

ANNUAL TOWN MEETING, MAY 8, 2001

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, May 8, 2001. Moderator Gerald R. Johnston honored Boxford residents Ruth and Peter Race, DeWitt Minich and Barbara Was for their many years of service to the town. Moderator Johnston called the Annual Town Meeting to order at 8:00 p.m. The Articles of the Warrant were disposed of accordingly.

**ARTICLE 1.** To receive and place on file the reports of the Town Officers and Committees without ratification of any action taken or authorization of any action proposed; or take any other action thereon.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to place on file the reports of the Town Officers and Committees without ratification of any action taken or authorization of any action proposed.*

**ARTICLE 2.** To see if the Town will authorize the establishment of a Recycling Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Health and used for the deposit of receipts and fees collected on recyclable materials; said recyclable materials to be determined by a joint vote of the Board of Health and Recycling Committee and to be in compliance with all state health regulations; and, further, to allow the Board of Health, or the Recycling Committee, with the approval of the Board of Health, to expend funds not to exceed \$15,000 for Fiscal Year 2002 from said account for the operation and maintenance of the Town Recycling Center; said authorization to be contingent upon the maintenance of specific recycling fees by the Board of Health for construction and demolition materials, tires and other materials banned from disposal in the landfill; and contingent upon an annual report from the Board of Health to the Town on the total receipts and expenditures of the Account each fiscal year; or take any other action thereon.

Sponsored by the Board of Health and Recycling Committee  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to authorize the establishment of a Recycling Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Health and used for the deposit of receipts and fees collected on recyclable materials; said recyclable materials to be determined by a joint vote of the Board of Health and Recycling Committee and to be in compliance with all state health regulations; and, further, to allow the Board of Health, or the Recycling Committee, with the approval of the Board of Health, to expend funds not to exceed \$15,000 for Fiscal Year 2002 from said account for the operation and maintenance of the Town Recycling Center; said authorization to be contingent upon the maintenance of specific recycling fees by the*

*Board of Health for construction and demolition materials, tires and other materials banned from disposal in the landfill; and contingent upon an annual report from the Board of Health to the Town on the total receipts and expenditures of the Account each fiscal year.*

**ARTICLE 3.** To see if the Town will authorize the establishment of a Printing Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be expended under the direction of the Board of Selectmen and used for the deposit of receipts and fees collected on the sale of printed official documents as required by law by several of the elected and appointed committees, commissions, and boards as well as legal advertisements which are reimbursed to the Town; to expend funds not to exceed \$10,000 for Fiscal Year 2002 from said account for the costs to the Town for printing supplies, equipment and reimbursable advertising; and contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year; or take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to authorize the establishment of a Printing Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be expended under the direction of the Board of Selectmen and used for the deposit of receipts and fees collected on the sale of printed official documents as required by law by several of the elected and appointed committees, commissions, and boards as well as legal advertisements which are reimbursed to the Town; to expend funds not to exceed \$10,000 for Fiscal Year 2002 from said account for the costs to the Town for printing supplies, equipment and reimbursable advertising; and contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year.*

**ARTICLE 4.** To see if the Town will vote to authorize the establishment of a Library Photocopy Machine Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Library Trustees and used for the deposit of receipts collected through public use of the photocopy machines at both the Boxford Village and West Boxford libraries; and further to allow the Board of Library Trustees to expend fees not to exceed \$5,000 for fiscal year 2002 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies and contingent upon an annual report from the Board of Library Trustees to the Town on the total receipts and expenditures of the Account each fiscal year; or take any other action thereon.

Sponsored by the Board of Library Trustees  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to authorize the establishment of a Library Photocopy Machine Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Library Trustees and used for the deposit of receipts collected through public use of the photocopy machines at both the Boxford Village and West Boxford libraries; and further to allow the Board of Library Trustees to expend fees not to exceed \$5,000 for fiscal year 2002 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies and contingent upon an annual report from the Board of Library Trustees to the Town on the total receipts and expenditures of the Account each fiscal year.*

**ARTICLE 5.** To see if the Town will vote to authorize the establishment of a Conservation Revolving Fund as authorized by Chapter 44, Sec. 53E½ of the Massachusetts General Laws, said account to be under the direction of the Conservation Commission and used for the deposit of receipts collected through fees, including fees collected from applications related to the Town of Boxford Wetlands Protection Bylaw, by direction of the Conservation Commission and further to allow the Conservation Commission, with the written approval of the Selectmen, to expend fees not to exceed \$20,000 for fiscal year 2002 from said account for management of land under Conservation Commission control, and for other Conservation Commission expenses approved by a majority of the Commission and contingent upon an annual report from the Conservation Commission to the Town on the total receipts and expenditures of the Account each fiscal year; or take any other action thereon.

Sponsored by the Conservation Commission  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice to authorize the establishment of a Conservation Revolving Fund as authorized by Chapter 44, Sec. 53E½ of the Massachusetts General Laws, said account to be under the direction of the Conservation Commission and used for the deposit of receipts collected through fees, including fees collected from applications related to the Town of Boxford Wetlands Protection Bylaw, by direction of the Conservation Commission and further to allow the Conservation Commission, with the written approval of the Selectmen, to expend fees not to exceed \$20,000 for fiscal year 2002 from said account for management of land under Conservation Commission control, and for other Conservation Commission expenses approved by a majority of the Commission and contingent upon an annual report from the Conservation Commission to the Town on the total receipts and expenditures of the Account each fiscal year.*

**ARTICLE 6.** To see if the Town will vote to authorize the establishment of a Highway Safety Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board Selectmen and used for the deposit of receipts collected through fines assessed against commercial motor vehicles by the Commercial Vehicle Enforcement Unit; and further to allow the Board of Selectmen to expend fees not to exceed

\$10,000 for fiscal year 2002 from said account for the purchase and maintenance of equipment related to highway safety; contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year; or take any other action thereon.

Sponsored by the Board Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to authorize the establishment of a Highway Safety Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board Selectmen and used for the deposit of receipts collected through fines assessed against commercial motor vehicles by the Commercial Vehicle Enforcement Unit; and further to allow the Board of Selectmen to expend fees not to exceed \$10,000 for fiscal year 2002 from said account for the purchase and maintenance of equipment related to highway safety; contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year.*

**ARTICLE 7.** To see if the Town will vote to adopt the Classification Plan and Compensation Plan for FY 2002, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 14 of this warrant; or take any other action thereon.

Sponsored by the Personnel Board  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was **VOTED** by a majority voice vote to adopt the Classification Plan and Compensation Plan for FY 2002, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 14 of this warrant.*

**AMENDMENT TO ARTICLE 7:** To amend the Classification Plan and Compensation Plan by increasing the rate for the Library circulation attendant from \$7.43 per hour to \$7.50 per hour and the rate for the Library Assistant from \$9.55 per hour to \$9.64 per hour.

*Upon a motion made and duly seconded, it was **VOTED** by a visual hand count to adopt the Classification Plan and Compensation Plan for FY 2002, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 14 of this warrant and to amend the Classification Plan and Compensation Plan by increasing the rate for the Library circulation attendant from \$7.43 per hour to \$7.50 per hour and the rate for the Library Assistant from \$9.55 per hour to \$9.64 per hour, and to change (asterisk sentence) to now read (Employees currently at this rate in FY2001 receive 4% increase for FY2002.).*

**ARTICLE 8.** To act on the proposed budget and see what sums of money the Town will vote to raise and appropriate, or transfer from available funds, for the use of several departments for fiscal year 2002, to wit: General Government, Finance, Public Safety, Education, Town Maintenance, Health & Human Services, Culture & Recreation, Insurance & Pensions, and all other necessary proper expenses during said fiscal year; and authorize expenditure of these funds under the direction of the appropriate listed department, or take any other action thereon.

Sponsored by the Finance Committee

Estimate: **\$18,929,382**

The proposed budget is printed on pages 15 & 16 of this warrant.

*Upon a motion made and duly seconded, it was **VOTED** by a majority voice vote to raise and appropriate the sum of \$18,919,223.00 and transfer \$10,872.00 from the 'Receipts Reserved for Appropriation - Septic Loan Program' for a total appropriation of \$18,930,095.00 to fund the town budget for fiscal year 2002 and authorize expenditures of these funds under the direction of the appropriate listed department.*

**AMENDMENT TO ARTICLE 8:** To amend line item "Library-Salary" in the budget section "CULTURE & RECREATION", of the Town Budget, from \$228,401.00 to \$228,961.00, and amend line item "Library-All Other" also in the budget section, "CULTURE & RECREATION", of the Town Budget, from \$92,227.00 to \$92,380.00, thereby changing the total for this section to \$335,026.00.

*Upon a motion made and duly seconded, it was **VOTED** by a majority voice vote to amend line item "Library-Salary" in the budget section, "CULTURE & RECREATION", of the Town Budget, from \$228,401.00 to \$228,961.00, and amend line item "Library-All Other" also in the budget section, "CULTURE & RECREATION", of the Town Budget, from \$92,227.00 to \$92,380.00, thereby changing the total for this section to \$335,026.00.*

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**NOTE:** At this time, we anticipate that **Articles 9 & 10** will be offered as a "contingent appropriations." This means that although the appropriation could be approved at the Annual Town Meeting, that appropriation would be fully contingent upon successful passage of the related Proposition 2½ ballot question. Should the override question fail, the appropriation would be rendered null and void, and in the case of the Masconomet article, the district budget would be rejected (the district budget must be accepted by at least two of the three member communities).  
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**ARTICLE 9.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$232,519.00** to additionally fund the Fiscal Year 2002 Elementary School Budget, or take any other action thereon.

Sponsored by the Elementary School Committee

Finance Committee recommends adoption of this article subject to Prop 2½ override

Upon a motion made and duly seconded, it was **VOTED** by majority voice vote to raise and appropriate the sum of **\$232,519.00** to additionally fund the Fiscal Year 2002 Elementary School Budget, said appropriation to be fully contingent upon successful passage of the related Proposition 2-1/2 ballot question.

**ARTICLE 10.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$262,768.00** to additionally fund the Fiscal Year 2002 Masconomet Regional School District Assessment, thereby completing the funding required to meet the total assessment and approve the district certified budget, or take any other action thereon.

Sponsored by the Masconomet Regional School Committee  
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was **VOTED** by majority voice vote to raise and appropriate the sum of **\$165,681.00** to additionally fund the Fiscal Year 2002 Masconomet Regional School District Assessment, thereby completing the funding required to meet the total assessment and approve the district certified budget, said appropriation to be fully contingent upon successful passage of the related Proposition 2-1/2 ballot question.

Upon a motion made and duly seconded, it was **VOTED** by majority voice vote to move Article 20 after Article 10 of this Warrant.

**ARTICLE 20.** To see if the Town will vote to amend its bylaws as codified in the Town Code, by creating the following new article, under Chapter 7, Commissions, Committees and Boards:

### **ARTICLE XV**

#### **Community Preservation Committee**

##### **Creation**

There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to M.G.L. Chapter 44B. The composition of the committee, the appointment authority and the term of office for the committee members, each of whom shall be a resident and registered voter in Boxford at the time of appointment, shall be as follows:

- One member of the Conservation Commission as designated by the Commission;
- One member of the Historic Districts Commission as designated by the Commission;
- One member of the Planning Board as designated by the Board;
- One member of the Recreation Committee, whose responsibilities include those of the board of park commissioners, as designated by the Committee;
- One member of the Housing Partnership Committee, whose duties include those of the housing authority, as designated by the Committee, and
- Four members to be appointed by the Board of Selectmen.

*Each member of the committee shall serve for a term of one year, or, where applicable, until the person no longer serves in the position or on the board, committee, or commission as set forth above, whichever is earlier.*

*Should any of the Commissions, Boards, or Committees who have appointment authority under this bylaw be no longer in existence for what ever reason, and provided that no successor commission, board or committee is created in which case the appointment power shall remain with the successor, the nomination authority for that entity shall become the responsibility of the Board of Selectmen.*

*Any member of the Committee may be removed for cause by their respective appointing authority after hearing.*

### **Duties**

- (1) The community preservation committee shall study the needs, possibilities and resources of the town regarding community preservation. The committee shall consult with existing municipal boards, including the conservation commission, the historic districts commission, the planning board, the recreation committee and the housing partnership committee, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one or more public informational hearings on the needs, possibilities and resources of the town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town.*
- (2) The community preservation committee shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of land for recreational use, for the creation, preservation and support of community housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.*
- (3) The community preservation committee may include in its recommendation to the Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.*
- (4) In every fiscal year, the community preservation committee must recommend that the Town Meeting spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for: (a) open space (not including land for recreational use); (b) historic resources; and (c) community housing.*

Requirement for a quorum and cost estimates

The community preservation committee shall comply with the provisions of the Open Meeting Law, M.G.L. C39, §23B. The committee will not meet or conduct business without the presence of a majority of the members of the community preservation committee, except to postpone a meeting until a later date certain. The community preservation committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include the committee's anticipated costs.

Amendments

This bylaw may be amended from time to time by a majority vote of the Town Meeting, consistent with the provision of M.G.L., Chapter 44B.

Conflict

When in conflict, this bylaw shall prevail over other articles or bylaws, as provided for in M.G.L Chapter 44B.

Severability

In case any section, paragraph or part of this bylaw be for any reason declared invalid or unconstitutional by a court, every other section, paragraph or part shall continue in full force and effect.

Effective Date

Provided that the Community Preservation Act is accepted at the 2001 Annual Town Election, this bylaw shall take effect immediately upon approval of the Attorney General of the Commonwealth, and after all the requirements of M.G.L. Chapter 40, §32 have been met. Each appointing authority shall have 30 days after approval by the Attorney General to make their initial appointment;

take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was **VOTED** by a majority voice vote to amend the Town bylaws and create under Chapter 7, Commissions, Committees and Boards, **ARTICLE XV: Community Preservation Committee, as printed in the warrant.**

**ARTICLE 11.** To act on the list of proposed capital purchases for FY 2002 and see what sums of money the Town will vote to raise and appropriate, or transfer from available funds, for the use of several departments for fiscal year 2002, and authorize expenditure of these funds under the direction of the appropriate listed department, or take any other action thereon.

Sponsored by the Board of Selectmen  
Estimate: **\$288,185.00**  
Finance Committee recommends adoption of all listed capital purchases.  
The proposed capital budget is printed on page 17 of this warrant.



*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer from free cash the sum of \$288,185.00 to fund the list of capital purchases as printed on Page 17 of this warrant for the use of several departments for Fiscal Year 2002, and expenditure of these funds under the direction of the appropriate listed department.*

**ARTICLE 12.** To see if the Town will vote to set the annual curbside solid waste collection fee at **\$2.00** per 32-gallon bag or container (each use), said fee to fund the town wide curbside collection service and related expenses for fiscal year 2002; or take any other action thereon

Sponsored by the Board of Health  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded by a majority voice vote, it was VOTED to move to set the annual curbside solid waste collection fee at \$2.00 per 32-gallon bag or container (each use), said fee to fund the town wide curbside collection service and related expenses for Fiscal Year 2002.*

**ARTICLE 13.** To see if the Town will vote to appropriate the following sums to fund the Roadside Collection Solid Waste and Recycling Enterprise Fund for fiscal year 2002, said funds to be expended under the direction of the Board of Health:

Expenses, Contract	\$ 380,665
Expenses, Salary	\$ 3,300
Expenses, Miscellaneous	<u>\$ 8,400</u>
<b>TOTAL</b>	<b>\$ 392,365</b>

and that **\$392,365** be raised as follows:

\$282,365 be raised from the enterprise fund receipts;  
\$110,000 be raised and appropriated;

or take any other action thereon.

Sponsored by the Board of Health  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED and passed by unanimous voice vote to appropriate the following sums to fund the Roadside Collection Solid Waste and Recycling Enterprise Fund for fiscal year 2002, said funds to be expended under the direction of the Board of Health:*

<i>Expenses, Contract</i>	<i>\$ 380,665</i>
<i>Expenses, Salary</i>	<i>\$ 3,300</i>
<i>Expenses, Miscellaneous</i>	<i><u>\$ 8,400</u></i>
<b>TOTAL</b>	<b>\$ 392,365</b>

and that **\$392,365** be raised as follows:

\$282,365 be raised from the enterprise fund receipts;  
\$110,000 be raised and appropriated

ARTICLE 14. To see if the town will vote to raise and appropriate, or transfer from available funds the sum of \$3,000 to fund the municipal share of the Local Cultural Arts Council's Matching Incentive Program application for a matching grant from the Massachusetts Cultural Arts Council, said funds to expended under the direction of the Boxford Cultural Arts Council, or take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer from free cash the sum of \$3,000 to fund the municipal share of the Local Cultural Arts Council's Matching Incentive Program application for a matching grant from the Massachusetts Cultural Arts Council, said funds to expended under the direction of the Boxford Cultural Arts Council.*

ARTICLE 15. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$2,000 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer from free cash, the sum of \$2,000 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be spent under the direction of the Board of Selectmen.*

ARTICLE 16. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$23,945 for fiscal year 2002 for the support of the Tri-Town Council on Youth and Family Services, Inc.; said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer from free cash, the sum of \$23,945 for fiscal year 2002 for the support of the Tri-Town Council on Youth and Family Services, Inc.; said funds to be spent under the direction of the Board of Selectmen.*

ARTICLE 17. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$150,000 to fund a Reserve Fund; said funds to be spent under the direction of the Finance Committee; or take any other action thereon.

Sponsored by the Finance Committee  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer from free cash, the sum of \$150,000 to fund a Reserve Fund; said funds to be spent under the direction of the Finance Committee.*

**ARTICLE 18.** To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of **\$25,000** to fund the Stabilization Fund; or take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer from free cash the sum of \$25,000 to fund the Stabilization Fund; or take any other action thereon.*

**ARTICLE 19.** To see if the Town will vote to accept Massachusetts General Laws, Chapter 41, Section 41B to authorize the Treasurer to provide a payroll option for electronic transfer of funds, or take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to accept Massachusetts General Laws, Chapter 41, Section 41B to authorize the Treasurer to provide a payroll option for electronic transfer of funds.*

**ARTICLE 21.** To see if the Town will transfer the sum of **\$20,180.69** originally intended for the construction of the Chadwick Three Soccer Field, approved as Article 31 at the May 12, 1998 Annual Town Meeting, but not yet expended; to now provide for the repairs and maintenance on any of the Chadwick Soccer Fields, funds to be expended under the direction of the Board of Selectmen, or take any other action thereon.

Sponsored by the Board of Selectmen  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer the sum of \$20,180.69 originally intended for the construction of the Chadwick Three Soccer Field, approved as Article 31 at the May 12, 1998 Annual Town Meeting, but not yet expended; to now provide for the repairs and maintenance on any of the Chadwick Soccer Fields, funds to be expended under the direction of the Board of Selectmen.*

**ARTICLE 22.** To see if the Town will vote to:

1. Accept Massachusetts General Laws Chapter 59 Section 5, clause Forty-first D, added by section 2 of Chapter 380 of the Acts of 2000, which will allow for the increase in the income and asset limits that apply to applicants for Clause 41C by the Consumer Price Index;
2. Accept Massachusetts General Laws Chapter 59 Section 5 clause Seventeenth D, which exempts the total value of the owner occupied dwelling;

3. Accept Section 1 of Chapter 181 of the Acts of 1995 increasing the annual exemption amount for Massachusetts General Laws Chapter 59 Section 5 (17D) by the Consumer Price Index;
4. Accept Massachusetts General Laws, Chapter 59, Section 5, clause Seventeenth E, added by Section 1 of Chapter 380 of the Acts of 2000, which would increase the whole estate limits that apply to applicants for a tax exemption under Massachusetts General Laws, Chapter 59, section 5, clause Seventeenth D by the Consumer Price Index;
5. To increase the maximum qualifying gross receipts to \$40,000 for applicants of Massachusetts General Laws Chapter 59 Section 5 (41A Deferral);

or take any other action thereon.

Sponsored by the Board of Assessors  
Finance Committee recommends adoption of this article.

NOTE: This article, if passed, accepts certain state laws that will allow the Town of Boxford to offer its resident elderly taxpayers several increases in the eligibility requirements for three of its tax abatement relief programs:

1. The current income limits for this \$500.00 elderly abatement program are: \$13,000 single person; \$15,000 married person. The current asset limits are: \$28,000 single person; \$30,000 married persons. Acceptance of this law will allow for the income and asset maximums for eligibility to increase annually by the Consumer Price Index.
2. Currently an elderly homeowner is eligible for a \$175.00 abatement if his/her total assets are less than \$40,000 with no income limitations. Currently we exclude the first \$60,000 value of the house from the list of total assets. Acceptance of this law will allow the entire value of the house to be excluded from the list of total assets.
3. Acceptance of this law will allow the \$175.00 abatement noted in #2 to increase annually by the Consumer Price Index (\$210 in FY 2002).
4. Acceptance of this law will allow the \$40,000 total asset maximum noted in #2 to increase annually by the Consumer Price Index.
5. Chapter 41A deferrals allow elderly taxpayers to pay no real estate tax; the amounts simply build up and accrue 8% interest until the taxpayer moves, dies or the property is sold. Currently the elderly homeowner is eligible for deferral if his/her income is less than \$20,000 per year. Acceptance of this law will increase that to \$40,000 per year.

Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to:

1. Accept Massachusetts General Laws Chapter 59 Section 5, clause Forty-first D, added by section 2 of Chapter 380 of the Acts of 2000, which will allow for the increase in the income and asset limits that apply to applicants for Clause 41C by the Consumer Price Index;
2. Accept Massachusetts General Laws Chapter 59 Section 5 clause Seventeenth D, which exempts the total value of the owner occupied dwelling;

3. Accept Section 1 of Chapter 181 of the Acts of 1995 increasing the annual exemption amount for Massachusetts General Laws Chapter 59 Section 5 (17D) by the Consumer Price Index;
4. Accept Massachusetts General Laws, Chapter 59, Section 5, clause Seventeenth E, added by Section 1 of Chapter 380 of the Acts of 2000, which would increase the whole estate limits that apply to applicants for a tax exemption under Massachusetts General Laws, Chapter 59, section 5, clause Seventeenth D by the Consumer Price Index;
5. To increase the maximum qualifying gross receipts to \$40,000 for applicants of Massachusetts General Laws Chapter 59 Section 5 (41A Deferral).

**ARTICLE 23.** To see if the Town will vote to accept Massachusetts General Laws Chapter 59 Section 5, clause Fifty-fourth, added by Chapter 159 Section 114 of the Acts of 2000, and to see if the Town will vote to establish a minimum fair cash value of \$3,001 required for Personal Property accounts to be taxed, to become effective fiscal year 2002; or take any other action thereon.

Sponsored by the Board of Assessors  
Finance Committee recommends adoption of this article.

*Upon a motion made and duly seconded, it was VOTED by a majority voice vote to accept Massachusetts General Laws Chapter 59 Section 5, clause Fifty-fourth, added by Chapter 159 Section 114 of the Acts of 2000, and to see if the Town will vote to establish a minimum fair cash value of \$3,001 required for Personal Property accounts to be taxed, to become effective fiscal year 2002.*

**ARTICLE 24.** To transact any other business that may legally come before said meeting.

*Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to dissolve this special town meeting at 10:53 PM*

Registered voters attending the meeting were 180. Town Clerk Patricia Shields appointed counters and checkers for the meeting.

A true record.

ATTEST:



Patricia Shields  
Town Clerk

**RAISE AND APPROPRIATE:**

Article 8	\$ 18,919,223.00
Article 9 (Proposition 2 ½ Override)	232,519.00
Article 10 (Proposition 2 ½ Override)	165,681.00
Article 13	<u>110,000.00</u>
<b>TOTAL TO BE RAISED AND APPROPRIATED</b>	<b><u>\$19,427,423.00</u></b>

**APPROPRIATION:**

Article 13 (From Enterprise Fund Receipts)	<u>\$ 282,365.00</u>
<b>TOTAL TO BE APPROPRIATED</b>	<b><u>\$ 282,365.00</u></b>

**TRANSFER:**

Article 8 (From Receipts Reserved for Appropriation-- Septic Loan Program to town budget)	\$ 10,872.00
Article 11 (From Free Cash to fund capital purchases as printed on Page 17 of the Warrant)	288,185.00
Article 14 (From Free Cash for local Cultural Arts Council's Matching Incentive Program)	3,000.00
Article 15 (From Free Cash to HAWC)	2,000.00
Article 16 (From Free Cash to Tri-Town Council)	23,945.00
Article 17 (From Free Cash to The Reserve Fund)	150,000.00
Article 18 (From Free Cash to The Stabilization Fund)	25,000.00
Article 21 (From ATM 5/12/98, Article 31, for repairs/maintenance - Chadwick Soccer Fields)	<u>20,180.69</u>
<b>TOTAL TO BE TRANSFERRED</b>	<b><u>\$ 523,182.69</u></b>

**TOWN OF BOXFORD, SPECIAL TOWN MEETING, MAY 8, 2001**

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, May 8, 2001. Moderator Gerald R. Johnston called the Special Town Meeting to order at 7:15 p.m. The Articles of the Warrant were disposed of accordingly.

**ARTICLE 1.** To see if the Town will vote to approve the FY2001 budget in the amount of \$14,965,935.00, as re-certified by the Masconomet Regional School District, including an increase of \$287,191.00 over the previously approved FY2001 budget, provided that such increase will be appropriated from existing excess and deficiency funds, with no additional assessment made to the member towns; or take any other action thereon.

Sponsored by the Masconomet School Committee  
Finance Committee to make recommendation at Town Meeting

Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to approve the FY2001 budget in the amount of \$14,965,935.00, as re-certified by the Masconomet Regional School District, including an increase of \$287,191.00 over the previously approved FY2001 budget, provided that such increase will be appropriated from existing excess and deficiency funds, with no additional assessment made to the member towns.

**ARTICLE 2.** To transact any other business that may legally come before said meeting.

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to dissolve this special town meeting at 7:24 p.m.*

Registered voters attending the meeting were 208. Town Clerk Patricia Shields appointed counters and checkers for the meeting.

A true record.

ATTEST:

  
Patricia Shields  
Town Clerk

**FROM OTHER AVAILABLE FUNDS:**

Article 1 (Additional increase to Masconomet  
FY 2001 budget) \$ 287,191.00

**TOTAL TO BE TRANSFERRED** **\$ 287,191.00**