

ANNUAL TOWN MEETING

June 20, 2020

Moderator John Arnold welcomed all and acknowledged the COVID-19 pandemic, stressing “these being most unusual circumstances for today’s meeting.” He thanked all for coming. He noted some saplings available in the lobby at check-in, and that all present are welcome to take one home on their way out. He checked the audio in the 3 rooms; WHS Fisher Gym, The Auditorium and the Band Room. He gaveled the meeting to order. He asked all to rise for the Pledge of Allegiance.

Introductions were made by Mr. Arnold; “I am John Arnold of 251 West Main Street, your elected Moderator and in front, here is Wendy Mickel, your elected Town Clerk. We are both present for the meeting. No quorum is necessary. The Annual Town Warrant was properly posted and we are here today to act on the warrant.” Mr. Arnold called the Meeting into session.

*A properly posted warrant for the Annual Town Meeting was to be held March 28, 2020. A **Declaration of Recess and Continuance** was filed with the Town Clerk and properly posted by the Town Moderator, John Arnold on three occasions; April 25, 2020; May 21, 2020 and finally June 20, 2020. By order of Governor Charles Baker’s March 10, 2020 declaration of a State of Emergency in the Commonwealth, along with the current guidelines from the MA Department of Public Health and the US Centers for Disease Control and Prevention, additional provisions were ordered to hold a Town Meeting during the COVID-19 pandemic.*

On Saturday, June 20, 2020 at 12:10pm, Moderator, John Arnold announced the Annual Town Meeting was to begin. He addressed the voting process and that we are using 3 rooms for this town meeting; The Gym, The Auditorium and the Band room at WHS.

Mr. Arnold introduced Members of the Board of Selectmen, The Advisory Finance Committee, The School Committee, Planning Board, and the Department Heads in adjoining gym, and gave a thanks to Steve Masciarelli and Mark Stockman for their audio/visual assistance and all those who assisted in preparing for today’s meeting.

Mr. Arnold noted the preamble to our bylaws requires he nominate aa Deputy Moderator if he is unable to continue on in a meeting or if additional rooms are needed, as we have now, in the Auditorium and Band Room.

*The Oath of Office was given to the Deputy Moderator, Lisa Blazejewski attending to the town meeting members in the Auditorium with Asst Town Clerk Debbie Ledoux and to a second Deputy Moderator, Benjamin Gold in the Band Room with Suzanne Arpante, assisting as Clerk. A vote was taken to the nomination of Ms. Blazejewski and Mr. Gold; **VOTE:** Yes= majority. The Oath of Office was given and acknowledged “Yes” by both.*

*Mr. Arnold addressed the admittance of Non-Voters. The only non-voters allowed would be those presenting or speaking to an article; namely the Eric Engvahl and Deb Houldon-Engvahl owners of 30 Belknap Street. A Vote was taken to allow both Houldon-Engvahl non-voters to speak on Article 13. **VOTE:** majority in favor.*

Mr. Arnold instructed anyone who may have a question, to call out “Point of Order” and they will be addressed in any of the three rooms. He noted the setup for the 2020 ATM met all the mandatory safeguards and was approved by the Board of Health, The Health Director, The Board of Selectmen and Town Manager. He addressed the COVID-19 requirements and that we meet or exceed all the safety precautions. He addressed concerns of the meeting being held. He noted that The Town Meeting is our legislative body and that The Governor’s executive order specifically “excludes” the legislative body from the 10 person minimum requirements, allowing us to have our annual town meeting, today.

Mr. Arnold explained that a question can be made by raising a hand to speak or writing the question on the 3x5 cards found in your plastic bag. If you speak, please give your name and address clearly. Please write questions legibly and include your name and address. Deliberation is the normal; a two minute speech limit is allowed and those with presentations are allowed up to a five minute speech. He noted that sanitizing the room is difficult if we take a break, so he asked all to remain if possible, until the meeting is adjourned or dissolved. He asked all to, “please follow social distancing guidelines and

to wear a mask.” Regular voting will be a hand count rather than electronic. For the safety of staff and all, if a Fire Alarm should go off, please leave according to the covid-19 guidelines, if they may be reasonably met, or just use sensible judgement in order to leave the building if needed, quickly and safely.

Mr. Arnold called the meeting to order and moved on to Article One of the Warrant; an acceptance of the Annual Town Election.

We are here to act on the following articles at the adjourned session of said meeting of March 28, 2020, at 1:00 P.M. in the Westborough High School Auditorium on West Main Street.

The Article Information statements printed in italics are not part of the formal articles of the warrant. They constitute additional information offered for the benefit of the voters, true and correct as of the time of posting of the warrant, but subject to change as called for. They are not to be construed so as to broaden or limit the scope of the formal articles.

Mr. Arnold noted; The Town Election was postponed from March 17, 2020 and held June 13, 2020. Mr. Arnold gave a Thank you to all those elected who serve and those who showed up to vote.

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS

TO ANY CONSTABLE IN THE TOWN OF WESTBOROUGH, IN THE COUNTY OF WORCESTER, GREETINGS:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Westborough, qualified to vote in elections and town affairs, to meet in various precincts in Westborough on Tuesday, the 17th day of March, 2020 at 8:00 A.M. for the following purposes:

Article 1: Annual Town Election (Board of Selectmen)

To bring in their votes for:

- One (1) Selectman (3 years)
- One (1) Moderator (3 years)
- One (1) Town Clerk (3 years)
- Two (2) School Committee members (3 years)
- One (1) Assabet Valley Regional Vocational District School (4 years)
- One (1) Planning Board member (5 years)
- Three (3) Trustees of Public Library (3 years)
- One (1) Westborough Housing Authority (5 years)

Polls will be open from 8 A.M. to 8 P.M. in the following places:

Precincts 1 – 5 Westborough Senior Center, 4 Rogers Road

**A Note from the Town Clerk; the Town Election to be held on March 13, 2020, was postponed by order of Worcester Superior Court Judge Reardon on March 12, 2020 at 4:59pm. The Order of Governor Charles Baker's March 10, 2020 Declaration of a State of Emergency in the Commonwealth and guidance from the Secretary of the Commonwealth to changes in Election laws by order of Senate bill No. 2755 led to special provisions being made for Election Day safety and legal requirements as well as Early Voting by Mail provisions. The 2020 Annual Town Election was held June 13, 2020 at the Town Hall, Memorial Hall, 34 West Main Street, Westborough, with reduced polling hours; 10am-2pm and met all safety precautions set forth in the Governor's Declaration. All election requirements were met successfully and there were no issues reported.*

Article 2: Town Reports (Advisory Finance Committee)

To see if the Town will vote to hear the reports of the several town officers and committees, and to dissolve any committees established by Town Meeting that have fulfilled their mission, or take any other action thereon.

Motion; Jody Hensley, 39 Arch St. Chairman, Advisory Finance Committee

"I move that the Town vote to receive the reports of the various officers and committees and that the report of the Advisory Finance Committee be acted upon item by item under the various articles of the warrant."

VOTE: Yes = Unanimous (Gym)
Yes = Majority (Auditorium)
Yes = Unanimous (BandRoom)

Mr. Arnold directed voters to the reports included in the bag of handouts found at check-in today; and to the Annual Report's first page of Dedication to those who have served the Town as employees or board and/or committee members. He also asked for a moment of silence to remember those who passed and those who lost their life due to the Covid-19 Pandemic this past year. He apologized if anyone was missed in the dedication.

Mr. Arnold thanked Wendy Mickel, the Town Clerk for the dedication report.

Ms Hensley, gave a presentation of recommendations and the state of our finances.

Kristi Williams, Town Manager gave presentation of FY2021 Town Budget including the impact of COVID-19 to the budget.

***Motion;** Shelby Marshall, Vice Chair BOS:
I move that the Town vote to take the following articles or sections of articles out of order
and that each be passed over.*

| | |
|-------------|--|
| Article 5 B | Re-Stocking Sandra Pond (Sandra Pond Wardens/Rec) |
| Article 6 | July 4 th Block Party (Recreation) |
| Article 7 | Lake Chauncey Treatment (Recreation/BOH) |
| Article 8 A | Utility Truck Replacement (DPW) |
| Article 8 B | Infrastructure Data Collection (DPW) |
| Article 8 C | 10-Wheel Sander Replacement (DPW) |
| | |
| Article 8 D | Backhoe Replacement (DPW) |
| Article 8 E | Generator Replacement at Sewer Pump Station (DPW) |
| Article 8 F | Sewer Grinder Installation at Pump Station (DPW) |
| Article 8 H | F350 Utility Truck with Plow (DPW) |
| Article 8 I | Renewable Energy Study (DPW) |
| Article 8 J | Command Vehicle Replacement (Fire) |
| Article 8 L | Self-Contained Breathing Apparatus Replacement (Fire) |
| Article 8 N | Parking Lot and Curbing Repairs and Maintenance (Schools) |
| Article 9 | Replacement of Two 1-Ton Dump Trucks (DPW) |
| Article 10 | Tee Mower (Country Club) |
| Article 11 | Request to Fund Internship Opportunities (Selectmen) |
| Article 12 | Kindergarten Tuition Free Funding |
| Article 14 | Land Acquisition and Parking Lot Construction - 9 Grove Street (Selectmen) |
| Article 16 | Town Water System Improvements (DPW) |

(Highlights in gray are articles to be passed over/red are questioned items before passed over)

*Mr Arnold noted that procedurally any articles taken out of order requires a ¾ vote.
Mr Arnold read each article and asked if you have a question on article, please call out
“Question” to be recognized. If you do not want to move it forward or pass over, please call out; Point
Of Order to be recognized.*

*Mr. Arnold repeated the **questioned article items: 8E, 8L, 9, & 12** and noted a 2/3 vote, was required to
move forward with each of those articles.
No further debate ensued on the unquestioned items.*

VOTE: To main motion and move forward to pass over the unquestioned items.
Yes= Unanimous (all three rooms)

Motion to move forward on Article 8E
Question: Michael Hyde, 52 Adams St
Response: Chris Payant, DPW

VOTE: to move forward on Article 8E
Yes= Unanimous (all rooms)

Motion to Passover Article 8E

VOTE: to pass over
Yes= Unanimous, Article 8# passed over

Motion to move forward on Article 8L

VOTE: to move forward on Article 8L
Yes= nearly unanimous

Questions:

- *Michael Hyde 52 Adams St.*
- *Dana Haagensen, 12 Forbes St*

Response: Chief Purcell, Fire Chief

Motion to pass over Article 8L

VOTE: to pass over
Yes=Majority, Article 8L passed over

Motion to Passover Article 9
No opposition to move the article forward (all)

VOTE: To move forward on article 9, now
Yes: Unanimous (all rooms)

Question:

- *Pete Dunbeck, 8 Wayside Rd*

Response: C. Payant, DPW Director

Motion to pass over

VOTE: to pass over
Yes=Unanimous (all rooms)

Motion to Passover Article 12

Question:

- *Danielle Carrigo, 7 Westminster Way*

No objection to move the article forward

VOTE: to move article 12 forward
Yes= nearly unanimous, more than 2/3rd vote achieved, motion carries

Question:

- *Danielle Carrigo, 7 Westminster Way*

Response: Amber Bock, Superintendent of Schools

Motion to pass over

VOTE: to pass over

Yes=unanimous (all) to pass over

Article 3: Prior Years Bills (Veteran Services)

To see if the Town will vote to transfer from Free Cash the sum of Three Thousand Seven Hundred Dollars (\$3,700) for the purpose of paying an outstanding balance in the Veterans Services Department in FY 2019, or take any other action thereon.

Article Information Statement – The Veteran Services Department has an outstanding bill from June 2019 for burial services. Payment of this bill requires a Town Meeting vote because it was billed in FY 2019. The motion for this article requires a four-fifths vote.

Motion; Syed Hashmi, I move that the Town vote to transfer from Free Cash and appropriate the sum of \$3,700 for the purpose stated in the article as printed in the warrant.

VOTE: on motion by Mr. Hashmi

Yes=unanimous (all)

Vote requires more than 4/5 to pass

Article 4: Fiscal Year 2021 Operating Budgets (Advisory Finance Committee)

To see what sums the Town will vote to raise and appropriate or transfer from available funds for the support of the several offices, departments, boards and commissions of the Town of Westborough for Fiscal Year 2021 beginning July 1, 2020, and ending June 30, 2021, or take any other action thereon.

Motion: Jody Hensley, 39 Arch St., I move that the Town vote to raise and appropriate such sums of money as may be necessary to defray the expenses of the several town departments for the ensuing fiscal year and that each total read by the Moderator be considered a separate motion made for each of the line items making up that total in the column marked FY21 AFC Rec Budget; I further move that the sum of \$770,000 be appropriated from Free Cash to lower the tax rate; I further move that the sum of \$401,105 be appropriated from the Capital Improvement Fund towards the costs of FY2021 Debt; and I further move that the following sums be appropriated to operate the Country Club Enterprise: \$385,000 from enterprise revenues; \$65,896 from Country Club Retained Earnings; and \$39,563 from the Tax Levy for a total FY2021 Country Club budget of \$490,459.

VOTE: on all unquestioned items

Yes=Unanimous (all rooms) of unquestioned items

Questioned Item: BOS/Town Manager, Salary & Wages

- Tom Shea, Cross St

VOTE: BOS/Town Manager, Salary & Wages

Yes = Almost Unanimous with a few in opposition.

Questioned Item:

- Assabet Reg Voc School; Dominic Capriole, Crownridge Rd

Response: Paul George, 9 Robin Rd.

VOTE:

Yes = Unanimous (all rooms)

Questioned Item: Water Enterprise Debt;

- Ed Behn, 5 Thomas Rice Dr

Response: none, solved

VOTE:

Yes: Unanimous (all rooms)

Article 5: Regularly Recurring Articles (Town Manager)

To see what action the Town may take on the following items, **A** through **D**, which may be voted as a block, or singly, or in any combination, but, however voted, will be treated for accounting purposes as if each item were voted as a separate article:

***Motion;** Syed Hashmi, BOS; I move that the Town vote to approve Article 5, Sections A, C and D and that the Town vote to transfer and appropriate the sum of \$250,000 from Free Cash, transfer and appropriate \$50,000 from Water Retained Earnings, transfer and appropriate \$50,000 from Sewer Retained Earnings for the purpose of Article 5A; to raise and appropriate the sum of \$7,250 for the purpose of Article 5C; and to raise and appropriate through the Cable TV Enterprise Fund \$300,000 for the purpose of Article 5D as printed in the warrant.*

A. Reserve Funds (Advisory Finance Committee) To see if the Town will vote to transfer the sum of Two Hundred Fifty Thousand Dollars (\$250,000) or such other amount as the Town Meeting may approve, from Free Cash for the Finance Committee General Reserve Fund, transfer Fifty Thousand Dollars (\$50,000) or such other amount as the Town Meeting may approve, from Water Retained Earnings for the Water Enterprise Reserve Fund, transfer Fifty Thousand Dollars (\$50,000) or such other amount as the Town Meeting may approve, from Sewer Retained Earnings for the Sewer Enterprise Reserve Fund, or such other amounts as the Town Meeting may approve, in accordance with Section 6 of Chapter 40 of the Massachusetts General Laws, or take any other action thereon.

Article Information – These accounts provide funding for unforeseen expenses during the year through various reserve funds. The motion for this article requires a simple majority vote.

B. Re-Stocking Sandra Pond (Sandra Pond Wardens/Recreation Department) To see if the Town will vote to transfer from Free Cash the sum of Four Thousand Dollars (\$4,000), or such other amount as the Town Meeting may approve, to re-stock Sandra Pond, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

C. Tuition Reimbursement (Town Manager) To see if the Town will vote to raise and appropriate the sum of Seven Thousand Two Hundred Fifty Dollars (\$7,250), or such other amount as the Town Meeting may approve, for the purpose of funding employee tuition reimbursement, or take any other action thereon.

Article Information – This article funds tuition reimbursement to allow the Town to meet its obligation to the Collective Bargaining Units and Personnel Policies. The Town funds the amount that is estimated to be used during the upcoming fiscal year. This was previously funded through the Town Manager/Board of Selectmen budget. The motion for this article requires a simple majority vote.

D: Request and Approve a Cable TV Budget (Finance Director)

To see if the Town will vote to transfer from through the Cable TV Enterprise Fund the sum of Three Hundred Thousand Dollars (\$300,000) for the purpose of funding the FY2021 Cable TV budget, or take any other action thereon.

Article Information – This will allow the Town to fund Westborough TV's Fiscal Year 2021 Cable TV budget without impacting the tax payer. The motion for this article requires a simple majority vote.

VOTE: on the motion by Mr. Hashmi, for 5A,C & D
Yes=Unanimous

Article 6: July 4th Block Party (Recreation)

To see if the Town will vote to raise and appropriate or transfer from Free Cash the sum of Two Thousand Five Hundred Dollars (\$2,500), or such other amount as the Town Meeting may approve, for the annual July 4th celebration to be expended by the Westborough July 4th Committee under the direction of the Board of Selectmen, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 7: Lake Chauncy Treatment (Recreation/Board of Health)

To see if the Town will vote to raise and appropriate the sum of Fifteen Thousand Dollars (\$15,000), or such other amount as the Town Meeting may approve, for a copper sulfate treatment for algae in Lake Chauncy, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 8: Capital Improvement Plan (Town Manager/Capital Expenditure Planning Committee)

To see what action the Town may take on the following items, A through N, which may be voted as a block, or singly, or in any combination, but however voted, will be treated for accounting purposes as if each item were voted as a separate article:

A. Utility Truck Replacement (DPW)

To see if the Town will vote to transfer from Free Cash the sum of Seventy Thousand Dollars (\$70,000), or such other amount as Town Meeting may approve, for the purpose of replacing and purchasing a utility truck including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

B. Infrastructure Data Collection (DPW)

To see if the Town will vote to transfer from Free Cash the sum of Ten Thousand Dollars (\$10,000), transfer from Sewer Retained Earnings the sum of Ten Thousand Dollars (\$10,000), transfer from Water Retained Earnings the sum of Ten Thousand Dollars (\$10,000), or such other amount as Town Meeting may approve, for the purpose of purchasing and implementing an infrastructure data collection system and associated equipment, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

C. 10-Wheel Sander Replacement (DPW)

To see if the Town will vote to transfer from Free Cash the sum of Seventy Thousand Dollars (\$70,000), transfer from Sewer Retained Earnings the sum of Seventy Thousand Dollars (\$70,000), transfer from Water Retained Earnings the sum of Seventy Thousand Dollars (\$70,000), or such other amount as Town Meeting may approve, for the purpose of replacing and purchasing a 10-Wheel Sander including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

D. Backhoe Replacement (DPW)

To see if the Town will vote to transfer from Free Cash the sum of Forty Two Thousand Dollars (\$42,000), transfer from Sewer Retained Earnings the sum of Fifty Two Thousand Dollars (\$52,000), transfer from Water Retained Earnings the sum of Fifty Two Thousand Dollars (\$52,000), or such other amount as Town Meeting may approve, for the purpose of replacing a backhoe including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

E. Generator Replacement at Sewer Pump Station (DPW)

To see if the Town will vote to transfer from Sewer Retained Earnings the sum of Thirty Five

Thousand Dollars (\$35,000), or such other amount as Town Meeting may approve, for the purpose of replacing a generator including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

F. Sewer Grinder Installation at Pump Station (DPW)

To see if the Town will vote to transfer from Sewer Retained Earnings the sum of Fifty Thousand Dollars (\$50,000), or such other amount as Town Meeting may approve, for the purpose of installing sewer grinders including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

G. Pump Station Assessment and Updates (DPW)

To see if the Town will vote to transfer from Sewer Retained Earnings the sum of Sixty Five Thousand Dollars (\$65,000), or such other amount as Town Meeting may approve, for the purpose of funding a pump station assessment and updates, including all costs incidental and related thereto, or take any other action thereon.

Article Information - In addition to the daily operator maintenance required at Westborough's 34 sewer pump stations, these critical assets require periodic updates to electrical control mechanisms, piping, and pumps. This request seeks funding in FY2021 to enable the DPW to continue its program of assessing pump stations and completing updates where required in a fiscally responsible manner. These pump stations are a critical component to our sewer infrastructure. The motion for this article requires a simple majority vote.

Motion; Allen Edinberg; I move the Town vote to transfer and appropriate the sum of \$65,000 from Sewer Retained Earnings for the purpose of Article 8G as printed in the warrant;

H. F350 Utility Truck with Plow (DPW)

To see if the Town will vote to transfer from Sewer Retained Earnings the sum of Forty Thousand Dollars (\$40,000), transfer from Water Retained Earnings the sum of Forty Thousand Dollars (\$40,000), or such other amount as Town Meeting may approve, for the purpose of purchasing a utility truck with plow, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

I. Renewable Energy Study (DPW)

To see if the Town will vote to transfer from Sewer Retained Earnings the sum of Thirty Thousand Dollars (\$30,000) and further transfer from Water Retained Earnings the sum of Twenty Thousand Dollars (\$20,000), or such other amount as Town Meeting may approve, for the purpose of funding a renewable energy study, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE ITEM WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

J. Command Vehicle Replacement (Fire Department)

To see if the Town will vote to transfer from Free Cash the sum of Seventy Nine Thousand Dollars (\$79,000), or such other amount as Town Meeting may approve, for the purpose of replacing a command vehicle, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE***

MEETING

K. Ambulance Purchase (Fire Department)

To see if the Town will vote to transfer from Free Cash the sum of Eighty Five Thousand Dollars (\$85,000) and further transfer from Ambulance Receipts Reserved the sum of Two Hundred Ten Thousand Dollars (\$210,000), or such other amount as Town Meeting may approve, for the purpose of purchasing an ambulance and associated equipment, including all costs incidental and related thereto, or take any other action thereon.

Article Information - Currently, the Fire Department operates an Advanced Life Support (ALS) ambulance service and maintains a fleet of three ambulances. The Department is on a rotating schedule to purchase a new front-line ambulance every three years. This request seeks to accelerate that timeline and purchase a new ambulance one year early, and then keep the oldest ambulance as a reserve, thereby increasing the fleet of ambulances from three to four. The request does not include funding for additional paramedic equipment as the oldest of the four ambulances would be kept out of service unless and until it is needed to support the community when maintenance issues take one of the three front-line ambulances out of service. Also, this will allow the Department's mechanics to take ambulances out of service and provide preventative maintenance rather than hastily making repairs (possibly during off hours) during times of mechanical difficulty. The Department has also seen an increase in its call volume and a corresponding increase in the use of the ambulances. The motion for this article requires a simple majority vote.

L. Self-Contained Breathing Apparatus Replacement (Fire Department)

To see if the Town will vote to transfer from Free Cash the sum of Three Hundred Fifty Thousand Dollars (\$350,000), or such other amount as Town Meeting may approve, for the purpose of replacing self-contained breathing apparatus equipment, including all costs incidental and related thereto, or take any other action thereon.

***THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING**

M. Purchase of Four Cruisers (Police Department)

To see if the Town will vote to transfer from Free Cash the sum of Two Hundred Twenty Thousand Dollars (\$220,000), or such other amount as Town Meeting may approve, for the purpose of purchasing four cruisers and associated equipment, including all costs incidental and related thereto, or take any other action thereon.

Article Information - Police vehicles are often used 24 hours a day and 7 days a week. In order to properly manage the fleet a regular replacement schedule is needed to ensure the fleet does not become unreliable. A regular replacement schedule also improves officer safety and cuts down on maintenance costs. Having just one cruiser out of service puts a strain on the Department's operations. The intention of this proposal is to; (1) replace two of the oldest cruisers including related equipment; (2) add two vehicles to the fleet. We also anticipate increasing the fleet moving forward as we continue to move forward with the approved staffing plan. The prices are based on the Greater Boston Police Council bid contract. The motion for this article requires a simple majority vote.

Question:

- Carol Haagensen, 12 Forbes Street
- Danielle Carrigo, 7 Westminster Way

Response - Chief Lourie

N. Parking Lot and Curbing Repairs and Maintenance (School Department)

To see if the Town will vote to transfer from Free Cash the sum of Seventy Thousand Dollars (\$70,000), or such other amount as Town Meeting may approve, for the purpose of funding parking lot and curbing repairs and maintenance, including all costs incidental and related thereto, or take any other action thereon.

***THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING**

Questions to article 8G, 8K, 8M

Question:

- Carol Haagensen 12 Forbes St
- Danielle Carrigo, 7 Westminster

Response: Chief Lourie

Question:

- Dominic Capriole, Crownridge Rd

Response: Paul George, Robin Rd

Question:

- Danielle Carrigo, 7 Westminster Way

Response: Chief of Police

Question:

- Josh Hyde, 42 Adams St

Response: none

- Andrew Koenigsberg, Smith Street, moved the question

VOTE: to terminate debate

Yes= a 2/3 vote is achieved, debate terminated (all)

VOTE: To act on the motion by Mr. Edinberg (Articles 8G, 8K & 8M)

Yes=Majority vote in favor of articles, motion carries (Unanimous in Auditorium & Bandroom)

No=about 6 in gym

Motion carries

Article 9: Replacement of Two 1-Ton Dump Trucks (DPW)

To see if the Town will vote to transfer from Free Cash the sum of Eleven Thousand Four Hundred Fifty Four Dollars (\$11,454), transfer from Sewer Retained Earnings the sum of Eleven Thousand Four Hundred Fifty Five (\$11,455) and further transfer from Water Retained Earnings the sum of Eleven Thousand Four Hundred Fifty Five (\$11,455), or such other amount as Town Meeting may approve, for the purpose of replacing two 2006 one-ton dump trucks, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 10: Tee Mower (Country Club Operating Committee)

To see if the Town will vote to transfer from Free Cash the sum of Forty Two Thousand Dollars (\$42,000), or such other amount as Town Meeting may approve, for the purpose of replacing the tee mower, including all costs incidental and related thereto, or take any other action thereon.

****THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 11: Request to Fund Internship Opportunities (Board of Selectmen)

To see if the Town will vote to transfer from the FY2020 Board of Selectmen Salary and Wages Elected Budget line the sum of \$500 for the purpose of funding internship opportunities or take any other actions thereto.

****THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 12: Kindergarten Tuition-Free Funding (School Committee)

To see if the Town will vote to transfer from Free Cash the sum of Eight Hundred Eight Thousand, Seven Hundred and Fifty One Dollars (\$808,751), or such other amount the Town Meeting may approve, for the

purpose of funding the gap of moving from Tuition Kindergarten to Tuition-free Kindergarten, or take any other action thereon.

****THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 13: Land Acquisition – 30 Belknap Street (Board of Selectmen)

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow the sum of One Million Dollars (\$1,000,000), and authorize the Treasurer, with the approval of the Board of Selectmen, to borrow all or a portion of said sum under G.L. Chapter 44, Section 7 or any other enabling authority and to issue bonds or notes of the Town therefor, and any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. Chapter 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, for the purpose of acquiring the property described herein and costs incidental or related thereto, and to authorize the Board of Selectmen acquire, by purchase, gift, and/or eminent domain, on such terms and conditions as the Board deems in the best interest of the Town and subject to existing agreements, easements and/or restrictions, a parcel of land located at 30 Belknap Street, Westborough, containing 31 acres, approximately shown as “Parcel A” on a plan entitled “‘Plan of Land’ 30 Belknap Street Westborough, MA”, dated January 7, 2020, on file with the Town Clerk, and being a portion of the premises described in a deed recorded with the Worcester South District Registry of Deeds in Book 12165, Page 356, for conservation, passive recreation, utility and/or parking purposes, and, further, to authorize the Board of Selectmen to execute any and all documents and take all other action necessary or convenient to accomplish the foregoing, or to take any other action thereon.

Article Information – This Article seeks to provide authorization for the Board of Selectmen to acquire property located at 30 Belknap Street for conservation and passive recreation purposes and for utility purposes. This article will authorize the Town to appropriate money from existing reserves including Sale of Real Estate, Open Space and Walkup Robinson.

The motion for this article requires a 2/3 majority vote.

Motion; Mark Silverberg, 7 Weld Street, Planning Board,
I move

(a) *to authorize the Board of Selectmen acquire, by purchase, gift, and/or eminent domain, on such terms and conditions as the Board deems in the best interest of the Town and subject to existing agreements, easements and/or restrictions, the parcels of land located at 30 Belknap Street, Westborough, containing a total of 31 acres, more or less, and being a portion of the premises described in a deed recorded with the Worcester South District Registry of Deeds in Book 12165, Page 356, for the following purposes:*

Parcels B and C, as shown on a plan entitled “ ‘Plan of Land’ 30 Belknap Street Westborough, MA (Worcester County) ”, dated June 9, 2020, on file with the Town Clerk, are to be acquired by the Town for conservation and passive recreation purposes, under the care, custody, and control of the Conservation Commission pursuant to the provisions of M.G.L. Chapter 40, Section 8C and subject to the provisions of Article 97 of the Massachusetts Constitution, and

Parcel A, as shown on the foregoing plan, is to be acquired by the Town for conservation, passive recreation, parking, and utility purposes under the care, custody, and control of the Board Selectmen;

(b) *appropriate the sum of \$1,000,000 for the purpose of acquiring said land and costs incidental or related thereto, and, to meet this appropriation, transfer the sum of \$400,000 from the Sale of Real Estate Account for Parcels A, B, and C, and transfer the sums of \$300,000 from the Open Space Account and \$300,000 from the Walkup Robinson Account for Parcels B and C;*

(c) *authorize the Conservation Commission to apply for, accept and expend any*

funds that may be provided by the Commonwealth or other public or private sources to defray all or a portion of the costs of said acquisition, including, but not limited to, grants and/or reimbursement from the Commonwealth under the Self-Help Act, G.L. Ch. 132A, Section 11 (now, so-called LAND grants); and

(d) authorize the Board of Selectmen to execute any and all documents and take all other action necessary or convenient to accomplish the foregoing, or to take any other action thereon.

Motion 2/3 vote required; Mr. Silverberg gave presentation

Question/Comments:

- *Kris Allen, 8 Edward Dunn Way*
- *Carolyn Spring, Deerslayer Ln;*
- *Tom Johnston, Sandra Pond Rd*
- *Mike Hachey, 56 Belknap St*

Response: Andrew Koenigsberg, Smith St

VOTE: on the motion by Mr. Silverberg

Yes=Motion carries, a 2/3 vote achieved

No=1 or 2 in opposition

Article 14: Land Acquisition and Parking Lot Construction – 9 Grove Street (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase or eminent domain and on such terms and conditions as the Board deems in the best interest of the Town, property located at 9 Grove Street and described in Certificate of Title No. 10313 filed with the Worcester South District Registry of Deeds, for general municipal purposes, including, without limitation, for parking purposes, and, further, to transfer from the Sale of Real Estate account the sum of Six Hundred Thousand Dollars (\$600,000), or such other amount as Town Meeting may approve, to purchase land, construct a parking lot thereon, and costs incidental or related thereto, or take any other action thereon.

****THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING***

Article 15: Land Acquisition – Off Oak Street (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase or eminent domain and on such terms and conditions as the Board deems in the best interest of the Town, the parcel of land located off Oak Street, shown as “Parcel ‘C-5’ Area – 0.31 Acres” on a plan recorded with the Worcester South District Registry of Deeds in Plan Book 893, Page 24, for general municipal purposes, and, further to transfer Five Thousand Dollars (\$5,000) from the Sale of Real Estate account for the acquisition of said land and costs incidental or related thereto, or take any other action thereon.

Article Information – This Article seeks to provide authorization for the Board of Selectmen to acquire property located off Oak Street, adjacent to the Department of Public Works. This parcel is owned by the Department of Capital Asset Management and Maintenance and was intended to be conveyed to the Town during the disposition of the Lyman Street School. The Town already has improvements on the land including DPW equipment and a portion of the police shooting range.

Motion, *Ian Johnson, 9 Bertis Adams Way;*

I move that the Town vote to authorize the Board of Selectmen to acquire, by gift, purchase or eminent domain and on such terms and conditions as the Board deems in the best interest of the Town, the parcel of land located off Oak Street, shown as “Parcel ‘C-5’ Area – 0.31 Acres” on a plan recorded with the Worcester South District Registry of Deeds in Plan Book 893, Page 24, for general municipal purposes, and, further to transfer and appropriate the sum of \$5,000 from Sale of Real Estate for said acquisition.

The motion for this article requires a 2/3 majority vote.

VOTE: on Mr. Johnson’s motion (2/3 vote required).

Yes=Unanimous, Motion carries 2/3 vote achieved

***Article 16: Town Water System Improvements (DPW)**

To see if the Town will vote to borrow the sum of One Million Eight Hundred Eighty Thousand Dollars (\$1,880,000), or such other amount as the Town Meeting may approve, for the design, construction, installation, upgrading and/or replacement of water mains and all associated work for various roads, and costs incidental or related thereto, and to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow said sum under M.G.L. Chapter 44, Section 7 or any other enabling authority and to issue bonds or notes of the Town therefor, and any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. Chapter 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, and further to authorize the Board of Selectmen and appropriate Town officers to enter into all agreements and execute any and all instruments and to take all related actions necessary or appropriate to effect the foregoing, or take any other action thereon.

THIS ARTICLE WAS VOTED TO PASS OVER AT THE BEGINNING OF THE MEETING

Article 17: Town Water Management Improvements (DPW)

To see if the Town will vote to transfer from Water Retained Earnings the sum of Two Hundred Thousand Four Hundred Twenty Dollars (\$200,420), or such other amount as the Town Meeting may approve, for consulting services to assist the DPW in evaluating, designing, upgrading, and installing improvements to the Town's water metering system, or take any other action thereon.

Article Information – This article addresses the Town's unaccounted for water loss, which is double the Massachusetts Department of Environmental Protection's recommended limit. The Town, with support from a consultant, will identify potential modifications to sizing for commercial water meters, develop a commercial meter right-sizing implementation plan, and prepare a Request for Proposals for the potential procurement of more efficient and accurate meter reading infrastructure. These are actions included as recommendations from the Town's most recent water audit and in the DEP's most recent Public Water System Sanitary Survey. The motion for this article requires a simple majority vote.

Motion; *Chris Payant, DPW Director; I move the Town vote to transfer and appropriate the sum of \$200,420 from Water Retained Earnings for the purpose stated in the article as printed in the warrant.*

Question/Comment: Nathan Walsh, 3 Mathieu Drive

VOTE: on the motion by Mr. Payant
Yes=Unanimous, the motion carries

Article 18: Town Sewer System Improvements (DPW)

To see if the Town will transfer from Sewer Retained Earnings the sum of One Hundred Seventy Five Thousand Dollars (\$175,000.00), or such other amount as the Town Meeting may approve, to study, analyze and design, and conduct upgrades and improvements to the municipal sewer system and costs incidental or related thereto, or take any other action thereon.

Article Information - This is Phase II of the Interceptor Rehabilitation Project. Phase I work was completed December 2019. Said work shall include, but not be limited to, metering, television inspection, modeling, analyzing the municipal sewer system and provide engineering design services for preparation of plans and specifications for bidding purposes. This project was the top recommendation from the 2015 Sewer System Evaluation Survey, completed for Westborough by an engineering consultant. The motion for this article requires a simple majority vote.

Motion, *Chris Payant, DPW Director; I move the Town vote to transfer and appropriate the sum of \$175,000 from Sewer Retained Earnings for the purpose stated in the article as printed in the warrant.*

VOTE: on the motion by Mr. Payant
Yes= Unanimous, the motion carries

Article 19: Amend Appropriation of CSX Mitigation Receipts Reserved Account (DPW)

To see if the Town will vote to amend the action taken under Article 16 of the March 14, 2015 Annual Town Meeting and to amend the appropriation for the CSX Mitigation Receipts Reserve Account to use Fifty Three Thousand Nine Hundred Fifty Seven and 38/100 Dollars (\$53,957.38), or such other amount as the Town Meeting may approve, to facilitate hazardous material and storm water management training as well as fund drainage infrastructure assessments, improvements and maintenance required throughout the Town as a result of the railroad, including all costs incidental and related thereto, or take any other action thereon.

Article Information – As part of the CSX Site Plan Approval, the Town negotiated with CSX to provide mitigation for their use and included providing assistance to the DPW. This article addresses training and operational requirements that result from the railroad and trans-loading station in Town. The motion for this article requires a simple majority vote.

Motion; Chris Payant, DPW Director
I move the Town vote to transfer and appropriate the sum of \$36,260 from the CSX Mitigation Receipts Reserved Account for the purpose stated in the article as printed in the warrant.

VOTE: on the motion by Mr. Payant
Yes=Unanimous, motion carries

Article 20: Acceptance of MGL Ch. 40, Section 5B, Paragraph 4 (Board of Selectmen)
To see if the Town will vote to accept Massachusetts General Law, Chapter 40, Section 5B, 4th paragraph, or take any other action thereon.

Article Information - This statute allows municipalities to dedicate a particular fee, charge or other receipt to any stabilization fund established pursuant to this section. The motion for this article requires a simple majority vote.

Motion: Allen Edinberg, BOS
I move the article as printed in the warrant

VOTE: on the motion by Mr. Edinberg
Yes = Majority in favor, motion carries
No = 2

Article 21: Stabilization Fund – Development Mitigation (Planning Board)
To see if the Town will vote to establish a stabilization fund for the purpose of receiving funds paid to the Town to mitigate the impact of developments in Westborough, and further to dedicate all such monies received in mitigation payments to such stabilization fund, or take any other action thereon.

Article Information – This article would direct all future mitigation money negotiated by the Town to mitigate development impacts to this stabilization fund. Without a stabilization fund, the money would be deposited into the Town’s general fund and would close out to Free Cash at the end of the fiscal year. A stabilization fund will allow the Town to hold aside the mitigation money for the intended purpose. Any appropriations from this fund must be approved by Town Meeting. The motion for this article requires a 2/3 majority vote.

Motion: Mark Silverberg, Chair Planning Board
I move the article as printed in the warrant.

- *Question: Nathan Walsh, 3 Mathieu Drive*
- *Response: Mr. Silverberg*

VOTE: on the motion by Mr. Silverberg
Yes = Majority in favor, a 2/3 vote achieved, the motion carries
No = 1

Article 22: Stabilization Fund – Del Webb Chauncy Lake (Board of Selectmen)
To see if the Town will vote to establish a stabilization fund for the purpose of mitigating impacts of the Del Webb Chauncy Lake development by supporting affordable housing initiatives and/or seniors

through capital projects and other programs, and further to dedicate all monies received for this purpose to such stabilization fund, or take any other action thereon.

Article Information – Del Webb Chauncy Lake was approved with the requirement to build 70 age restricted affordable housing units. The Department of Housing and Community Development would not recognize the affordable units as counting toward the Town’s Subsidized Housing Inventory (SHI) due to age restrictions required by local zoning. The Zoning Board of Appeals approved a variance that granted relief from the affordable housing requirement entirely but required \$9 Million in mitigation money be paid to the Town on a payment schedule. This payment shall be made in 14 equal installments due at the initial certificate of occupancy for each of the development’s 14 buildings. The mitigation payments shall all be made no later than December 31, 2028. This article creates a fund for the money received and directs all payments be deposited into that fund. Monies received prior to July 1, 2020 will be deposited in the general fund and will be appropriated from Free Cash at the October Town Meeting. Any appropriations from this fund must be approved by Town Meeting. The motion for this article requires a 2/3 majority vote.

Motion; *Ian Johnson, 9 Bertis Adams Way;*
I move the article as printed in the warrant.

- *Question: Dominic Capriole, 9 Crownridge Rd.*

**The Revised Motion by Mr. Capriole; amendment to remove “and/or” and replace with “for.”*
Response: Alan Edinberg, Nash St

- *Question/Comment: Allen Ehrlich, 6 Garfield Dr*
- *Question/Comment: Lisa Blazejewski, 2 Treetop*
Response: Ian Johnson, 9 Bertis Adams Way
- *Question/Comment: Lucille Killoh, 15 Gilmore Farm Rd*
- *Response: Alan Edinberg, 8 Nash St*
- *Question: Mrs. Tyler, agreed with amendment by Mr. Capriole*
- *Response: Alan Edinberg*
- *Question/Comment: Ben Gold, 1 Eric Dr against the amendment*
- *Question/Comment: Kris Allen, 8 Edward Dunn Way*
- *Response: Mark Silverberg, Planning Board*
- *Question/Comment: Domenic Capriole*
- *Comment: Steve Doret, 23 Mill Rd*
- *Comment: Ed Behn, 5 Thomas Rice Dr.*
- *Comment: Nathan Walsh, 3 Mathieu Dr*

Peter Dunbeck, 8 Wayside Rd; moved the question

VOTE: to terminate debate
Yes=2/3 majority, motion carries
Debate has terminated.

VOTE: on Mr. Capriole’s amendment (majority vote required)
The amendment had more NO votes than YES votes in each of the 3 rooms. The amendment was defeated.

VOTE: Main Motion by Mr. Johnson
YES=majority in favor; 2/3 vote achieved, motion carries
NO= 5 or 6 in opposition

Article 23: Amend General Bylaws – Increase Revolving Funds
To see if the Town will vote to amend Article 15 of the General Bylaws by increasing the maximum expenditure in certain Revolving Funds as shown below, or take any other action thereon.

| <u>Revolving Fund</u> | <u>Purpose</u> | <u>Funds to be Deposited From</u> | <u>Authorized to Expend Funds</u> | <u>Maximum Expenditure</u> |
|-----------------------|----------------|-----------------------------------|-----------------------------------|----------------------------|
|-----------------------|----------------|-----------------------------------|-----------------------------------|----------------------------|

| | | | | |
|---|--|---|------------------------------------|-----------------------------------|
| Fire Department | EMS Training | Program Fees | Fire Chief | \$4,000 \$8,000 |
| Youth and Family Services | To Provide Youth Activities such as Hot Summer Nights and Babysitter training | Program Fees | Youth Commission | \$15,000 |
| Local Emergency Planning Committee | To address hazardous materials spills and provide the Fire Department the means to bill insurance companies and refurbish supplies used in HazMat spills | Insurance and other Proceeds for Services | Local Emergency Planning Committee | \$100,000 |
| Council on Aging | To Provide Programs for Seniors | Program Fees | Council on Aging | \$15,000 \$30,000 |
| Recreation | To Provide Recreation Programs | Program Fees | Recreation Commission | \$400,000 \$500,000 |
| Economic Development Small Business Grant | To Provide grant assistance for small businesses | Billboard Fees | Economic Development Committee | \$25,000 \$40,000 |

Article Information – Several years ago State Law began requiring Revolving Funds to be included in the Town’s By-Laws. Several of the above revolving funds are coming close to their annual expenditure limits. From time to time, Town Meeting may vote to increase the spending caps on several of these funds. This article has no impact on taxes and all revenue is derived from user fees. The motion for this article requires a simple majority vote.

Motion: Shelby Marshall, BOS
I move the article as printed in the warrant

VOTE: on Ms. Marshall’s motion
 Yes: Unanimous (all rooms)

Article 24: Acceptance of MGL Ch. 59, Section 5K - Senior Tax Work Off Amendment (Board of Assessors)

To see if the Town will vote to amend the real property tax exemption allowed pursuant to the provisions of Massachusetts General Law, Chapter 59, Section 5K, as previously accepted by the Town, for a program allowing persons over the age of 60 to volunteer to provide services to the Town in exchange for which the Town shall reduce the real property tax obligations of such persons, by allowing the maximum reduction of the real property tax bill to be based on 125 volunteer service hours in a given tax year, rather than \$1,500, or take any other action thereon.

Article Information - This statute allows Towns to provide a Senior Tax Work Off program that can either be based on a maximum benefit of \$1,500 or 125 hours per year. The Town had previously adopted the \$1,500 maximum as the law allowed in Fiscal 2017. With minimum wage increasing, the Town has a choice to remain with the maximum benefit and reduce the number of hours worked as the minimum wage increases OR adopt a maximum of 125 hours which would increase the benefit as minimum wage increases. The minimum wage will increase to \$15.00 on January 1, 2023 which would make the maximum benefit \$1,875. The Town pays for this program out of the overlay account. The motion for this article requires a simple majority vote.

Motion; Mark Silverberg, Board of Assessors, I move the article as printed in the warrant.

VOTE: on Mr. Silverberg’s motion
 Yes=almost unanimous, motion carries

Article 25: Acceptance of MGL Ch. 59, Section 5N - Veterans Tax Work Off Amendment (Board of Assessors)

To see if the Town will vote to amend the real property tax exemption allowed pursuant to the provisions of Massachusetts General Law, Chapter 59, Section 5N as previously accepted by the Town, for a program allowing veterans to provide services to the Town in exchange for which the Town shall reduce the real property tax obligations of such persons, by allowing the maximum reduction of the real

property tax bill to be based on 125 volunteer service hours in a given tax year, rather than \$1,500, or take any other action thereon.

Article Information - This statute allows Towns to amend the Veterans Tax Work Off program that can either be based on a maximum benefit of \$1500 or 125 hours per year. This is similar to the article above, but instead of applying to seniors, it applies to veterans. The motion for this article requires a simple majority vote.

Motion; Mark Silverberg, Board of Assessors; *I move the article as printed in the warrant.*

- *Question/Comment: Melissa Marriot, 3 Brook Way*

VOTE: on motion by Mr. Silverberg
Yes=Unanimous in favor

Article 26: Amend Zoning Bylaw: Section 2300 USE REGULATION SCHEDULE (Planning Board)

To see if the Town will vote to amend its Zoning Bylaws by amending Section 2300 USE REGULATION SCHEDULE by deleting the entire Section 2300 and replacing it with the following corrected new Section 2300, or take any other action thereon:

2300. Use Regulation Schedule

AE Added 3/12/1996, Article 66; DPOD added 3/13/2004, Article 38; IC Added 10/18/2004, Article 10; G2 Added 5/14/2005, Article 41; ID Added 5/15/2010, Article 30; MUD Added 5/15/2010, Article 32; Amended 10/21/2013, Article 26

| <u>RESIDENTIAL USES (1,8)</u> | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|--|----------|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|-------------------------------------|
| Single Family dwelling: | N | Y | Y | SP | Y | Y | N | N | Y | N | N | N | SP | Y | SP | N(7) | |
| Two-family dwelling: | N | S | Y | SP | SP | Y | N | N | Y | N | N | N | SP | S | SP | N(7) | |
| Conversion of existing structure to more than two-family dwelling: | N | N | S | SP | SP | S | N | N | SP | N | N | N | SP | N | SP | N(7) | |
| Boardinghouse: | N | S | S | SP | SP | S | N | S | SP | S | N | N | SP | S | SP | N | |
| Multi-family dwelling (See Section 4200): | N | N | Y | SP (5) | SP | N | N | N | N | N | N | N | N | N | SP | N(7) | Amended 5/13/2006, Article 30 |
| Open Space Communities (See Section 4300): | N | SP | N | N | N | N | N | N | N | N | N | N | N | N | SP | N(7) | Amended 3/5/1990, Article 52A |
| Mobile Home: | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | |
| Campground, mobile home park: | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | |
| Mixed Use Residential/Commercial with Industrial Components (see Section 5000) | N | N | N | N | N | N | N | N | SP | N | N | N | N | N | N | N | Added 10/18/2004, Article 10 |
| Senior Living Overlay (see Section 5300) (6) | N | SP | SP | N | SP | SP | SP | SP | N | N | N | N | N | SP | SP | SP | Added 5/15/2010, Article 31 |

| <u>OPEN USES</u> | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|---|----------|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|-------------------------------------|
| | | | | | | | | | | | | | | | | | |
| Farm: With pigs, animals raised for pelts: (2) | N | N | S | SP | SP | S | N | S | S | S | N | N | SP | N | N | N | |
| Nursery, greenhouses (commercial): | S | N | Y | Y | SP | Y | N | Y | Y | Y | N | N | SP | N | SP | N | |
| Recreational Camps | S | N | N | SP | SP | Y | N | S | S | S | Y | Y | SP | N | N | N | Amended 3/15/2014, Article 21 |
| Cemetery: | N | Y | Y | Y | Y | Y | N | Y | Y | Y | N | N | Y | Y | N | N | |
| Drive-in Theaters, Amusement Park or similar commercial outdoor recreation: (3) | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | |
| Outdoor recreation other than the above operated by a governmental agency: | S | Y | Y | Y | Y | Y | N | Y | Y | Y | N | N | Y | Y | Y | Y | |
| Other: (4) | | | | | | | | | | | | | | | | | |
| Sale of Christmas Trees: | S | Y | Y | Y | Y | Y | N | Y | Y | Y | N | N | Y | Y | Y | Y | |

- (1) Animal keeping may be subject to permit from the Board of Health.
(2) But no animals kept closer than 500 feet to any lot line.
(3) Temporary carnival sponsored by a non-profit organization permitted upon approval by the Board of Selectmen. (Added 3/2/1992, Article 23)
(4) As determined by the zoning enforcement officer.
(5) Multi-Family dwellings are allowed in the Highway Business (BA) District upon grant of a Special Permit by the Planning Board in accordance with Section 5200 (Added 5/13/2006, Article 30)
(6) In accordance with the requirements and restrictions of Section 5300
(7) These uses are prohibited except when proposed as part of a Senior Living Overlay Project in conformance with Section 5300
(8) Only one dwelling shall be allowed per residential lot unless otherwise specifically allowed in this bylaw

| <u>INSTITUTIONAL USES</u> | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|--|----------|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|--|
| | | | | | | | | | | | | | | | | | |
| Religious, sectarian, denominational or public educational uses, religious purposes: | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | |
| Other educational uses: (3) | S | N | N | Y | Y | S | N | S | S | S | Y | Y | Y | N | SP | SP | |
| Municipal use voted at Town Meeting (not more specifically cited in Section 2300): | S | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | |
| Hospital, sanitarium, convalescent, nursing or rest home, congregate housing: | N | S | Y | SP | SP | S | N | S | Y | S | Y | Y | SP | S | SP | SP | |
| Patriotic, fraternal or social clubs if not conducted for profit; other philanthropic institution or club: | N | N | S | Y | SP | S | N | S | S | S | Y | Y | SP | N | SP | SP | |

| | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|---|----------|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|-------------------------------|
| COMMERCIAL USES | | | | | | | | | | | | | | | | | |
| Motor vehicle service station (See Section 1300): | N | N | N | S (1) | N | S (1) | N | S (1) | S | S (1) | N | N | S (1) | N | N | N | |
| Animal kennel or hospital as licensed under Chapter 140, Sec. 137a, General Laws: | N | N | S | SP | SP | Y | N | Y | N | Y | N | N | SP | N | N | N | |
| Indoor Recreation: | N | N | N | Y | SP | Y | N | Y | SP | Y | N | N | SP | N | SP | SP | |
| Banks, office space: | N | N | N | Y | SP (4) | Y | Y | Y | SP | Y | N | N | SP | N | SP | SP | |
| Restaurants, Brew Pubs: | N | N | N | Y (2) | N | Y (2) | N | Y (2) | SP | Y (2) | N | N | SP | N | SP | SP | |
| Hotel, motel, motor court: | N | N | N | SP | SP | Y | N | Y | SP | Y | N | N | SP | N | SP | SP | |
| Other retail sales & services: | N | N | N | Y | SP (5) | Y | N | Y | SP | Y | N | N | SP | N | SP | N (6) | |
| Display and sale of natural products, a significant portion of which are raised by the proprietor in Westborough: | N | S | S | Y | Y | Y | Y | Y | SP | Y | N | N | Y | S | SP | N | Amended 3/5/1990, Article 52F |
| Micro/Nano Brewery or Distillery: | N | N | N | SP | N | Y | N | Y | SP | Y | N | N | SP | N | SP | SP | |
| Multiple Uses Allowed : All uses shall comply with the underlying zoning | N | N | N | Y | SP | Y | Y | Y | SP | Y | N | N | SP | N | SP | SP | |

- (1) Special Permits to be issued by Selectmen rather than the Board of Appeals.
- (2) Except "SP" where a restaurant involves any drive-up or walk-up window service.
- (3) Shall not apply to land or structures for religious or educational purposes on land owned or leased by Commonwealth or any of its agencies, subdivisions or bodies, politic or by a religious sect or denomination or by a non-profit educational corporation.
- (4) Small professional offices in residential style structure limited to a maximum of 4,000 square feet of gross floor area
- (5) Limited to a maximum of 5,000 square feet of gross floor area
- (6) Except as an accessory use to a permitted use, and then only by Special Permit

| | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|--|----------|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|-----------------------------|
| INDUSTRIAL, UTILITY USES | | | | | | | | | | | | | | | | | |
| Airport, heliport: | N | N | N | N | N | N | S | S | S | S | N | N | Y | N | N | N | |
| Public/Private utility with outside equipment or storage (2) | | | | | | | | | | | | | | | | | |
| With outside equipment or storage: | N | N | N | Y | N | N | Y | Y | Y | Y | N | N | Y | N | N | N | |
| With none of above: | S | S | S | Y | Y | Y | Y | Y | Y | Y | N | N | Y | S | SP | SP | |
| Earth removal (See Sec. 4100): (1) | S | S | S | S | S | S | S | S | SP | S | N | N | S | S | SP | SP | |
| Research laboratory: | N | N | S | Y | N | Y | Y | Y | Y | Y | N | N | Y | N | SP | SP | |
| Trucking terminal, bulk storage contractor's yard: | N | N | N | N | N | N | Y | Y | SP | Y | N | N | N | N | N | N | |
| Manufacturing, Processing and Warehouse: | N | N | N | SP | N | N | Y | Y | Y | Y | N | N | SP | N | N | N | |
| Adult Entertainment Uses | N | N | N | N | N | N | N | N | N | N | N | N | SP | N | N | N | Added 3/12/1996, Article 66 |
| Brewery, Distillery | N | N | N | N | N | N | Y | Y | Y | Y | N | N | N | N | N | N | |
| Multiple Uses Allowed : All uses shall comply with the underlying zoning | N | N | N | Y | Y | Y | Y | Y | Y | Y | N | N | Y | N | SP | SP | |

| | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|--|--------------------|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|--|
| OTHER PRINCIPAL USES | | | | | | | | | | | | | | | | | |
| Other use having externally observable attributes similar to one of above: | as regulated above | | | | | | | | | | | | | | | | |
| All other uses: | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N | |

| | <u>C</u> | <u>R</u> | <u>AA</u> <u>AB</u> | <u>BA</u> | <u>G2</u> | <u>BB</u> | <u>IA</u> | <u>IB</u> | <u>IC</u> | <u>ID</u> | <u>M</u> | <u>M-1</u> | <u>AE</u> | <u>All</u> <u>Others</u> | <u>DPOD</u> | <u>MUD</u> | |
|--|--|----------|------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|----------|------------|-----------|-----------------------------|-------------|------------|--------------------------------|
| ACCESSORY USES | | | | | | | | | | | | | | | | | |
| Home occupations (See Sec. 4410): | N | Y | Y | Y | S | Y | S | Y | Y | Y | N | N | Y | Y | SP | SP | |
| Customary uses & structures (See. 4400): | Shall incur the same use regulations as the principal use listed in this Section | | | | | | | | | | | | | | | | |
| Agriculture, Horticulture or Floriculture. | Insofar as it can be established that the primary purpose of the use of the land falls within the above-mentioned categories, the regulations herein shall not apply, if same is deemed unreasonable, nor shall such use require a Special Permit. Expansion or reconstruction of existing structures upon land primarily being used for agriculture, horticulture or floriculture, shall not be prohibited or unreasonably regulated except that all such activities may be limited to parcels of more than five (5) acres in areas not zoned for agriculture, horticulture, or floriculture. Land divided by a public or private way or a waterway shall be construed as one parcel. | | | | | | | | | | | | | | | | |
| Large-Scale Ground-Mounted Solar Photovoltaic Installations | N | N | N | N | N | N | Y | Y | Y | Y | Y | Y | N | N | N | N | (Added 10/15/2012, Article 16) |
| Marijuana Establishment, Medical Marijuana Treatment and Dispensing Facilities & Marijuana Cultivation | N | N | N | N | N | N | N | N | N | N | N | N | SP (3) | N | N | N | (Added 3/16/2013, Article 16) |

(1) Special Permits to be issued by ~~Selectmen~~ **Planning Board** rather than the Board of Appeals.

- (2) Except for Large Scale Ground-Mounted Solar Photovoltaic Installation as defined and in accordance with Section 5600
- (3) Allowed by Special Permit issued by the Planning Board.

Article Information: The purpose of this Article is to provide clarification regarding Multiple Uses in various Zoning Districts where they are currently allowed. There are no changes to existing uses and no new use categories are created. Also, this Article addresses Research Laboratory Uses in Zoning Districts where they were not previously regulated. The motion for this article requires a 2/3 majority vote.

Motion; Tim Paris, Planning Board, I move the article as printed in the warrant.
Jim Robbins, Planner, spoke to the article.

Question: Derek Grant, 15 Uhlman Dr Question

VOTE: on Motion by Mr. Paris
 Yes=Majority, 2/3 majority achieved
 No= 1 or 2 in opposition

Article 27: Citizen's Petition

To see if the Town will vote to

Purpose:

Any elected positions for the town that has no compensation or benefit what so ever, should be considered as a voluntary position. The hours donated to the position should be treated as credit toward community service. If voted in, the community service should be retroactive to January 1st, 2019.

The community service should be credited toward the tax abatement as currently specified by the tax collector's office.

Benefit:

The town has problems completely populating committees and other voluntary positions. This would be an incentive to help fill these positions.

Reason:

Any elected position that provides no compensation, no benefits or political power must be considered a voluntary position. The definition of a "voluntary" position is a position that yields no compensation in any form.

Or take any other action thereon.

Motion, Paul George, Assabet School Comm;

I move that the matter discussed in this article be referred to the Town's Senior / Disabled Taxation Relief Committee.

Mr. George spoke to the article.

- *Question: Dan McEleney, 135 East Main St*
- *Response: Mr. George*
- *Question: Ben Gold,*
- *Response: John Arnold, Moderator*

VOTE: to Motion by Mr. George

Yes = Majority vote. Motion carries.

No=2

The meeting ended. Mr. Arnold asked for a motion from Mr. Johnson

Motion, Ian Johnson;

I move that we dissolve the 2020 Annual Town Meeting

VOTE: To Mr. Johnson's motion

Yes = Unanimous

4:08pm - John Arnold, "I hearby declare the Annual Town Meeting dissolved."



Given under our hands the 26th day of February in the year Two Thousand and Twenty.

s/Ian Johnson, Chairman
s/Shelby Marshall, Vice Chairman
s/Leigh Emery
s/Allen Edinberg
s/Syed Hashmi

SELECTMEN OF WESTBOROUGH

Worcester, ss

I have this day served the within Warrant by posting up attested copies thereof at the Town Library Bulletin Board and Town Hall Bulletin Board in said Westborough and by mailing a copy thereof to the residence of the Town Moderator all on February 27, 2020.

s/Greg McRae, Constable of Westborough

Worcester, ss

Attest:

Town Clerk

Dated: