

COMMONWEALTH OF MASSACHUSETTS
TOWN OF WEST BOYLSTON
SEMI-ANNUAL TOWN MEETING WARRANT
MAY 19, 2008

Worcester ss.

To the Constables of the Town of West Boylston.

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of West Boylston qualified to vote in elections and Town affairs, to meet in the Auditorium of the Middle/High School in said Town on Monday, May 19, 2008 at 7:00 p.m. in the evening, then and there to act on the following articles.

ARTICLE 1 - AUTHORIZATION TO HEAR THE REPORTS OF OFFICERS AND COMMITTEES OF THE TOWN

To see if the Town will vote to hear the reports of the officers and standing committees of the town; or take any other action relative thereto.

ARTICLE 2 - AUTHORIZATION TO BORROW IN ANTICIPATION OF REVENUE AND TO ENTER INTO A COMPENSATING BALANCE AGREEMENT WITH A BANK

To see if the Town will vote to authorize the Town Treasurer/Tax Collector, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the Fiscal Year 2009, the period from July 1, 2008 through June 30, 2009, in conformity with the provisions of the Massachusetts General Laws, Chapter 44, Section 4, and to issue a note or notes as may be given for a period of less than one year in accordance with Massachusetts General Laws, Chapter 44, Section 17, and to authorize the Treasurer/Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 2009 pursuant to Massachusetts General Laws, Chapter 44, Section 53F, or take any other action relative thereto.

**ARTICLE 3 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR
WBPA-TV**

To see if the Town will vote to establish a Revolving Fund for WBPA-TV in conformity with Massachusetts General Laws, Chapter 44 Section 53E½ for the following purposes and subject to the following conditions:

- a) to be used to purchase equipment to further enhance the cable-casting abilities of the town;
- b) to be used to purchase expendable material as needed, such as videotape, batteries, gaffer's tape, lights, etc.;
- c) to be the depository for those receipts submitted to WBPA-TV for the operation of WBPA-TV that have been authorized by the Board of Directors of WBPA-TV, as well as the franchise license fee paid by Charter Communications to the town;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$5,000;
- e) to not be used for any wages or salaries, since WBPA-TV is a volunteer organization; and
- f) to have the Board of Directors of WBPA-TV be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 4 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR THE
BOARD OF HEALTH**

To see if the Town will vote to authorize the Board of Health to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½ for the following purposes and subject to the following conditions:

- a) to be the depository for fees derived from permits issued to licensed sewage haulers in the Town of West Boylston, said fees shall cover the cost of dumping at the Upper Blackstone Water Pollution Abatement District (U.B.W.P.A.D.), plus an administrative charge;
- b) to be the depository for fees derived from plan reviews, inspections, administrative charges and other fees for services rendered by the Board of Health;
- c) to pay the U.B.W.P.A.D. for sewage dumped at its facility in Millbury by sewage haulers licensed in the Town of West Boylston;

- d) to pay Board of Health inspectors and/or agents for services provided for food service, sanitary code compliance, public nuisance, noisome trade inspections; and for percolation and soil testing, septic system design review, septic system installation review, final septic inspection and engineering services;
- e) to fund administrative expenses of the Board of Health, including wage and salary expenses of part-time employees of the Board of Health;
- f) to have a limit on the total amount which may be spent from the Fund in Fiscal Year 2009 set at \$50,000; and
- g) to have the Board of Health be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

ARTICLE 5 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR THE CEMETERY TRUSTEES

To see if the Town will vote to authorize the Cemetery Trustees to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay the ordinary operating costs of the Cemetery Department including, but not limited to, part-time wages and grave opening costs, and excluding any full-time salaries and wages or elected officials stipends;
- b) to be the depository for all fees collected by the Cemetery Department, exclusive of perpetual care and sale of lots receipts;
- c) to set a limit on expenditures from said fund in Fiscal Year 2009 at \$50,000; and
- d) to have the Cemetery Trustees be the only authority empowered to expend monies from said fund.

or take any action in relation thereto.

ARTICLE 6 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR THE COUNCIL ON AGING

To see if the Town will vote to authorize the Council On Aging to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½ for the following purposes and subject to the following conditions:

- a) to pay for activities related to the Council On Aging programs that were not provided for in the Fiscal Year 2009 operating budget;
- b) to fund the administrative expenses of the Council On Aging including, but not limited to, the wages of part-time employees of the Council On Aging;
- c) to be the depository for fees and donations derived from various fund raising activities collected by the Council On Aging;
- d) to be the depository for revenue and reimbursements from the Worcester Regional Transit Authority (WRTA) and user fees and donations for transportation services provided by the Council On Aging;
- e) to have the Council On Aging be the only authority empowered to expend monies from this fund; and
- f) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$60,000;

or take any other action relative thereto.

**ARTICLE 7 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR THE PLANNING BOARD**

To see if the Town will vote to authorize the Planning Board to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay agents, attorneys, planners, and engineers of the Planning Board for services provided for permit application and plan review, and consultant services;
- b) to fund administrative and wage expenses of the Planning Board, including wage and salary expenses of part-time employees of the Planning Board;
- c) to be the depository for fees derived from plan review filing fees and all other fees charged by the Planning Board;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$50,000; and
- e) to have the Planning Board be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 8 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR THE ZONING BOARD OF APPEALS**

To see if the Town will vote to authorize the Zoning Board of Appeals to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay agents, attorneys, planners, and engineers of the Zoning Board of Appeals for services provided for permit application and plan review, and consultant services;
- b) to fund administrative and wage expenses of the Zoning Board of Appeals, including wage and salary expenses of part-time employees of the Zoning Board of Appeals;
- c) to be the depository for fees derived from variance, special permit, comprehensive permit filing fees and all other fees charged by the Zoning Board of Appeals;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$25,000; and
- e) to have the Zoning Board of Appeals be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 9 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR THE CONSERVATION COMMISSION**

To see if the Town will vote to authorize the Conservation Commission to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay agents, attorneys, planners and engineers of the Conservation Commission for services provided for permit application and plan review, and consultant services;
- b) to fund administrative and wage expenses of the Conservation Commission, including, but not limited to, wage and salary expenses of part-time employees of the Conservation Commission;
- c) to be the depository for fees derived from all Wetland Protection Act filing fees and all other fees charged by the Conservation Commission;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$25,000; and

- e) to have the Conservation Commission be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 10 - AUTHORIZATION TO ESTABLISH A PARKS, PLAYGROUND AND FIELDS
REVOLVING FUND FOR THE PARK COMMISSION**

To see if the Town will vote to authorize the Park Commission to establish a Parks, Playground and Fields Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to fund the costs of maintaining and operating the playgrounds, fields and facilities under the jurisdiction of the Park Commission, including the purchase of supplies and services;
- b) to fund the repair and maintenance of playgrounds, fields, parks and park facilities including, but not limited to, the tennis and basketball courts, and playing fields; said activities to be undertaken in coordination with the Department of Public Works and in conformity with all applicable laws and permit requirements;
- c) to fund administrative and wage expenses associated with the administration of the programs of the Park Commission, including wage and salary expenses of the part-time employees of the Parks Commission;
- d) to be the depository for field user fees and donations collected by the Park Commission;
- e) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$50,000; and
- f) to have the Park Commission, or Director of Public Works, or his/her successor, with the approval of the Park Commission, be empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 11 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR THE FIRE DEPARTMENT**

To see if the Town will vote to authorize the Fire Department to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to fund the costs of purchasing and installing equipment, as well as the operation and maintenance associated with the municipal fire alarm system service;
- b) to fund administrative and wage expenses associated with the operation and maintenance of the municipal fire alarm system, including wage and salary expenses of part-time employees of the Fire Department;
- c) to be the depository for fees charged to private property owners for use of the municipal fire alarm system by the Fire Department;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$15,000; and
- e) to have the Fire Chief, be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 12 – AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR THE FIRE DEPARTMENT**

To see if the Town will vote to authorize the Fire Department to establish a Revolving Fund in conformity with Massachusetts General Law, Chapter 44, Section 53E ½, for the following purposes and subject to the following conditions:

- a) to fund the costs of purchasing equipment, supplies and services related to Hazardous Material, and other emergencies;
- b) to fund administrative and wage expenses associated with the operation and response to Hazardous Material and other incidents;
- c) to be the depository for fees and payments for services related to the mitigation of Hazardous Materials and other incidents as paid from traffic companies, insurance companies and the like for billable services;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$10,000; and
- e) to have the Fire Chief be the only authority empowered to expend monies from this fund;

or take any action relative thereto.

**ARTICLE 13- AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR THE MEMORIAL DAY OBSERVANCE**

To see if the Town will vote to authorize the Cemetery Trustees to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) pay for the expenses and costs necessary for the annual Memorial Day Observance including, but not limited to, the purchase of supplies and services, excluding full and part time employee salary or wage costs;
- a) to be the depository for all gifts, donations and fees collected by the Town for the sole purpose of financing the costs of the Memorial Day Observance;
- b) to set a limit on expenditures from said fund in Fiscal Year 2009 at \$5,000; and
- c) to have the Board of Selectmen be the only authority empowered to expend monies from said fund.

or take any action in relation thereto.

**ARTICLE 14 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND
FOR VOCATIONAL TRANSPORTATION**

To see if the Town will vote to authorize the School Committee to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay for expenses associated with the transportation of vocational education students;
- b) to be the depository for any revenues derived from vocational student transportation reimbursements;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$25,000; and
- d) to have the School Committee be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 15 - AUTHORIZATION TO ESTABLISH THE SUMMER RECREATION
PROGRAM REVOLVING FUND FOR THE PARK COMMISSION**

To see if the Town will vote to authorize the Park Commission to establish The Summer Program

Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to fund the costs of operating the summer recreation programs including the wage and salary expenses of the part-time employees;
- b) to be the depository for summer recreation program user fees and donations collected by the Park Commission;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$50,000; and
- d) to have the Park Commission be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

ARTICLE 16 - AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR RECYCLING

To see if the Town will vote to authorize the Department of Public Works to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E1/2, for the following purposes and subject to the following conditions:

- a) to pay for expenses associated with the responsible recycling of electronic components that are banned from the waste stream, the environmentally responsible recycling of yard waste by the distribution of compost bins, the environmentally responsible recycling of kitchen waste by the distribution of kitchen scrap pails, environmentally responsible recycling of newsprint and commingled plastics by the distribution of recycling bins and the environmentally responsible recycling of scrap metal;
- b) to be the depository for any revenues derived from the collection of funds for the receipt of electronic components or the sale of compost bins, kitchen scrap pails, recycling bins and scrap metal;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$10,000.00; and
- d) to have the Department of Public Works be the only authority empowered to expend monies from this fund;

or take any action relative thereto.

**ARTICLE 17 – AUTHORIZATION TO EXPEND FUNDS IN ANTICIPATION OF
REIMBURSEMENT OF STATE HIGHWAY ASSISTANCE AID**

To see if the Town will vote to accept any and all state highway assistance funds authorized by the state legislature and approved by the Massachusetts Highway Department under the so-called Chapter 90 Highway Assistance Program to be expended for the maintenance, repair and construction of Town roads in anticipation of reimbursement under the direction of the Board of Selectmen and the Town Administrator for work on roads located on the State Aid Primary System as approved by the Massachusetts Highway Department, and further to authorize the Town Treasurer/Tax Collector, with the approval of the Board of Selectmen, to borrow money from time to time during Fiscal Year 2009, for the period from July 1, 2008 through June 30, 2009, in anticipation of reimbursement of said highway assistance in conformity with the provisions of Massachusetts General Laws, Chapter 44, Section 6A, or take any other action relative thereto.

**ARTICLE 18 – AUTHORIZATION TO AMEND THE PERSONNEL
BYLAW AND TO REVIEW THE CLASSIFICATION AND COMPENSATION
PLAN SO AS TO PROVIDE EMPLOYEES A COST –OF-LIVING PAY
INCREASE (3%)**

To see if the town will amend Section 5, Part AA. Classification and Compensation Plan of the Personnel Bylaw as follows:

Delete Part AA as follows:

CLASSIFICATION AND COMPENSATION PLAN

Non-Exempt Employees – Wage Earning Employees

Grade	Step 1	Step 2	Step 3	Step 4	Step 5
1	\$10.26	\$11.29	\$12.30	\$13.36	\$14.36
2	\$11.26	\$12.40	\$13.51	\$14.63	\$15.05
3	\$12.26	\$13.47	\$14.72	\$15.95	\$17.20
4	\$13.26	\$14.61	\$15.92	\$17.26	\$18.60
5	\$14.29	\$15.73	\$17.16	\$19.18	\$20.01

Exempt Employees - Salaried Supervisors

Grade	Step 1	Step 2	Step 3	Step 4	Step 5
6					
Cemetery Superintendent	\$24,235.10	\$26,665.38	\$29,078.23	\$32,514.03	\$33,944.93
COA Director	\$29,823.40	\$32,819.48	\$35,787.88	\$40,018.05	\$41,777.98
7					
Children's Librarian	\$27,647.33	\$30,366.65	\$33,170.03	\$35,927.28	\$38,689.65
Town Clerk	\$27,647.33	\$30,366.65	\$33,170.03	\$35,927.28	\$38,689.65

Assistant Library Director	\$29,823.40	\$32,701.60	\$35,718.18	\$38,692.73	\$41,665.23
8					
Building Inspector	\$22,571.53	\$24,836.78	\$27,084.60	\$29,353.95	\$31,598.70
9					
Principal Assessor	\$36,295.25	\$39,929.90	\$43,562.50	\$46,912.20	\$50,808.23
Town Accountant	\$36,295.25	\$39,929.90	\$43,562.50	\$46,912.20	\$50,808.23
10					
Library Director	\$37,893.23	\$42,856.28	\$45,836.98	\$50,571.45	\$54,545.38
Treasurer/Tax Collector	\$42,294.58	\$46,528.85	\$50,758.00	\$54,991.25	\$59,224.50
11					
Director of Public Works	\$56,677.38	\$61,332.93	\$65,989.50	\$70,644.03	\$74,809.63

Non-Exempt Emergency Fire and Medical Services Employees

Grade	Step 1	Step 2	Step 3	Step 4	Step 5
1F	\$8.22	\$9.02	\$9.87	\$10.68	\$11.53
2F	\$11.87	\$13.04	\$14.24	\$15.43	\$16.62
3F	\$13.08	\$14.28	\$15.47	\$16.67	\$17.98
4F	\$16.34	\$17.85	\$19.34	\$20.85	\$22.47

and insert:

CLASSIFICATION AND COMPENSATION PLAN

Non-Exempt Employees – Wage Earning Employees

Grade	Step 1	Step 2	Step 3	Step 4	Step 5
1	\$10.57	\$11.63	\$12.67	\$13.76	\$14.79
2	\$11.60	\$12.77	\$13.92	\$15.07	\$15.50
3	\$12.63	\$13.87	\$15.16	\$16.43	\$17.72
4	\$13.66	\$15.05	\$16.40	\$17.78	\$19.16
5	\$14.72	\$16.20	\$17.67	\$19.76	\$20.61

Exempt Employees - Salaried Supervisors

Grade	Step 1	Step 2	Step 3	Step 4	Step 5
6					
Cemetery Superintendent	\$24,962.15	\$27,465.34	\$29,950.58	\$33,489.45	\$34,963.28
COA Director	\$30,718.10	\$33,804.06	\$36,861.52	\$41,218.59	\$43,031.32
7					
Children's Librarian	\$28,476.75	\$31,277.65	\$34,165.13	\$37,005.10	\$39,850.34
Town Clerk	\$28,476.75	\$31,277.65	\$34,165.13	\$37,005.10	\$39,850.34

Assistant Library Director	\$30,718.10	\$33,682.65	\$36,789.73	\$39,853.51	\$42,915.19
8					
Building Inspector	\$23,248.68	\$25,581.88	\$27,897.14	\$30,234.57	\$32,546.66
9					
Principal Assessor	\$37,384.11	\$41,127.80	\$44,869.38	\$48,319.57	\$52,332.48
Town Accountant	\$37,384.11	\$41,127.80	\$44,869.38	\$48,319.57	\$52,332.48
10					
Library Director	\$39,030.03	\$44,141.97	\$47,212.09	\$52,088.59	\$56,181.74
Treasurer/Tax Collector	\$43,563.42	\$47,924.72	\$52,280.74	\$56,640.99	\$61,001.24
11					
Director of Public Works	\$58,377.70	\$63,172.92	\$67,969.19	\$72,763.35	\$77,053.92

Non- Exempt Emergency Fire and Medical Services Employees

Grade	Step 1	Step 2	Step 3	Step 4	Step 5
1F	\$8.47	\$9.29	\$10.17	\$11.00	\$11.88
2F	\$12.23	\$13.43	\$14.67	\$15.89	\$17.12
3F	\$13.47	\$14.71	\$15.93	\$17.17	\$18.52
4F	\$16.83	\$18.39	\$19.92	\$21.48	\$23.14

or take any other action relative thereto.

ARTICLE 19 - AUTHORIZATION TO SET THE SALARY OF ELECTED OFFICIALS

To see if the Town will vote to determine and fix what salaries elective officers of the town shall receive for Fiscal Year 2009 in conformity with the provisions of Massachusetts General Laws, Chapter 41 Section 108:

Moderator	\$ 50.00;
Selectmen	\$ 100.00 each (5 members);
Town Clerk	\$39,850.34 in conformity with Section 5 Part AA of the Classification and Compensation Plan of the Personnel Bylaw
Planning Board	\$ 100.00 each (5 members);
Cemetery Trustees	\$ 100.00 each (3 members); and
Municipal Light Board	\$ 300.00 each (3 members);

or take any other action relative thereto.

**ARTICLE 20 – AUTHORIZATION TO APPROPRIATE MONEY TO THE SEWER
ENTERPRISE ACCOUNT FOR FISCAL YEAR 2009**

To see if the town will vote to raise and appropriate or transfer from available funds the sum of One Million Five Hundred Eighty-Six Thousand Four Hundred and One Dollars and No Cents (\$1,586,401.00) to the West Boylston Sewer Enterprise Account to be expended by the Board of Selectmen, acting as the Board of Sewer Commissioners, for sewer development, administration, assessment, operation, and maintenance expenses in Fiscal Year 2009 as follows:

Fiscal Year 2009 West Boylston Sewer Department Budget

Administration	-	\$126,140.00
Operations and Maintenance	-	\$850,000.00
Reserve Fund	-	\$100,000.00
Debt and Interest Payments	-	\$402,761.00
Capital Outlay	-	<u>\$107,500.00</u>
Total Budget Appropriation	-	<u>\$ 1,586,401.00</u>

and to meet said appropriation through:

- (1) the appropriation of One Million Seventy-Six Thousand One Hundred Forty Dollars Dollars and No Cents (\$1,076,140.00) from Fiscal Year 2009 Sewer Enterprise Fund User Revenue, and
- (2) the appropriation of Four Hundred Two Thousand Seven Hundred Sixty-One Dollars and No Cents (\$402,761.00) from Sewer Betterment Collections, and
- (3) the appropriation of One Hundred Seven Thousand Five Hundred Dollars and No Cents (\$107,500.00) from Sewer Enterprise Retained Earnings,

or take any other action relative thereto.

**ARTICLE 21 – AUTHORIZATION TO TRANSFER FREE CASH OR AVAILABLE
FUNDS TO REDUCE THE FISCAL YEAR 2009 TAX RATE**

To see if the Town will vote to transfer a sum of money from certified free cash to reduce or stabilize the Fiscal Year 2009 Tax Rate, or take any other action relative thereto.

ARTICLE 22 - FISCAL YEAR 2009 OMNIBUS BUDGET APPROPRIATION ARTICLE

To see if the Town will vote to raise and appropriate, or transfer from available funds, such sums of money as may be necessary to defray the expenses and charges of the Town of West Boylston in Fiscal Year 2009, the period of July 1, 2008 through June 30, 2009, including the costs of public education, debt and interest payments, and providing municipal services; or take any other action relative thereto.

(The proposed draft of the Fiscal Year 2009 Operating Budget can be found after the text of the Annual Town Meeting Warrant. The budget format contains the budget figures for Fiscal Year 2008, and the Town Administrator's recommendations for Fiscal Year 2009.)

ARTICLE 23- AUTHORIZATION TO TRANSFER UNEXPENDED FUNDS FROM FISCAL YEAR 2008 APPROPRIATIONS AND OTHER NECESSARY TRANSFERS TO THE FISCAL YEAR 2008 APPROPRIATIONS

To see if the Town will vote to transfer from available funds or from any unexpended balances of Fiscal Year 2008 appropriations, hitherto made, to Fiscal Year 2009 appropriation accounts; or take any other action relative thereto.

ARTICLE 24 – AUTHORIZATION TO PAY BILLS FROM A PREVIOUS FISCAL YEAR

To see if the town will vote to appropriate a sum of money to pay a Fiscal Year 2007 bill being held by the Finance Director in his capacity as Town Accountant from a prior fiscal year for which no encumbered funds are available, or take any other action relative thereto.

ARTICLE 25 – AUTHORIZATION TO APPROPRIATE AMBULANCE RECEIPTS RESERVED FOR APPROPRIATION FOR AMBULANCE BILLING EXPENSES

To see if the Town will vote to appropriate the sum of Thirty Thousand Dollars and No Cents (\$30,000.00) from the ambulance receipts reserved for appropriation to be expended by the Fire Chief to pay the costs associated with the Fire Department ambulance billing service, or take any other action relative thereto.

ARTICLE 26 – AUTHORIZATION TO EXPEND FUNDS FROM THE CAPITAL INVESTMENT FUND TO FUND CAPITAL EQUIPMENT

To see if the town will vote to expend a sum of money from the Capital Investment Fund for the purchase of items as recommended by the Capital Investment Board, or take any other action relative thereto

**ARTICLE 27 – AUTHORIZATION TO TRANSFER FUNDS FROM THE SUMMER
RECREATION REVOLVING FUND TO THE FIELDS REVOLVING ACCOUNT**

To see if the town will vote to transfer the sum of Ten Thousand Dollars and No Cents (\$10,000.00) from the Summer Recreation Revolving Account to the Fields Revolving Account, or take any other action relative thereto.

**ARTICLE 28 – AUTHORIZATION TO TRANSFER FUNDS FROM THE SALE OF LOTS
ACCOUNT**

To see if the town will vote to transfer the sum of Eight Thousand Dollars and No Cents (\$8,000.00) from the Sale of Lots Account #026-04-91-04250 for engineering and survey work associated with the development of the remaining land in the Mount Vernon Cemetery, or take any other action relative thereto.

**ARTICLE 29 – AUTHORIZATION TO APPROPRIATE FUNDS FROM THE
COMMUNITY PRESERVATION REVENUES**

To see if the Town will vote to appropriate or reserve from the Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal year 2009, with each item to be considered a separate appropriation:

Appropriations:

From FY 2009 estimated revenues for Committee Administrative Expenses	5%
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Reserves:

From FY 2009 estimated revenues for Historic Resources Reserve	10%
From FY 2009 estimated revenues for Community Housing Reserve	10%
From FY 2009 estimated revenues for Open Space Reserve	10%
From FY 2009 estimated revenues for Budgeted Reserve	65%

or take any other action relative thereto.

**ARTICLE 30– APPROPRIATION TO FUND AN ELDERLY
COMMUNITY SERVICES PROGRAM**

To see if the Town will vote to raise and appropriate, the sum of Eighteen Thousand Dollars and No Cents (\$18,000.00) to fund an Elderly Community Services Program for the purpose of providing a payment voucher for services rendered for the departments, boards, and committees of the municipality to resident property owners who have attained the age of sixty (60) years, to be used to reduce the real estate property taxes for the property in which the elderly owner resides. Said program shall be subject to the following conditions in addition to any and all eligibility requirements promulgated by the Board of Selectmen:

1. participation in the program shall be limited to elderly residents of the town who own property and are willing and able to provide services to the town;
2. program participants shall receive compensation at the basic minimum wage rate for the Commonwealth of Massachusetts as promulgated by the Department of Labor and Workforce Development, Division of Occupational Safety for each hour of service rendered for a total not to exceed One Thousand Three Hundred Dollars and No Cents (\$1,300) in any calendar year;
3. the Treasurer/Tax Collector shall comply with the wage, tax, and payroll deduction requirements of the state Department of Revenue and the federal Internal Revenue Service, prior to compensating program participants; and
4. program participants who meet the eligibility guidelines established by the Board of Selectmen shall be selected for participation on a first-come-first-served basis;

or take any other action relative thereto.

ARTICLE 31 - AUTHORIZATION TO HIRE TWO FULL-TIME FIREFIGHTERS

To see if the town will vote to raise and appropriate or transfer from available funds the sum of Forty-Five Thousand Dollars and No Cents (\$45,000.00) for use by the Fire Department to augment the funds from a Federal Safer Grant in the amount of \$210,850 to hire two additional full-time firefighters, or take any other action relative thereto.

ARTICLE 32 – AUTHORIZATION TO APPROPRIATE FUNDS TO THE DPW

To see if the town will vote to raise and appropriate or transfer from available funds the sum of Five Thousand Dollars and No Cents (\$5,000.00) for use by the Department of Public Works for the painting of double yellow lines on town streets, or take any other action relative thereto.

ARTICLE 33 – AUTHORIZATION TO APPROPRIATE FUNDS TO THE DPW

To see if the town will vote to raise and appropriate or transfer from available funds the sum of Five Thousand Dollars and No Cents (\$5,000.00) for use by the Department of Public Works to paint the town's loader, or take any other action relative thereto.

ARTICLE 34 – AUTHORIZATION TO APPROPRIATE FUNDS TO THE DPW

To see if the town will vote to raise and appropriate or transfer from available funds the sum of Eleven Thousand One Hundred Dollars and No Cents (\$11,100.00) for use by the Department of Public Works for the purchase of a new mower, or take any other action relative thereto.

ARTICLE 35 – AUTHORIZATION TO APPROPRIATE FUNDS TO THE DPW

To see if the town will vote to raise and appropriate or transfer from available funds the sum of Seven Thousand Two Hundred Dollars and No Cents (\$7,200.00) for use by the Department of Public Works for the purchase of a new aerator, or take any other action relative thereto.

**ARTICLE 36 – PETITIONED ARTICLE – AUTHORIZATION TO APPROPRIATE FUNDS
TO RESTORE HALF-TIME REMEDIAL MATH TEACHER AT MAJOR EDWARDS
ELEMENTARY SCHOOL**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of Twenty-Three Thousand Four Hundred Dollars and No Cents (\$23,400.00) to fund a half-time remedial math teaching position at Major Edwards Elementary School, or take any other action relative thereto.

ARTICLE 37 – AUTHORIZATION TO APPROPRIATE FUNDS FOR THE BICENTENNIAL

To see if the town will vote to raise and appropriate or transfer from available funds a sum of money for the Bicentennial Celebration, or take any other action relative thereto.

**ARTICLE 38 – AUTHORIZATION TO TRANSFER MONEY TO THE STABILIZATION
FUND**

To see if the Town will vote to raise and appropriate or transfer a sum of money to the Stabilization Fund, or take any other action relative thereto.

**ARTICLE 39– AUTHORIZATION TO RAISE AND APPROPRIATE FUNDS TO THE
CAPITAL INVESTMENT FUND**

To see if the Town will vote to raise and appropriate or transfer a sum of money to the Capital Investment Fund, or take any other action relative thereto.

ARTICLE 40 – AUTHORIZATION TO ENTER INTO A LEASE

To see if the Town will vote to allow the Board of Selectmen to enter into a lease with D&S Realty, LLP, a Massachusetts Limited Liability Partnership for municipal office space at 127 Hartwell Street, or take any other action relative thereto.

ARTICLE 41 – AUTHORIZATION TO AMEND THE GENERAL BYLAWS OF THE TOWN

To see if the Town will vote to amend the General Bylaws of the Town by deleting the language in Section 4 of Article XIV, Licenses and Permits, Transient Vendors, Hawkers and Peddlers by deleting the following:

“Section 4 Transient Vendors. Hawkers and Peddlers

The display, for sale to the general public, of merchandise or goods from a temporary or portable location shall be prohibited except by permit from the Board of Selectmen. Said permit will require a fee as established, and amended, by the Board of Selectmen which is not inconsistent with Section 5. of Chapter 101 of the Mass. General Laws, as well as the following requirements:

- a.) Transient vendors, as defined in Mass. General Laws Chapter 101, must receive written permission from the owner of the property where they are anticipating conducting their business and present this to the Board of Selectmen at the time of application for permit.
- b.) A transient vendor will notify the Police Department as to the time, date and location of their activities.

This by-law shall not apply to any person engaged in the spreading of information concerning any religion or religious viewpoint, even though the sale of books, pamphlets or magazines may be involved therein.

No shall it be construed so as to interfere with any person in his constitutional right to freedom of expression of opinion, either by means of speech or of written or printed matter.”

and replace it with the following:

“Section 4 Transient Vendors

4.1. The term “transient vendor,” for the purpose of this bylaw, shall be the same as defined in Section 1 of Chapter 101 of the General Laws. The term “outdoor transient vendor,” for purposes of this bylaw, shall mean any person, either principal or agent, who engages in any exhibition and sale of goods, wares, or merchandise, in one locality, which business is not conducted in or under a tent, booth, building or other structure.

4.2. Every transient vendor or outdoor transient vendor, before making any sale of goods, wares, or merchandise in the Town, shall apply to the Board of Selectmen for a license and shall accompany

such application with a license fee (as set forth in the Board of Selectmen's rules and regulations). Transient vendors must receive written permission from the owner of the property where they are anticipating conducting their business and present this to the Board of Selectmen at the time of application for a license. Thereupon the Board of Selectmen shall issue a license to the applicant, provided that the applicant meets all the requirements that may be established by this bylaw or regulations adopted hereunder.

4.3. The Board of Selectmen may adopt regulations to implement this bylaw.

4.4. Such license shall authorize the sale of goods, wares, and merchandise, and shall remain in force so long as the licensee shall continuously keep and expose for sale in the Town such stock of goods, wares or merchandise, but not later than January 1 following the date of issuance.

4.5. No license shall be granted under this bylaw until the applicant has complied with the provisions of General Laws, Chapter 101, Section 3, and has exhibited to the Board of Selectmen a license by the Director of Standards of the Commonwealth, where applicable.

4.6. No person licensed under this bylaw shall conduct business in such a manner as would impede foot or vehicular traffic along or to a public way or public street or public sidewalk or access road or driveway.

4.7. The Board of Selectmen is hereby authorized to revoke any license under the provisions of this bylaw where the licensee is guilty of violating any provision of this bylaw or regulations adopted by the Board of Selectmen under this bylaw, which violation would make such licensee unfit to hold the license.

4.8. Any person who violates any provision of this Section 4 or regulations adopted hereunder shall be subject to the penalty set forth in Article XXV. Each day such violation occurs or continues shall be a separate offense

4.9. Members of the police department duly appointed shall enforce the provisions of this Section 4.

4.10. If any clause, sentence, paragraph or section of this bylaw adopted hereunder or the application thereof to any person or circumstances shall for any reason be adjudged by a court to be invalid, such judgment shall not affect, impair or invalidate the remainder of this bylaw or its application.

Section 5 Hawkers and Peddlers

5.1. The term "hawkers and peddlers," for the purpose of this bylaw, shall be the same as defined in Chapter 101 of the Massachusetts General Laws.

5.2. No person shall go from place to place within the limits of the Town of West Boylston selling or bartering, or carrying for sale or barter or exposing therefor, any goods, wares or merchandise, either on foot or from any animal or vehicle, except as authorized by law, without first obtaining a license to do so from the Board of Selectmen upon payment of a license fee (set forth in the

Selectmen's rules and regulations) , said fee to be in conformity with Chapter 101 of the Massachusetts General Laws.

5.3. The Board of Selectmen may adopt regulations to implement this bylaw.

5.4. Licenses issued under the provisions of this Section 5 shall continue in force no later than January 1 following the date of issuance.

5.5. The provisions of Section 5.2 shall not apply to any hawking or peddling of newspapers, religious publications, ice, flowering plants and flowers, and wild fruits, nuts and berries, provided however that such hawkers and peddlers shall comply with the provisions of this bylaw and regulations adopted by the Board of Selectmen hereunder, and, before the sale of any of these articles, shall record their names and residences with the Board of Selectmen.

5.6. The provisions of Section 5.2 shall not apply to any hawker or peddler who has obtained a license from the Commonwealth of Massachusetts, pursuant to G.L. c.101, § 22, provided however, that such hawkers and peddlers shall comply with the provisions of this bylaw and such regulations as may be adopted by the Board of Selectmen.

5.7. The sale by hawkers and peddlers of jewelry, furs, wines, or spiritous liquors, small artificial flowers or miniature flags is prohibited.

5.8. Any person licensed under this bylaw or otherwise shall keep said license in his/her possession which shall be readily available for display. The license shall indicate the license number, and shall include the licensee's signature and date of the license expiration. The licensee shall display such license when requested to do so by any officer or agent of the West Boylston Police Department or the Board of Health.

5.9. No person licensed under this bylaw or otherwise shall conduct business in such a manner as would impede foot or vehicular traffic along or to a public way or public street or public sidewalk or access road or driveway.

5.10. All hawkers and peddlers shall have adequate trash control.

5.11. No hawker or peddler shall expose for sale any goods, wares or merchandise until the vehicle or receptacle has been inspected and approved by the Board of Health Agent. Any meats, butter, cheese, fish and fresh fruit or vegetables offered for sale by any hawker or peddler must be inspected by Board of Health Agent.

5.12. Vehicles utilized for the selling of frozen desserts or confections must have installed on said vehicle an amber flashing light visible from the front and rear of the vehicle and such light must be flashing when the vehicle is stopped for the purpose of transacting business.

5.13. Failure to comply with this bylaw or the regulations adopted hereunder may result in suspension or revocation of licenses and/or permits granted hereunder. In addition, a penalty fee for

each offense may be assessed. Each day on which said violation continues shall be considered a separate offense.

5.14. Members of the police department duly appointed shall enforce the provisions of this Section 5.

5.15. If any clause, sentence, paragraph or section of this bylaw adopted hereunder or the application thereof to any person or circumstances shall for any reason be adjudged by a court to be invalid, such judgment shall not affect, impair or invalidate the remainder of this bylaw or its application.”

Or take any other action relative thereto.

ARTICLE 42 – AUTHORIZATION TO AMEND THE ZONING BYLAWS GENERAL REQUIREMENTS FOR HOME OCCUPATIONS

To see if the Town will vote to amend the Zoning Bylaws, Section 3.5 B.1 General Requirements for Home Occupations as follows:

By deleting the following:

- 1) *There shall be no exterior display, no exterior storage of materials and no other exterior indication of the home occupation or other variation from the residential character of the principal building.*

And inserting:

- 1) *There shall be no exterior display, no exterior storage and no other exterior indication (except as provided for in B.2 below) of the home occupation or other variation from the residential character of the principal residential buildings. This includes the parking of commercial vehicles as in Section 5.2 A.1.f. There shall be no exterior storage of related equipment and supplies.*

or take any other action relative thereto.

ARTICLE 43 – AUTHORIZATION TO AMEND THE ZONING BYLAWS

To see if the Town will vote to amend the Zoning Bylaws, Section 6.2.A as follows:

By deleting the following:

The Board of Appeals is and shall be the Board of Appeals appointed from time to time pursuant to the town by-laws and under the authority of Chapter 40A, Massachusetts General Laws.

And inserting:

There shall be a Board of Appeals consisting of five members appointed by the Selectmen, one for a term of one year, one for a term of two years, one for a term of three years, one for a term

of four years, and one for a term of five years. Said board shall elect annually a chair and a clerk from its own number. There shall be three associate members of the Board of Appeals appointed by the Board of Selectmen. Each shall serve a term of five years.

In the case of a vacancy, inability to act, or conflict of interest on the part of a member of the Board of Appeals, his place may be taken by an associate member designated by the chair.

or take any other action relative thereto.

ARTICLE 44 – AUTHORIZATION TO AMEND THE ZONING BYLAWS GENERAL PROVISIONS FOR OFF STREET PARKING

To see if the Town will vote to amend the Zoning Bylaws, Section 5.2 A.1.f as follows:

By deleting the following:

- f) *No commercially licensed vehicles in excess of 18,000 lbs. gross vehicle weight, except school buses or a farm vehicle, and construction equipment during actual construction on the site, shall be parked overnight in a residential district.*

And inserting:

- f) *No commercially licensed vehicles in excess of 11,000 lbs. gross vehicle weight, except school buses, farm vehicles, commonly accepted pick-up trucks or vans, and construction equipment during actual construction on the site, shall be parked overnight in a residential district.*

or take any other action relative thereto.

ARTICLE 45 – AUTHORIZATION TO AMEND THE ZONING BYLAWS BY ADDING AN AFFORDABILITY COMPONENT TO THE CONTINUING CARE RETIREMENT COMMUNITY OVERLAY DISTRICT

To see if the Town will vote to amend the Zoning Bylaws, Section 2.9 Continuing Care Retirement Community Overlay District by inserting Section E as follows and re-enumerating the remaining sections accordingly:

E Affordability

To assist the Town in creating units eligible for the Chapter 40B Subsidized Housing Inventory through means other than a Comprehensive Permit and to prevent the Town from falling behind in meeting the requirements for Affordable Housing as detailed in Massachusetts General Law Chapter 40B, CCRC projects with greater than five (5) dwelling units must provide Affordable Housing Units to serve low or moderate income households, as follows:

1. **Percentage of Affordable Units:** *At least 15% of ownership units must be Affordable Housing Units. At least 20% of rental units must be Affordable Housing Units.*
2. *Living quarters for support staff, if any, are excluded from the Affordable Housing provision.*

3. *Definitions, provisions and procedures for Affordable Units are governed by the provisions of Section 3.10 Incentive Zoning, except to the extent that there is a conflict between the bylaws. In the case of a conflict, the provisions of this bylaw shall apply.*

or take any other action relative thereto.

ARTICLE 46 – AUTHORIZATION TO AMEND THE ZONING BYLAW CONCERNING DEFINITION OF THE CONTINUING CARE RETIREMENT COMMUNITY OVERLAY DISTRICT

To see if the Town will vote to amend the Zoning Bylaws, Section 2.9 B Applicability as follows:

By deleting the following:

A Continuing Care Retirement Community (CCRC), as defined herein, may be allowed upon a grant of a Special Permit by the Planning Board upon any parcel of land situated within a General Residence District or in the Continuing Care Retirement Community Overlay District as shown on the Zoning Map.

And replacing it with:

A Continuing Care Retirement Community (CCRC), as defined herein, may be allowed upon a grant of a Special Permit by the Planning Board upon any parcel of land situated within a General Residence District, within the Industrial District located south of Hartwell Street or in the Continuing Care Retirement Community Overlay District as shown on the Zoning Map.

or take any other action relative thereto.

ARTICLE 47 – AUTHORIZATION TO AMEND THE ZONING BYLAWS REGARDING PERMITTING FOR SIGNS AND BILLBOARDS

To see if the Town will vote to amend the Zoning Bylaws Section 5.6 F.2 Permits as follows:

By deleting the following:

- a) *A sign permit from the Inspector of Buildings shall be required for the erection, construction or alteration of a sign. The application for a sign permit shall be submitted in such a form as the Inspector of Buildings may prescribe and shall include a drawing to scale and other such information as may be required for a complete understanding of the proposed work. The application shall be accompanied by the written consent of the owner or lessee of the premises upon which the sign is to be erected.*

In reviewing applications submitted to him, the Inspector of Buildings shall apply the following standards, in acting upon each permit, unless otherwise specifically provided:

- i) *The sign will not cause visual confusion, glare or offensive lighting in a neighborhood.*

- ii) *The sign will not be a detriment to the surrounding area.*
- iii) *The sign will not significantly alter the character of the zoning district.*
- iv) *The sign will not interfere with traffic safety in the area.*

And inserting in its place:

- a) *A Sign Building Permit from the Inspector of Buildings shall be required for the erection, construction or alteration of a sign. A completed Sign Building Permit Application shall be accompanied by the written consent of the owner or lessee of the premises upon which the sign is to be erected and a Sign License Fee as established by the Board of Selectmen.*

In reviewing applications submitted to him, the Inspector of Buildings shall apply the following standards, in acting upon each Sign Building Permit, unless otherwise specifically provided:

- i) *The sign will not cause visual confusion, glare or offensive lighting in a neighborhood.*
- ii) *The sign will not be a detriment to the surrounding area.*
- iii) *The sign will not significantly alter the character of the zoning district.*
- iv) *The sign will not interfere with traffic safety in the area.*

And by deleting the following:

- d) *Sign permits shall be issued for five (5) years. Renewal permits shall be issued after inspection and approval by the Inspector of Buildings.*

And inserting the following in its place:

- d) *Sign Licenses shall be issued for five (5) years. Renewal licenses shall be issued after inspection and approval by the Inspector of Building, as well as receipt of the appropriate fee as established by the Board of Selectmen.*

or take any other action relative thereto.

ARTICLE 48 – AUTHORIZATION TO AMEND THE ZONING BYLAWS REGARDING SIGN PERMITS FOR PUBLIC, CIVIC AND NON-PROFIT ORGANIZATIONS

To see if the Town will vote to amend the Zoning Bylaws, Section 5.6 D.3 as follows:

By deleting the following:

- 3) ***Public, Civic and Non-profit Organizations:*** *Permanent or temporary signs which do not comply with this by-law may be authorized by special permit issued by the Board of Selectmen to public or other non-profit organizations.*

And inserting:

- 3) ***Public, Civic and Non-profit Organizations:*** *Permanent or temporary signs which do not comply with this by-law may be authorized by a Sign Permit granted by the Inspector of Buildings to a public, civic or non-profit organization. All requests for such signs may be subject to review with the Town Administrator, the Chair of the Zoning Board of Appeals and/or the*

Chair of the Planning Board. Such review, for cause, is at the discretion of the Inspector of Buildings.

or take any other action relative thereto.

ARTICLE 49 – AUTHORIZATION TO ACCEPT AN ACCESS AND DRIVEWAY EASEMENT

To see if the Town will vote to authorize the Board of Selectmen to accept, on behalf of the Town, an access and driveway easement over a portion of a parcel of land located off Route 12, identified on Assessors Map 125, Block 42, owned by Edwin and Diane Attella, and shown on a plan on file with the Town Clerk; or take any action relative thereto.

ARTICLE 50 - PETITION TO ACCEPT EXTENSION TO MERRIMOUNT ROAD

To see if the Town will vote to accept as a public way the roadway known as Merrimount Road Extension, as heretofore laid out by the Board of Selectmen and shown on a plan entitled “Roadway Acceptance Plan Merrimount Road Extension, West Boylston, Massachusetts,” dated November 2, 2007, prepared by Andrysick Land Surveying, Inc., and on file with the Town Clerk, and to authorize the Board of Selectmen to acquire, on behalf of the Town, by gift, an easement to use Merrimount Road Extension for all purposes for which public ways are used in the Town of West Boylston, as well as drainage, utility, and other related easements; and further to authorize the Planning Board to accept, on behalf of the Town, a restriction ensuring that the area of land shown as “Vegetative Buffer” on the afore-mentioned plan and on a plan recorded with the Worcester South District Registry of Deeds in Plan Book 861, Plan 61, is retained in its natural and vegetated condition.

The roadway is further described as follows:

BEGINNING at the northwesterly corner thereof, at a granite bound in the northerly line of Merrimount Road at land of Laclaire;

THENCE S 76°04’47” E 68.36 feet to a granite bound at a point of curvature;

THENCE southwesterly by a curved line having a radius of 50.00 feet, an arc distance of 225.56 feet to a granite bound at a point of reverse curvature;

THENCE westerly by a curved line having a radius of 25.00 feet, an arc distance of 34.24 feet to a concrete bound in the southerly line of Merrimount Road at land of Melendy;

THENCE N 21°13’34” E 40.33 feet by Merrimount Road to the point of beginning;

or take any other action relative thereto.

**ARTICLE 51 -PETITION TO ACCEPT OLDE CENTURY FARM ROAD AND
GARSIDE DRIVE**

To see if the Town will vote to accept as a public ways the roadways known as Olde Century Farm Road and Garside Drive, as heretofore laid out by the Board of Selectmen and shown on a plan entitled "Roadway As-Built Plan Goodell Development LLC 'Century Farm' Old Century Farm Road," dated January 14, 2008, revised through March 28, 2008, prepared by Summit Engineering, Inc., and on file with the Town Clerk, and to authorize the Board of Selectmen to acquire, on behalf of the Town, by gift, an easement to use Olde Century Farm Road and Garside Drive for all purposes for which public ways are used in the Town of West Boylston, and drainage, utility, and other related easements;

The roadway is further described as follows:

OLDE CENTURY FARM ROAD

BEGINNING at a stone bound set on the northerly sideline of Goodale Street and Olde Century Farm road;

THENCE S 69°50'19" W, a distance of 100.45' by Goodale Street to a stone bound set;

THENCE with a curve turning to the left with an arc length of 41.64', with a radius of 25.00', with a chord bearing of N 22°07'38" E, with a chord length of 36.99', with a delta angle of 95°25'21", to a stone bound set;

THENCE N 25°35'02" W, a distance of 165.82' to a stone bound set;

THENCE with a curve turning to the right with an arc length of 48.71', with a radius of 600.00', with a chord bearing of N 23°15'30" W, with a chord length of 48.70', with a delta angle of 4°39'05", to a nail set;

THENCE N 20°55'57" W, a distance of 214.97' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 442.44', with a radius of 275.00', with a chord bearing of N 67°01'23" W, with a chord length of 396.24', with a delta angle of 92°10'51", to a stone bound set;

THENCE S 66°53'12" W, a distance of 36.18' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 410.12', with a radius of 510.00', with a chord bearing of S 43°50'57" W, with a chord length of 399.16', with a delta angle of 46°04'29", to a stone bound set;

THENCE S 20°48'42" W, a distance of 36.31' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 251.14', with a radius of 350.00', with a chord bearing of S 00°15'20" W, with a chord length of 245.79', with a delta angle of 41°06'46", to a stone bound set;

THENCE with a curve turning to the right with an arc length of 69.64', with a radius of 525.00', with a chord bearing of S 16°30'02" E, with a chord length of 69.59', with a delta angle of 7°36'02", to a stone bound set;

THENCE S 12°42'01" E a distance of 150.00' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 95.43', with a radius of 275.00', with a chord bearing of S 22°38'30" E, with a chord length of 94.95', with a delta angle of 19°52'57", to a stone bound set;

THENCE with a curve turning to the left with an arc length of 36.64', with a radius of 25.00', with a chord bearing of S 74°34'18" E, with a chord length of 33.45', with a delta angle of 83°58'40", to a iron rod set in the northerly sideline of Goodale Street;

THENCE S 63°26'22" W a distance of 100.59' by Goodale street to a stone bound set;

THENCE with a curve turning to the left with an arc length of 41.43', with a radius of 25.18', with a chord bearing of N 16°18'23" E, with a chord length of 36.91', with a delta angle of 94°15'58", to a stone bound set;

THENCE with a curve turning to the right with an arc length of 102.82', with a radius of 325.00', with a chord bearing of N 21°45'49" W, with a chord length of 102.39', with a delta angle of 18°07'35", to a stone bound set;

THENCE N 12°42'01" W a distance of 150.00' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 63.01', with a radius of 475.00', with a chord bearing of N 16°30'02" W, with a chord length of 62.96', with a delta angle of 7°36'02", to a stone bound set;

THENCE with a curve turning to the right with an arc length of 287.02', with a radius of 400.00', with a chord bearing of N 00°15'20" E, with a chord length of 280.90', with a delta angle of 41°06'46", to a stone bound set;

THENCE N 20°48'42" E a distance of 36.31' to a stone bound set;

THENCE with a curve turning to the right with an arc length of 405.84', with a radius of 560.00', with a chord bearing of N 41°34'23" E, with a chord length of 397.01', with a delta angle of 41°31'22", to a stone bound set at Garside Drive;

THENCE with a curve turning to the right with an arc length of 44.49', with a radius of 560.00', with a chord bearing of N 64°36'38" E, with a chord length of 44.48', with a delta angle of 4°33'07", by Garside Drive to a point;

THENCE N 66°53'12" E a distance of 36.18' by Garside Drive to a point;

THENCE with a curve turning to the right with an arc length of 16.16', with a radius of 325.00', with a chord bearing of N 68°18'38" E, with a chord length of 16.15', with a delta angle of 2°50'53", by Garside Drive to a stone bound set;

THENCE with a curve turning to the right with an arc length of 506.72', with a radius of 325.00', with a chord bearing of S 65°35'56" E, with a chord length of 456.94', with a delta angle of 89°19'58", to a stone bound set;

THENCE S 20°55'57" E a distance of 214.97' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 44.65', with a radius of 550.00', with a chord bearing of S 23°15'30" E, with a chord length of 44.64', with a delta angle of 4°39'05", to a stone bound set;

THENCE S 25°35'02" E a distance of 175.31' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 36.90', with a radius of 25.00', with a chord bearing of S 67°52'22" E, with a chord length of 33.64', with a delta angle of 84°34'39", to a stone bound set; which is the point of beginning, said road having an area of 2.36 acres+/-

GARSDRIVE

BEGINNING at a stone bound set on the northerly side of Olde Century Farm Road and easterly side of Garside Drive;

THENCE with a curve turning to the left with an arc length of 16.16', with a radius of 325.00', with a chord bearing of S 68°18'38" W, with a chord length of 16.15', with a delta angle of 2°50'53", by Olde Century Road to a point;

THENCE S 66°53'12" W a distance of 36.18' by Olde Century Road to a point;

THENCE with a curve turning to the left with an arc length of 44.49', with a radius of 560.00', with a chord bearing of S 64°36'38" W, with a chord length of 44.48', with a delta angle of 4°33'07", by Olde Century Road to a stone bound set;

THENCE with a curve turning to the left with an arc length of 37.28', with a radius of 25.00', with a chord bearing of N 19°36'38" E, with a chord length of 33.92', with a delta angle of 85°26'53", to a stone bound set;

THENCE N 23°06'48" W a distance of 76.41' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 18.34', with a radius of 250.00', with a chord bearing of N 25°12'54" W, with a chord length of 18.34', with a delta angle of 4°12'11", to a stone bound set;

THENCE N 27°18'59" W a distance of 56.42' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 26.25', with a radius of 25.00', with a chord bearing of N 57°23'55" W, with a chord length of 25.06', with a delta angle of 60°09'52", to a stone bound set;

THENCE with a curve turning to the right with an arc length of 395.75', with a radius of 75.50', with a chord bearing of N 62°41'01" E, with a chord length of 75.12', with a delta angle of 300°19'44", to a stone bound set;

THENCE with a curve turning to the left with an arc length of 26.25', with a radius of 25.00', with a chord bearing of S 02°45'57" W, with a chord length of 25.06', with a delta angle of 60°09'52", to a stone bound set;

THENCE S 27°18'59" E a distance of 56.42' to a stone bound set;

THENCE with a curve turning to the right with an arc length of 22.01', with a radius of 300.00', with a chord bearing of S 25°12'54" E, with a chord length of 22.00', with a delta angle of 4°12'11", to a stone bound set;

THENCE S 23°06'48" E a distance of 75.00' to a stone bound set;

THENCE with a curve turning to the left with an arc length of 38.03', with a radius of 25.00', with a chord bearing of S 66°41'22" E, with a chord length of 34.47', with a delta angle of 87°09'07", to a stone bound set; which is the point of beginning, said road having an area of 0.64 acres,

or take any other action relative thereto.

And you are directed to serve this Warrant by posting an attested copy thereof at the place of said meeting as aforesaid and at the Post Office in said Town seven (7) days at least before the time of said meeting.

Hereof, fail not, make do return of this Warrant with your doings thereon to the Town Clerk at the time and place of said meeting as aforesaid.

Given under our hands this 26th day of April in the year of our Lord, Two Thousand and Eight.

Allen R. Phillips, Chairman

Valmore H. Pruneau, Vice Chairman

John B. DiPietro, Sr., Clerk

Christopher A. Rucho, Selectman

Kevin M. McCormick, Selectman
Board of Selectmen
Town of West Boylston

A true copy attest:

Kim D. Hopewell, Town Clerk

Honorable Board of Selectmen:

I have served this Warrant by posting duly attested copies thereof at the following places:

- Municipal Office Building_____
- West Boylston Middle/High School_____
- West Boylston Post Office_____
- Pruneau’s Barber Shop_____
- Municipal Lighting Plant_____
- Beaman Memorial Library_____

Constable

Date

Any resident seeking assistance in participating at town meeting due to any disability are encouraged to contact the Town Clerk’s Office at 508.835.6240 in advance of town meeting.