

<p style="text-align: center;"><b>Town of Boxford</b> <b>Annual Town Meeting Minutes May 12, 2009</b></p>
---

Before the start of Annual Town Meeting a memorial tribute was given to an outstanding member of the Boxford Athletic Association. **Richard Cashin**, Husband, Father, Son, State Trooper and Director of the 2008 Town Beach Committee. He will always be remembered for his dedication to his Family, State and the Town of Boxford. **We Salute and Thank you.**

The **2009 Citizenship Award** was given to **LuLa Gould** for her outstanding devotion to Council of Aging for the past thirty years of tireless volunteering. On July 25, 2009 Lu will celebrate her 90<sup>th</sup> Birthday. **Happy Birthday and Thank you.**

**Tri-Town Rotary Club Award** was presented to an outstanding community volunteer **Karen Sheridan** of Boxford. She is the 2009 recipient of this award for leadership qualities and service to the tri-town. **Thank you.**

**Voters of the Town of Boxford** met @ the Masconomet Regional District High School on Tuesday, May 12, 2009.

Annual Town Meeting was called to order @ 8:05 p.m. by Moderator Jerry Johnston.

**Articles of the Annual Town Meeting were disposed of as follows:**

**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.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

**ARTICLE 2.** To see if the Town will authorize the establishment of the following **revolving accounts** as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, contingent upon an annual report to the Town on the total receipts and expenditures of each account for each Fiscal Year:

1) **Recycling Revolving Account** 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 **\$35,000** for Fiscal Year 2010 from said account for the operation and maintenance of the Town Recycling Center;

2) **Printing Revolving Account** 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; and further to allow the Board of Selectmen to expend funds not to exceed **\$10,000** for Fiscal Year 2010 from said account for the costs to the Town for printing supplies, equipment and reimbursable advertising;

3) **Library Photocopy Machine Revolving Account** 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 the Boxford Village library; and further to allow the Board of Library Trustees to expend fees not to exceed **\$5,000** for Fiscal Year 2010 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies;

4) **Conservation Revolving Fund** 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 **\$65,000** for Fiscal Year 2010 from said account for management of land under Conservation Commission control, and for other Conservation Commission expenses approved by a majority of the Commission;

5) **Highway Safety Revolving Account** 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 2010 from said account for the purchase and maintenance of equipment related to highway safety;

6) **Council on Aging Transportation Revolving Account** under the direction of the Council on Aging and used for the deposit of receipts collected through fees collected from users of the Council's transportation equipment; and further to allow the Board of Selectmen to expend fees not to exceed **\$10,000** for Fiscal Year 2010 from said account for the maintenance of the Council's transportation equipment and other related expenses including driver compensation as may be approved by a majority of the Council on Aging;

7) **Town Building Rental Revolving Account** under the direction of the Board of Selectmen and used for the deposit of receipts collected from public use of the various town buildings; and further to allow the Board of Selectmen to expend fees not to exceed **\$10,000** for Fiscal Year 2010 from said account for the ongoing administrative expenses, portion of cleaning expenses, utilities, building maintenance and repairs; or take any other action thereon.

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

Sponsored and Supported 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 the **revolving accounts** as listed in Article #2 of this warrant and as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, contingent upon an annual report to the Town on the total receipts and expenditures of each account for each Fiscal Year.*

**ARTICLE 3.** To see if the Town will vote to adopt the **Classification Plan and Compensation Plan** for FY 2010, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 17 of this warrant; or take any other action thereon.

Sponsored and Supported by the Personnel Board  
Finance Committee recommends adoption of this article  
Board of Selectmen supports adoption of this article

*Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote** to adopt the **Classification Plan and Compensation Plan** for FY 2010, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 17 of this warrant.*

**ARTICLE 4.** 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 2010, to wit: General Government, Financial Administration, Public Safety, Education, Public Works, Health & Human Services, Culture & Recreation, Employee Benefits, Debt Service, 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 and Supported by the Finance Committee  
Estimate \$25,483,458  
The proposed budget is printed on pages 18 and 19 of this warrant.  
Board of Selectmen supports adoption of this article

*Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote** to raise and appropriate \$25,088,497 and transfer \$13,571 from the "Receipts Reserved for Appropriation – Septic Loan Program" for a total appropriation of \$25,102,068, for the use of several departments for Fiscal Year 2010, to wit: General Government, Financial Administration, Public Safety Education, Public Works, Health & Human Services, Culture & Recreation, Employee Benefits, Debt Service, and all other necessary proper expenses during said fiscal year as printed in this warrant on pages 18 and 19 and as they may have been amended by vote of this town meeting; and authorize expenditure of these funds under the direction of the appropriate listed department.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to AMENDMENT budget line items as follows:

- to decrease the proposed FY 2010 budget for Non-School Debt Service by \$14,120 to \$985,366, and;
- to decrease the proposed FY 2010 budget for Elementary School Debt Service by \$367,270 to \$46,530;

The new Debt Service Total for FY 2010 to now read: \$1,454,952.

**ARTICLE 5.** To see if the Town will vote to raise and appropriate, transfer from available funds, and/or authorize the Treasurer with the approval of the Selectmen to borrow the sum of **\$350,000** to fund the purchase of a **new 2,500 gallon pumper tanker vehicle for the Fire Department** to replace a 1986 pumper tanker vehicle, and to authorize the Selectmen to dispose of the old vehicle in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by the Board of Selectmen

Finance Committee supports adoption of this article

Capital Budgeting Committee recommendation: "B" High Priority

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to transfer \$147,871.83 from Free Cash, to transfer \$22,713 from the Overlay Released by the Assessors and to transfer \$179,415.17 of the unspent portion of a list of previous appropriations as shown on next page distributed at this town meeting; for a total appropriation of \$350,000 to fund the purchase of a new 2,500 gallon pumper tanker vehicle for the Fire Department to replace a 1986 pumper tanker vehicle, and to authorize the Board of Selectmen to dispose of the old vehicle in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

1. *Article#15 of the November 2, 1993 Special Town Meeting originally appropriated to replace the air conditioning in the Town Hall vault-\$2,806.01,*
2. *Article#27 of the May 10, 1994 Annual Town Meeting originally appropriated to establish a computerized water quality data base and to study septic runoff-\$629.13,*
3. *Article#44 of the May 9, 1995 Annual Town Meeting originally appropriated to transfer data on wells and septic systems to a computerized data base-\$5,000.00,*
4. *Article#19 of the October 22, 1996 Special Town Meeting originally appropriated for an evaluation study of indoor air quality & ventilation systems for the Cole and Spofford schools-\$1,193.75,*
5. *Article#55 of the May 13, 1997 Annual Town Meeting originally appropriated for compensated absences-\$3,708.65,*
6. *Article#7 of the May 11, 1999 Special Town Meeting originally appropriated for temporary repair and a portion of the engineering costs for road reconstruction and drainage on Camp Wakanda Rd.-\$6,313.80,*
7. *Article#4 of the May 11, 1999 Special Town Meeting originally appropriated to study arsenic in the drinking water aquifer-\$3,400.00,*
8. *Article#5 of the October 26, 1999 Special Town Meeting originally appropriated to design a storm drainage system for a portion of Spofford Rd.-\$4,232.18,*
9. *Article#9 of the October 26, 1999 Special Town Meeting originally appropriated for landscape materials at Cargill Field-\$553.25,*
10. *Article#2 of the May 9, 2000 Special Town Meeting originally appropriated for design and construction of the landfill master drainage system-\$20,000.00,*
11. *Article#A13 of the May 9, 2000 Annual Town Meeting originally appropriated to install, repair and improve road drainage on Andrews Farm Rd.-\$6,938.15,*
12. *Article#C26 of the May 9, 2000 Annual Town Meeting originally appropriated for compensated absences-\$5,000.00,*
13. *Article#11 of the May 11, 2001 Annual Town Meeting originally appropriated for design of a sanitary disposal system at 28 Middleton Rd and a plotter printer-\$11,369.01,*
14. *Article#7 of the May 14, 2002 Annual Town Meeting originally appropriated for a medical rescue vehicle-\$10.55,*
15. *Article#6 of the May 13, 2003 Annual Town Meeting originally appropriated to purchase a fire department command vehicle-\$500.00,*
16. *Article#7 of the May 2003 Annual Town Meeting originally appropriated to repair the septic system at 28 Middleton Rd-\$3,562.00,*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

17. *Article#8 of the October 26, 2004 Special Town Meeting originally appropriated for an engineering/architectural study for the basement of the West Boxford Library-\$500.00,*
18. *Article#11 of the May 10, 2005 Annual Town Meeting originally appropriated for retirement/sick bonuses-\$12,460.42,*
19. *Article#3 of the May 9, 2006 Special Town Meeting originally appropriated for reconstruction, renovation or replacement of the Town salt shed-\$786.23,*
20. *Article#6 of the May 9, 2006 Annual Town Meeting originally appropriated for independent evaluation of the emergency management practice drill and to purchase a fire utility pickup truck-\$2,427.58,*
21. *Article#18 of the May 9, 2006 Annual Town Meeting for partial funding of the Boxford Cultural Arts Council-\$1,169.20,*
22. *Article#4 of the October 24, 2006 Special Town Meeting originally appropriated to update the master plan of the Town-\$7,104.68,*
23. *Article#2 of the May 8, 2007 Special Town Meeting originally appropriated for land acquisition and associated legal costs for the Walker property-\$33,924.50,*
24. *Article#8 of the May 8, 2007 Annual Town Meeting originally appropriated to replace tires on various fire equipment, purchase a front end loader, purchase a dump truck and purchase a lawn mower-\$902.65,*
25. *Article#9 of the May 8, 2007 Annual Town Meeting originally appropriated for a feasibility study for a DPW garage and office-\$6,000.00,*
26. *Article#4 of the October 23, 2007 Special Town Meeting originally appropriated to purchase a police cruiser-\$1,992.86,*
27. *Article#5 of the October 23, 2007 Special Town Meeting originally appropriated to purchase and install guardrail at various locations on Main St. and Lily Pond Rd.-\$3,118.16,*
28. *Article#6 at the May 13, 2008 Annual Town Meeting originally appropriated for repairs to the irrigation well at Boy Scout Park and repairs to fire department Engine#2-\$2,661.20,*
29. *Article#13 of the May 13, 2008 Annual Town Meeting originally appropriated for a conceptual site plan for the land off Spofford Rd-\$25,000.00,*
30. *Article#14 of the May 13, 2008 Annual Town Meeting originally appropriated to construct an enclosed walkway between the DPW garage and office-\$3,540.96 and*
31. *Article#3 of the October 28, 2008 Special Town Meeting originally appropriated to purchase a police cruiser \$2,610.25*

*for a total appropriation of \$350,000 to fund the purchase of a new 2,500 gallon pumper tanker vehicle for the Fire Department to replace a 1986 pumper tanker vehicle, and to authorize the Board of Selectmen to dispose of the old vehicle in any manner they deem appropriate, said funds to be expended under the Board of Selectmen.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

**ARTICLE 6.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$96,000** to fund the purchase of a **new 6-wheel dump/plow vehicle for the Department of Public Works** to replace a 1995 GMC 6-wheel dump/plow vehicle, and to authorize the Selectmen to dispose of the old vehicle in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by the Board of Selectmen  
Finance Committee recommends adoption of this article  
Capital Budgeting Committee recommendation: "A" Essential

*Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote** to transfer from Free Cash, the sum of **\$96,000** to fund the purchase of a **new 6-wheel dump/plow vehicle for the Department of Public Works** to replace a 1995 GMC 6-wheel dump/plow vehicle, and to authorize the Selectmen to dispose of the old vehicle in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen.*

**ARTICLE 7.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the total sum of **\$39,000** to fund various projects including \$20,000 for building maintenance of various town buildings, \$10,000 to fund new and replacement equipment for the Communications Department; and \$9,000 to fund an actuarial study for compliance with GASB 45 for the Finance Department; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by the Board of Selectmen  
Finance Committee recommends adoption of this article  
Capital Budgeting Committee recommendation on building  
maintenance request: "B" High Priority

*Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote** to transfer from Free Cash, the total sum of **\$39,000** to fund various projects including \$20,000 for building maintenance of various town buildings, \$10,000 to fund new and replacement equipment for the Communications Department; and \$9,000 to fund an actuarial study for compliance with GASB 45 for the Finance Department; said funds to be expended under the direction of the Board of Selectmen.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

**ARTICLE 8.** To see if the Town will vote to set the **annual curbside solid waste collection fee at \$2.50** per 32-gallon bag or container (each use); or take any other action thereon.

Sponsored by the Board of Health  
Finance Committee supports adoption of this article  
Board of Selectmen supports adoption of this article

-----  
NOTE: At this time, we anticipate that **Articles 9 & 10** will be offered as “contingent appropriations”. This means that although the debt appropriation for the article could be approved at the Town Meeting, that appropriation would be fully contingent upon successful passage of a Proposition 2 ½ override ballot question. Should the override question fail, the appropriation would be rendered null and void.  
-----

*Upon a motion made and duly seconded, it was **VOTED** to set the **annual curbside solid waste collection fee at \$2.50 per 32-gallon bag or container (each use).***

**ARTICLE 9.** To see if the Town will vote **to appropriate \$470,000 for architectural, project management, engineering services and other related expenses necessary for the design development, permitting, and bidding of a new Boxford Village Library at 10 Elm Street;** said design generally in accordance with the approved 2004 library construction grant application which will provide up to \$2,784,242 in state construction reimbursement; and that to fund said appropriation, to raise and appropriate, transfer from available funds and/ or authorize the Treasurer, with the approval of the Board of Selectmen **to borrow \$470,000;** and further to authorize the Board of Library Trustees and the Permanent Non-School Building Committee to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the design and permitting of said project; said funds to be expended under the direction of the Permanent Non-School Building Committee; or take any other action thereon.

Sponsored by the Trustees of the Boxford Libraries  
Finance Committee supports adoption of this article  
Board of Selectmen do not support the adoption of this article  
Capital Budget Committee Recommendation: “D” Does not recommend

*Upon a motion made and duly seconded, the **AMENDMENT was VOTED “ PASSED” by a greater than 2/3 voice vote** to add the phrase “provided however that no funds shall have been borrowed or expended hereunder unless and until the town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, Section 21C of the General Laws, Proposition 2 ½ so-called.”*



Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

*Upon a motion made and duly seconded, the **ARTICLE FAILED to carry a 2/3 hand count (YES 239 and NO 161)** that the sum of \$470,000 is hereby appropriated to pay costs of architectural, project management, engineering services and other related expenses necessary for the design development, permitting, and bidding of a new Boxford Village Library at 10 Elm Street; said design generally in accordance with the approved 2004 library construction grant application which will provide up to \$2,784,242 in state construction reimbursement; and that to fund said appropriation, the Treasurer, with the approval of the Board of Selectmen is authorized to borrow \$470,000 under and pursuant to Chapter 44, Section 7(21) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore; provided however that no funds shall be borrowed or expended hereunder unless and until the town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws, Proposition 2 ½ so-called; and further, that the Board of Library Trustees and the Permanent Non-School Building Committee are each authorized to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the design and permitting of said project, said funds to be expended under the direction of the Permanent Non-School Building Committee.*

**ARTICLE 10.** To see if the town will vote to raise and appropriate, transfer from available funds and/ or authorize the Treasurer, with the approval of the Board of Selectmen to borrow **\$250,000 for architectural, engineering, permitting, bidding, and all other related expenses to design and permit the renovation and expansion of 188 Washington Street to serve as a new Senior Center**; said funds to be expended under the direction of the Permanent Non-School Building Committee; or take any other action thereon.

Sponsored by the Council on Aging

Finance Committee does not support adoption of this article

Board of Selectmen does not support adoption of this article

Capital Budget Committee Recommendation: "D" Does not recommend

*Upon a motion made and duly seconded, it was **VOTED "PASSED" by a greater than 2/3 voice vote to call the question.***

*Upon motion made and duly seconded, the article was **VOTED "DEFEATED" by hand count (YES 93 and NO 116)** that the sum of \$250,000 is hereby appropriated to pay the costs of architectural, engineering, permitting, bidding, and all other related expenses to design and permit the renovation and expansion of 188 Washington Street to serve as a new Senior Center; and that to fund said appropriation, the Treasurer, with the approval of the Board of Selectmen is authorized to borrow \$250,000 under and pursuant to Chapter 44, Section 7(21) of the General Laws, or pursuant to any other enabling authority,*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

*and to issue bonds or notes of the Town therefore; provided however that no funds shall be borrowed or expended hereunder unless and until the town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws, Proposition 2 ½ so-called; and further, that the Board of Selectmen and the Permanent Non-School Building Committee are each authorized to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the design and permitting of said project, said funds to be expended under the direction of the Permanent Non-School Building Committee.*

***Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to adjourn this Town Meeting to a time certain, namely Wednesday, May 13, 2009 @ 7:30p.m. at Masconomet Regional District School 20 Endicott Road, Boxford, MA.***

***Annual Town Meeting night #2 was called to order @ 7:35 p.m. by Moderator, Jerry Johnston. The articles were disposed of as follows:***

**ARTICLE 11.** To see if the Town will vote to authorize the Board of Selectmen to accept and **acquire** by purchase, gift, eminent domain or otherwise, **permanent easements and temporary construction easements for a culvert repair project** near 26 Topsfield Road as shown as a plan entitled, "Permanent and Temporary Construction Easements Topsfield Road", said plan and proposed easement on file with the Town Clerk; or take any other action thereon.

Sponsored and supported by the Board of Selectmen

*Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to authorize the Board of Selectmen to accept and acquire by purchase, gift, eminent domain or otherwise, permanent easements and temporary construction easements for a culvert repair project near 26 Topsfield Road as shown as a plan entitled, "Permanent and Temporary Construction Easements Topsfield Road", said plan and proposed easement on file with the Town Clerk.*

**ARTICLE 12.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$20,000** to replenish the **Town Unemployment Fund**, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by the Board of Selectmen

Finance Committee recommends adoption of this article

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

*Upon a motion made and duly seconded, it was **VOTED** by **unanimous voice vote** to transfer from Free Cash, the sum of **\$20,000** to replenish the **Town Unemployment Fund**, said funds to be expended under the direction of the Board of Selectmen.*

**ARTICLE 13.** To see if the Town will vote to appropriate or reserve from the **Community Preservation Fund** annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, debt service, community preservation projects and other expenses in Fiscal Year 2010, with each item to be considered a separate appropriation:

**Appropriations:**

From FY 2010 estimated revenues for Sawyer-Richardson Open Space Bond expense	<b>\$247,156</b>
From FY 2010 estimated revenues for Lincoln Hall Historic Renovation Bond expense	<b>\$ 64,875</b>
From FY 2010 estimated revenues for Haynes Land Purchase Bond expense	<b>\$170,500</b>
From FY 2010 estimated revenues for Committee Administrative Expenses	<b>\$ 35,250</b>

**Reserves:**

From FY 2010 estimated revenues for Historic Resources Reserve	<b>\$ 5,625</b>
From FY 2010 estimated revenues for Community Housing Reserve	<b>\$ 70,500</b>
From FY 2010 estimated revenues for Budgeted Reserve	<b>\$100,000</b>

or take any other action thereon.

Sponsored by the Community Preservation Committee  
Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded, it was **VOTED** by a **unanimous voice vote** to appropriate or reserve from the **Community Preservation Fund** annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, debt service, community preservation projects and other expenses in Fiscal Year 2010, with each item to be considered a separate appropriation:*

**Appropriations:**

<i>From FY 2010 estimated revenues for Sawyer-Richardson Open Space Bond expense</i>	<b>\$247,156</b>
<i>From FY 2010 estimated revenues for Lincoln Hall Historic Renovation Bond expense</i>	<b>\$ 64,875</b>
<i>From FY 2010 estimated revenues for Haynes Land Purchase Bond expense</i>	<b>\$170,500</b>
<i>From FY 2010 estimated revenues for Committee Administrative Expenses</i>	<b>\$ 35,250</b>

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

**Reserves:**

<i>From FY 2010 estimated revenues for Historic Resources Reserve</i>	<b>\$ 5,625</b>
<i>From FY 2010 estimated revenues for Community Housing Reserve</i>	<b>\$ 70,500</b>
<i>From FY 2010 estimated revenues for Budgeted Reserve</i>	<b>\$100,000</b>

**ARTICLE 14.** To see if the Town will vote to charge for each written demand issued by the Collector of Taxes a fee of \$10.00 to be added to and collected as part of the tax, as authorized by Massachusetts General Laws Chapter 60, Section 15, effective July 1, 2009; or take any other action thereon.

Sponsored and Supported 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 charge for each written demand issued by the Collector of Taxes a **fee of \$10.00** to be added to and collected as part of the tax, as authorized by Massachusetts General Laws Chapter 60, Section 15, effective July 1, 2009.*

**ARTICLE 15.** To see if the Town will vote to amend the Wetlands Protection Bylaw, Town Code, Chapter 192 by inserting the following language in section 192-5(A) and section 192-8 (proposed language in bold and underlined):

s. 192-5(A): Any person filing a permit application (notice of intent), request for determination of applicability or request for amendment to order of conditions with the Commission at the same time shall give written notice thereof by certified mail (return receipt requested), first class mail, if evidenced by certificates of mailing, or hand delivery to all abutters at their mailing addresses shown on the most recent applicable tax list of the Assessors, including owners of land directly opposite on any public or private street or way, and abutters to the abutters within ~~500~~ **250** feet of the property line of the application, including any in another municipality or across a body of water. In case of property that has frontage on a pond, abutters will include all those properties with frontage on the pond or pond association if in existence.

s. 192-8: Abutter - The owner of any property any portion of which lies within ~~500~~ **250** feet radially from any lot line of the subject property including owners of land directly opposite on any public or private street or way including any in another municipality or across a body of water. In the case of property that has frontage on a pond, abutters shall include all those properties with frontage on the pond or the pond association if in existence.  
or take any other action thereon

Sponsored by the Conservation Commission

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

*Upon a motion made and duly seconded, it was **VOTED** by **majority voice vote** to amend the Wetlands Protection Bylaw, Town Code, Chapter 192 by inserting language in section 192-5(A) and section 192-8 as shown in Article #15 of this warrant (proposed language in bold and underlined).*

**ARTICLE 16.** To see if the Town will vote to accept the following roads described below, as public ways, including any appurtenant easements and to authorize the Board of Selectmen to acquire any necessary easements by gift: said plans on file with the Town Clerk:

**Holmes Road** in its entirety, from Station 0+00 to Station 16+01.11 as shown on a plan entitled, "Subdivision Plan of Boxford Meadows in Boxford, MA owned by Abbott-Forbes LTD, dated October 6, 1976, by Essex Survey Service, Inc." and recorded in Essex South Registry of Deeds;

**Stone Road** in its entirety, from Station 0+00 to Station 6+93.70 as shown on a plan entitled, "Subdivision Plan of Boxford Meadows in Boxford, MA owned by Abbott-Forbes LTD, dated October 6, 1976, by Essex Survey Service, Inc." and recorded in Essex South Registry of Deeds;

**Wildmeadow Road** in its entirety, from Station 0+00 to Station 40+33.51 as shown on a plan entitled, "Subdivision Plan of Boxford Meadows in Boxford, MA owned by Abbott-Forbes LTD, dated October 6, 1976, by Essex Survey Service, Inc." and recorded in Essex South Registry of Deeds;

or take any other action thereon.

Sponsored by the Planning Board

Board of Selectmen supports adoption of this article

*Upon a motion made and duly seconded, it was **VOTED** by a **greater than 2/3 voice vote** to accept the following roads described in Article #16 of this warrant, as public ways, including any appurtenant easements and to authorize the Board of Selectmen to acquire any necessary easements by gift: said plans on file with the Town Clerk.*

**Holmes Road** in its entirety, from Station 0+00 to Station 16+01.11 as shown on a plan entitled, "Subdivision Plan of Boxford Meadows in Boxford, MA owned by Abbott-Forbes LTD, dated October 6, 1976, by Essex Survey Service, Inc." and recorded in Essex South Registry of Deeds;

**Stone Road** in its entirety, from Station 0+00 to Station 6+93.70 as shown on a plan entitled, "Subdivision Plan of Boxford Meadows in Boxford, MA owned by Abbott-Forbes LTD, dated October 6, 1976, by Essex Survey Service, Inc." and recorded in Essex South Registry of Deeds;

**Wildmeadow Road** in its entirety, from Station 0+00 to Station 40+33.51 as shown on a plan entitled, "Subdivision Plan of Boxford Meadows in Boxford, MA owned by Abbott-Forbes LTD, dated October 6, 1976, by Essex Survey Service, Inc." and recorded in Essex South Registry of Deeds.

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

**ARTICLE 17.** To see if the Town will vote to amend its Zoning Bylaw, Town Code, Chapter 196 by inserting the following new section "F" to §196-13 as follows:

F. Small Wind Turbine Systems.

1. The purpose of this by-law is to allow for streamlined and efficient permitting process to allow for small wind systems.
2. Small wind systems shall be those systems no greater than 60 kilowatts of rated name plate capacity proposed to be constructed after the effective date of this section.
3. Definitions
  - a. **Height:** The height of a wind turbine measured from natural grade to the tip of the rotor blade at its highest point, or blade-tip height.
  - b. **Rated Nameplate Capacity:** The maximum rated output of electric power production equipment. This output is typically specified by the manufacturer with a "nameplate" on the equipment.
  - c. **Small Wind Energy System:** All equipment, machinery and structures utilized in connection with the conversion of wind to electricity. This includes, but is not limited to, storage, electrical collection and supply equipment, transformers, service and access roads, and one or more wind turbines, which has a rated nameplate capacity of 60 kW or less.
  - d. **Wind turbine:** A device that converts kinetic wind energy into rotational energy that drives an electrical generator. A wind turbine typically consists of a tower, nacelle body, and a rotor with two or more blades.
4. General Requirements.
  - a. **Special Permit.** No small wind energy system shall be erected, constructed, installed or modified as provided in this section without first obtaining a Special Permit from the Zoning Board of Appeals.
  - b. All such wind energy systems shall be constructed and operated in a manner that minimizes any adverse visual, safety, and environmental impacts. Such permits may also impose reasonable conditions, safeguards and limitations on time and use and may require the applicant to implement all reasonable measures to mitigate unforeseen adverse impacts of the small wind energy system, should they occur.

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

- c. Compliance with Laws, Ordinances and Regulations. The construction and operation of all such proposed small wind energy systems shall be consistent with all applicable local, state and federal requirements, including but not limited to all applicable safety, construction, environmental, electrical, communications and FAA aviation requirements.
- d. Utility Notification. No small wind energy system shall be installed until evidence has been given that the utility company has been informed of the customer's intent to install an interconnected customer-owned generator. Off-grid systems shall be exempt from this requirement.

5. General Siting, Design, Lighting and Sign Standards

- a. Setbacks. Wind turbines shall be set back a distance equal to the total height of the wind turbine from all inhabited structures, overhead utility lines, public road or right of way and property boundaries. The Board may reduce the minimum setback distance if written permission is granted by the entity with care and control over the affected asset.
- b. Appearance, Color and Finish. The wind generator and tower shall remain painted or finished the non-reflective color or finish that was originally applied by the manufacturer, unless approved in the Special Permit.
- c. Lighting. Wind turbines shall be lighted only if required by the Federal Aviation Administration. Lighting of other parts of the small wind energy system, such as appurtenant structures, shall be limited to that required for safety and operational purposes, and shall be reasonably shielded from abutting properties.
- d. Signage and Advertising. Signs and advertising shall be restricted to reasonable identification of the manufacturer or operator of the small wind energy facility and shall defer to the requirements of the town sign regulations.

6. Safety, Aesthetic and Environmental Standards.

- a. Unauthorized Access. Wind turbines or other structures part of a small wind energy system shall be designed to prevent unauthorized access. For instance, the tower shall be designed and installed so as to not provide step bolts or a ladder readily accessible to the public for a minimum height of 8 feet above the ground.
- b. Noise. The small wind energy system and associated equipment shall conform with the provisions of the Department of Environmental Protection's, Division of Air Quality Noise Regulations (310 CMR 7.10), unless the Department and the Permit Granting Authority agree that those provisions shall not be applicable.

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

- c. Land Clearing, Soil Erosion and Habitat Impacts. Clearing of natural vegetation shall be limited to that which is necessary for the construction, operation and maintenance of the small wind energy system and is otherwise prescribed by applicable laws, regulations, and ordinances.
  
7. *Monitoring and Maintenance.* The applicant shall maintain the small wind energy system in good condition. Maintenance shall include, but not be limited to, painting, structural repairs, and security measures.
  
8. Abandonment or Decommissioning.
  - a. Any small wind energy system which has reached the end of its useful life or has been abandoned shall be removed.
  
  - b. A small wind energy system shall be considered abandoned when it fails to operate for one year. Upon a Notice of Abandonment issued by the Building Inspector, the small wind energy system owner will have 30 days to provide sufficient evidence that the system has not been abandoned or the town shall have the authority to enter the owner's property and remove the system at the owner's expense.
  
9. Permit Process, Requirements & Enforcement. The building permit application shall be accompanied by deliverables including the following:
  - a. A plot plan showing:
    - i. Property lines and physical dimensions of the subject property within 2 times the total height from the tower location;
    - ii. Location, dimensions, and types of existing major structures on the property;
    - iii. Location of the proposed wind system tower, foundations, guy anchors and associated equipment;
    - iv. The right-of-way of any public road that is contiguous with the property;
    - v. Any overhead utility lines.
  
  - b. Wind system specifications, including manufacturer and model, rotor diameter, tower height, tower type (freestanding or guyed).
  
  - c. Tower foundation blueprints or drawings signed by a Professional Engineer licensed to practice in the Commonwealth of Massachusetts.
  
  - d. Tower blueprint or drawing signed by a Professional Engineer licensed to practice in the Commonwealth of Massachusetts.



Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

- e. *Expiration.* A permit issued pursuant to this ordinance shall expire if the small wind energy system is not installed and functioning within 24-months from the date the permit is issued; or the small wind energy system is abandoned.

10. *Violations.* It is unlawful for any person to construct, install, or operate a small wind energy system that is not in compliance with this ordinance or with any condition contained in a building permit issued pursuant to this ordinance.

11. *Penalties.* Any person who fails to comply with any provision of this ordinance or a building permit issued pursuant to this ordinance shall be subject to enforcement and penalties as allowed by applicable law.

12. *Severability.* The provisions of this ordinance are severable, and the invalidity of any section, subdivision, paragraph, or other part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Boxford; or take any other action thereon.

Sponsored by the Zoning Board of Appeals

*Upon a motion made and duly seconded, it was VOTED "PASSED" by a greater than 2/3 voice vote to call the question.*

*Upon a motion made and duly seconded, it was VOTED by a greater than 2/3 hand count (YES 145 NO 12) to amend the Town's Zoning Bylaw, Town Code, Chapter 196 by inserting the a new section "F" to §196-13 as shown on a printed handout distributed and amended at this town meeting and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Boxford.*

*F. Small Wind Energy Systems.*

*1. The purpose of this by-law is to allow for streamlined and efficient permitting process to allow for small wind energy systems.*

*2. Small wind energy systems shall be those systems no greater than 60 kilowatts of rated name plate capacity proposed to be constructed after the effective date of this section.*

*3. Definitions.*

- a. **Height:** *The height of a wind turbine measured from natural grade to the tip of the rotor blade at its highest point, or blade-tip height.*

**b .Rated Nameplate Capacity:** *The maximum rated output of electric power production equipment. This output is typically specified by the manufacturer with a "nameplate" on the equipment.*

**c. Small Wind Energy System:** *All equipment, machinery and structures utilized in connection with the conversion of wind to electricity. This includes, but is not limited to, storage, electrical collection and supply equipment, transformers, service and access roads, and one or more wind turbines, which has a rated nameplate capacity of 60 kW or less.*

**d. Wind turbine:** *A device that converts kinetic wind energy into rotational energy that drives an electrical generator. A wind turbine typically consists of a tower, nacelle body, and a rotor with two or more blades.*

4. *General Requirements.*

*a. Special Permit. No small wind energy system shall be erected, constructed, installed or modified as provided in this section without first obtaining a Special Permit from the Zoning Board of Appeals.*

*b. All such wind energy systems shall be constructed and operated in a manner that minimizes any adverse visual, safety, and environmental impacts. Such permits may also impose reasonable conditions, safeguards and limitations on time and use and may require the applicant to implement all reasonable measures to mitigate unforeseen adverse impacts of the small wind energy system, should they occur.*

*c. Compliance with Laws, Ordinances and Regulations. The construction and operation of all such proposed small wind energy systems shall comply with all applicable local, state and federal requirements, including but not limited to all applicable safety, construction, environmental, electrical, communications and FAA aviation requirements.*

*d. Utility Notification. No small wind energy system shall be installed until evidence has been given to the Building Inspector that the utility company has been informed of the customer's intent to install an interconnected customer-owned generator. Off-grid systems shall be exempt from this requirement.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

5. *General Siting, Design, Lighting and Sign Standards.*

- a. *Setbacks. Wind turbines shall be set back a distance equal to the total height of the wind turbine from all inhabited structures, overhead utility lines, public road or right of way and property boundaries. The Board may reduce the minimum setback distance if written permission is granted by the owners of the property or properties which abuts the property line from which the setback would be reduced.*
- b. *Appearance, Color and Finish. The wind generator and tower shall remain painted or finished the non-reflective color or finish that was originally applied by the manufacturer, unless approved in the Special Permit.*
- c. *Lighting. Wind turbines shall be lighted only if required by the Federal Aviation Administration. Lighting of other parts of the small wind energy system, such as appurtenant structures, shall be limited to that required for safety and operational purposes, and shall be reasonably shielded from abutting properties.*
- d. *Signage and Advertising. Signs and advertising shall be restricted to reasonable identification of the manufacturer or operator of the small wind energy facility and shall defer to the requirements of the town sign regulations.*

6. *Safety, Aesthetic and Environmental Standards.*

- a. *Unauthorized Access. Wind turbines or other structures part of a small wind energy system shall be designed to prevent unauthorized access. For instance, the tower shall be designed and installed so as to not provide step bolts or a ladder readily accessible to the public for a minimum height of 8 feet above the ground.*
- b. *Noise. The small wind energy system and associated equipment shall conform with the provisions of the Department of Environmental Protection's, Division of Air Quality Noise Regulations (310 CMR 7.10), unless the Department and the Permit Granting Authority agree that those provisions shall not be applicable.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

- c. *Land Clearing, Soil Erosion and Habitat Impacts. Clearing of natural vegetation shall be limited to that which is necessary for the construction, operation and maintenance of the small wind energy system and is otherwise prescribed by applicable laws, regulations, and ordinances.*
7. *Monitoring and Maintenance. The applicant shall maintain the small wind energy system in good condition. Maintenance shall include, but not be limited to, painting, structural repairs, and security measures. The applicant shall provide the Town with contact information, including emergency contact notification, to be used for all correspondence and communications regarding the wind energy system and the applicant shall ensure such contact information is accurate and updated.*
8. *Discontinuance and Removal.*
- a. *Any wind energy facility not used for a period of two years or more without written permission from the special permit granting authority, or that has reached the end of its useful life, shall be considered discontinued, and shall be removed. When an applicant intends to decommission and/or remove a wind energy facility, the applicant shall notify the Zoning Enforcement Officer and Building Inspector by certified mail of the proposed date of discontinued operations and plans for removal. The owner/operator shall physically remove the wind energy facility no more than 150 days after the date of discontinued operations. At the time of removal, the affected portion of the site shall be restored as near as possible to the state it was in before the facility was constructed, unless put to another legally authorized, active use. Decommissioning and removal shall consist of:*
1. *Physical removal of all wind turbines, structures, equipment, security barriers and transmission lines from the site.*
  2. *Disposal of all solid and hazardous waste in accordance with local and state waste disposal regulations.*
  3. *Stabilization or re-vegetation of the site as necessary to minimize erosion. The Zoning Enforcement Officer may allow the owner to leave landscaping or designated below-grade foundations in order to minimize erosion and disruption to vegetation.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

- b. *Upon request, the applicant shall provide evidence to the Zoning Enforcement Officer demonstrating continued use of the wind energy facility. Failure to provide such evidence within thirty days of a written request from the Zoning Enforcement Officer addressed to the contact address provided and maintained by the applicant as required above shall be conclusive evidence that the wind energy facility has been discontinued.*
- c. *If the applicant fails to remove the wind energy facility in accordance with the requirements of this section, the town shall have the right, to the extent it is otherwise duly authorized by law, to enter the property and remove the facility at the expense of the facility owner and the owner(s) of the site on which the facility is located.*

9. *Permit Process, Requirements & Enforcement.*

- (a) *The building permit application shall be accompanied by deliverables, including the following:*
  - 1. *A plot plan showing:*
    - [a] Property lines and physical dimensions of the subject property within 2 times the total height from the tower location;*
    - [b] Location, dimensions, and types of existing major structures on the property;*
    - [c] Location of the proposed wind system tower, foundations, guy anchors and associated equipment;*
    - [d] The right-of-way of any public road that is contiguous with the property;*
    - [e] Any overhead utility lines.*
  - 2. *Wind system specifications, including manufacturer and model, rotor diameter, tower height, tower type (freestanding or guyed).*
  - 3. *Tower foundation blueprints or drawings signed by a Professional Engineer licensed to practice in the Commonwealth of Massachusetts.*
  - 4. *Tower blueprint or drawing signed by a Professional Engineer licensed to practice in the Commonwealth of Massachusetts.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

b. *Expiration. A permit issued pursuant to this ordinance shall expire if the small wind energy system is not installed and functioning within 24-months from the date the permit is issued; or the small wind energy system is abandoned.*

(10) *Violations. It is unlawful for any person to construct, install, or operate a small wind energy system that is not in compliance with this ordinance or with any condition contained in a building permit issued pursuant to this ordinance.*

(11) *Penalties. Any person who fails to comply with any provision of this ordinance or a building permit issued pursuant to this ordinance shall be subject to enforcement and penalties as allowed by applicable law.*

(12) *Severability. The provisions of this ordinance are severable, and the invalidity of any section, subdivision, paragraph, or other part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.*

*and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Boxford.*

**ARTICLE 18.** To see if the Town will vote to amend its Zoning Bylaw, Town Code, Chapter 196 and correct a sequencing error by re-titling section “D – Farm Stand Activities” to now be section “E – Farm Stand Activities”, or take any other action thereon.

Sponsored by the Town Clerk

*Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote to PASSOVER Article 18.***

**ARTICLE 19.** The purpose of this Initiative Petition is to adopt a procedure for Boxford citizens to recall elected government officials under certain circumstances in the best interest of continuing good town governance and democracy. This Initiative Petition seeks to establish a recall procedure outlined below which has been adopted by many other Massachusetts towns, including Groveland and Georgetown, and to obtain the approval of the Massachusetts state legislature or any other government agency as necessary, or take any other action thereon.

**AN ACT PROVIDING FOR RECALL ELECTIONS IN THE TOWN OF BOXFORD.**

**SECTION 1.** Any holder of an elective office in the Town of Boxford ("Town") may be recalled there from by the registered voters of the Town as herein provided, for reason of lack of fitness, incompetence, neglect of duties, corruption, malfeasance, misfeasance or violation of oath.

**SECTION 2.** Two hundred registered voters of the Town may file an affidavit with the Town clerk containing the name of the officer sought to be recalled and a statement of the grounds for recall. Within (five) working days of receipt of the affidavit the Town clerk shall thereupon issue a set of formal recall petitions to be distributed by either the Town Clerk or the petitioners of the recall. The forms are numbered and given the Town Clerk's official seal and are addressed to the board of selectman demanding the recall. The Town Clerk or the petitioners must fill out the top of the forms, naming the officer and the grounds for recall. In addition the petitions shall demand the election of a successor to the office. A copy of the petition shall be reviewed for completeness by the Town Clerk and entered in a record book to be kept in the office of the Town clerk. The Town's registered voters then have thirty (30) days to return and file their recall petition with the Town clerk. To go forward with the recall the Town Clerk must receive recall petition forms containing the signatures, names and street addresses of at least 15 per cent of the registered voters of the Town who voted in the last election. Within five (5) working days of receipt, the Town clerk shall submit the petition to the registrars of voters in the Town, and the registrars shall forthwith certify thereon the number of signatures which are names of registered voters of the Town.

**SECTION 3.** If the petition shall be found and certified by the Town clerk to be sufficient, it shall be submitted with his or her certificate to the Board of Selectmen without delay. The Board of Selectmen shall forthwith give written notice of the receipt of the certificate to the officer sought to be recalled. If the officer does not resign within 5 calendar days, the Board of Selectmen shall forthwith order an election to be held on a date fixed by them not less than 64 nor more than 90 days after the date the election is called after receipt of the certificate, but if any other Town election is scheduled to occur within 100 days after the date of the certificate, the board of selectmen shall postpone the holding of the recall election to the date of such other election. If a vacancy occurs in the office after a recall election has been ordered, the election shall nevertheless proceed as provided in this act.

**SECTION 4.** An officer sought to be removed may be a candidate to succeed himself in an election to be held to fill the vacancy, and unless the officer requests otherwise in writing, the Town clerk shall place said name on the ballot without nomination. The nomination of other candidates, the publication of the warrant for the removal election, and the conduct of the same, shall all be in accordance with the law relating to elections, unless otherwise provided in this section.

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

**SECTION 5.** The incumbent shall continue to perform the duties of his or her office until the recall election. If the incumbent is not removed, he or she shall continue in office for the remainder of his or her unexpired term, subject to recall as before, except as provided in this act. If not re-elected in the recall election, he or she shall be considered removed upon the qualification of a successor, who shall hold office during the unexpired term. If the successor fails to qualify within 5 days after receiving notification of election, the incumbent shall thereupon be considered removed and the office vacant.

**SECTION 6.** Ballots used in a recall election shall contain the following propositions in the order indicated:

For the recall of (name of officer) { }

Against the recall of (name of officer) { }

Immediately at the right of each proposition there shall be a designated place for voters to vote for either of the propositions. Under the proposition shall appear the word "Candidates", the directions to voters required by section 42 of chapter 54 of the General Laws, and beneath this, the names of candidates nominated as hereinbefore provided.

If a majority of votes on the question is against the recall, the ballots for candidates need not be counted or take any action relative thereto. If a majority of the votes cast upon the question of recall is in favor of the recall, the officer shall be recalled and the ballots for candidates shall be counted. The candidate receiving the highest number of votes shall be declared elected.

**SECTION 7.** A recall petition shall not be filed against an officer within 3 months after he takes office, nor, in the case of an officer subjected to a recall election and not recalled thereby, until at least 3 months have elapsed after the election at which the recall was submitted to the voters of the Town.

**SECTION 8.** A person who has been recalled from an office or who has resigned from office while recall proceedings were pending against him shall not be appointed to any Town office within 2 years after the recall or resignation.

Sponsored by Initiative Petition

The purpose of this Initiative Petition is to create a procedure for the citizens of Boxford to vote on regulations proposed by the Board of Health effecting agriculture.



Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to move Article 19 as printed in the warrant.*

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to withdraw amendments #1, #2, #3 and 4#.*

*Upon a motion made and duly seconded, it was **VOTED** by greater than 2/3 voice vote to call the question.*

*Upon a motion made and duly seconded, amendment #5 was **VOTED** by majority voice vote to strike Article 19 as printed and replace it with new wording:*

*To direct the board of Selectmen to form an ADHOC committee to study a recall process for elected officials and to make recommendations at the next town meeting. The members shall be comprised of the petitioner, a petitioner designee and three other members appointed by the Board of Selectmen.*

**ARTICLE 20.** To see if the people of the Town desire to authorize their respective representatives of the House and Senate to take all actions necessary to enact the following legislation;

*Be it enacted by Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:*

All bylaws and regulations affecting agriculture, the keeping and care of farm animals, agricultural structures and fencing, promulgated by the Boxford Board of Health, with exception to orders issued to abate a nuisance, emergencies affecting public health or safety within the Town of Boxford, come before Town Meeting for a vote, retroactive April 1, 2009

*or be made therein without departing from the spirit and intent.*

Sponsored by Initiative Petition

*Upon a motion made and duly seconded, it was **VOTED** by unanimous voice vote to move Article 20 as printed in the warrant.*

*Upon a motion made and duly seconded, the motion to call the question was **DENIED**.*

*Upon a motion made and duly seconded, the second motion to call the question was **PASSED** by majority voice vote.*

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

*Upon a motion made and duly seconded, it was **VOTED PASSED** by hand count of **YES 98 and No 71** to authorize their **respective representatives of the House and Senate** to take all actions necessary to enact the following legislation; Be it enacted by **Senate and House of Representatives in General Court assembled**, and by the authority of the same as follows:*

*All bylaws and regulations affecting agriculture, the keeping and care of farm animals, agricultural structures and fencing, promulgated by the Boxford Board of Health, with exception to orders issued to abate a nuisance, emergencies affecting public health or safety within the Town of Boxford, come before Town Meeting for a vote, retroactive April 1, 2009 or be made therein without departing from the spirit and intent.*

**Article 21** To transact any other business that may legal come before said meeting.

*Upon a motion made and duly seconded, it was **VOTED to dissolve town meeting @ 10:00p.m.***

*First night of Annual Town Meeting attendance was **430 registered voters** and night two attendance was **172 registered voters.***

A True Record:

  
Patricia Shields, Town Clerk

Town of Boxford  
Annual Town Meeting Minutes May 12, 2009

RAISE AND APPROPRIATE:

Article #4 Town Budget FY 2010 \$25,088,497.00

FREE CASH:

Article #5	\$ 147,871.83	New pumper/tanker Fire Dept
Article #6	\$ 96,000.00	Dump/plow vehicle
Article #7	\$ 39,000.00	Maintenance town buildings
Article #12	\$ 20,000.00	Town Unemployment Fund

OTHER AVAILABLE FUNDS:

Article #5	\$ 22,713.00	Assessors' Overlay Release
Article #5	\$ 179,415.17	Old article appropriations
Article #4	\$ 13,571.00	Septic Loan Program

REVOLVING ACCOUNTS:

Article #2	\$ 145,000.00	Recycling, Printing, Library Photocopy, Conservation, Highway Safety, Council on Aging, & Town Building Rental.
------------	---------------	---

COMMUNITY PRESERVATION FUNDS:

Article #13 \$693,906.00

---

BORROWING: **FAILED**      Proposition 2 ½ override ballot question      **FAILED**

Article # 9	New Boxford Village Library (\$470,000)
Article #10	New Senior Center (\$250,000)