the Board of Appeals may grant a Special Permit for such use or structure which will comply in all respects with all other provisions of the underlying Zone or Zones within which the land is located, provided that any and all necessary permits, orders or approvals required by local, state or federal law are obtained. The Board of Appeals shall refer each question to the Planning Board, Selectmen, Conservation Commission and Board of Health and shall not act until these agencies have reported their recommendations or forty-five (45) days have elapsed after such referral and no report has been received.

7. Special Permit Requirements—Any other by law or regulation to the contrary notwithstanding.

- a. —No construction requiring any utility, including electric, water, gas and telephone lines, or waste disposal or drainage facilities shall be permitted within the Zone unless the Board of Appeals grants a Special Permit, based on a determination that all utilities are located and constructed so as to minimize or eliminate flood damage.
- b. —No crossing of a wetland shall be permitted within the zone unless the Board of Appeals grants a Special Permit based on a determination that no reasonable alternative access to land otherwise inaccessible exists and that such access way is constructed so as to avoid significant alteration of wetlands, significant reduction of flood storage capacity and minimizes or eliminates damage due to flooding.

V-J FLOOD PLAIN DISTRICT REGULATIONS

1. Flood Plain District—*The Flood Plain District is herein established as an overlay district. The underlying permitted uses are allowed provided that they meet the following additional requirements as well as those of the Massachusetts State Building Code dealing with construction in floodplains. The Flood Plain District includes all special flood hazard areas designated as Zone A, AL-30 on the Holliston Flood Insurance Rate Maps (FIRM), and the Flood Boundary and Floodway Maps, dated 30 September 1980, on file with the Town Clerk, Planning Board and Inspector of Buildings with the exception of Lake Winthrop where the Flood Plain District is elevation 184.9, upgradient of the outlet at the earthen dam off Pleasure Point Road. These maps as well as the accompanying Flood Insurance Study are incorporated herein by reference.*

2. Development Regulations—The following requirements apply in the Flood Plain district:

- a. ~~Within Zone A, where the base flood elevation is not provided on the FIRM, the applicant shall obtain any existing base flood elevation data and it shall be reviewed by the Building Commissioner for its reasonable utilization toward meeting the elevation or flood proofing requirements, as appropriate, of the State Building Code.~~
- b. ~~In the floodway, designated on the Flood Boundary and Floodway Map, the following provisions shall apply:~~
- ~~(1) All encroachments, including fill, new construction, substantial improvement to existing structures, and other development are prohibited unless certification by a registered professional engineer is provided by the applicant demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the 100-year flood.~~
- (2) Any encroachment meeting the above standard shall comply with the flood plain requirements of the State Building Code.;
- or take any action relative thereto. **(Planning Board)**

MOTION: Moved that the Town vote to amend the Town of Holliston Zoning By-laws as stated in the Article.

SECONDED

Moderator Clancy read the letter from the Planning Board dated May 7, 2010 which stated that public hearing on this matter were held on April 2, continued to April 8, April 15 and May 6, 2010. Following the final public hearing a motion was made and seconded to recommend support of this proposed zoning bylaw article as written. The vote was 4-yea, 0-nay and 1-absent.

DISCUSSION: John Thomas asked about Lake Grove Cemetery in regards to the flood plan map. Jared Adams, said that the limits of the cemetery have not expanded since the 1860's and Town Council stated that this certainly will be grandfathered. John Thomas also made the motion to Indefinitely Postpone this article and it was seconded. John then spoke in favor of the postponement. He feels that FEMA's map is incorrect and we should not impose flood insurance on property owners that really don't need it. Fire Chief Cassidy has been working with FEMA and Dept. of Recreation & Conservation who are the state technical experts with regards to the State Flood Plane Maps. If this is postponed there will be quite a few people who will not receive help from the spring floods, and several hundred dollars in public help. He does not want this article postponed but voted on tonight.

Moderator Clancy announced that we have fallen below quorum, the count was 86 so we must adjourn and not take any votes tonight.

Vote was never taken on Article 37.

Town Meeting was adjourned to Monday May 17th at 7:30 PM at the High School. This delay is due to the use of the auditorium by the school for a play to which tickets have been sold and it would be very unfair to ask that it be postponed.

Third evening of Annual Town Meeting convened at 7:30 PM at the High School Auditorium with a quorum of 104 and a long line waiting to check in. Moderator Clancy asked for permission to speak to the meeting for Mr. Eric Carlson for the Dept. of Recreation and Conservation and Mr. Robert Buckley PLS. This was seconded and voted unanimously. We began where we left off on Tuesday, May 11th discussing the indefinite postponement of Article 37. (*Please see the full text of Article 37 from previous evening*).

Discussion continued on the motion to indefinitely postpone. Chief Cassidy spoke that there are 105 persons in Holliston have applied for help due to the Spring Floods. If we do not pass this article we will be a Non participating community and will not receive any federal help. Mr. Carlson spoke and explained that the date of the effective map is June 4th and if we do not pass this on June 5th we will be non participating community and residents will be not be able to get or renew flood insurance. The flood information on the maps has not changed, but the new maps are based on digitized aerial photography so that streets and houses can be seen. 1982 is when the old flood maps went into effect and the flood information has not changed since then. All those regulations remain in effect. He urges adoption of the maps.

A motion to move the question was made, seconded and voted in favor. A vote to indefinitely postpone was taken and was defeated, by voice vote, which brought us back to discussion on the main motion.

There was much more continued discussion on the main motion, both pro and con. John Thomas made very detailed amendments to Article 37 but they were defeated by voice vote.

Debate continued on the main motion until there were no more questions and the moderator called for the counters to come forward and a hand count was taken.

VOTE: Passed by 2/3 hand count vote to accept Article 27 as stated in the motion.
The vote was Yes – 126 (in favor), No – 14 (against)

ARTICLE 38. To see of the Town will vote to amend the Town of Holliston Zoning By-Laws in the following sections: 1. Add a definition of the terms Alternative Energy and Renewable Energy Manufacturing Facilities and Alternative Energy and Renewable Energy Research and Development Facilities at Section I-E Definitions, 2. Amend Section III-A Schedule of Uses to add regulations for those two uses. (Note: ***Bold italic*** text is new. Strikethrough text is existing and is to be deleted):

1. Definition

I-E Definitions:

1. Alternative Energy and Renewable Energy Manufacturing Facilities - Facilities include, but are not limited to, solar panel production, wind turbine or hydro turbine production, and fuel cell production.

2. Alternative Energy and Renewable Energy Research and Development Facilities - Facilities include, but are not limited to, research to improve the efficiency of, or reduce pollution from biomass power facilities, research and development intended to enhance geothermal systems, research related to advance battery systems.

2. Use Regulations

Section III-A Schedule of Uses

42b. Alternative Energy and Renewable Energy Manufacturing Facilities and Alternative Energy and Renewable Energy Research and Development Facilities.

“P” - Permitted in Industrial Zoning District and “O” - Prohibited in all other districts;
or take any action relative thereto. **(Planning Board)**

MOTION: Moved that the Town vote to amend the Town of Holliston Zoning By-laws as stated in the Article.

SECONDED

Moderator Clancy read a letter from the Planning Board dated May 7, 2010 which stated that a public hearing on this matter was held on April 1, continued to April 8, April 15 & May 6, 2010. After the final public hearing a motion was made and seconded to recommend support of this proposed zoning bylaw article as written. The vote was 4-yea, 0-nay and 1 absent.

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 38 as stated in the motion.

A true record, ATTEST:

Jacqueline S. Dellicker, Town Clerk