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TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, NOVEMBER 8, 2010 – 7:00PM

Present: Chair Beth Pitman, Clerk Jay Cahill, Selectman Cari Kay Robertson and Selectman Peter Baghdasarian. Also present Administrative Assistant Tracey Ante and Finance Director David Genereux.

Not Present: Selectman Bruce Desilets was not present.

NOTE: Some matters may have been taken out of agenda order but are presented below based on agenda order for ease of location information.

I. CALL TO ORDER AT 7:00PM

- A. Announcements – Ms. Robertson announced the passing of Ms. Cynthia Walenty. She announced her participation and accomplishments within the community and there was a moment of silence. Ms. Pitman announced the success of the Veteran's Day Parade and thanked all the Veterans for their service and thanked the parade participants. Mr. Richard Johnson announced the passing of Mr. Charlie Brundage. His participation and accomplishments within the community were recognized. There was a moment of silence.
- B. Citizen's Forum - Mr. Ryan Fattman, State Representative of the 18th Worcester District was present and thanked former Representative Jennifer Callahan for her service. He advised he is looking forward to the challenge serving the District and he will be attending the Selectmen's meetings periodically. The Board welcomed and congratulated Mr. Fattman on his success. Mr. Richard Johnson, Upton Road advised he has contacted the Town Manager's Office on several occasions inquiring as to the line painting on Hartford Avenue and commented on the number of jersey barriers within the Town. Ms. Pitman will follow-up with the Town Manager and DPW and respond to Mr. Johnson. Mr. Mark Stacy, East Street, was present and advised concerns with the Board authorizing the Chair to endorse/approve any High School Contract Amendments and/or change orders. He urged the Board to vote against this agenda item. Ms. Pitman announced this agenda item will be moved to a future meeting due to the absence of Mr. Desilets.

II. APPROVE MEETING MINUTES

- 10/25 Regular Session Meeting Minutes – The Board will review at their next scheduled meeting.
- 10/25 Executive Session Meeting Minutes – **MOTION by Ms. Robertson to approve the 10/25/10 Executive Session Meeting Minutes, as amended. Seconded by Mr. Cahill, the motion carried unanimously.**
- 11/1 Regular Session Meeting Minutes – **MOTION by Mr. Cahill to approve the 11/1/10 Regular Session Meeting Minutes, as amended. Seconded by Ms. Robertson, the motion carried unanimously**

III. OLD BUSINESS

A. FATM Warrant – review/vote warrant articles/recommendations – Article 6B2 Inter/Intra Departmental Transfers (Replacement of the 2001 Ford Expedition) – Chief Ostroskey was present and advised the Board he looked at four vehicle options, Crown Victoria, Ford Explorer, Ford Expedition and the Ford F150 truck with cap. Discussion included costs, fuel efficiency, mileage and vehicle uses. Following review of the fleet, Chief Ostroskey recommended his current vehicle be replaced with the Ford Expedition. Following discussion, **MOTION by Ms. Robertson that the Board recommend favorable action for Article 61B. Seconded by Ms. Pitman, the motion was 2-2 (Mr. Cahill and Mr. Baghdasarian opposed). MOTION FAILED.**

Article 6B1 Inter/Intra Departmental Transfers (Farnum House) – Mr. Genereux advised he spoke with the Historical Commission. Work is anticipated to commence Summer 2011 and the Commission is looking at grant opportunities. Approval is required by Mass Historical. Discussion included costs, material, warranty and the use of town funds. **MOTION by Ms. Robertson that the Board recommend favorable action with the following conditions; that the replacement roof have a minimum of a 30 year warranty and whether under matching grants or solely funded by town expenditures, the cost not to exceed \$20,000. Seconded by Ms. Pitman, the motion carried unanimously.**

Article 6B3 Inter/Intra Departmental Transfers (School Dept. purchase new van) – Following discussion and due to the lack of information, the Board recommended passing over.

Article 21 Amend the Zoning Bylaws Section 400-13 Appendix B, Table of Dimensional Requirements – Following discussion, **MOTION by Mr Cahill to recommend favorable action. Seconded by Mr. Baghdasarian, the motion carried unanimously.**

Article 3 Transfer to Stabilization – Following discussion, **MOTION by Ms. Robertson that the Board recommend favorable action. Seconded by Mr. Cahill, the motion carried unanimously.**

Article 6A5 Inter/Intra Departmental Transfers (Staffing Town Accountant’s Office) – Mr. Genereux advised he changed the warrant article to read “Staffing in the Town Accountant’s Office” versus a “Town Accountant position”. Following discussion, **MOTION by Ms. Robertson to rescind the prior motion from 10/25/10 and that the Board make their recommendation at Town Meeting. [10/25/10 MOTION - MOTION by Ms. Robertson that the Board recommend unfavorable action on Article 6A5. Seconded by Ms. Pitman, the motion carried 3-2 (Mr. Cahill and Mr. Baghdasarian opposed).] Seconded by Mr. Baghdasarian, the motion carried 3-1 (Mr. Cahill opposed).**

B. Board Goals – set meeting date – Following discussion, the Board will meet on 11/22/10 to discuss the Board’s goals.

IV. NEW BUSINESS

A. Davis Heights Subdivision – Residents inquiry for the Town to provide maintenance, winter maintenance for the 2010/2011 season – Mr. Jason Geshlin resident of David Hts. subdivision was present and requested winter maintenance services for Lee and Glenn Streets. He advised there is a problem with the road ownership and residents are still trying to resolve the issues with the developer and road contractor. Mark Anderson with Heritage Design Group has turned over all street acceptance material and plans to the residents. Upon the resolution of road ownership, the resident’s anticipate pursuing street acceptance for Spring 2011.

Planning Board Chair Dr. Lutton advised the Planning Board deemed the project completed and voted that the Town provide winter maintenance services. There was discussion of using the bond money for winter maintenance services. It was discussed, since the project has been deemed complete, the Planning Board, per MGL must return the bond money. The bond money cannot be used for road/winter maintenance. It was discussed the subdivision application was submitted in 1999 prior to the adoption of Section 5H of the Subdivision Rules and Regulations requiring the developer maintain the roadway. Town Counsel has reviewed the file. Following discussion, MOTION by Mr. Cahill that the Board provide winter maintenance services subject to the resident's resolving the outstanding issues. The motion was not seconded. It was discussed DPW advised that the owner of the road should be responsible for winter maintenance. Additional discussion included calling for a Special Town Meeting, personnel and financial impact on DPW and Chapter 90 money. It was suggested Mr. Geshlin contact the Town Manager's office to obtain a waiver form for the residents to sign. The Board will continue discussions at their next scheduled meeting.

- B. Appointments - Charter Review Committee – Jim Smith, Harry Romasco – The Board discussed the charge of the Charter Review Committee and would like to discuss in detail with the committee appointees. The Board will continue discussions at their next scheduled meeting.
- C. Appointment – Cultural Council – June Bangma – **MOTION by Mr. Baghdasarian to appoint Ms. Bangma to the Cultural Council. Seconded by Ms. Robertson, the motion carried unanimously.**
- D. Application – One Day Beer & Wine License – OLV Annual Holiday Fair, 11/20/10 9-3pm – **MOTION by Mr. Baghdasarian to grant the One Day Beer & Wine License to OLV for the Annual Holiday Fair on 11/20/10. Seconded by Mr. Cahill, the motion carried unanimously.**
- E. Application – Annual Entertainment License – OLV – **MOTION by Mr. Baghdasarian to grant the Annual Entertainment License effective 11/20/10 to OLV. Seconded by Ms. Robertson, the motion carried unanimously.**
- F. High School Project – Authorize Chair to approve Change Orders, Contract Amendments and time sensitive documents and set amount - Ms. Pitman announced they would pass over due to the absence of Mr. Desilets. The Board will discuss at a future meeting. Mr. Baghdasarian advised he was not in favor of this.

V. MEMBER ISSUES

PEG Access - Mr. Baghdasarian discussed memorandums submitted by the Finance Director and the handling of PEG Access monies.

High School Project – Ms. Robertson advised that J&L are finalizing architect plans. The Board needs to make a decision as relates to a cable studio and the use of cable funds. Mr. Baghdasarian inquired as to the construction of the sewer line. DPW has not been contacted by the school.

Cnossen – Mr. Cahill inquired as to the status of the Cnossen well. DPW is seeking an appraisal. Ms. Robertson advised that the Board did not take any formal action to proceed forward. Mr. Baghdasarian suggested the Board might want to revisit the Board's role as the Water/Sewer Commissioners. Ms. Pitman will ask DPW for an update for their next scheduled meeting.

Cedar Woods Subdivision – Eminent Domain Correspondence – Ms. Pitman advised the Town Manager decided not to forward the correspondence received from Atty. Robert Knapik to Town Counsel for review. She advised she did speak with the Town Manager and the correspondence has now been sent to Town Counsel. Ms. Pitman will follow-up and advise the Board accordingly.

Town Manager's Report - Mr. Cahill inquired as to the Town Manager's report and the status. Ms. Pitman announced weekly reports are provided to the Chair and Vice Chair, however, the report is less informative. Ms. Robertson was not aware of any reports. The Board will discuss specifics with the Town Manager as to the detail of the reports. The Board discussed eliminating the Dept Head reports and attendance at the Dept. Head bi-weekly meetings are not mandatory. The Board will continue discussions at their next scheduled meeting.

VI. EXECUTIVE SESSION (MGL c.39, §23B)
No Executive Session was held.

VII. ADJOURNMENT: Next BOS Meeting Monday, November 15, 2010

At 9:40PM, **MOTION** by Mr. Cahill to adjourn the meeting **Seconded** by Mr. Baghdasarian, the motion carried unanimously.

Minutes respectfully submitted by, Tracey Ante


Minutes approved by Board of Selectmen:



Chair Beth Pitman



Vice Chair Bruce Desilets



Clerk Jay Cahill

Selectman Peter Baghdasarian

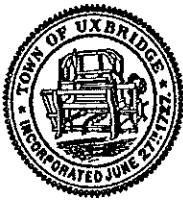


Selectman Cari Kay Robertson

11/15/10

Date Approved

Attachments/DVD



TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, NOVEMBER 8, 2010 – 7:00PM



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Authorized Signature _____

T M Ante

I. CALL TO ORDER AT 7:00PM

- A. Announcements
- B. Citizen's Forum

II. APPROVE MEETING MINUTES

- 10/25 Regular Session Meeting Minutes
- 10/25 Executive Session Meeting Minutes
- 11/1 Regular Session Meeting Minutes

III. OLD BUSINESS

- A. FATM Warrant – review/vote warrant articles/recommendations
- B. Board Goals – set meeting date

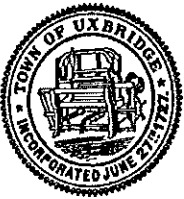
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- A. Davis Heights Subdivision – Residents inquiry for the Town to provide maintenance, winter maintenance for the 2010/2011 season
- B. Appointments - Charter Review Committee – Jim Smith, Harry Romasco
- C. Appointment – Cultural Council – June Bangma
- D. Application – One Day Beer & Wine License – OLV Annual Holiday Fair, 11/20/10 9-3pm
- E. Application – Annual Entertainment License – OLV
- F. High School Project – Authorize Chair to approve Change Orders, Contract Amendments and time sensitive documents and set amount

V. MEMBER ISSUES

VI. EXECUTIVE SESSION (MGL c.39, §23B)

VII. ADJOURNMENT: Next BOS Meeting Monday, November 15, 2010



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TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
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MONDAY, NOVEMBER 8, 2010 – 7:00PM

Authorized Signature _____

J M Arta

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- A. Announcements
- B. Citizen's Forum

II. APPROVE MEETING MINUTES

- 10/25 Regular Session Meeting Minutes
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- 11/1 Regular Session Meeting Minutes

III. OLD BUSINESS

- A. FATM Warrant – review/vote warrant articles/recommendations
- B. Board Goals – set meeting date

IV. NEW BUSINESS

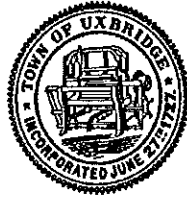
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V. MEMBER ISSUES

VI. EXECUTIVE SESSION (MGL c.39, §23B)

VII. ADJOURNMENT: Next BOS Meeting Monday, November 15, 2010

Revised



TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, NOVEMBER 1, 2010 – 4:00PM

Present: Chair Beth Pitman, Vice-Chair Bruce Desilets, Clerk Jay Cahill and Selectman Peter Baghdasarian. Cari Kay Robertson arrived at 4:10PM. Also present Town Manager Michael Szlosek and Administrative Assistant Tracey Ante.

NOTE: Some matters may have been taken out of agenda order but are presented below based on agenda order for ease of location information.

I. CALL TO ORDER

- A. Announcements – Mr. Desilets thanked Faith Fellowship for their assistance in opening the trails at Legg Farm. Ms. Pitman announced the Property Available sign is up at Blanchard and thanked Mike D'Miglio and the shop class for their assistance with painting the sign. The next scheduled Board of Selectmen's meeting is Monday 11/8.
- B. Citizen's Forum – Mr. Howard Fortner was present and advised he sent a letter to the Editor of the New Uxbridge Times addressing questions relative to the high school project. He has had no response. He inquired as to who is the responsible party that may address his questions. Ms. Pitman advised residents should watch and attend the School Building Committee meetings to stay informed. School project information is located at the Office of the Town Manager, Town Clerk's Office and posted on the Town's website.

II. OLD BUSINESS

- A. High School – Vote Contract Amendment No. 5 – Ms. Pitman explained at the last Board meeting, the Board voted to withhold payment on Contract Amendment No. 5 as the amendment work should have been authorized and pre-approved by the Board. Following that meeting, Ms. Pitman had discussions with the school department and advised her that the work had not been completed. In addition, Mr. Krawitz forwarded an email to the Office of the Town Manager reiterating that the work had not been completed. Therefore, Ms. Pitman called for a Special Meeting for 11/1 to revisit the contract amendment. Ms. Pitman further explained that as of today, the Town Manager was informed by Andrews Survey & Engineering that the work had been completed. It was discussed the Board's prior motion on 10/25/10 would stand. Mr. Don Sawyer was present and discussed the work performed, risks associated thereto and that there are no invoices for payment before the Board. He stated the Board is approving a contract amendment, not an invoice for payment. It was the consensus of the Board that the work was performed prior to obtaining the Board's approval. Another contract amendment was put forth before the Board without obtaining prior approval. The Board advised all Contract Amendments must receive prior approval from the Board prior to work commencing. Following discussion, MOTION by Mr. Cahill that the Board approve Contract Amendment No. 5 for additional services for the High School. The motion was not seconded. Following additional discussion, MOTION by Mr.

Cahill that the Board amend the contract price for Amendment No. 5 from \$11,770 to \$10,700. Said change to reflect a reduction of \$1,070 for administrative services payable to Raymond Design and Associates. I further move that the Board of Selectmen approve Contract Amendment No. 5 for additional services for the High School, as amended. Seconded by Mr. Desilets, the motion carried unanimously.

III. NEW BUSINESS

A. Vote to layout streets - Buttermilk Way, Cassie Lane, Jodie Circle, Julia Drive, Long Meadow Road, Rose Lane, Stanphyl Road, Foxwood Lane, Deer View Lane and Wildlife Drive – Atty. Henry Lane was present and updated the Board. Following discussion, **MOTION** by Mr. Cahill that the Board layout and make public way Buttermilk Way, Cassie Lane, Jodie Circle, Julia Drive, Long Meadow Road, Rose Lane, Stanphyl Road, Foxwood Lane, Deer View Lane and Wildlife Drive subject to acceptable Attorney Certification of Title, original executed deed, original executed easements and receipt of street acceptance plans by 12 Noon, Tuesday, November 16, 2010. Seconded by Mr. ~~Mr.~~ Baghdasarian, the motion carried unanimously.

IV. MEMBER ISSUES

Mr. Baghdasarian asked the Board members if they were happy with the Board's performance. No one was happy.

V. TOWN MANAGER

Beth we can do better,

The Town Manager advised the Board he will be meeting with Ted Kozak, Town Manager of Northbridge to discuss relocating the Veteran Agent's Office. The Board had no objections.

Veterans Day Parade – BOS Invitation to speak - Mr. Cahill will check his schedule to see if he is available. If not, Mr. Baghdasarian will speak at the event.

VI. EXECUTIVE SESSION (MGL c.39, §23B)

No executive session was held.

VII. ADJOURNMENT: Next BOS Meeting November 8, 2010

At 5:00PM, **MOTION** by Mr. Cahill to adjourn the meeting. Seconded by Ms. Robertson, the motion carried unanimously.

Minutes respectfully submitted by, Tracey Ante

Minutes approved by Board of Selectmen:

Chair Beth Pitman

Selectman Peter Baghdasarian

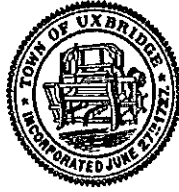
Vice Chair Bruce Desilets

Selectman Cari Kay Robertson

Clerk Jay Cahill

Date Approved

DRAFT
SPONSORSHIP, MOTIONS, RECOMMENDATIONS & COMMENTARY SUBJECT TO
CHANGE



ANNUAL TOWN MEETING WARRANT
TUESDAY, NOVEMBER 16, 2010 – 7:00 P.M.
HIGH SCHOOL AUDITORIUM
62 CAPRON STREET, UXBRIDGE, MASSACHUSETTS

WORCESTER, S.S.
TO EITHER OF THE CONSTABLES OF THE TOWN, IN SAID COUNTY;
GREETINGS:

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, YOU ARE DIRECTED TO NOTIFY THE INHABITANTS OF THE TOWN OF UXBRIDGE, QUALIFIED TO VOTE IN THE TOWN ELECTIONS AND IN TOWN AFFAIRS, TO MEET AT THE HIGH SCHOOL AUDITORIUM, IN PRECINCT 2, IN SAID UXBRIDGE, ON THE FOLLOWING ARTICLES TO WIT:

* * *

The amount of Unexpended Unencumbered Fund Balance (Free Cash), as certified by the DOR Director of Accounts on October 29, 2010 is \$613,019. Certified Retained Earnings for the Enterprise Funds are as follows: Sewer Enterprise Fund: \$854,507; Water Enterprise Fund: \$1,522,017 and Ambulance Enterprise Fund: \$171,338

The term Unexpended Unencumbered Fund Balance is a more descriptive wording of what is commonly referred to as "Free Cash". The Board of Selectmen and Finance Committee believe that Free Cash is a misnomer, as these funds represent monies remaining after all general fund activities for the fiscal year, plus any unanticipated receipts, and less any revenue deficits or fund liabilities that are recorded. This new designation replaces last year's term "General Fund Retained Earnings".

ARTICLE 1: TRANSFER OF UNEXPENDED UNENCUMBERED FUND BALANCE TO WATER ENTERPRISE FUND

To see if the Town will vote to transfer and appropriate a sum or sums, including Unexpended Unencumbered Fund Balance to the Water Enterprise Account, or take any action relative thereto.

SPONSOR: Town Manager

COMMENTARY: *This article serves to transfer a portion of FY 2010 General Fund Retained Earnings, in the amount of \$22,023, that is related to the settlement of a class action products liability lawsuit that was brought against manufacturers and distributors of gasoline containing MBTE for ground water contamination to the Water Enterprise Fund. Monetary settlements are considered to be general fund receipts per M.G.L., even if they are related to specific activities that are not funded by general government operations. The settlement represents a potential diminution in the value of a tangible asset, the Town's water resources. The Board of Selectmen believes that these funds should be placed in the Water Enterprise Fund as an offset to that diminution. The balance in Unexpended Unencumbered Fund Balance, assuming this article is approved, will be \$590,996.*

MOTION: *Move that the Town vote to transfer and appropriate the sum of \$22,023 from Unexpended Unencumbered Fund Balance to the Water Enterprise Fund.*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-1-0)

VOTE NEEDED: Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3rds vote.

ARTICLE 2: TRANSFER OF UNEXPENDED UNENCUMBERED FUND BALANCE TO THE PEG CABLE ACCESS ACCOUNT

To see if the Town will vote to transfer and appropriate a sum or sums, including so called Unexpended Unencumbered Fund Balance to the Cable Access Account, or take any action relative thereto.

SPONSOR: Town Manager

COMMENTARY: *This article serves to transfer the portion of FY 2010 Unexpended Unencumbered Fund Balance that is related to the \$435,091 in the Cable Access Account that was closed at the end of the fiscal year. The Town receives an annual license fee payment, which according to section 6.3a of the contract with the provider, Charter Communications, is equivalent to 4.25% of gross annual revenue from its Uxbridge operations. Charter incurs no expense in paying this fee; it is collected directly from Uxbridge cable subscribers. The Town deposits these funds into a Cable PEG Access fund, from which the cable access budget is appropriated at Town Meeting. Previously, the balance in the fund after expenses was carried forward annually, and not closed at the end of the fiscal year, despite the fact that there is no enabling statute that allows this for this practice. Closing the balance in this fund to Unexpended Unencumbered Fund Balance at the end of the fiscal year allows the Town to adhere to M.G.L. Re-appropriating the amount of funds closed out back to the Cable Access Account to allow the funds to be expended for cable access purpose allows the Town to adhere to the current contract with Charter. This will be an annual transfer until the Department of Revenue addresses this issue. The balance in Unexpended Unencumbered Fund Balance assuming this and the prior article is approved will be \$155,905.*

MOTION: *Move that the Town vote to transfer and appropriate the sum of \$435,091 from Unexpended Unencumbered Fund Balance to the Community Access Receipts Reserved (2030-645-3580-0000-0000-0000-0-0000-0-0).*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-1-0)

During FY 11, a decision will be made as to how the balance in the fund will be appropriated.

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-1-0)

VOTE NEEDED: Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3rds vote.

ARTICLE 3: TRANSFER TO STABILIZATION

To see if the Town will vote to transfer and appropriate a sum or sums, including Unexpended Unencumbered Fund Balance to the Stabilization Fund Account, or take any action relative thereto.

SPONSOR: Board of Selectmen

COMMENTARY: *This article serves to transfer the balance of FY 2010 Unexpended Unencumbered Fund Balance (Less the sums listed in Articles 1 & 2) to the Stabilization Fund. Stabilization Fund monies may be appropriated for any lawful purpose via 2/3rd's vote at any town meeting, including this one. A chart is included in the back of this booklet, which sums all of the financial transactions to be voted in this meeting, and their overall affect on the balance of the Stabilization Fund. If all articles in the warrant are approved without amendment, the Stabilization Fund balance at the end of Town Meeting will be \$1,310,527.68.*

MOTION: *Move that the Town vote to transfer and appropriate the sum of \$155,905 from Unexpended Unencumbered Fund Balance to the Stabilization Fund 2500.*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE:

VOTE NEEDED: Requires a 2/3rds vote to transfer to Stabilization per M.G.L. c.40 § 5B.

ARTICLE 4: PRIOR YEAR BILLS

To see if the Town will vote to raise and appropriate, or transfer from available funds such sums as required to pay prior fiscal year's bill(s), or take any other action related thereto.

SPONSOR: Finance Director

MOTION: *Passover*

COMMENTARY: *This is a standing town meeting warrant article in the case any prior fiscal year bills are identified. The Town has no prior year bills to be approved at this town meeting.*

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Recommendation

RECOMMENDATION OF THE FINANCE COMMITTEE: No Recommendation

VOTE NEEDED: Requires a 4/5ths majority vote

ARTICLE 5: FY11 BUDGET AMENDMENTS

To see if the Town will vote to transfer from available funds, including Unexpended Unencumbered Fund Balance, stabilization and enterprise retained earnings, and to appropriate, or to raise and appropriate, or to approve budget reductions, in order to balance the FY 2011 Town Budget approved under Articles 4, 6, 7, 8, 9 and 10 of the May 11, 2010 Annual Town Meeting, or take any other action relative thereto.

SPONSOR: Finance Director

COMMENTARY: *The purpose of the article is to make adjustments to balance the FY 2011 budget as voted at the Spring Annual Town Meeting; including new appropriations and/or budget reductions. Please see the spreadsheets at the back of this booklet for comparisons between the budget voted at the Spring Annual Town Meeting and the budget that will be in place if the appropriation changes listed below are enacted.*

MOTION: *Move that the Town vote to reduce, raise, transfer and appropriate the amounts as stated in the following chart for any purpose for which funds may be expended from the latter accounts, each item being considered a separate appropriation for FY11:*

Budget Line	Amount	Further Commentary
Uxbridge Public Schools	-\$174,132.00	The final Cherry Sheet, released on July 1, reduced Chapter 70 aid to the school department by \$174,132, but committed a state fiscal stabilization fund (SFSF) grant to the School Department in the same amount, that can be spent without further appropriation. This reduction reflects the funding methodology change.

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-1-0)

VOTE NEEDED: Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3rds majority vote.

ARTICLE 6: FY11 INTER/INTRA DEPARTMENTAL TRANSFERS

To see if the Town will vote to transfer and appropriate from available funds, including funds previously appropriated to other uses or Unexpended Unencumbered Fund Balance and enterprise fund retained earnings, or to raise a sum or sums of money to appropriate to accounts and for purposes to be specified at the Fall Annual Town Meeting, or take any action relative thereto.

SPONSOR: Finance Director

GENERAL COMMENTARY: *The purpose of this article is to transfer funds within department budgets or from one department to another. Per MGL, transfers between individual municipal budgets require Town Meeting action.*

MOTION: *Move that the Town vote to transfer and appropriate the amounts as stated in the following charts for any purpose for which funds may be expended from the latter accounts, each item being considered a separate appropriation for FY11:*

A.) Transfers between departments (Simple majority vote)

A1.	FROM:	Amount	TO:	Amount
	Police Salaries (0100-210-5110-0000-0000-0000-1-0000-0-0)	\$11,400	Police Expenses (0100-210-5241-0000-0000-0000-2-0000-0-0)	\$11,400

COMMENTARY: *This transfer, recommended by the Police Chief, is to cover the cost of replacing air conditioning condensers which power the air conditioners at the Police Department.*

A2.	FROM:	Amount	TO:	Amount
	Police Salaries (0100-210-5110-0000-0000-0000-1-0000-0-0)	\$20,400	Police Expenses (0100-210-5281-0000-0000-0000-2-0000-0-0)	\$20,400

COMMENTARY: *This transfer, recommended by the Police Chief, is to pay for the collective bargaining agreement costs of clothing and cleaning allowances for police officers and dispatchers. These funds were raised in the salary line of the FY 2011 budget; they should have been raised in expenses.*

A3.	FROM:	Amount	TO:	Amount
	Police Salaries (0100-210-5110-0000-0000-0000-1-0000-0-0)	\$900	Animal Control Salaries (0100-292-5110-0000-0000-0000-2-0000-0-0)	\$900

COMMENTARY: *This transfer, recommended by the Police Chief, is to provide additional animal control support on shift coverage.*

A4.	FROM:	Amount	TO:	Amount
	Police Salaries (0100-210-5110-0000-0000-0000-1-0000-0-0)	\$1,600	Police Expenses (0100-210-5173-0000-0000-0000-2-0000-0-0)	\$1,600

COMMENTARY: *This transfer, recommended by the Police Chief, is to cover the cost of changing the access system in the front of the Police Department due to issues with the access locking system*

A5.	FROM:	Amount	TO:	Amount
	Police Salaries (0100-210-5110-0000-0000-0000-1-0000-0-0)	\$5,000	Accounting Salaries (0100-135-5110-0000-0000-0000-2-0000-0-0)	\$5,000
	Tax Title Expense(0100-158-5315-0000-0000-0000-2-0000-0-0)	\$9,747	Accounting Salaries (0100-135-5110-0000-0000-0000-2-0000-0-0)	\$9,747
	External Audit Expense (0100-137-5317-0000-0000-0000-2-0000-0-0)	\$3,000	Accounting Salaries (0100-210-5110-0000-0000-0000-2-0000-0-0)	\$3,000
	Town Hall Expense (0100-192-5242-0000-0000-0000-2-0000-0-0)	\$3,000	Accounting Salaries (0100-210-5110-0000-0000-0000-2-0000-0-0)	\$3,000
	Highway Department Expense (0100-422-5241-0000-0000-0000-2-0000-0-0)	\$3,853	Accounting Salaries (0100-210-5110-0000-0000-0000-2-0000-0-0)	\$3,853
	Total	\$24,600	Total	\$24,600

COMMENTARY: *These transfers are being recommended to allow for additional staffing in the Town Accountant's Office. The Town Accountant gave his notice in March of 2008 when he accepted another position. After a search for a full time replacement that was ultimately unsuccessful, the Town agreed to employ the incumbent on a part time basis, a savings of approximately \$80,000 over the past two fiscal years. The financial departments gave up another full time position in 2009, a savings of an additional \$34,000. The loss of those two positions, coupled with the additional amount of financial reporting that is required as part of the high school construction project, has dramatically increased the department's workload.*

A6.	FROM:	Amount	TO:	Amount
	Community Access Receipts Reserved (2030-645-3580-0000-0000-0000-0-0000-0)	\$15,000	Community Access Capital Expenses (2030-645-5880-0000-0000-0000-8-0000-0)	\$15,000

COMMENTARY: *This transfer is to provide funding to purchase a mobile studio, a self contained recording unit that can be easily transported to any site.*

A7.	FROM:	Amount	TO:	Amount
	1990 Overlay Reserve (1000-000-1230-1990)	\$182.53	2000 Overlay Reserve (1000-000-1230-2000)	\$182.53
	1990 Overlay Reserve (1000-000-1230-1990)	\$203.48	1987 Overlay Reserve (1000-000-1230-1990)	\$203.48
	1990 Overlay Reserve (1000-000-1230-1990)	\$198.17	1986 Overlay Reserve (1000-000-1230-1986)	\$198.17
	1990 Overlay Reserve (1000-000-1230-1990)	\$190.00	1985 Overlay Reserve (1000-000-1230-1986)	\$190.00
	1990 Overlay Reserve (1000-000-1230-1990)	\$182.50	1984 Overlay Reserve (1000-000-1230-1984)	\$182.50
	1990 Overlay Reserve (1000-000-1230-1990)	\$152.94	1983 Overlay Reserve (1000-000-1230-1983)	\$152.94
	1990 Overlay Reserve (1000-000-1230-1990)	\$178.85	1982 Overlay Reserve (1000-000-1230-1982)	\$178.85
	Total	\$1,288.47	Total	\$1,288.47

COMMENTARY: *The Overlay Reserve account is used to fund tax abatements. There is no overlay reserve remaining for the tax years shown in the "TO" column, and there are outstanding tax balances remaining to be abated, in the amount shown in the far right hand column. Performing this transfer will allow these balances to be abated and to close the tax levies for these years.*

B.) Transfers from Stabilization (2/3rd's majority vote):

B1.	FROM:	Amount	TO:	Amount
	Stabilization (Fund 2500)	\$40,000	Farnum House Capital Expenditure Account	\$40,000

COMMENTARY: *This request is to fund the replacement of the existing roof and its substructure of the Farnum House with a historically appropriate replacement roof. The Town will be applying for a matching grant from the Massachusetts Historical Commission, but must fund the entire project in advance of the grant application. We anticipate a transfer at a future meeting, returning unused project proceeds to the Stabilization Fund.*

B2.	FROM:	Amount	TO:	Amount
	Stabilization (Fund 2500)	\$17,500	Fire Department Capital Expenditure Account	\$35,000
	Ambulance Enterprise Retained Earnings	\$17,500		

COMMENTARY: *This request is to fund the replacement of the 2001 Ford Expedition designated as "Car 1" with a 2010 Expedition. This vehicle carries a variety of equipment, and is used as a command*

vehicle at the majority of fire and emergency medical incidents that require the response of more than one unit. It also conducts the daily business of the fire/ambulance department. The current vehicle has electrical issues and severe suspension corrosion. This replacement was identified as a capital replacement for FY 2010.

B3.	FROM:	Amount	TO:	Amount
	Stabilization (Fund 2500)	\$37,112	School Department Expenses (0100-303-5880-0000-0000- 00000-2-2420-5-2)	\$37,112

COMMENTARY: The FY 2010 School Department budget closed out \$31,622.64 to Unexpended Unencumbered Fund Balance. The School Transportation budget turned back \$5,489.14, for a total of \$37,111.78. The School Department requests to use these FY2010 budget savings to purchase a new van to reduce and/or offset increased FY2011 costs to the transportation budget.

RECOMMENDATION OF THE BOARD OF SELECTMEN:

Favorable Action (5-0-0): A1, A2, A3, A4, A7

Favorable Action (3-2-0): A5

Unfavorable Action (5-0-0): A6

RECOMMENDATION OF THE FINANCE COMMITTEE:

Favorable Action (6-1-0): A1, A2, A3, A4, A5, A7

Favorable Action (4-3-0): A6

VOTE NEEDED: Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3rds vote.

ARTICLE 7: PURCHASE OF A NEW RESCUE APPARATUS

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds the sum of \$300,000 for the purpose of purchasing and equipping a new rescue apparatus for the Fire Department; and further, to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen is authorized to borrow up to \$300,000 under Chapter 44 of Massachusetts General Laws or any other enabling authority; that the Board of Selectmen is authorized to apply for and accept any federal or state funds or grants and/or gifts of any kind for the purpose of this acquisition; or take any other action relative thereto.

SPONSOR: Fire Chief

GENERAL COMMENTARY: *This request is to purchase a replacement for Engine #4. This replacement truck will allow the Fire Department to assemble all of its rescue equipment on a single unit to improve availability and access. The department's rescue equipment is currently parceled out among several vehicles, which in many cases results in multiple unit responses for incidents that do not require such response. This will be a ten year borrowing, which is expected to cost approximately \$349,000 over a ten year period, based on interest rates at 3%.*

MOTION: *Move that the Town borrow \$300,000 for the purpose of purchasing and equipping a new fire truck/rescue apparatus for the Fire Department; and further, to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen is authorized to borrow up to \$300,000 under Chapter 44 of Massachusetts General Laws or any other enabling authority; that the Board of Selectmen is authorized to apply for and accept any federal or state funds or grants and/or gifts of any kind for the purpose of this acquisition.*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-1-0)

VOTE NEEDED: Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization or a borrowing authorization requires a 2/3rds vote.

ARTICLE 8: ACCEPTANCE OF M.G.L. CHAPTER 59, SECTION 5 (4)

To see if the Town will vote to accept the provisions of M.G.L. Chapter 59, Section 5 (54) effective July 1, 2011, to exempt assessment of taxes for personal property accounts with valuations of less than \$1,000, or take any action relative thereto.

SPONSOR: Finance Director

COMMENTARY: *The article requests acceptance of a section of MGL which allows a city or town to establish a minimum fair cash value for personal property tax accounts. The minimum valuation request is being established at \$1,000.00 because the costs associated with committing, mailing, and posting payments for low value accounts may exceed the amount to be collected. With the adoption of this minimum value, eighteen accounts, with an average valuation of \$480.55 or total value of \$8,650, will be exempt from billing, effective for FY 2012. Total effect on the tax levy, in FY 2011 terms, is an average of \$6.03 per account for a total of \$108.56.*

MOTION: *Move that the Town vote to accept the provisions of M.G.L. Chapter 59, Section 5 (54) effective July 1, 2011, to exempt assessment of taxes for personal property accounts with valuations of less than \$1,000.00.*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-1-0)

VOTE NEEDED: Requires a simple majority vote.

ARTICLE 9: BORROWING RESCISSION; BALANCE OF HIGH SCHOOL LAND AUTHORIZATION

To see if the Town will vote to rescind the remainder of the \$1,630,000 borrowing authorization, in the amount of \$260.00, as authorized in Article 12 of the November 15, 2005 Fall Annual Town Meeting, and the January 17, 2006 Special Election Ballot or take an action relative thereto.

SPONSOR: Board of Selectmen (Town Manager)

COMMENTARY: *Article 14 of the November 18, 2008 contained a motion which rescinded the balance of the \$1,630,000 authorization that was not needed for the purchase of land for the new high school which was voted in 2005/2006 and issued as permanent funding in April of 2008. The Town purchased the two parcels of land for \$1,249,140. The remaining authorization of \$380,860 was to have been rescinded. The motion at that Town Meeting rescinded \$380,600, leaving an outstanding authorization of \$260.00.*

MOTION: *Move to rescind the remainder of the \$1,630,000 borrowing authorization, in the amount of \$260.00 as authorized in Article 12 of the November 15, 2005 Fall Annual Town Meeting and the January 17, 2006 Special Election Ballot.*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

VOTE NEEDED: Requires a simple majority.

ARTICLE 10: ACCEPTANCE OF LAND DONATION – OLD ELMDALE ROAD

To see if the Town will vote to authorize the Board of Selectmen to accept a deed in lieu of tax foreclosure, pursuant to G.L. C.60, §77C, conveying fee title to all or portions of the parcel of real estate owned by the Highland Holdings Corporation and more particularly described on Uxbridge Assessors Maps as Map 25, Lot 4057 and further identified as Old Elmdale Road (Book 20783, Page 313), said land to be conveyed to the Town free and clear of any liens or encumbrances except for municipal tax liens securing payment of outstanding real estate taxes, and upon conveyance to the Town, to be held for general municipal purposes or for disposition thereof, by sale or otherwise. Furthermore, to authorize the Board of Selectmen to undertake any act or to execute any document necessary to consummate this

transaction with the provisions of G.L. c.60, § 77C, or to take any other action relative thereto.

SPONSOR: Finance Director

COMMENTARY: *This property has been in tax title since 1999. The balance due on the account is \$4,662.75 as of September 20, 2010. Title acceptance via G.L. c.60, § 77C allows title to be transferred to the Town without undertaking the costly and time-consuming Land Court foreclosure process. Once the Town obtains title to the property, it can keep or dispose of the property as it sees fit.*

MOTION: *Move that the article be accepted as written*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-1-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.60 §. 77C)

ARTICLE 11: STREET ACCEPTANCE – ROSE LANE

To see if the Town will vote to Accept as a public way the street known as Rose Lane as laid out by the Board of Selectmen, and further authorize the Board of Selectmen, in the name and behalf of the Town, to acquire by gift, easements and appurtenant rights in and for said way for the purposes for which public ways are used in the Town; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner.*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 12: STREET ACCEPTANCE – JODIE CIRCLE

To see if the Town will vote to (a) to accept as public way Jodie Circle as laid out by the Board of Selectmen, a copy of which layouts are on file with the Town Clerk; (B) to authorize the Board of Selectmen, in the name and behalf of the town, to acquire by gift, purchase, or eminent domain the necessary fee interests or easements and appurtenant rights in and for said ways for the purposes for which public ways are used in the town; and (c) to see what sums the Town will raise and appropriate or transfer from available funds for such purposes; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-3-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (5-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 13: STREET ACCEPTANCE – LONG MEADOW ROAD

To see if the Town will vote to (a) to accept Long Meadow Road as a public way, as laid out by the Board of Selectmen, a copy of which layout is on file with the Town Clerk; (b) to authorize the Board of Selectmen, in the name and behalf of the town, to acquire by gift, purchase, or eminent domain the necessary fee interests or easements and appurtenant rights in and for said way for the purposes for which public ways are used in the Town; and (c) to see what sums the Town will raise and appropriate or transfer from available funds for such purposes; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 14: STREET ACCEPTANCE – FOXWOOD LANE, DEER VIEW LANE AND WILDLIFE DRIVE

To see if the Town will vote to (a) to accept Foxwood Lane, Deer View Lane and Wildlife Drive as public ways, as laid out by the Board of Selectmen, a copy of which layout is on file with the Town Clerk; (b) to authorize the Board of Selectmen, in the name and behalf of the town, to acquire by gift, purchase, or eminent domain the necessary fee interests or easements and appurtenant rights in and for said ways for the purposes for which public ways are used in the Town; and (c) to see what sums the Town will raise and appropriate or transfer from available funds for such purposes; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 15: STREET ACCEPTANCE – JULIA DRIVE

To see if the Town will vote to (a) to accept Julia Drive as a public way, as laid out by the Board of Selectmen, a copy of which layout is on file with the Town Clerk; (b) to authorize the Board of Selectmen, in the name and behalf of the town, to acquire by gift, purchase, or eminent domain the necessary fee interests or easements and appurtenant rights in and for said way for the purposes for which public ways are used in the Town; and (c) to see what sums the Town will raise and appropriate or transfer from available funds for such purposes; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 16: STREET ACCEPTANCE – STANPHYL ROAD

To see if the Town will vote to (a) to accept Stanphyl Road as a public way, as laid out by the Board of Selectmen, a copy of which layout is on file with the Town Clerk; (b) to authorize the Board of Selectmen, in the name and behalf of the town, to acquire by gift, purchase, or eminent domain the necessary fee interests or easements and appurtenant rights in and for said way for the purposes for which public ways are used in the Town; and (c) to see what sums the Town will raise and appropriate or transfer from available funds for such purposes; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 17: STREET ACCEPTANCE – CASSIE LANE

To see if the Town will vote to accept as public way the street known as Cassie Lane as laid out by the Board of Selectmen, in the name and behalf of the Town, to acquire by gift, easements and appurtenant rights in and for said way for the purposes for which public ways are used in the Town; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (7-0-0)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 18: STREET ACCEPTANCE – BUTTERMILK WAY

To see if the Town will vote to accept as public way the street known as Buttermilk Way as laid out by the Board of Selectmen, and further authorize the Board of Selectmen, in the name and behalf of the Town, to acquire by gift, easements and appurtenant rights in and for said way for the purposes for which public ways are used in the Town; or take any other action relating thereto.

SPONSOR: Citizen's Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-1)

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires a simple majority (M.G.L. c.83 §. 23)

ARTICLE 19: AMEND CHAPTER 400 ARTICLE V GENERAL REGULATIONS OF THE ZONING BYLAWS – COMMON DRIVEWAYS

To see if the Town will vote to amend Chapter 400 ARTICLE V General Regulations of the ZONING BYLAWS by inserting the following language in the currently reserved section 400-15 to be titled COMMON DRIVEWAYS

400-15 Common Driveways

A. Purpose

The purpose of this by-law is to promote public safety; avoid the alteration of the physical appearance of the land; minimize the alteration of wetland resource areas and topographical characteristics, including the removal of rock outcrops, significant fill or grading, removal of trees and other vegetation, or the removal of buildings of historical or architectural merit. All driveways shall be constructed in a manner ensuring reasonable and safe access for all vehicles including, but not limited to, emergency, fire and police vehicles.

B. Applicability

1. Common driveways, serving not more than two (2) lots are allowed by right.
2. Common driveways serving between three (3) and four (4) lots may be allowed by special permit in all zoning districts. Common driveways may not serve more than four (4) lots.

C. Special Permit Granting Authority

The Planning Board shall be the Special Permit Granting Authority for three (3) or more common driveways.

1. The Planning Board shall consider recommendations from the Police Chief, the Fire Chief, the Highway Superintendent and the Town Engineer.
2. The Planning Board may establish and assess reasonable fees for the permit application.
3. Strict compliance with the requirements of this by-law may be waived when, in the judgment of the Planning Board, such action is in the public interest and not inconsistent with this by-law. In waiving strict compliance, the Board may require such alternative conditions as will serve substantially the same objective as the standards being waived. Further, the Planning Board may adopt, and from time to time amend regulations, policies, or lend guidance in the implementation and administration of this by-law.

D. Administration

The submittal package shall include the Special Permit Application Form, a certified abutters list for all property owners within 300 feet of the properties being served, a plan showing the proposed driveway

presented at a suitable scale to show the scope and intent of the proposed project, and the permit application fee as identified herein. Applicants for common driveway approval shall submit twelve (12) copies of the application package to the Planning Board office. Within three (3) business days thereafter the Planning Board shall forward a copy of the application to the Police Chief, Fire Chief, Highway Superintendent and the Town Engineer.

E. Design Requirements

1. Lots to be served shall have at least the minimum required frontage on a town way as required by the Zoning By-law in effect at the time they were created.
2. Lots to be served by a common driveway must meet the dimensional standards of the Zoning By-law in effect at the time they were created.
3. The common driveway shall be located entirely within the boundaries of the lots being served thereby.
4. The Grade of the Common Driveway shall not exceed 10% unless the Planning Board shall grant a waiver of this requirement after a determination that said driveway will provide safe and reasonable access for vehicles.
5. The Driveway Centerline intersection with the street centerline shall not be less than (forty-five) 45 degrees.
6. No driveway will be constructed that ties to an accepted Town way in a manner that interferes with Town road drainage.

F. Construction and Operational Requirements

1. No driveway will be constructed that ties to an accepted Town way in a manner that interferes with Town road drainage.
2. The Common Driveway shall have a minimum cleared width of eighteen (18) feet if less than or equal to three hundred (300) feet in length, and twenty-two (22) feet if greater than three hundred (300) feet in length.
3. Driveways shall be constructed with a durable material, graded and suitably maintained to the extent necessary to avoid any nuisance by reason of erosion or water flow onto adjoining property.
4. A paved apron of at least twenty (20) feet in length shall be constructed at the Common Driveway - street intersection to ensure that dirt and debris is not tracked into the street.
5. No parking shall be allowed on the commonly used portion of the common driveway.
6. The house numbers of the lots serviced by the common driveway shall be clearly posted at both the street and the split in the common driveway.

G. Required Documents

Proposed documents shall be submitted to the Planning Board demonstrating, to the satisfaction of the Planning Board, that, through easements, restrictive covenants or other appropriate legal devices, the maintenance, repair, snow removal and liability of the common driveway shall remain perpetually the responsibility of the private parties or their successors-in-interest.

1. Said documents shall be recorded at the Registry of Deeds, and a copy of said recorded documents shall be provided to the Planning Board prior to issuance of a building permit for any structure to be served by the common driveway.
2. A covenant shall be entered into between the owner or developer and the Town, in a form acceptable to the Planning Board, prohibiting the issuance of an occupancy permit for any structure to be served by the common driveway until such time as the common driveway has been constructed in accordance with this Bylaw.
3. Completion of Declaration of Common Driveway Maintenance Covenant.

Or take any other action related thereto.

SPONSOR: Planning Board

COMMENTARY: *The Planning Board seeks to amend the zoning bylaws to clarify the use of common driveway by right for not more than two driveways and by special permit for three or four driveways.*

MOTION: *Move to vote the article as written*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Unfavorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE;

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires 2/3rds majority.

ARTICLE 20: AMEND CHAPTER 400 ARTICLE VII SPECIAL RESIDENTIAL REGULATIONS OF THE ZONING BYLAWS – RETREAT LOTS

To see if the Town will vote to amend Chapter 400 ARTICLE VI I Special Residential Regulations of the ZONING BYLAWS by inserting the following language in the currently reserved section 400-32 to be titled RETREAT LOTS:

For the purpose of providing reasonable use of backland, for single family residential use, there may be established so called retreat lots, also called pork chop lots or hammer head lots, the building upon which may be authorized by the Planning Board subject to the following conditions:

- A. Such lot shall be entirely within residential zoning district R-A, R-B, R-C, or the Agriculture Zone.
- B. Such lot shall have a minimum street frontage of 30 feet and a width of not less than 30 feet at all points between the street and the nearest part of the principal building.
- C. The area of such lot shall be at least 1.5 times the minimum area otherwise required.
- D. Such lot shall otherwise be in compliance with all other requirements of the Zoning Bylaws applicable to the zoning district in which such lot is located.
- E. Such lot shall not have contiguous frontage with any other lot owned by the same individual, group of individuals, or other common entity that has been granted a building permit pursuant to this section.
- F. No building permit shall be issued pursuant to this section unless such lot is situated on a public way/private way in the Town of Uxbridge.
- G. Any dwelling constructed on such lot shall be a single-family home.
- H. Once a retreat lot with reduced frontage is approved by the Planning Board, it can not be subsequently divided into further lots.

Or take any other action related thereto.

SPONSOR: Planning Board

COMMENTARY: *The Planning Board seeks to amend the zoning bylaws to afford a resident the opportunity to utilize back land for a single residence in residential & agricultural zones.*

MOTION: *Move to vote the article as written*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE;

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (3-0-0)

VOTE NEEDED: Requires 2/3rds majority.

ARTICLE 21: AMEND THE ZONING BYLAWS SECTION 400-13, APPENDIX B – TABLE OF DIMENSIONAL REQUIREMENTS

To see if the Town will vote to amend the Zoning Bylaws Section 400-13, Appendix B – Table of Dimensional Requirements, footnote 3 by adding the language after the word “Plus”... “for an Apartment House...” and deleting the word “dwelling” and replacing it with “apartment”. The amended footnote should read “Plus, for an Apartment House, 8,000 square feet per additional apartment unit over one (1), up to four (4) apartment units per lot.

SPONSOR: Citizen’s Petition

MOTION: *Motion, if any to be provided by the petitioner*

RECOMMENDATION OF THE BOARD OF SELECTMEN:
RECOMMENDATION OF THE FINANCE COMMITTEE;
RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (5-0-0)
VOTE NEEDED: Requires 2/3rds majority.

ARTICLE 22: AMEND ARTICLE X, DEFINITIONS OF THE ZONING BYLAWS

To see if the Town will vote to amend the text of article 13 as passed at the May 11, 2010 Annual Town Meeting by amending Chapter 400 of the Town of Uxbridge Zoning Bylaws in the following manner:

1. Amend ARTICLE X, DEFINITIONS by adding:

“Life Science and Life Science Technology: Any of the several branches of science and technology that deal with living organisms and their organization. The use, production, manufacture, or storage of Recombinant DNA is prohibited without first obtaining a PERMIT issued by the Board of Health”.

2. Amend Appendix A, Table of Use Regulations by adding under “D. Commercial Uses” the following:

“Life Science and Life Science Technology” and by placing the letters “N” in the columns R-A, R-B, R-C, and A; and “Y” in the columns “B” and “I”.

And by adding to the “Key” at the end of the table of uses:

“ ‘ The use, production, manufacture, or storage of Recombinant DNA is prohibited without first obtaining a PERMIT issued by the Board of Health”.

SPONSOR: Board of Selectmen

COMMENTARY:

MOTION: *Move to vote the article as written*

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE;

RECOMMENDATION OF THE PLANNING BOARD: Favorable Action (5-0-0)

VOTE NEEDED: Requires 2/3rds majority.

* * * * *

And you are directed to serve this warrant by posting up attested copies thereof, one at the Town Hall, one at the Uxbridge Post Office, one at the North Uxbridge Post Office and one at the Linwood Post Office, at least fourteen (14) days before the time of holding said meeting.

Hereof, fail not and make due return of this warrant, with your doings thereon, to the Town Clerk at the time of the meeting aforesaid.

Given under our hands this 20th day of September in the year 2010.

Uxbridge Board of Selectmen:

Beth A. Pitman, Chairman

Bruce Desilets, Vice Chairman

Jay Cahill, Clerk

Cari Kay Robertson, Selectman

Peter Baghdasarian, Selectman

A True Copy – Attest:

Constable, Town of Uxbridge

Date

Jason Geshelin
45 Glen St.
Uxbridge, MA 01569

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BOARD OF SELECTMEN
UXBRIDGE, MA

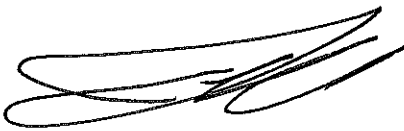
Mr. Michael Szlosek
Town Manager / Chairman of Board of Selectmen
Town of Uxbridge
21 South Main St.
Uxbridge, MA 01569

Dear Mr. Szlosek:

On behalf of myself and my neighbors at the Davis Heights Subdivision (Glen and Lee Streets); I am requesting that you kindly put on the agenda of your next scheduled meeting, time to hear our request to have the Town Of Uxbridge provide maintenance, including winter maintenance for the 2010/2011 season, for the above mentioned streets given the recent decision at the October 27th Planning Board meeting to approve the Subdivision and release the bond.

Thank you very much for your consideration in this matter.

Yours truly,



Jason Geshelin
45 Glen St.
Uxbridge, MA 01569



TOWN OF UXBRIDGE
 BOARD OF SELECTMEN
 Town Hall Room 102
 21 South Main Street
 Uxbridge, MA 01569-1851
 508-278-8600 Fax 508-278-8605

RECEIVED

OCT 27 2010

BOARD OF SELECTMEN
 UXBRIDGE, MA

TALENT BANK FORM

Local Government needs citizens to give of their time and talents serving the Town of Uxbridge. This Talent Bank Form has been established to compile a list of interested citizens who are voluntarily willing to serve on Boards, commissions, and committees. Some groups meet often, others require less time, and still others are busy only at specific times of the year. Occasionally, there are requirements for ad hoc committees or sub-committees who are appointed to work on special projects.

If you are interested in serving, please check your preference(s) below and return the completed form to the Town Manager at the address listed above. The form can also be faxed or emailed.

- | | |
|---|---|
| <input type="checkbox"/> ADA Committee | <input type="checkbox"/> Affordable Housing Committee |
| <input type="checkbox"/> Blanchard Reuse Committee | <input type="checkbox"/> Board of Health |
| <input type="checkbox"/> Board of Registrars | <input type="checkbox"/> Bylaw Review Committee |
| <input type="checkbox"/> Compensation Advisory Board | <input type="checkbox"/> Conservation Commission |
| <input type="checkbox"/> Council on Aging | <input type="checkbox"/> Cultural Council |
| <input type="checkbox"/> Historic Cemetery Committee | <input type="checkbox"/> Historic Commission |
| <input type="checkbox"/> Historic District Commission | <input type="checkbox"/> Housing Authority |
| <input type="checkbox"/> Industrial Development Committee | <input type="checkbox"/> Land Planning Committee |
| <input type="checkbox"/> Parade Committee | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Poll Worker | <input type="checkbox"/> Recreation Commission |
| <input type="checkbox"/> Scholarship Committee | <input type="checkbox"/> School Building Committee |
| <input type="checkbox"/> Town Common Committee | <input type="checkbox"/> Website Committee |
| <input type="checkbox"/> Zoning Board of Appeals | <input checked="" type="checkbox"/> Other: <u>CHARTER REVIEW COM.</u> |

NAME: Harry A. Romasco Are you a registered voter? yes

ADDRESS: 19 Fisher St. Uxbridge

HOME PHONE: 508-278-3255 WORK PHONE: _____ FAX: 508-278-3255

EMAIL ADDRESS: hromasco@comcast.net OCCUPATION: self employed financial planner

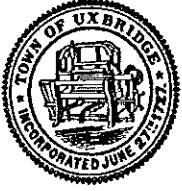
PLEASE LIST ANY POTENTIAL CONFLICTS OF INTEREST (CURRENT MEMBERSHIPS, BUSINESS AFFILIATION):
None

SPECIAL INTERESTS AND SKILLS: too numerous to mention

EDUCATION AND EXPERIENCE: ABA Nichols College Graduate Studies

REASONS FOR WANTING TO SERVE: Desire to invest in American College

* I am willing to offer my experience to help make our charter a better working document, that can make Uxbridge a better place to do business & raise a family.



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 OCT 26 2010
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 UXBRIDGE, MA

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| <input type="checkbox"/> Town Common Committee | <input type="checkbox"/> Website Committee |
| <input type="checkbox"/> Zoning Board of Appeals | <input type="checkbox"/> Other: _____ |

NAME: June Bangma Are you a registered voter? yes

ADDRESS: 34 Granite St

HOME PHONE: 508-278-6454 WORK PHONE: 508-278-8600 x 2014 FAX: 508-278-0709

EMAIL ADDRESS: tbang@Charter.net OCCUPATION: Admin Assistant

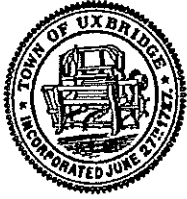
PLEASE LIST ANY POTENTIAL CONFLICTS OF INTEREST (CURRENT MEMBERSHIPS, BUSINESS AFFILIATION):
Only conflict is husband + son are firefighters

SPECIAL INTERESTS AND SKILLS: _____

EDUCATION AND EXPERIENCE: High School grad.

REASONS FOR WANTING TO SERVE: Tracey asked

work e-mail inspection.sec@uxbridge-ma.gov



TOWN OF UXBRIDGE
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508-278-8600 Fax 508-278-8605

Kevin Kuros, Chair
Michael Potaski, Vice Chair
Cari Kay Robertson, Clerk
Bruce Desilets
Peter Baghdasarian
Jill R. Myers, Town Manager

Page
11/2/10
TA

APPLICATION FOR ONE-DAY ALCOHOL LICENSE
BEER AND WINE
To be filled out by Manager

Organization name: OUR LADY OF THE VALLEY REGIONAL SCHOOL
Business address: 75 MENDON ST, UXBRIDGE MA 01569
Manager name: MARILYN WILLIAMS, PRINCIPAL
SS#: _____ Date of birth: _____
Daytime phone: 508 278 5851 Evening phone: SAME
Date of event: 11/20/10 Hours event will be held: 9-3 PM
Description of event: HOLIDAY FAIR

Location of event & description of premises: ST. MARY'S CHURCH AND
OUR LADY OF THE VALLEY SCHOOL
GROUNDS

Organization: Profit _____ Non-Profit

Prior Experience in Liquor Industry: Yes: No: _____

If yes, please explain: SAME EVENT LAST 2 YEARS

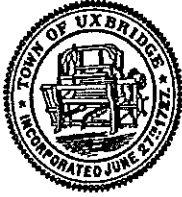
MW

Manager's Signature

11/1/10

Date

There is a \$15 fee due at the time of submission of the application; checks should be made payable to the Town of Uxbridge.



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 508-278-8600 Fax 508-278-8605

*Del 11/3/10
TAS*

ANNUAL

APPLICATION FOR ONE-DAY ENTERTAINMENT LICENSE
 To be filled out by Manager

Licensee Name: OUR LADY OF THE VALLEY REGIONAL SCHOOL

Business Address: 25 Mendon St

Manager Name: MARILYN WILLAND, PRINCIPAL

Start Date of Employment: _____

Home Address: 25 Mendon St

SS#: _____ Date of Birth: _____

Daytime Phone: 508 278 5851 Evening Phone: _____

Requested Date of License: 11/20/10

Description of Premises: ST MARY'S CHURCH + OLD SCHOOL GROUNDS

Description of Function: HOLIDAY FAIR

Hours of Function: 9-3

Organization: Profit _____ Non-Profit

MW _____ Date 11/1/10

Manager's Signature