

ADJOURNED ANNUAL TOWN MEETING
May 11, 1994

Moderator DeWitt T. Minich called the second session of the Boxford Annual Town Meeting to order at 7:33 p.m. The articles of the warrant were disposed of as follows:

ARTICLE 23. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$1,500 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$1,500 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 24. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$13,300 for the support of the Tri-Town Council on Youth and Family Services, Inc. ; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$13,300 for the support of the Tri-Town Council on Youth and Family Services, Inc. ; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 25. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$200,000 to be added to the Conservation Fund, said funds to be expended under the direction of the Conservation Commission; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from free cash the sum of \$20,000 to be added to the Conservation Fund, said funds to be expended under the direction of the Conservation Commission.

Finance Committee did not recommend adoption of this Article.

ARTICLE 26. To see if the town will reconsider the November 1993 Special Town Meeting vote to appropriate \$15,000 to renovate the Little Red School House for use as temporary town offices; or take any other action thereon.

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Upon motion made and duly seconded, it was VOTED, by hand count vote, 208 in favor and 145 opposed, to reconsider the November 1993 Special Town Meeting vote to appropriate \$15,000 to renovate the Little Red School House for use as temporary town offices.

An amendment to rescind the vote on Article 7 of the Special Town Meeting of November 2, 1993, was ruled, by the Moderator, to be beyond the limits of Article 26.

Upon motion made and duly seconded, it was VOTED, by hand count voice vote, 216 in favor and 106 opposed, that the body overrule the Moderator's decision and that the vote of Special Town Meeting of November 2, 1993 on Article 7 be rescinded.

ARTICLE 27. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund costs associated with (1) the establishment of a computerized Boxford water quality data base; (2) a study on the effect of septage run-off into selected Town ponds; and (3) the integration of groundwater and pond water quality data consistent with the formation of a Boxford Watershed Management Plan; said funds to be expended under the direction of the Board of Health; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to defeat an amendment to the article.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from free cash the sum of \$50,000 to fund costs associated with (1) the establishment of a computerized Boxford water quality data base; (2) a study on the effect of septage run-off into selected Town ponds; and (3) the integration of groundwater and pond water quality data consistent with the formation of a Boxford Watershed Management Plan; said funds to be expended under the direction of the Board of Health.

ARTICLE 28. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund a study for the siting and construction of a new town municipal building; said funds to be spent under the direction of the Board of Selectmen' said report to be submitted to the Selectmen by the next Annual Town Meeting; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$20,000 to fund a study for the siting and construction and provisions for a potable water supply of a new town municipal building; said funds to be spent under the direction of the Board of Selectmen' said report to be submitted to the Selectmen by the next Annual Town Meeting and site approval to be at the next Annual Town Meeting.

Finance Committee did not recommend adoption of this Article.

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ARTICLE 29. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund the updating of the document known as "Comprehensive Planning for Boxford, The Master Plan," as prepared for the Planning Board by Charles W. Eliot, Planning Consultant, dated December 10, 1961; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$10,000 to fund the updating of the document known as "Comprehensive Planning for Boxford, The Master Plan," as prepared for the Planning Board by Charles W. Eliot, Planning Consultant, dated December 10, 1961; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 30. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$150,000 to the Finance Committee Reserve Fund; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$150,000 to the 10 Finance Committee Reserve Fund.

Finance Committee recommended adoption of this Article.

ARTICLE 31. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$1,500 to fund professional services to develop elementary school enrollment projections for the next 10 years utilizing town building construction and other data; said funds to be expended under the direction of the Elementary School Committee, said report to be submitted to the Town and printed in the 1994 Annual Town Report; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$1,500 to fund professional services to develop elementary school enrollment projections for the next 10 years utilizing town building construction and other data; said funds to be expended under the direction of the Elementary School Committee, said report to be submitted to the Town and printed in the 1994 Annual Town Report.

Finance Committee recommended adoption of this Article.

ARTICLE 32. To see if the Town will vote to accept a local option provision to the M.G.L., Chapter 40, Section 3, which if accepted, makes the school rental fund a revolving fund by permitting the fiscal year end balance to remain in the fund instead of closing to the general fund; or take any other action thereon.

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Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept a local option provision to the M.G.L., Chapter 40, Section 3, which if accepted, makes the school rental fund a revolving fund by permitting the fiscal year end balance to remain in the fund instead of closing to the general fund.

Finance Committee recommended adoption of this Article.

ARTICLE 33. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund the construction of new athletic fields at the Boxford Sanitary Landfill and including separation of the fields from recycling and landfill operations, such construction to be reviewed and approved by the Board of Health; said funds to be expended under the direction of the Recreation Committee; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$45,000 and transfer from free cash the sum of \$3,000, for a total of \$48,000, to fund the construction of new athletic fields at the Boxford Sanitary Landfill, and including separation of the fields from recycling and landfill operations, such construction to be reviewed and approved by the Board of Health; said funds to be expended under the direction of the Recreation Committee.

ARTICLE 34. To see if the Town will vote to amend the General Bylaws of the Town, Article 12 (the Wetland Protection bylaw), Section 1: Purpose, by adding the following:

"The provisions of this bylaw, including any implementing regulations, can be and are intended to be more protective than the Massachusetts Wetland Protection Act, Chapter 131, Section 40;11 or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 200 in favor and 136 opposed, to amend the General Bylaws of the Town, Article 12 (the Wetland Protection bylaw), Section 1: Purpose, by adding the following:

"The provisions of this bylaw, including any implementing regulations, can be and are intended to be more protective than the Massachusetts Wetland Protection Act, Chapter 131, Section 40.11

ARTICLE 35. To see if the Town will vote to amend the General Bylaws, Article 12 (the Wetlands Protection bylaw), Section 5 - Public Notice and Hearings, by adding the following:

"A quorum is defined as a majority of the members then in office;" or take any other action thereon.

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Upon motion made and duly seconded, it was VOTED, by majority voice vote, to amend the General Bylaws, Article 12 (the Wetlands Protection bylaw), Section 5 - Public Notice and Hearings, by adding the following:

"A quorum is defined as a majority of the members then in office.

ARTICLE 36. To see if the Town will vote to amend Article 12 of, the General Bylaws of the Town (the Wetlands Protection bylaw) Section 2 so that it reads as follows:

Section 2: Jurisdiction

Except as permitted by the Commission or as provided in this bylaw, no person shall remove, fill, dredge, build upon, or alter the following resource areas: within 100 feet of any freshwater wetland, marsh, wet meadow, bog or swamp; within 100 feet of any lake, river, pond, stream, vernal pool, or estuary; and land under said waters; or within 100 feet of any land subject to flooding or inundation by groundwater or surface water;" or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 161 in favor and 151 opposed, to amend Article 12 of the General Bylaws of the Town (the Wetlands Protection bylaw), Section 2 so that it reads as follows:

Section 2: Jurisdiction

Except as permitted by the commission or as provided in this bylaw, no person shall remove, fill, dredge, build upon, or alter the following resource areas: within 100 feet of any freshwater wetland, marsh, wet meadow, bog or swamp; within 100 feet of any lake, river, pond, stream, vernal pool, or estuary; and land under said waters; or within 100 feet of any land subject to flooding or inundation by groundwater or surface water."

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to adjourn the meeting at 11:26 p.m. to a time certain, Tuesday, May 24, at 7:30 p.m. in the Masconomet Regional High School auditorium.

Registered voters attending the meeting were 430.