

SPECIAL TOWN MEETING MINUTES
October 24, 2016
Milford, Massachusetts

Milford TV recorded the Town Meeting. Recorded copies are available at the Office of the Board of Selectmen.

The Town Moderator, Michael Noferi called the meeting to order at 7:30 pm.

The Town Moderator announced the Precinct Captains will take attendance; the quorum was set at 126 members. The Precinct Captains reported 147 members Present and 105 members Absent. Quorum was obtained.

The Town Clerk, Amy E. Hennessy Neves then read the Warrant. A motion was made to dispense the reading of the warrant...Voice Vote Carried. The Town Clerk then read the Return of Service.

ARTICLE 1: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Board of Selectmen in order to replace the sprinkler pipes in the attic at the Milford Town Hall, or take any other action in relation thereto.

(Board of Selectmen)

It was moved: That the Town vote to raise and appropriate the sum of \$28,000 to be spent under the jurisdiction of the Board of Selectmen in order to replace the sprinkler pipes in the attic at the Milford Town Hall.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 2: To see if the Town will vote to accept the provisions of the fourth paragraph of Section 111F of Chapter 41 of the General Laws pursuant to which the Town shall establish a Special Injury Leave Indemnity Fund from which, among other things, payment may be made for medical bills and other expenses incurred resulting from injuries to Police Officers or Fire Fighters; and further to see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be deposited to such account to be utilized for purposes of paying expenses incurred under G.L. c. 41, section 100 and/or 111F, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to accept the provisions of the fourth paragraph of Section 111F of Chapter 41 of General Laws pursuant to which the Town shall establish a Special Injury Leave Indemnity Fund from which, among other things, payment may be made for medical bills and other expenses incurred resulting from injuries to Police Officers or Fire Fighters; and further that the Town vote to raise and appropriate the sum of \$250,000, said sum to be deposited to such account to be utilized for purposes of paying expenses incurred under G.L. c.41, section 100 and/or 111F.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 3: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$4,000 to be utilized for the purpose of hiring a consultant to conduct actuarial evaluations per GASB Statement 74/75 Accounting and Financial Reporting requirements, or take any other action in relation thereto.

(Town Treasurer)

It was Moved: That the Town vote to raise and appropriate the sum of \$4,000 to be utilized for the purpose of hiring a consultant to conduct actuarial evaluations per GASB Statement 74/75 Accounting and Financial Reporting requirements.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 4: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$90,000 to be spent under the jurisdiction of the Highway Surveyor for consulting services to complete 75% engineering design drawings, plans and specifications associated with the Route 16/Main Street rebuilding project from Water Street to the Hopedale town line, or take any other action in relation thereto.

(Highway Surveyor)

It was Moved: That the Town vote to raise and appropriate the sum of \$90,000 to be spent under the jurisdiction of the Highway Surveyor for the consulting services to complete 75% engineering design drawings, plans and specifications associated with the Route 16/Main Street rebuilding project from Water Street to the Hopedale town line.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 5: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to repair or replace the heating system at the Milford Youth Center, or take any other action in relation thereto.

(Armory Renovation Committee)

It was Moved: That the Town vote to raise and appropriate the sum of \$30,000, said sum to be utilized to repair or replace the heating system at the Milford Youth Center.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 6: To see if the Town will vote to appropriate a sum of money to be expended under the jurisdiction of the Fire Chief for the purpose of purchasing and equipping a new custom built aerial ladder to replace the current 1996 model; and further to see how said sum shall be raised, whether from the current tax levy, by borrowing, by transfer from available funds, or otherwise, or take any other action in relation thereto.

(Fire Chief)

A motion was made by Counsel Gerry Moody to Amend the original motion by striking all the words in the original motion after the words “current 1996 model”.

A motion was made to accept the amendment to the original motion...Voice Vote Carried.

It was Moved: That the Town vote to transfer the sum of \$1,100,000 from the Excess and Deficiency Account, said sum to be expended under the jurisdiction of the Fire Chief for the purpose of purchasing and equipping a new custom built ariel ladder to replace the current 1996 model.

Voice Vote taken on Amended Motion as Presented...Carried Unanimously.

ARTICLE 7: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$25,000 to be expended under the direction of the Chief of Police for the replacement of computers and related equipment and software at the Milford Police Department, or take any other action relating thereto.

(Chief of Police)

It was Moved: That the Town vote to raise and appropriate the sum of \$25,000 to be expended under the direction of the Chief of Police for the replacement of computers and related equipment and software at the Milford Police Department.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 8: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to purchase a new commercial tractor lawn mower with collection system to replace a 12-year-old tractor, or take any other action in relation thereto.

(Park Commissioners)

It was Moved: That the Town vote to raise and appropriate the sum of \$30,000 to be utilized to purchase a new commercial tractor lawn mower with collection system to replace a 12 year old tractor.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 9: To see if the Town will vote to accept the provisions of General Laws of c. 44, § 53F ¾ authorizing the establishment in the treasury of a separate revenue account to be known as the PEG Access and Cable Related Fund into which shall be deposited funds received in connection with franchise agreements between cable television operators and the Town of Milford; and provided further, funds in such account shall only be appropriated for cable-related purposes consistent with the franchise agreements, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to accept the provisions of General Laws of c.44,§ 53F ¾ authorizing the establishment in the treasury of a separate revenue account to be known as the PEG Access and Cable Related Fund into which shall be deposited funds received in connection with franchise agreements between cable television operators and the Town of Milford; and provided further, funds in such account shall only be appropriated for cable-related purposes consistent with the franchise agreements.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 10: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Milford School Committee for the purpose of bringing the Stacey Middle School interior fire doors up to the Massachusetts Comprehensive Fire Safety Code 527 CMR 1.00, Chapter 12, or take any other action in relation thereto.

(School Committee)

It was Moved: That the Town vote to raise and appropriate the sum of \$200,000, said sum to be spent under the jurisdiction of the Milford School Committee for the purpose of bringing the Stacey Middle School interior fire doors up to the Massachusetts Comprehensive Fire Safety Code 527 CMR 1.00, Chapter 12.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 11: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money for the purpose of installing a commercial grade air-conditioning system in the Milford Town Library IT/Server closet, or take any other action in relation thereto.

(Board of Library Trustees)

It was Moved: That the Town vote to raise and appropriate the sum of \$10,000 for the purpose of installing a commercial grade air-conditioning system in the Milford Town Library IT/Server closet.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 12: To see if the Town will vote to authorize the Board of Selectmen to accept a gift of land at 8 Park Terrace, shown on Assessors Sheet 48 as Lot 269 and consisting of .142 acres

and currently owned by the Milford National Bank and Trust Company, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to authorize the Board of Selectmen to accept a gift of land at 8 Park Terrace, shown on the Assessors Sheet 48 as Lot 269 and consisting of .142 acres and currently owned by the Milford National Bank and Trust Company.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 13: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to be spent under the jurisdiction of the Milford School Committee for the purpose of modernizing the Memorial Elementary School elevator to meet the Commonwealth of Massachusetts Public Safety Code, or take any other action in relation thereto.

(School Committee)

A Motion was made to Pass Over the Article. Voice Vote taken on Motion to Pass Over...Carried Unanimously. Passed Over.

ARTICLE 14: To see if the Town will vote to discontinue a portion of Orrin Slip, consisting of 3,361 sq. ft., as a public way, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to discontinue a portion of Orrin Slip, consisting of 3,361 sq. ft., as a public way, as shown on the plans entitled "Discontinuance Plan of Orrin Slip in Milford, MA Owner: Inhabitants of the Town of Milford, Scale 20' to an inch, Date March 6,2016 by Guerriere and Halnon Inc., a copy of which plan is on file with the office of the Town Clerk.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 15: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be applied to the Milford Contributory Retirement System to reduce the unfunded pension liability thereof, or take any other action in relation thereto.

(Retirement Board)

It was Moved: That the Town vote to raise and appropriate the sum of \$1,000,000 to be applied to the Milford Contributory Retirement System Personal Services Account 911-5110 to reduce the unfunded pension liability of the System.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 16: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to be expended to establish and/or maintain a regional substance abuse outreach program in the greater Milford area, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to raise and appropriate the sum of \$28,000 to be expended to establish and/or maintain a regional substance abuse outreach program in the greater Milford area.

Voice Vote taken on Motion as Presented...Carried.

ARTICLE 17: To see if the Town will vote to amend the Zoning By-Law relating to employee parking in required yards as noted hereinafter:

BY DELETING the footnote designation “d” as it is used within the table in Section 2.5 Intensity of Use Schedule.

AND IN ADDITION by deleting from footnote “d” under Section 2.5 Intensity of Use Schedule the words “No employee parking to be located within required yard area.” and inserting in place thereof the following:

^d (Reserved For Future Use)

or take any other action relating thereto.

(Planning Board)



PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET
634-2317

Joseph Calagione
John H. Cook
Patrick J. Kennelly
Marble Mainini, III
Lena McCarthy

Planning Board Report on Article 17 October 24, 2016 Special Town Meeting

TO: Town Meeting Members
FROM: Planning Board

DATE: October 5, 2016

SUBJECT: Article 17: Zoning Bylaw Amendment re employee parking provisions.

Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board conducted a duly posted and noticed Public Hearing on October 4, 2016 regarding the subject of Article 17, at which time it voted unanimously to make a favorable recommendation to Town Meeting.

Article 17 is an application by the Planning Board to amend Section 2.5 Intensity of Use Schedule of the Zoning Bylaw to allow employee parking in required yards.

The Planning Board recommends the adoption of Article 17 as printed in the Warrant.

It was Moved: That the Town vote to amend the Zoning By-Law relating to employee parking in required yards as noted hereinafter:

BY DELETING the footnote designation “d” as it is used within the table in Section 2.5 Intensity of Use Schedule.

AND IN ADDITION by deleting from footnote “d” under Section 2.5 Intensity of Use Schedule the words “No employee parking to be located within required yard area.” And inserting in place thereof the following:

^d (Reserved For Future Use)

The Moderator explained that he will take a Voice Vote unless it is not Unanimous, in that case he will take a Standing Vote.

Voice Vote on Motion as Presented....Carried Unanimously.

ARTICLE 18: To see if the Town will vote to amend its vote under Article 2 of the May 23, 2016 Annual Town Meeting by changing the rate for the Clerk, Board of Health, to \$2,946 annually, or take any other action in relation thereto.

(Personnel Board)

It was Moved: That the Town vote to amend its vote under Article 2 of the May 23, 2016 Annual Town Meeting by changing the rate for the Clerk, Board of Health, to \$2,946 annually.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 19: To see if the Town will vote to amend its vote under Article 2 of the May 23, 2016 Annual Town Meeting by inserting therein the following positions and hourly rates of pay:

Dental Health Specialist	\$17.46/hr.
Mosquito Spray Applicator	\$16.84/hr.

Youth Commission, Seasonal Camp Counselor \$9.89/hr.

or take any other action in relation thereto.

(Personnel Board)

It was Moved: That the Town vote to amend its vote under Article 2 of the May 23, 2016 Annual Town Meeting by inserting therein the following positions and hourly rates of pay:

Dental Health Specialist	\$17.46/hr.
Mosquito Spray Applicator	\$16.84/hr.
Youth Commission, Seasonal Camp Counselor	\$9.89/hr.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 20: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$20,000 to be spent under the jurisdiction of the Highway Surveyor for the purpose of Milford's Storm Water Permit compliance, or take any other action in relation thereto.

(Highway Surveyor)

It was Moved: That the Town vote to raise and appropriate the sum of \$20,000, said sum to be spent under the jurisdiction of the Highway Surveyor for the purpose of Milford's Storm Water Permit compliance.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 21: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to install updated cloud-based Permitting and Department Management Software, including training, to be utilized in the Department of Inspections, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to raise and appropriate the sum of \$9,000, said sum to be utilized to install updated cloud-based Permitting and Department Management Software, including training, to be utilized in the Department of Inspections.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 22: To see if the Town will vote to amend the Zoning Bylaw relating to Wholesaling uses as noted hereinafter:

BY AMENDING Section 2.3 Use Regulation Schedule of the Zoning Bylaw as follows:

Section 2.3 Use Regulation Schedule

ACTIVITY OR USE	DISTRICT											
	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC
<u>COMMERCIAL USES</u>												
Wholesaling without storage ¹	O	O	O	O	O	S ²⁸	P	P	P	P	P	P
Wholesaling with storage ¹	O	O	O	O	O	S ²⁸	O	P	P	P	P	P

²⁸ The special permit granting authority shall limit such developments to an area not to exceed 25% of the overall acreage of the contiguous BP zoning district within which it is located or to a parcel not to exceed 10 acres, whichever is less.

AND IN ADDITION by adding the following new definition to Article IV Definitions:

Retail Sales - The sale of merchandise for direct consumption or use by the purchaser as an ultimate end consumer.

AND FURTHER IN ADDITION by deleting the definition of “Wholesaling” in Article IV Definitions and adopting the following new definition:

Wholesaling – The sale of commodities in quantity to retailers or distributors for use, re-sale or further processing, rather than directly to end consumers.

or take any other action relating thereto.

(The Gutierrez Company)



PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET
634-2317

Joseph Calagione
John H. Cook
Patrick J. Kennelly
Marble Mainini, III
Lena McCarthy

Planning Board Report on Article 22 October 24, 2016 Special Town Meeting

TO: Town Meeting Members
FROM: Planning Board
DATE: October 5, 2016

SUBJECT: Article 22: Zoning Bylaw Amendment re Wholesaling uses within BP zones.

Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board conducted a duly posted and noticed Public Hearing on October 4, 2016 regarding the subject of Article 22, at which time it voted unanimously to make a favorable recommendation to Town Meeting.

Article 22 is an application by The Gutierrez Company to amend the Zoning Bylaw relating to allowing Wholesaling uses by Special Permit within BP Business Park zoning districts.

The Planning Board recommends the adoption of Article 22 as printed in the Warrant.

A Motion was made to Waive the Reading of the Motion because it is the same as it appears in the Warrant. Voice Vote on Motion to Waive the Reading...Carried.

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It was Moved: That the Town will vote to amend the Zoning Bylaw relating to Wholesaling uses as noted hereinafter:

BY AMENDING Section 2.3 Use Regulation Schedule of the Zoning Bylaw as follows:

Section 2.3 Use Regulation Schedule

ACTIVITY OR USE	DISTRICT												
	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC	
<u>COMMERCIAL USES</u>													
Wholesaling without storage ¹	O	O	O	O	O	S ²⁸	P	P	P	P	P	P	P
Wholesaling with storage ¹	O	O	O	O	O	S ²⁸	O	P	P	P	P	P	P

²⁸ The special permit granting authority shall limit such developments to an area not to exceed 25% of the overall acreage of the contiguous BP zoning district within which it is located or to a parcel not to exceed 10 acres, whichever is less.

AND IN ADDITION by adding the following new definition to Article IV Definitions:

Retail Sales - The sale of merchandise for direct consumption or use by the purchaser as an ultimate end consumer.

AND FURTHER IN ADDITION by deleting the definition of “Wholesaling” in Article IV Definitions and adopting the following new definition:

Wholesaling – The sale of commodities in quantity to retailers or distributors for use, re-sale or further processing, rather than directly to end consumers.

The Moderator explained that he will take a Voice Vote unless it is not Unanimous, in that case he will take a Standing Vote.

Voice Vote on Motion as Presented...Not Unanimous...A Standing Vote was Taken. 151 For...2 Against...The Necessary 2/3rd Vote was Acquired...Carried.

ARTICLE 23: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to install an air conditioning system at the Milford Youth Center, or take any other action in relation thereto.

(Armory Renovation Committee)

A Motion was Made to Pass Over the Article...Voice Vote taken on Motion to Pass Over... Carried. Passed Over.

ARTICLE 24: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to further reduce the amount authorized to be borrowed under Article 2 of the February 10, 2014 Special Town Meeting for the construction of the Woodland Elementary School, or take any other action in relation thereto.

(Finance Director)

It was Moved: That the Town vote to raise and appropriate the sum of \$1,000,000, said sum to be utilized to further reduce the amount authorized to be borrowed under Article 2 of the February 10, 2014 Special Town Meeting for the construction of the Woodland Elementary School.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 25: To see if the Town will vote to amend Section 1.15 Site Plan Review of the Zoning Bylaw by adopting the following relating to change of use:

By inserting in the second sentence of sub-Section 1.15.2.1 thereof the words “any change of use,” after the words “In addition,”.

or take any other action relating thereto.

(Planning Board)



PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET
634-2317

Joseph Calagione
John H. Cook
Patrick J. Kennelly
Marble Mainini, III
Lena McCarthy

**Planning Board Report on Article 25
October 24, 2016 Special Town Meeting**

TO: Town Meeting Members
FROM: Planning Board
DATE: October 5, 2016
SUBJECT: Article 25: Zoning Bylaw Amendment re Change of use Site Plans.

Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board conducted a duly posted and noticed Public Hearing on October 4, 2016 regarding the subject of Article 25, at which time it voted unanimously to make a favorable recommendation to Town Meeting.

Article 25 is an application by the Planning Board to amend Section 1.15 Site Plan Review of the Zoning Bylaw relating to changes of use.

The Planning Board recommends the adoption of Article 25 as printed in the Warrant.

It was Moved: That the Town vote to amend Section 1.15 Site Plan Review of the Zoning Bylaw by adopting the following relating to change of use:

By inserting in the second sentence of sub-Section 1.15.2.1 thereof the words “any change of use,” after the words “In addition,”.

The Moderator explained that he will take a Voice Vote unless it is not Unanimous, in that case he will take a Standing Vote.

Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 26: To see if the Town will vote to raise and appropriate, or raise from available funds, a sum of money to be utilized for potential land and/or easement acquisitions, including damages, associated with the Route 16/Main Street rebuilding project from Water Street to the Hopedale Town line, or take any other action in relation thereto.

(Board of Selectmen)

A Motion was made by Counsel Gerry Moody to Amend the Article by striking the words “or take any other action in relation thereto.”

A Voice Vote was taken on the Motion to Amend... Voice Vote Carried.

It was Moved: That the Town vote to raise and appropriate the sum of \$200,000, said sum to be utilized for the potential land and/or easement acquisitions, including damages, associated with the Route 16/Main Street rebuilding project from Water Street to the Hopedale Town line.

Voice Vote taken on Amended Motion as Presented...Carried Unanimously.

ARTICLE 27: To see if the Town will vote to increase departmental budgets as voted under Article 4 of the May 23, 2016 Annual Town Meeting for the purpose of making funds available in line item accounts not sufficiently funded as a result of the vote under Article 2 at said Town Meeting, or take any other action in relation thereto.

(Finance Director)

A Motion was made to Waive the Reading of the Motion because it is the same as the handout...Voice Vote taken on Motion to Waive Reading....Carried.

It was Moved: That the Town vote to increase departmental budgets as voted under Article 4 of the May 23, 2016 Annual Town Meeting for the purpose of making funds available in line item accounts not sufficiently funded as a result of the Personnel Board Salary Study, by transferring between accounts as follows:

<u>Department</u>	<u>Transfer From</u>	<u>Amount</u>	<u>Transfer To</u>
151:Legal	Personal Services-Information Tech 155-5110	566.00	Personal Services-Legal 151-5110
174:Town Planner	Personal Services-Information Tech 155-5110	177.00	Personal Services-Town Planner 174-5110
192:Public Properties	Personal Services-Information Tech 155-5110	2,309.14	Personal Services-Public Properties 192-5110
210:Police	Personal Services-Information Tech 155-5110	11,371.93	Personal Services-Police 210-5110
650:Parks	Personal Services-Information Tech 155-5110	1,597.44	Personal Services-Park 650-5110
440:Sewer	General Expenses-Sewer 440-5300	2,133.44	Personal Services-Sewer 440-5110

Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 28: To see if the Town will vote to amend the Zoning Bylaw by rezoning from Central Commercial [CA] to Office Residential [OR] the following 18 parcels of property; Assessor's Map 48 Lots 570 through and including Lot 587. Said parcels being located easterly of Congress Street between Exchange Street and Fayette Street and consisting of a total of approximately 2.6 acres, or take any other action related thereto.

(Planning Board)



PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET

Joseph Calagione
John H. Cook
Patrick J. Kennelly
Marble Mainini, III
Lena McCarthy

**Planning Board Report on Article 28
October 24, 2016 Special Town Meeting**

TO: Town Meeting Members
FROM: Planning Board
DATE: October 5, 2016
SUBJECT: Article 28: Zoning Bylaw Amendment re Rezoning CA to OR.

Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board conducted a duly posted and noticed Public Hearing on October 4, 2016 regarding the subject of Article 28, at which time it voted unanimously to make a favorable recommendation to Town Meeting.

Article 28 is an application by the Planning Board to amend the Zoning Bylaw by rezoning 18 parcels located east of Congress Street between Exchange and Fayette Streets from CA-Central Commercial to OR-Office Residential.

The Planning Board recommends the adoption of Article 28 as printed in the Warrant.

It was Moved: That the Town vote to amend the Zoning Bylaw by rezoning from Central Commercial [CA] to Office Residential [OR] the following 18 parcels of property; Assessor's Map 48 Lots 570 through and including Lot 587. Said parcels being located easterly of Congress Street between Exchange Street and Fayette Street and consisting of a total of approximately 2.6 acres.

The Moderator explained that he will take a Voice Vote unless it is not Unanimous, in that case he will take a Standing Vote.

Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 29: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to fund the cost items contained in a Collective Bargaining Agreement between the Town of Milford and the Milford Permanent Firefighters Association and local 2140, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to raise and appropriate the sum of \$90,170, said sum to be added to the Fire Department Personal Services Budget 20-5110 to be utilized to fund the cost items contained in a Collective Bargaining Agreement between the Town of Milford and the Milford Permanent Firefighters Association local 2140.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 30: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$190,000 to be spent under the jurisdiction of the Highway Surveyor for the purpose of replacing truck #14 with a new truck for plowing, sanding, hauling salt and materials and road maintenance, or take any other action in relation thereto.

(Highway Surveyor)

It was Moved: That the Town vote to raise and appropriate the sum of money in the amount of \$190,000, said sum to be spent under the jurisdiction of the Highway Surveyor for the purpose of replacing truck #14 with a new truck for plowing, sanding, hauling salt and materials and road maintenance.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 31: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to replace the heating units on the ground floor of the Milford Town Hall, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to raise and appropriate a sum of money in the amount of \$82,000, said sum to be utilized to replace the heating units on the ground floor of the Milford Town Hall.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 32: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$300,000 to be spent under the jurisdiction of the Highway Surveyor to be used for Milford's share of construction costs associated with replacement of the bridge deck on Fiske Mill Road, or take any other action in relation thereto.

(Highway Surveyor)

It was Moved: That the Town vote to raise and appropriate a sum of money in the amount of \$300,000 to be spent under the jurisdiction of the Highway Surveyor to be used for Milford's share of construction costs associated with the replacement of the bridge deck on Fiske Mill Road.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 33: To see if the Town will vote to amend Section 3.8 Obstructions Permitted in Required Yards of the Zoning Bylaw by adopting the following new Section 3.8.5 thereof relating to fences:

3.8.5 Fence Height: Fences shall not exceed 8' in height, except that fences located within required side and rear yards shall not exceed 6' in height, and fences located within a required front yard shall not exceed 4' in height.

or take any other action relating thereto.

(Planning Board)



PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET
634-2317

Joseph Calagione
John H. Cook
Patrick J. Kennelly
Marble Mainini, III
Lena McCarthy

Planning Board Report on Article 33 October 24, 2016 Special Town Meeting

TO: Town Meeting Members
FROM: Planning Board
DATE: October 5, 2016
SUBJECT: Article 33: Zoning Bylaw Amendment re Fence height.

Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board conducted a duly posted and noticed Public Hearing on October 4, 2016 regarding the subject of Article 33, at which time it voted unanimously to make a favorable recommendation to Town Meeting.

Article 33 is an application by the Planning Board to amend the Zoning Bylaw by adopting a new Section 3.8.5 relating to the height of fences.

The Planning Board recommends the adoption of Article 33 as printed in the Warrant.

It was Moved: That the Town vote to amend Section 3.8 Obstructions Permitted in Required Yards of the Zoning Bylaw by adopting the following new Section 3.8.5 thereof relating to fences:

3.8.5 Fence Height: Fences shall not exceed 8' in height, except that fences located within required side and rear yards shall not exceed 6' in height, and fences located within a required front yard shall not exceed 4' in height.

The Moderator explained that he will take a Voice Vote unless it is not Unanimous, in that case he will take a Standing Vote.

Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 34: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$710,000 for the purpose of redeeming prior to their stated dates of maturity, the Town's remaining school remodeling bonds, originally issued on April 15, 2006, or take any other action in relation thereto.

(Town Treasurer)

It was Moved: That the Town vote to raise and appropriate a sum of money in the amount of \$710,000 said sum to be added to account #710-5900 Debt Service to be utilized for the purpose of redeeming, prior to their stated dates of maturity, the Town's remaining school remodeling bonds, originally issued on April 15, 2006.

ARTICLE 35: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be added to the Town's Liability Claims Insurance Fund, or take any other action in relation thereto.

(Finance Director)

It was Moved: That the Town vote to raise and appropriate the sum of \$300,000 to be added to Town's Liability Claims Insurance Fund #8501-4971.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 36: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be added to the stabilization account, or take any other action in relation thereto.

(Finance Committee)

It was Moved: That the Town vote to raise and appropriate the sum of \$500,000, to be added to the Stabilization Account #8300-4971 and additionally to transfer the sum of \$1,000,000 from the Excess and Deficiency Account said sum to be added to the Stabilization Account #8325-4971.

Voice Vote taken on Motion as Presented...Carried Unanimously.

ARTICLE 37: To see if the Town will vote appropriate a sum of money from available funds to be utilized to off-set operating, capital and debt expenses to fix the tax rate for Fiscal Year 2017, or take any other action in relation thereto.

(Board of Selectmen/Finance Committee)

It was Moved: That the Town vote to transfer the sum of \$2,400,000 from the excess and Deficiency Account said sum to be utilized to off-set operating, capital and debt expenses to fix the tax rate for fiscal Year 2017.

Voice Vote taken on Motion as Presented...Carried Unanimously.

*A Motion was Made by Pr. 2 Town Meeting Member, Pamela Fields to Dissolve the Warrant.
Voice Vote taken on Motion to Dissolve the Warrant...Carried Unanimously.*

Warrant Dissolved at 9:30pm.

A True Copy of the Record.

**Attest: Amy E. Hennessy Neves,
Town Clerk**