

COMMONWEALTH OF MASSACHUSETTS
WORCESTER, SS

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TOWN OF WESTBOROUGH

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

And to act on the following articles at the adjourned session of said meeting on March 28, 2020, at 1:00 P.M. in the Westborough High School Auditorium and Gymnasium 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.

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.

The motion for this article requires a simple majority vote.

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.

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.

Article Information – The Town budgets, including all expenses are estimated to increase/decrease. The motion for this article requires a simple majority vote.

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:

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.

Article Information – This article funds the fish re-stocking at Sandra Pond as the Town has done in the past. The motion for this article requires a simple majority vote.

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.

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.

Article Information – This article pays part of the cost for the annual July 4th celebration. The motion for this article requires a simple majority vote.

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.

Article Information – This article will pay for the treatment of Lake Chauncy to prevent algae blooms. Algae bloom have occurred in the lake over the last few years. This has typically happened in the fall and required signage around the lake as it is hazardous to people and animals that come in contact with it. Last year the bloom occurred while the beach was still open for the season and required that the beach be closed prior to the end of summer. The motion for this article requires a simple majority vote.

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.

Article Information - This request seeks to replace a 2007 Ford Utility Truck w/plow (#5) in FY2021. The Governmental Accounting Standards Board recommended useful life for this piece of equipment is 10 years. At 13 years old, the vehicle that will be replaced will be beyond its recommended useful life. The 1-Ton fleet is the most heavily used within the DPW. This vehicle is used to support maintenance of all Town fields and parks, conduct snow plowing operations, and respond to emergencies. The equipment requires investment of manpower and repair parts to maintain. The motion for this article requires a simple majority vote.

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.

Article Information - The Town has committed to a geographic information system (GIS) that enables the gathering, managing, and analyzing of data. The system assists the DPW with monitoring roadway, water, and sewer infrastructure by supporting the identification of patterns and assessing situations via a map. For the GIS to be an effective tool for the Town, collection of data is required. This request would fund tablets and antennas to allow DPW to efficiently collect and geo-locate critical infrastructure and immediately upload the information to the GIS. The Department's current method of data collection is inefficient, requiring a GPS device with a trained operator and a lengthy data transfer process to make the data compatible with the GIS. The motion for this article requires a simple majority vote.

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.

Article Information - This request seeks to replace is a 1988 10-Wheel Sander (#287) in FY2021. The Governmental Accounting Standards Board recommended useful life for this piece of equipment is 10 years. At 32 years old, the current vehicle is well beyond its recommended useful life. The proposed replacement vehicle is a 6-Wheel combination dump truck/sander, which is more versatile and allows the vehicle to be used for multiple purposes. The purchased vehicle will be used to support roadway repairs, conduct snow plowing operations, and respond to emergencies. The motion for this article requires a simple majority vote.

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.

Article Information - This request seeks to replace a 2005 CAT Backhoe (#231) in FY2021. The Governmental Accounting Standards Board recommended useful life for this piece of equipment is 10 years, and at 15 years old, the 2005 model is beyond its recommended useful life. The equipment requires a substantial investment of manpower and repair parts to maintain. Used on a daily basis, the backhoe provides support to emergency response (lifting/digging) situations, snowplowing operations, and routine roadway, water, and sewer maintenance. The DPW currently has two backhoes to support water, sewer, and roadway maintenance and repair. The motion for this article requires a simple majority vote.

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.

Article Information - This request seeks to replace a backup power generator for the Fisher Sewer Pump Station in FY2021. All 34 of the Town's sewer pump stations are electric powered. Each station has an alternate source of power should a power outage occur. The backup generator at the Fisher Pump Station is over 25 years old and requires replacement. Parts necessary to repair and maintain the existing generator are difficult to obtain, and staff are concerned that the generator may fail during a power outage which could result in sewer spillage into the environment and sewer backups in residential homes or commercial properties. The motion for this article requires a simple majority vote.

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.

Article Information - This request seeks to fund grinder installation at the Old Flanders Pump Station in FY2021. Modern wastewater grinding systems installed directly at the pump station can effectively precondition solids, including non-dispersible, into smaller pieces so the wastewater and debris can pass through the pumps without clogging and/or causing pump failure. In addition to this FY2021 request, Capital funding will be sought for each of the years FY2022 through FY2025 for the installation of grinder pumps in various sewer pump stations throughout Town. The motion for this article requires a simple majority vote.

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.

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.

Article Information - Replacement is required for #142, 2008 F350 Dump Truck and #148, 2008 F350 Dump Truck in Capital Planning year FY2021 and FY2024. The Governmental Accounting Standards Board recommended useful life for these vehicles is 10 years. At 12 years old, they are beyond their recommended useful life. The 1-Ton fleet is the most heavily used within the DPW. These vehicles are used to support water infrastructure repairs, water service calls to residents, and snow clearing operations. The motion for this article requires a simple majority vote.

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.

Article Information - The Town has committed to the goal of achieving 100% renewable energy. This request seeks to fund a study to determine options available for the town to support its water and sewer infrastructure with renewable energy and analyze the potential long-term energy cost savings. The Town currently spends over \$500,000 annually for electricity to support its water and sewer infrastructure. The motion for this article requires a simple majority vote.

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.

Article Information - The current Command Vehicle is a 2007 Chevy Suburban and is set up to deliver an incident commander to a call, utilize communications equipment, and facilitate accountability and firefighter safety. This vehicle has seen excessive wear and tear and increasing maintenance costs and now has corrosion coming through the body. This vehicle is the heart of the Department's operations and supports every major incident that occurs. Included with the cost of the vehicle are three mobile radios and a command center for the rear gate. The Fire / EMS study highlighted that the operational use of this vehicle is paramount to successful outcomes of critical incidents. The motion for this article requires a simple majority vote.

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.

Article Information - Current Self-Contained Breathing Apparatus (SCBA) units were purchased in 1998 and are 21 years old and 6 editions out of NFPA compliance. The Fire Department received a grant in 2007 to provide some modifications to existing units. The Department has been spending nearly \$10,000 annually to maintain its current SCBA units due to components failing and these units showing signs of significant wear and tear. Firefighters depend on well-performing SCBA to provide breathing air in environments that are immediately dangerous to life and safety. The technologies that are available in newer units will allow our firefighters to be tracked electronically, provide for higher burn threshold, and allow for enhanced communications. The motion for this article requires a simple majority vote.

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.

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.

Article Information - The School Department seeks \$70,000 in FY2021 to support additional maintenance and repair efforts of the High School parking lot and curbing. The motion for this article requires a simple majority vote.

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.

Article Information - In December 2019, the Town was awarded a Volkswagen Open Solicitation Grant to fund 80% of the purchase of two 1-ton dump trucks. The grant program was a result of a Volkswagen legal settlement and is intended to promote reduction of vehicle emissions by purchasing more fuel efficient vehicles. The grant contributes \$137,451.96, which is 80% of the purchase cost for the two trucks. The grant requires the recipient to fund the remaining 20% of the cost for the two trucks. The motion for this article requires a simple majority vote.

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.

Article Information - The Country Club Operating Committee is seeking \$42,000 in FY2021 in order to replace their Tee Mower for dedicated use on the golf course tees which are mowed daily. It is a specialized mower and provides proper maintenance for the golf course operation. The motion for this article requires a simple majority vote.

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.

Article Information – This article would increase the funding for a future government services internship opportunity. This account was created at ATM 2019 Town Meeting and currently has a balance of \$500. The motion for this article requires a simple majority vote.

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.

Article Information - The Chapter 70 increase, as a result of calculating full day tuitions, is estimated at \$808,751 by the Massachusetts Department of Elementary and Secondary Education. Chapter 70 funding cash flow increase as a result of moving to full day tuition-free kindergarten will be realized in Fiscal Year 2022. Funding from this article will fill the gap year for Fiscal Year 2021. The motion for this article requires a simple majority vote.

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.

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.

Article Information – This Article seeks to provide authorization for the Board of Selectmen to acquire property located at 9 Grove Street, adjacent to the Fire Department, to construct a parking lot. The motion for this article requires a 2/3 majority vote.

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

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.

Article Information – This article allows the continuation of work to maintain and improve the Town's water infrastructure. It addresses removal of aged pipes, pipe-looping, redundancy, reliability, and improved fire flow. Flanders Road and Sampson Drive are the intended area for the next major project however, funds may be used to address any areas that become problematic. The design of the project and preparation of the bidding documents was funded during the October 2019 Special Town Meeting. Determination of the infrastructure to be replaced is informed by the Town's Water System Study Update, which was completed in January 2020 by an engineering consultant. The motion for this article requires a 2/3 majority vote to borrow.

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.

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.

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 stormwater 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.

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.

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.

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.

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.

**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.

**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.

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 3/12/1998, Article 68; 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 28

RESIDENTIAL USES (1,8)	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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 5/13/2008, 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	N	N	N	N	N	N	N	N	
Senior Living Overlay (see Section 5300) (8)	N	N	N	N	N	N	N	N	SP	N	N	N	N	N	N	N	Added 10/18/2004, Article 10
	N	SP	SP	N	SP	SP	SP	SP	N	N	N	N	N	SP	SP	SP	Added 5/15/2010, Article 31

OPEN USES	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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 maybe 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

INSTITUTIONAL USES	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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	

COMMERCIAL USES	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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	Amdended 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, public 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

INDUSTRIAL, UTILITY USES	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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 68
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	

OTHER PRINCIPAL USES	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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	

ACCESSORY USES	C	R	AA AB	BA	G2	BB	IA	IB	IC	ID	M	M-1	AE	All Others	DPOD	MUD	
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 18)

- (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.

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:

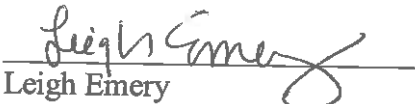
Any elected position that provides no compensation, no benefits or political power must be considered a voluntary position. The definition of a "voluntary" position is a position that yields no compensation in any form.

Or take any other action thereon.

Given under our hands the 25th day of February in the year Two Thousand and Twenty.


Ian Johnson, Chairman


Shelby Marshall, Vice Chairman


Leigh Emery


Allen Edinberg


Syed Hashmi

SELECTMEN OF WESTBOROUGH

\Worcester, ss

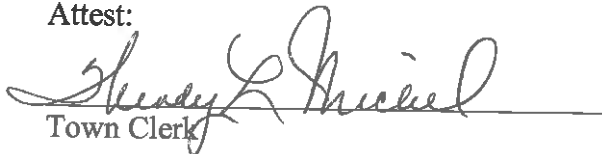
I have this day served the within Warrant by posting up attested copies thereof at the Town Library Bulletin Board and Town Hall Bulletin Board in said Westborough and by mailing a copy thereof to the residence of the Town Moderator all on February 17th, 2020.


s/Constable of Westborough

\Worcester, ss


PRINT LAST NAME

Attest:


Town Clerk

712238/WBOR/0275