

SPECIAL TOWN MEETING

February 27, 1996

The voters of the Town of Boxford met at Masconomet Regional High School on Tuesday, February 27, 1996. Moderator DeWitt T. Minich called the meeting to order at 7:16 p.m. Carlyle Thomas, who passed away last week, was remembered for his thirty years of service to the Town, including the Finance Committee, Board of Selectmen, and the Board of Appeals. The articles of the warrant were disposed of as follows:

ARTICLE 1: To see if the Town will vote to appropriate the sum of \$200,000 for highway maintenance and construction in anticipation of a state aid grant, said monies predicated on state approval of the following: Chapter 15 of the Acts of 1988, \$200,000; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to appropriate the sum of \$200,000 for highway maintenance and construction in anticipation of a state aid grant, said monies predicated on state approval of the following: Chapter 15 of the Acts of 1988, \$200,000.

ARTICLE 2: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund the installation of a new sanitary waste disposal system and a new potable drinking water source at Camp Stepping Stone (aka Camp Sacajawea); said funds to be spent under the direction of the Board of Health; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$20,000 to fund the installation of a new sanitary waste disposal system and a new potable drinking water source at Camp Stepping Stone (also known as Camp Sacajawea); said funds to be spent under the direction of the Board of Health.

ARTICLE 3: To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$100,000 to be added to the Reserve Fund for FY1996; 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 \$100,000 to be added to the Reserve Fund for FY1996.

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ARTICLE 4: To see if the Town will vote to authorize the Board of Selectmen to enter into leases or contracts for the use of town land for agricultural leases authorized by the Board of Selectmen for a period of up to 5 years in length, pursuant to MGL Chapter 30B; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to authorize the Board of Selectmen to enter into leases or contracts for the use of town land for agricultural leases authorized by the Board of Selectmen for a period of up to 5 years in length, pursuant to MGL Chapter 30B.

ARTICLE 5: To see if the Town will vote to authorize the Conservation Commission to enter into leases or contracts for the use of conservation land for agricultural leases authorized by the Conservation Commission for a period of up to 5 years in length, pursuant to MGL Chapter 30B; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to authorize the Conservation Commission to enter into licenses for the use of conservation land for agricultural purposes authorized by the Conservation Commission for a period of up to 5 years in length, pursuant to MGL Chapter 30B.

ARTICLE 6: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund a Land Use Plan for the 81+/- acres of Town owned land near the intersection of Spofford Road and Ipswich Road; said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from free cash the sum of \$40,000 to fund a Land Use Plan for the 81+/- acres of Town owned land near the intersection of Spofford Road and Ipswich Road; said funds to be spent under the direction of the Board of Selectmen.

ARTICLE 7: To see if the Town will vote to establish the position of Director of Public Health for the Town of Boxford, said position to be appointed by and under the direction of the Board of Health, and subject to a salary established on the Pay Matrix level DH 5 to be effective July 1, 1996; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

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Upon motion made and duly seconded, it was VOTED, by majority voice vote, to establish the position of Director of Public Health for the Town of Boxford, said position to be appointed by and under the direction of the Board of Health, and subject to a salary established on the Pay Matrix level DH 5 to be effective July 1, 1996.

ARTICLE 8: The prohibition in the Town of Boxford of any brown bagging and/or consumption by any patron, customer, or other person of alcoholic and/or wine and/or beer and/or malt beverages on any premises within a B-1 Retail Business District or on any premises involving any use permitted in a B-1 Retail Business District (as defined in the Boxford Zoning Bylaw); or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 161 in favor and 131 opposed, to amend Article 7 of the General Bylaws by inserting the following Section 5:

- 7-5-1 In the Town of Boxford, any brown bagging and/or consumption by any patron, customer, or other person of alcoholic and/or wine and/or beer and/or malt beverages on any premises operating with a common victualer's license within a B-1 Retail Business District (as defined in the Boxford Zoning Bylaw) is prohibited.
- 7-5-2 Whoever shall violate this bylaw shall be fined \$50.00 for the first offense and \$100.00 for each subsequent offense. Each separate container shall constitute a separate violation.
- 7-5-3 The enforcing officials shall be those persons designated by the Board of Selectmen and the law enforcement officials of the Town.

ARTICLE 9: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund "Phase II" to complete the construction and irrigation work to the soccer field at the Boxford Sanitary Landfill; said construction to be proposed by the Recreation Committee with final plan to be approved by the Board of Health; said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

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Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$18,000 to fund the completion of the construction and the irrigation work of the new field at the Boxford Sanitary Landfill and to fund the startup costs of "Phase II" field construction; said construction to be proposed by the Recreation Committee with final plan to be approved by the Board of Health; said funds to be spent under the direction of the Board of Selectmen.

NOTE: At this time we anticipate that Article 10 will be offered as a "contingent appropriation." This means that although the appropriation for a specific article could be approved at the Special Town Meeting, that appropriation would be fully contingent upon successful passage of a Proposition 2 1/2 override ballot question. Should the override question fail, the appropriation would be rendered null and void.

ARTICLE 10: To see if the Town will vote to appropriate and raise by borrowing or otherwise a sum of money for constructing, originally equipping and furnishing additions to the Cole School and the Spofford Pond School and for remodeling, reconstructing or making extraordinary repairs to the present schools, including costs incidental and related to the projects; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 284 in favor and 20 opposed, that the sum of \$4,790,400 be hereby appropriated for constructing, originally equipping and furnishing additions to the Cole School and the Spofford Pond School and for remodeling, reconstructing or making extraordinary repairs to the present schools, including costs incidental and related thereto, and that to raise this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$4,790,400 under and pursuant to Chapter 44, Section 7 (3) and (3a), of the General Laws, or any other enabling authority which may include Chapter 645 of the Acts of 1948, as amended, and to issue bonds or notes of the Town therefor; said appropriation fully contingent upon successful passage of a Proposition 2 1/2 (so called) ballot question.

A two-thirds vote was required for passage of this Article.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to dissolve this Special Town Meeting at 9:12 p.m.

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Registered voters attending this meeting were 342. Counters and checkers for this meeting were appointed by Town Clerk Patricia Shields.

A true record.

ATTEST:

Patricia Shields
Patricia Shields
Town Clerk

TRANSFERS:

Article 2	\$ 20,000
(From Free Cash to Board of Health Camp Stepping Stone well/septic)	
Article 3	100,000
(From Free Cash to Reserve Fund)	
Article 6	40,000
(From Free Cash for Land Use Plan)	
Article 9	<u>18,000</u>
(From Free Cash for ballfields)	
Total to be Transferred	\$ 178,000

RAISE AND APPROPRIATE:

Article 10 (for schools	\$4,790,400
(contingent upon successful passage of Prop. 2-1/2 override)	
Total to be Raised and Appropriated	\$4,790,400

APPROPRIATIONS

Article 1	\$200,000
(for highway maintenance and construction predicated upon State reimbursement, Chapter 15)	
TOTAL TO BE APPROPRIATED	\$200,000