

**ANNUAL TOWN MEETING**  
**May 13, 1980**

Voters of the Town of Boxford met at the Masconomet Regional High School auditorium on May 13, 1980. Moderator DeWitt T. Minich called the meeting to order at 8:17 p.m. In the absence of a clergyman, voters were asked to rise for a moment of meditation. The articles of the warrant were disposed of as follows:

**ARTICLE 1. Bills of Charge**

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$764.81 to pay bills of charge.

**ARTICLE 2. To hear and act on the reports of the Town Officers and Committees.**

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the reports of the Town Officers and Committees as presented in the Town Report.

**ARTICLE 3. To act on the proposed budget and see what sums of money the Town will vote to raise and appropriate for the use of several departments for the current fiscal year, to wit: General Government, Protection of Persons and Property, Aid and Relief, Schools and Libraries, Highways, and all other necessary and proper expenses arising during said fiscal year, or take any other action thereon.**

A motion was made and duly seconded to increase the Board of Assessors budget to \$21,172.00. The motion was defeated by majority voice vote.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 280 affirmative and 54 opposed, to increase the budget limit of the Elementary School Department established by Chapter 151 of the Acts of 1979 by \$68,807 in order that the budget so increased will be \$1,112,483.00 and to raise and appropriate said amount.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate a grand total town budget, excluding the Elementary School budget, of \$2,445,968.00.

**ARTICLE 4. To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1980, in accordance with the provisions of the General Laws, Chapter 44, Section 4, and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period less than one year in accordance with General Laws, Chapter 44, Section 17, or take any other action thereon.**

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 1980, in accordance with the provisions of the General Laws, Chapter 44, Section 4, and to issue a note or notes therefore, payable

within one year, and to renew any note or notes as may be given for a period less than one year in accordance with General Laws, Chapter 44, Section 17.

ARTICLE 5. To see if the Town will vote to appropriate a sum of money received as State Aid for Libraries, for the use of the Boxford Town Library.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to appropriate the sum of \$1,711.88 received as State Aid for Libraries, for the use of the Boxford Town Library.

ARTICLE 6. To see if the Town will vote to appropriate a sum of money received from the County on account of dog licenses, for the use of the Boxford Town Library.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to appropriate the sum of \$2,746.66 received from the County on account of dog licenses, for the use of the Boxford Town Library.

ARTICLE 7. To see if the Town will vote to accept the following roads as Town ways: Pye Brook Lane, Crooked Pond Road, Partridge Lane, Gunnison Road, Balmoral Road, and Sheffield Road, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the following roads as Town ways: Pye Brook Lane, as shown on Plan of Land, "Holmcrest - Section II in Boxford and Topsfield, Owner-Developer, Holman Realty, Inc.; Partridge Lane, as shown on a plan entitled "Boxford Olde Farms," Developer: Reynold B. Nippe; Gunnison Road, as shown on a plan of "Colonial Farms in Boxford, owner: Boxford Olde Farms Corp.; Balmoral Road, as shown on a plan entitled "Boxford Olde Farms," Developer: Reynold B. Nippe; Sheffield Road, as shown on plan entitled "Boxford Olde Farms," Developer: Reynold B. Nippe.

ARTICLE 8. To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for continuing a program of cataloguing and conservation-preservation of Town records in the custody of the Town Clerk, or take any other action thereon.

A motion was made and duly seconded to raise and appropriate the sum of \$1,650.00.

Upon motion made and duly seconded, an amendment to reduce the figure from \$1,650.00 to \$1,000.00 was defeated by majority voice vote.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$1,650.00 for continuing a program of cataloguing and conservation-preservation of Town records in the custody of the Town Clerk.

ARTICLE 9. To see if the Town will grant authority to the elected Trustees of the Boxford Town Library to accept title to the buildings and grounds of the Boxford Village Library, otherwise known as the Cummings Building, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, that the Town accept title to the buildings and grounds of the Boxford Village Library, otherwise known as the Cummings building and Alcott land, as

shown on a plan of land recorded in Essex South District Registry of Deeds, Plan #653 of 1962. The deed shall have the following restriction which shall remain in force in perpetuity: said premises shall be used for Public Library purposes only. The deed will be delivered when the Town complies with all the terms and conditions set forth in the letter agreement dated April 30, 1980, between the Trustees of the Boxford Public Library and the Trustees of the Boxford Town Library.

ARTICLE 10. To see if the Town will release funds held in escrow since the Special Town Meeting of June 1978, so that comprehensive and inclusive plans may be prepared for a renovation/addition to the Boxford Village Library (Cummings), or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 218 affirmative and 135 opposed, that the Town release \$27,600.00 of the \$41,950.00 in Library planning funds held in escrow since the Special Town Meeting of June, 1978, the monies to be released now will be used to provide all architectural design in development of plans, specifications, and final construction bids for the proposed renovation, refurbishing, and addition to the Boxford Village Library main building and/or barn; said monies to be expended by a building committee to be appointed by the Selectmen. The balance of the planning funds will remain in the escrow account.

ARTICLE 11. To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to be expended for the purpose of installing the following energy conservation projects: \$3,650 for energy conservation projects in the Boxford Village Library, including a new burner for heating system, storm door, basement insulation, or take any other action thereon; the sum of \$6,460 for energy conservation projects in the West Boxford Library, including storm windows, partition between heated and unheated areas, wall insulation, or take any other action thereon; the sum of \$3,400 for the installation of two (2) metal insulated doors for the Town Highway Garage; the sum of \$\_\_\_\_\_ for a replacement burner at the Spofford Pond School; the sum of \$\_\_\_\_\_ for a replacement burner at the Cole School; and the sum of \$\_\_\_\_\_ for window space reduction and additional insulation in the Spofford Pond School, the Cole School, and the Wood School, or take any other action thereon.

A motion was made and duly seconded to raise and appropriate the sum of \$12,466.50, transfer from the Stabilization Fund the sum of \$34,000.00 and transfer from Article 11 of the 1963 Annual Town Meeting, Spofford Pond School addition, the sum of \$863.50, for a total of \$47,330.00, to be expended for the purpose of installing the following energy conservation projects: \$3,650 for energy conservation projects in the Boxford Village Library, including a new burner for heating system, storm door, basement insulation; the sum of \$6,460 for energy conservation projects in the West Boxford Library, including storm windows, partition between heated and unheated areas, wall insulation; the sum of \$3,220 for the installation of two (2) metal insulated doors for the Town Highway Garage; the sum of \$34,000 for various energy conservation measures in the Elementary Schools.

An amendment, moved and duly seconded, to furnish and install automatic setbacks where applicable, was defeated by majority voice vote.

Upon motion made and duly seconded, the article was VOTED, by hand count vote, 293 affirmative and 5 opposed.

ARTICLE 12. To see if the Town will vote to raise and appropriate or transfer from available funds, or bond a sum of money for the complete renovation and furnishing of the Boxford Town Hall and to authorize and instruct the present Town Hall Renovation Committee to enter into a contract on behalf of the Town and supervise the execution of such contract until completed, or take any other action thereon.

A motion was made and duly seconded to transfer from the Stabilization Fund the sum of \$100,000 and issue State House Notes for the sum of \$145,577 for a term of five (5) years, for a total of \$245,577 for the complete renovation and furnishing of the Boxford Town Hall and to authorize and instruct the present Town Hall Renovation Committee to enter into a contract on behalf of the Town and supervise the execution of such contract until completed.

A motion was made and duly seconded to substitute the following article: to transfer from the Stabilization Fund or other available funds the sum of \$75,000, said sum to be expended at the discretion of the Town Hall Renovation Committee to renovate the Town Hall and/or replace furnishings as necessary. Upon motion made and duly seconded, it was VOTED, by majority voice vote, to withdraw this motion.

Upon motion made and duly seconded, a substitute article requesting the transfer of a sum of \$100,000 from the Stabilization Fund, said sum to be expended at the discretion of the Town Hall Renovation Committee for the renovation of the Town Hall, was defeated by a majority voice vote.

Upon motion made and duly seconded, the original article was defeated by a hand count vote, 132 affirmative and 154 opposed.

ARTICLE 13. To see if the Town will raise and appropriate or transfer from available funds the sum of \$400 for a smoke detector system at the West Boxford Library, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$400 for a smoke detector system at the West Boxford Library.

ARTICLE 14. To see if the Town will vote to authorize the Board of Selectmen to appoint a Library/Town Hall Study/Building Committee to study the possibility of constructing a combination Library/Town Hall at the Town Center. Said Committee to report and make recommendation at the next Special or Regular Town Meeting, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to pass over Article 14.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to adjourn the meeting at 11:27 p.m., until 7:30 p.m. on Wednesday, May 14, 1980.

Registered voters attending the meeting were 418.

Moderator DeWitt T. Minich called the second session of the Annual Town Meeting to order at 7:43 p.m. on May 14, 1980.

ARTICLE 15. To see if the Town will vote to raise and appropriate or transfer from available funds or bond a sum of money, or funds to become available, a sum of money to be used to construct a new East Fire Station. Such sum to be expended under the direction of a building committee to be appointed by the Board of Selectmen, or take any other action thereon.

A motion was made and duly seconded to transfer from the Stabilization Fund the sum of \$100,000 and issue State House Notes in the amount of \$165,000 for a period of five (5) years to be used to construct a new East Fire Station. Such sum to be expended under the direction of a building committee to be appointed by the Board of Selectmen.

The motion was defeated, by hand count vote, 174 affirmative and 91 opposed, since a transfer from the Stabilization Fund requires a  $\frac{2}{3}$  vote.

A five-minute intermission was called at 8:44 p.m. The meeting resumed at 8:49 p.m.

ARTICLE 16. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the construction and installation of a new well and septic system to be located behind the Boxford Town Hall, or take any other action thereon.

A motion was made and duly seconded to raise and appropriate the sum of \$9,151.66 and transfer from Article 12 of the May 1975 Annual Town Meeting the sum of \$73.20; from Article 23 of the May 1976 Annual Town Meeting the sum of \$17.86; from Article 30 of the May 1978 Annual Town Meeting the sum of \$44.70; from Article 31 of the May 1978 Annual Town Meeting the sum of \$491.58; from Article 38 of the May 1978 Annual Town Meeting the sum of \$100.00; from Article 39 of the May 1978 Annual Town Meeting the sum of \$121.00; for a total transfer amount of \$848.34 and a total appropriation and transfer of \$10,000; for the construction and installation of a new well and septic system to be located behind the Boxford Town Hall.

The article was VOTED by a majority voice vote.

ARTICLE 17. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of installing energy conservation measures in various Town buildings, or take any other action thereon.

A motion was made and duly seconded to raise and appropriate the sum of \$24,639 for the purpose of installing energy conservation measures in various Town buildings.

An amendment was proposed to raise and appropriate the amount of \$4,000 to conduct an energy audit of the buildings contained in the article. The Moderator did not accept the amendment because it was not similar to the original article.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 149 affirmative and 79 opposed, to move the question.

The article was defeated by majority voice vote.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to take Articles 33, 34 and 35 out of order.

ARTICLE 33. To see if the Town will vote to join the Merrimack Valley Regional Transit Authority pursuant to Chapter 161B of the Massachusetts General Laws and to authorize the Selectmen to take the actions necessary to accomplish the same, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 121 affirmative and 83 opposed, to join the Merrimack Valley Regional Transit Authority pursuant to Chapter 161B of the Massachusetts General Laws and to authorize the Selectmen to take the actions necessary to accomplish the same.

ARTICLE 34. To see if the Town will support the Council on Aging in the creation of a non-profit organization (organized under the provisions of Massachusetts General Laws Chapter 180 Section 26a, as amended) for the purpose of pursuing available federal and/or state funds for the development of elderly housing in Boxford, or take any other action in relation thereto.

Upon motion made and duly seconded, the article was defeated by majority voice vote and a show of hands.

ARTICLE 35. To see if the Town will determine that a housing authority is needed for the purposes set forth in General Laws, Chapter 121B, Section 3, and to vote to provide for the organization of such an authority; and to act on anything relating thereto.

Upon motion made and duly seconded, the article was defeated by majority voice vote and by hand count vote, 81 affirmative and 101 opposed.

ARTICLE 18. To see if the Town will vote to raise and appropriate \$6,780 for the use of the Tri-Town Council on Youth and Family Services, Inc., or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate \$6,780 for the use of the Tri-Town Council on Youth and Family Services, Inc.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to adjourn the meeting at 11:05 p.m., until 7:30 p.m. on Tuesday, May 20, 1980.

Registered voters attending the meeting were 292.

Moderator DeWitt T. Minich called the third session of the Annual Town Meeting to order at 7:33 p.m. on May 20, 1980.

ARTICLE 19. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$34,528 to meet Chapter 90 State Aid Allotment, expenditure of said monies predicated on amount of State reimbursement. Reimbursed monies will be credited to the General Fund, when received.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Fee Cash the sum of \$34,528 to meet Chapter 90 State Aid Allotment, expenditure of said monies predicated on amount of State reimbursement. Reimbursed monies will be credited to the General Fund, when received.

ARTICLE 20. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$111,570 for materials to reconstruct and resurface Essex Street, Bare Hill Road (Section #1), and a section of Route 133, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Fee Cash the sum of \$111,570 for materials to reconstruct and resurface Essex Street, Bare Hill Road (Section #1), and a section of Route 133.

ARTICLE 21. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$7,354 for the purpose of various fencing, drainage work and sludge lagoon construction at the Boxford Sanitary Landfill, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$7,968 for the purpose of various fencing, drainage work and sludge lagoon construction at the Boxford Sanitary Landfill.

ARTICLE 22. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of money to purchase one (1) truck, a cab and chassis (27,000 G.V.W.), to be used by the Department of Public Works, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Federal Revenue Sharing the sum of \$12,073 to purchase one (1) truck, a cab and chassis (27,000 G.V.W.), to be used by the Department of Public Works.

ARTICLE 23. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of \$6,500 to purchase one (1) Sander (6 cubic yards) to be used by the Department of Public Works, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$6,123 to purchase one (1) Sander (6 cubic yards) to be used by the Department of Public Works.

ARTICLE 24. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$3,000 to be used to reimburse Mr. Alerson Noyes for work performed regarding the Recycling Operation for the Town of Boxford for the upcoming fiscal year 1980-81, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$2,000 to be used to reimburse Mr. Alerson Noyes for work performed regarding the Recycling Operation for the Town of Boxford for the upcoming fiscal year 1980-81.

ARTICLE 25. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$13,400 for the installation of fuel tanks to be used by Town-Owned vehicles and located at the Town Highway Garage, or take any other action thereon.

A motion was made and duly seconded to transfer from Federal Revenue Sharing the sum of \$16,565 for the installation of fuel tanks to be used by Town-Owned vehicles and located at the Town Highway Garage.

The motion was defeated by hand count vote, 69 affirmative and 95 opposed.

ARTICLE 26. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$9,090 for the completion of drainage on Cross Road, Burning Bush Drive, Baldpate Road, Main Street and Bare Hill Road, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$9,090 for the completion of the drainage on Cross Road, Burning Bush Drive, Baldpate Road, Main Street and Bare Hill Road.

ARTICLE 27. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$10,000 for the reconstruction-replacement of the Mill Road Bridge, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Federal Revenue Sharing the sum of \$10,000 for the reconstruction-replacement of the Mill Road Bridge.

ARTICLE 28. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$2,400 for a fire alarm system for the Boxford Highway Garage, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to pass over the article.

ARTICLE 29. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$55,000 for the purpose of contracting for the revaluation of all real estate in Town, or take any other action relative thereto.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Overlay Surplus Reserve the sum of \$12,801.50 and raise and appropriate the sum of \$3,198.50, for a total of \$16,000.00, for the purpose of funding the completion of the revaluation of all real estate in Town to a full and fair cash value; all to be done under the Board of Assessors.

ARTICLE 30. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$32,650 for the purchase of a new central control console for the use at the Emergency Center to handle all emergency services. This console will replace several 20 year old custom modified units, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$26,284 for the purchase of a new



central control console for the use at the Emergency Center to handle all emergency services. This console will replace several 20 year old custom modified units.

**ARTICLE 31.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$7,600 to purchase and equip a new sedan to be used as a Police car, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Federal Revenue Sharing the sum of \$8,243 to purchase and equip a new sedan to be used as a Police car.

**ARTICLE 32.** To see if the Town will vote to direct the Board of Selectmen to hire an additional police officer (8th man) to be added to the Boxford Police Department, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to pass over the article.

**ARTICLE 36.** To see if the Town will vote to amend the Zoning Bylaw, Section VI-B, as follows: That access to the buildable portion of any lot approved after passage of this bylaw (whether conventional for "Pork Chop"), shall be constructed over the frontage and within the boundaries of that lot whether within a subdivision or where Planning Board Approval is not required, and shall be demonstrated to be safely passable by Town Emergency Vehicles prior to the issuance of an Occupancy Permit, or take any other action thereon.

A motion was made and duly seconded to amend the Zoning Bylaw by adding: VI-B-11, access to the buildable portion of any lot approved after passage of this bylaw (whether conventional or "pork chop") and whether or not Planning Board approval is required) of constructed shall be over the frontage and within the boundaries of that lot, except as provided in Section V-A-11-o. And adding Section V-A-11-o, common driveways serving not more than two (2) adjacent lots with contiguous frontage (each having practical access over its own frontage) may be constructed if wholly within the perimeter of the two lots, subject to a recorded permanent maintenance agreement. And repairing VI-B-4-c-3, requiring "adequate access as determined by the Inspector of Buildings to the dwelling from its legal frontage."

The motion was defeated by hand count vote, 96 affirmative and 56 opposed, a  $\frac{2}{3}$  vote being necessary for a zoning bylaw change.

**ARTICLE 37.** To see if the Town will vote to amend the Zoning Bylaw of the Town of Boxford to amend Section V,A, 1 by adding after "One single family detached dwelling" the following: which shall have adequate access from the frontage to the dwelling site. Every driveway shall be located entirely within the lot that it serves and shall not serve another lot except as provided in Section V, A, 12.

**EXPLANATION:** At the Annual Town Meeting on May 8, 1979, the Town voted 338 to 29 that there was a need to control the access to porkchop lots. Thus, the Town voted an interim amendment which requires adequate access

from the legal frontage to the dwelling site. This interim amendment expires on January 1, 1981. Article 37 replaces this interim amendment. This amendment does not require that the adequate access be used for a driveway.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 148 affirmative, 1 opposed, to amend the Zoning Bylaw of the Town of Boxford to amend Section V, A, 1 by adding after "One single family detached dwelling" the following: which shall have adequate access from the frontage to the dwelling site. Every driveway shall be located entirely within the lot that it serves and shall not serve another lot except as provided in Section V, A, 12.

ARTICLE 38. To see if the Town will vote to amend Section V, A of the Zoning Bylaw by adding the following:

Subject to the granting of a Special Permit by the Planning Board as follows:

A driveway may be shared by more than one lot, but not more than three lots, so long as the driveway shall be located entirely within the lots being served. Every such shared driveway must be regulated by a recorded maintenance agreement running in perpetuity with the land and satisfactory to Town Counsel. The Planning Board shall impose such conditions, to be made a part of the special permit, as are necessary to provide adequate access including conditions that assign responsibility for maintenance and snow removal.

**EXPLANATION:** This Article and Article 37 are intended to prevent the development of lots which contain less than desirable access from the legal frontage to the building site. These articles will ensure that common driveways will be controlled and properly maintained by the owners (not the Town) under a maintenance agreement filed in the Registry of Deeds.

A motion was made and duly seconded to amend the article as follows: To see if the Town will vote to amend Section V, A of the Zoning Bylaw by adding Section V, A, 12:

Subject to the granting of a Special Permit by the Appeals Board as follows:

A driveway may be shared by more than one lot, but not more than two lots, so long as the driveway shall be located entirely within the lots being served. Every such shared driveway must be regulated by a recorded maintenance agreement running in perpetuity with the land and satisfactory to Town Counsel. The Appeals Board shall impose such conditions, to be made a part of the special permit, as are necessary to provide adequate access including conditions that assign responsibility for maintenance and snow removal.

The motion carried by a hand vote, 79 affirmative and 67 opposed.

The article, as amended, was defeated by a hand count vote, 101 affirmative and 53 opposed, a  $\frac{2}{3}$  vote being necessary for a zoning bylaw change.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 73 affirmative and 68 opposed, to reconsider the article.

A motion was made and duly seconded that from now on every speaker be limited to three minutes. The motion was defeated by a majority voice vote.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 111 affirmative and 36 opposed to amend Section V, A of the Zoning Bylaw by adding Section V, A, 12:

Subject to the granting of a Special Permit by the Board of Appeals as follows:

A driveway may be shared by more than one lot, but not more than three lots, so long as the driveway shall be located entirely within the lots being served. Every such shared driveway must be regulated by a recorded maintenance agreement running in perpetuity with the land and satisfactory to Town Counsel. The Board of Appeals shall impose such conditions, to be made a part of the special permit, as are necessary to provide adequate access including conditions that assign responsibility for maintenance and snow removal.

ARTICLE 29. To see if the Town will vote to amend Section VI, B, 4 c 3 of the Zoning Bylaw by striking Section VI, B, 4 c 3.

**EXPLANATION:** The purpose of this Article is to repeal the amendment passed at the May 8, 1979 Annual Town Meeting. Section VI, B, 4 c 3 in essence adopted to provide that porkchop (not conventional lots) lots have adequate access from the legal frontage to the dwelling site. This amendment is no longer necessary after the adoption of Articles 37 and 38, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 138 affirmative and 1 opposed, to amend Section VI, B, 4 c 3 of the Zoning Bylaw by striking Section VI, B, 4 c 3.

ARTICLE 40. To see if the Town will accept all or part of the following revisions of the General Bylaws of the Town and to repeal all existing General Bylaws, said repeal to take effect upon the approval of the new revised General Bylaw by the Attorney General in whole or in part and the publication thereof as required by law, or take any other action thereon.

A motion was made and duly seconded that the Town adopt all or part of the following revisions of the General Bylaws of the Town and to repeal all existing General Bylaws, said repeal to take effect upon the approval of the new revised General Bylaws by the Attorney General in whole or in part and the publication thereof as required by law.

The Moderator said that we would take the Bylaws Article by Article and vote each Article.

**ARTICLE ONE TOWN MEETINGS AND ELECTIONS****Section 1 Dates**

1-1-1 The date of the annual town meeting shall be the second Tuesday in May, and the date of the annual town election shall be the following Monday.

**Section 2 Warrant Information**

1-2-1 Publications containing the articles of the warrant and the budget for the annual town meeting shall indicate the sponsor of each article and the recommendation of the finance committee. All articles are to be submitted to the Board of Selectmen fourteen days prior to town meeting.

**Section 3 Quorum**

1-3-1 The quorum necessary for the transaction of business at any town meeting shall be fifty voters. 1955. (A year cited after any section or paragraph indicates the year of original action on the bylaw. If no year is cited, the section originated as ordinary town meeting action and is now transferred to bylaw status under this compendium.)

**Section 4 Posting**

1-4-1 All warrants for the calling of elections or annual town meetings shall be posted at least seven days in advance thereof on the two public meeting houses in town.

**Section 5 Polling Hours**

1-5-1 The polls for the annual town election shall open at 12 o'clock noon and remain open at least eight hours. 1955.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the provisions of Article I, no changes.

**ARTICLE TWO ELECTED OFFICERS AND BOARDS****Section 1 Board of Selectmen**

2-1-1 A board of selectmen of three members shall be elected from the town at large for three year overlapping terms of office. The board shall exercise general supervision over all matters affecting the interests or welfare of the town. 1929.

2-1-2 The board may settle any claims or suits against the town which in its opinion cannot be defended successfully, acting upon advice of counsel when the amount to be paid exceeds \$1,000. The board may retain counsel in suits against the town whenever deemed necessary. 1929.

2-1-3 The board may appear personally or by counsel before any committee of the legislature, or board of commission, to protect the interests of the town, but it is not authorized under this bylaw to commit the town to any course of action. 1929.

2-1-4 The Board shall be authorized to appoint the following committees: Boxford Water Resources and Drainage Committee, three members at large of the Capital Budgeting Committee, Council on Aging, Finance Committee, Recreation Committee, Recycling Committee, Zoning Board of Appeals, Conservation Commission, Historic District Commission, Registrars of Voters, Election Officers and Town Forest committee.

2-1-5 The Board shall be authorized to appoint the Chief of the Fire Department, the Chief of the Police Department, and such other police officers as it deems necessary, an Executive Secretary, a Director of Civil Defense, and Inspector of Buildings, and Director of Communications, a Wire Inspector, a Gas Inspector, a Town Counsel, a Town Accountant, a Dog Officer, a Forest Warden, a Tree Warden, a Moth Superintendent, an Inspector of Animals, and a Superintendent of Public Works.

2-1-6 The board shall be authorized to set inspection fees for building inspections, road inspections, gas and wire inspections, installation of alteration of oil burners and fuel storage tanks, and tree warden services. Any person or firm requiring the services of the tree warden shall pay the town directly. 1966.

2-1-7 The board shall be authorized to act on other committees as specified, act as a board of public works, serve as veterans agent, without salary, and appoint one of its members to another office or position under its control.

2-1-8 The Board shall be authorized to sell by public bid, lease, or dispose of personal property owned by the Town not exceeding \$1,000 in total value, without prior authorization of the town meeting. 1968.

#### **Section 2 School Committee**

2-2-1 A school committee of five members shall be elected from the town at large for three year overlapping terms of office.

#### **Section 3 Board of Library Trustees**

2-3-1 A board of trustees of the Boxford town library, of nine members, shall be elected from the town at large for three year overlapping terms of office.

#### **Section 4 Board of Health**

2-4-1 A board of health of three members shall be elected from the town at large for three year overlapping terms of office.

2-4-2 The board shall maintain a Saturday and Sunday schedule as part of a three day weekly schedule at the sanitary landfill.

#### **Section 5 Planning Board**

2-5-1 A planning board of seven members shall be elected from the town at large for five year overlapping terms of office.

#### **Section 6 Town Clerk**

2-6-1 The town clerk shall have custody of the town seal. 1929.

2-6-2 All conveyance under seal which may hereafter be executed by the town, pursuant to a vote of the town or otherwise, shall be affixed with such seal and subscribed by a majority of the board of selectmen. 1929.

2-3-3 The clerk shall keep a true copy, in a book maintained only for such purpose, of all deeds and conveyances executed by the board of selectmen. 1929.

2-6-4 The clerk shall insure that every conveyance to the town of any interest in land is properly recorded in the registry of deeds. 1929.

#### **Section 7 Treasurer**

2-7-1 The treasurer shall have the custody of all receipted bills and receipts, and of notes, bonds, and coupons which have been paid. 1929.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the provisions of Article II, no changes.

### **ARTICLE THREE APPOINTED OFFICERS AND BOARDS**

#### **Section 1 Town Accountant**

3-1-1 A town accountant shall be appointed by the board of selectmen for a three year term of office. 1929.

#### **Section 2 Assistant Assessors**

3-2-1 The board of assessors may appoint assistant assessors as it deems necessary, and it may revoke them. The assistant assessors shall perform such duties as the board may require and shall receive compensation only for duties performed. Every assistant assessor shall hold office for one year unless sooner removed. If the board fails to appoint a successor to any such assistant assessor during the month preceding the expiration of his term, he shall continue to serve during the following year unless sooner removed.

#### **Section 3 Finance Committee**

3-3-1 A finance committee of five members shall be appointed by the board of selectmen for three year overlapping terms of office. 1948.

3-3-2 All appropriations articles shall be submitted to the committee for study prior to insertion in the warrant for any annual or special town meeting. The committee shall then submit its recommendations thereon to the town. 1958.

#### **Section 4 Capital Budgeting Committee**

3-4-1 A capital budgeting committee of five members shall be established, with one member appointed by and from the finance committee, one member appointed by and from the planning board, each for a one year term of office; and three citizens at large appointed by the board of selectmen, each for a three year term of office, but such terms shall not expire in the same year. 1973.

#### **Section 5 Conservation Commission**

3-5-1 A conservation commission of seven members shall be appointed by the board of selectmen for three year overlapping terms of office.

3-5-2 The commission's purpose shall be the promotion and development of the natural resources and the protection of the watershed resources of the town.

#### **Section 6 Historic District Commission**

3-6-1 An historic district commission of five members and three alternate members shall be appointed by the board of selectmen for three year overlapping terms of office, such members to be appointed under terms established in the Boxford historic district bylaw. 1971.

3-6-2 A copy of the historic district bylaw shall be kept on file with the town clerk. 1971.

#### **Section 7 Recreation Committee**

3-7-1 A recreation committee of five members shall be appointed by the board of selectmen for three year overlapping terms of office.

3-7-2 The committee's purpose shall be to oversee the recreational needs of the town, to recommend development of recreational areas as needed, and to be responsible for the care, maintenance and operation of such areas.

### **Section 8 Council on Aging**

3-8-1 A council on aging of seven members shall be appointed by the board of selectmen for four year overlapping terms of office. The terms of no more than three members shall expire in any calendar year. Members shall be eligible for reappointment for concurrent terms. 1976.

3-8-2 The duties of the council shall be to: (a) identify the total needs of the town's elderly population, (b) educate the community and enlist support and participation of all citizens concerning such needs, (c) design, promote, or implement services to fill such needs, and coordinate present services in the town, and (d) promote and support any other programs designed to assist elderly persons in the town. 1976.

3-8-3 The council shall cooperate with the state office of elder affairs and shall be cognizant of all state and federal legislation concerning funding, information exchange, and program planning which exists for better community programming for the elderly, 1976.

3-8-4 The council shall furnish the board of selectmen with an annual report and provide a copy thereof to the state office of elder affairs. 1976.

### **Section 9 Boxford Water Resources and Drainage Committee**

3-9-1 A Boxford water and drainage committee of five members shall be appointed by the board of selectmen for three year overlapping terms of office.

3-9-2 The committee's purpose shall be to plan the development and protection of water resources within the town.

### **Section 10 Gas Inspector**

3-10-1 A gas inspector shall be appointed by the board of selectmen for such term of office as it shall deem proper. 1961.

3-10-2 The inspector shall perform his duties under the direction of the board, as prescribed by general law. He shall collect fees from applicants for permits in accordance with a schedule to be approved by the board. 1961.

3-10-3 The inspector shall receive such salary as determined by the Board of Selectmen. 1961.

3-10-4 No gas meter shall be turned on nor any gas used within the town without permission of the inspector, nor unless a certificate of approval is posted on the premises, properly signed and dated by the inspector. 1969.

### **Section 11 Wire Inspector**

3-11-1 A wire inspector shall be appointed by the Board of Selectmen for such term of office as it shall deem proper. 1963.

3-11-2 The Inspector shall perform his duties under the direction of the board, as prescribed by general law. He shall collect fees from applicants for permits in accordance with a schedule to be approved by the board. 1963.

3-11-3 The Inspector shall receive such salary as determined by the Board of Selectmen. 1963.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the provisions of Article III, no changes.

**ARTICLE FOUR DEPARTMENTS****Section 1 Police Department**

4-1-1 A police department shall be established under the direction of the Board of Selectmen. The board shall appoint a chief of police and such other police officers as it deems necessary, and it shall fix their compensation within the limits of an annual aggregate appropriation made for such purpose. 1945.

4-1-2 The Board of Selectmen may make suitable regulations governing the Police Department and the officers thereof. 1945.

4-1-3 The Chief of Police shall be in immediate control of all town property used by the department. 1945.

4-1-4 The Chief of Police shall have authority over the police officers of the department. 1945.

**Section 2 Fire Department**

4-2-1 A fire department shall be established under the direction of the Board of Selectmen, as prescribed by general law. 1950.

**Section 3 Department of Public Works**

4-3-1 The Board of Selectmen shall act as a board of public works, and it shall appoint a superintendent of public works for such term of office as it deems proper.

**Section 4 Communications**

4-4-1 No person shall connect an alarm system or equipment to the town emergency center without first obtaining an alarm permit signed by the Communications Director, Police Chief or Fire Chief, as applicable. 1979.

4-4-2 Only digital dialers, leased lines, and other equipment types deemed by the Communications Director to be compatible with the equipment of the town emergency center shall be allowed to be connected thereto. Telephone dialing systems which include voice or tape recorders are incompatible and shall not be connected to the town system. These equipment specifications apply to all applications for alarm systems made to the Communications Center after May 9, 1979, and to existing systems if subsequently they should abuse the right of access by excessive false alarms or malfunction. 1979.

4-4-3 False alarms, other than those caused by faulty telephone service, electrical storms, or the town's main receiving console, shall be limited to two in any six month period for each dwelling or business. The owner of the dwelling or business shall be assessed a penalty of twenty-five dollars for each additional false alarm during any six month period, such penalty to be paid to the Town of Boxford. 1979.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the provisions of Article IV, no changes.



**ARTICLE V TOWN EMPLOYEES****Section 1**

5-1-1 Town employees entitled to benefits under these sections are persons normally scheduled to work at least an average of 20 hours per week, forty-four weeks per year, except those appointed by the School Committee.

5-1-2 Henceforth, service in each fiscal year shall be determined on the basis of the above minimum.

**Section 2 Vacation Leave**

5-2-1 Qualified Town employees are entitled to paid vacation at current rate of pay, as follows:

- a) For twenty-six (26) consecutive scheduled weeks worked including authorized leave during the twelve (12) months ending June 30 of any year, one week's leave, if still employed.
- b) For fifty-two (52) scheduled weeks worked including authorized leave during the twelve (12) months ending June 30 of any year, two (2) weeks' leave.
- c) After five (5) consecutive years of service, one day of leave for each consecutive year up to ten (10) years when three (3) weeks' vacation leave will have been reached.
- d) After fifteen (15) consecutive years, one extra day of vacation leave for each consecutive year of employment up to twenty (20) years, when four (4) weeks' vacation leave will have been reached.
- e) Employees working for more than one department during the twelve (12) months ending June 30th, may combine their working time in the several departments for the purpose of computing the amount of vacation leave earned.

**Section 3 Holidays**

5-3-1 Qualified Town employees shall have the following holidays with pay: New Year's Day, Washington's Birthday, Patriot's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving and Christmas.

**Section 4 Sick Leave**

5-4-1 Qualified Town employees shall be granted paid sick leave at their regular rates of pay on the basis of one day's pay for every twenty (20) days of work. Such sick leave may accumulate up to but not exceeding eighty-five (85) days. No such sick leave shall be paid to any employee who has not worked at least twenty-six (26) consecutive scheduled weeks in the twelve (12) months immediately preceding. Paid sick leave shall not be granted unless the employee shall have been called to report for work and the head of the department shall have so certified, nor, in case of more than three (3) consecutive days of absence, unless a doctor's certificate of inability to work shall have been furnished to the department head.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to amend Section 5-1-1 by deleting the words "an average of," and Section 5-3-1 by adding the phrase, "provided that it is a normal working day for such employees."

These sections now read:

5-1-1 Town employees entitled to benefits under these sections are persons normally scheduled to work at least 20 hours per week, forty-four weeks per year, except those appointed by the School Committee.

5-3-1 Qualified Town employees shall have the following holidays with pay: New Year's Day, Washington's Birthday, Patriot's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving and Christmas, provided that it is a normal working day for such employees.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the provisions of ARTICLE V, as amended.

## **ARTICLE SIX RECORDS AND ACCOUNTS: ANNUAL REPORTS**

### **Section 1 Records and Accounts**

6-1-1 All boards, standing committees, and officers of the town shall cause records of their doings and accounts to be kept in suitable books. 1929.

### **Section 2 Annual Reports**

6-2-1 Contracts for printing annual town reports shall be made by the Board of Selectmen, and all annual reports intended to be bound up with the annual town reports shall be sent to the board not later than February 15. 1929.

6-2-2 No illustrations shall be hereafter introduced in the reports of town officers, boards, or committees unless expressly authorized by the board. 1929.

6-2-3 The annual report of the Board of Selectmen shall, unless such information is contained in other reports to be published in the annual town report, provide information on: (a) town and county ways laid out, constructed, altered, ordered laid out, accepted, and remaining to be constructed; (b) damages assessed and paid, claims outstanding, and all claims in suit against the town, with all circumstances relating thereto; and (c) details of repairs made to public buildings. 1929.

6-2-4 The annual report of the treasurer shall state the purposes for which the town's debt was increased in the preceding year, cite the votes by which the money was borrowed, and render a classified statement of all receipts and expenditures of the town in such detail as to give a full, fair exhibit of the objects and methods of all expenditures. 1929.

6-2-5 The board of assessors shall append to its annual report a table of the valuation of the town, real, personal, and total; the rate of taxation; and the amount of money raised. The complete recapitulation sheet used in fixing the tax rate shall be printed as part of the annual report. 1929.

6-2-6 The town clerk shall make a full index of the reports and shall also prepare a table of vital statistics for publication in the annual report. 1929.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the provisions of ARTICLE VI, no changes.

## **ARTICLE SEVEN PUBLIC HEALTH**

### **Section 1 Percolation Tests**

7-1-1 When in the course of its duties the board of health deems it neces-

sary to conduct percolation tests in connection with sewage disposal permits, the applicants shall pay the required fee. 1973.

## **Section 2 Sanitary Landfill**

7-2-1 The Boxford sanitary landfill shall be open for Boxford residents only according to the posted hours for the deposit of solid refuse. This shall exclude automobile bodies, large household appliances, and tree and brush refuse which may be accepted only at specified times in designated areas. Biodegradable liquid wastes such as septic tank pumpage may be deposited in a separate area provided for this and no other purpose during regular hours. By arrangement with the sanitary landfill supervisory agency, disposal of this and other refuse may also be permitted at other agreed times. 1973.

7-2-2 The department of public works shall be responsible, in conformity with the rules and regulations of the state department of public health, for the operation of the sanitary landfill. 1974.

## **Section 3 Swimming Pools**

7-3-1 The term "family swimming pool" as used herein shall mean a swimming pool located in the town and used or intended to be used solely by the owner, operator, lessee, or tenant thereof and his family, and by persons invited or permitted to use it without payment of any fee or charge. 1973.

7-3-2 Every family swimming pool having a depth of eighteen inches or more shall be enclosed by a fence or wall not less than five feet high, constructed, erected, and maintained so that no person, child or adult, may pass under or through it except by opening a door or gate therein, which shall be equipped with a self-closing and self-latching device and shall be kept securely closed at all times when not in actual use. A dwelling house or accessory building may be used as part of such enclosure, and no self-closing and self-latching device shall be required on any door of a dwelling house so used. Every person in possession of land on which a family swimming pool having a depth of eighteen inches or more is situated, either as owner, purchaser, mortgagee, lessee, or tenant shall cause a fence or wall to be constructed, erected, and maintained as herein provided and shall cause any door or gate to be equipped and kept closed in accordance with the provisions above. This section shall apply to every family swimming pool having a depth of eighteen inches or more and erected or installed at any time, whether before, on, or after the effective date of this bylaw. 1973.

7-3-3 An exception to the requirement that the swimming pool be fenced may be granted by the board of selectmen with the advice of abutting property owners upon application of the party responsible for the pool for as long as it appears that by the nature of the surroundings, its siting or location, or the premises on which it is situated, it does not constitute an appreciable hazard. 1973.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the provisions of ARTICLE VII, no changes.

**ARTICLE EIGHT PUBLIC SAFETY****Section 1 Boats**

8-1-1 No person shall operate a boat equipped with more than a ten horsepower motor on great ponds in Boxford. 1974.

**Section 2 Hunting and Firearms**

8-2-1 No person shall fire or discharge any gun, fowling piece, or firearm within 200 feet of any street in town or on any private grounds, except with the consent of the owner; provided, however, that this bylaw shall not apply to the use of such weapons at any military exercise or in the lawful defense of the person, family, or property of any citizen. 1929.

8-2-2 No person shall fire or discharge any firearm within the limits of any park, playground, or other public property except with the consent of the board of selectmen. No person shall hunt with, fire, or discharge any firearm on any private property except with the written consent of the owner or legal occupant thereof. 1960.

8-2-3 This bylaw shall not apply to the lawful defense of life or property nor to any law enforcement officer acting in the discharge of his duties. 1960.

**Section 3 Motor Vehicles**

8-3-1 Unregistered motor vehicles unfit for use, permanently disabled, dismantled, or otherwise inoperative shall not be stored, parked, or placed upon any land in town unless the same shall be within a building or in an area unexposed to public view, or in an area properly approved for keeping of the same by licensed junk dealers. 1969.

8-3-2 No operator of a motor vehicle shall drive his vehicle into an intersection without coming to a complete stop as required by a legally approved and established stop sign. 1974.

**Section 4 Dogs**

8-4-1 No owner or keeper of a hound shall permit it to run without chain or leash at any time between one-half hour after sunset and one-half hour before sunrise on property not owned or occupied by said owner or keeper. 1928.

8-4-2 The board of selectmen may issue licenses to use dogs at any time of day or night, in trailing and securing any animal which has been molesting crops, poultry, or livestock. 1954.

8-4-3 If the dog officer determines that a female animal in heat, even when confined, is attracting other animals, thus causing a disturbance or damage to neighboring property or public areas, he may require the owner or keeper to keep said animal while in heat, in a kennel, or to remove it from the area so that the nuisance is abated. 1979.

8-4-4 The dog officer is authorized to require owners or keepers of dogs to restrain their dogs from running at large in schools, school playgrounds, parks, or public recreational areas. He may also require owners or keepers of dogs to restrain their dogs from running at large when he determines that any such dog is an annoyance, is dangerous, or is known to cause damage in a neighborhood.

Within ten days after any such determination, an owner or keeper of such dog may appeal in writing to the board of selectmen. 1979.

8-4-5 Notwithstanding the schedule of fines set forth in chapter 140, section 173A, general laws, the following schedule of fines shall apply to the failure of any owner or keeper of dogs to comply with an order of the dog officer: first offense within a calendar year shall be a warning; second offense within a calendar year shall be ten dollars; third or subsequent offense within a calendar year shall be twenty dollars. 1979.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the provisions of ARTICLE VIII, no changes.

## **ARTICLE NINE LICENSING AND PEDDLERS**

### **Section 1 Licensing**

9-1-1 No person shall solicit to sell or distribute merchandise on a house to house basis in town without first obtaining a permit from the Boxford Police Department. 1974.

9-1-2 Door to door solicitors shall have in their possession and show upon request, official personal identification such as a driver's license, draft registration card, social security card, or equivalent or suitable identification issued by the Boxford Police Department. 1973.

9-1-3 The Board of Selectmen may license suitable persons to be dealers in and keepers of shops for the purchase, sale, or barter of junk, old metals, or second hand metals. The board may also license suitable persons as junk collectors to collect, by purchase or otherwise, junk, old metals, and second hand articles from place to place in town. It may also provide that such collectors display badges on their persons or vehicles or both, when engaged in collecting, transporting, or dealing in junk, old metals or second hand articles, and it may prescribe the design thereof. It may also provide that such shops and all articles of merchandise therein, and any place, vehicle, or receptacle used for the collection or keeping of such articles, may be examined at any time by any authorized person. 1929.

9-1-4 Every keeper of a shop for the purchase, sale, or barter of junk, old metals, or second hand articles shall place in a suitable and conspicuous site in his shop, a sign having his name and occupation legibly inscribed thereon. 1929.

### **Section 2 Peddlers**

9-2-1 No person hawking, peddling, or carrying or exposing any article for sale shall cry his wares to the disturbance of the peace and comfort of the inhabitants of the town. No hawker or peddler shall carry or convey such articles in any manner that will tend to injure or disturb the public health or comfort. 1929.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the provisions of ARTICLE IX, no changes.

**ARTICLE TEN PUBLIC WAYS AND PROPERTY****Section 1 Public Property**

10-1-1 No person shall willfully deface or injure any public playground, planting space, flower bed, grass, border, guidepost, guideboard, official sign, post or signalling device for the direction of traffic, lamppost, or any public building, fence or monument, or other thing situated, erected, or made for the use or ornament of the town. 1929.

10-1-2 No person, unless required by law to do so, shall make any marks, letters, or figures of any kind, place any sign, advertisement, or placard upon or against any wall, fence, post, ledge, stone, building or structure, in or upon any public way in town, without the permission of the owner thereof, nor upon any sidewalk or upon any property of the town without the permission of the Board of Selectmen. 1929.

**Section 2 Public Ways**

10-2-1 No person shall deposit papers, circulars, or advertising matter of any kind in the public ways of the town, nor distribute the same through the town in such manner as to create a disturbance or litter. 1929.

10-2-2 No person shall drink any alcoholic beverage in or upon any public way, park, playground, school ground, or private or public land without the consent of the owner or person in control thereof. 1929.

10-2-3 No overnight parking shall be permitted on the streets of Boxford from December 1 to April 1. 1974.

10-2-4 There shall be no digging, filling, or alteration of grades or drainage on any town property on or adjacent to public ways or over which the town has a right-of-way except by permission of the Board of Selectmen or its authorized agent. 1929.

10-2-5 No person shall grade or change the grade on a driveway at the intersection of a public way so as to obstruct the removal of snow, the drainage of water, or otherwise cause hazardous road conditions. Wherever new construction or alteration is done on a lot fronting upon a public way, no occupancy permit shall be issued until the Superintendent of Public Works finds that the grading and drainage of the intersecting driveway or driveways are adequate and do not obstruct removal of snow or drainage of water or otherwise cause hazardous conditions. 1971.

10-2-6 No person not employed by the Department of Public Works, shall lay, throw, place, or push any snow or ice into or across any street within the town in a manner which may obstruct the public way or constitute a safety hazard. 1929.

10-2-7 The board of public works may make repairs to private ways that have been open to the public for six years or more. Such repairs shall be made at public expense provided that: (a) any such way shall continue to be open to the public, (b) the work is required by public necessity, (c) it excludes construction or reconstruction of such way, (d) work on drainage includes only the clearing of obstructions in existing drains, and (e) the town is released and held harmless by all abutting owners on account of any damage whatever caused by or incident to such repairs. 1978.

**Section 3 Horses and Vehicles**

10-3-1 No person having charge of a horse-driven vehicle of any description shall pass with the same over any public way of the town unless holding the reins of the animal or animals attached thereto, if riding, or, if not riding, unless walking by the head of the shaft or wheel animal either holding or keeping within the reach of the bridle or halter, and such person shall at all times be in such position as to be able to restrain and govern such animal or animals. 1929.

10-3-2 No person shall at the same time drive or take charge of more than one horse-driven vehicle in any public way of the town. 1929.

10-3-3 No person having charge of any vehicle, whether motor or horse-driven, shall permit such vehicle to stand upon any public way or other public place after having been forbidden to do so by a police officer of the town or by a notice posted on such way or place under official authority. 1929.

10-3-4 No person shall by any noise, gesture, words or other means, willfully frighten a horse in any public way in the Town. Approved by the Attorney General's office 6/29.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the provisions of ARTICLE X, no changes.

**ARTICLE ELEVEN****Section 1 General Bylaws of the Town**

11-1-1 Upon adoption by the town meeting, approval by the attorney general, and proper publication, the foregoing shall constitute the general bylaws of the Town of Boxford, and all bylaws heretofore in force shall be repealed. 1979.

**Section 2 Amendment**

11-2-1 Any or all of these bylaws may be repealed, amended, or other bylaws may be adopted at any town meeting, an article or articles for that purpose having been inserted in the warrant for such meeting by the Board of Selectmen upon their own initiative or by citizen petition. 1979.

**Section 3 Enforcement**

11-3-1 Except when otherwise provided by law, citations for offenses under these bylaws may be made by any constable or police officer of the Town. 1967.

**Section 4 Penalties**

11-4-1 Any violation of any provision of these bylaws, whereby any act or thing is enjoined, prohibited, or required, shall unless other provision is expressly made, be punishable by a fine not to exceed \$200 for each offense. 1979.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the provisions of ARTICLE XI, no changes.

ARTICLE 41. To see if the Town will vote to enact the following bylaw: "Each residence, beginning September 1, 1980, shall display a street number. Such number to be provided by the owner, assigned in accordance with the system implemented in 1971, and located at or near the access to the public way.

This number to be visible at all times from the public way", or take any other action thereon.

Upon motion made and duly seconded, the article was defeated by hand count vote, 56 affirmative and 68 opposed.

ARTICLE 42. To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to repair Engine 1 and Engine 2. Such sum to be expended under the direction of the Fire Department in accordance with appropriate Massachusetts laws, if applicable, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Federal Revenue Sharing the sum of \$5,054 and from Overlay Surplus Reserve the sum of \$481, for a total of \$5,535, to repair Engine 1 and Engine 2. Such sum to be expended under the direction of the Fire Department in accordance with appropriate Massachusetts laws, if applicable.

ARTICLE 43. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$753.69 for the purchase of three (3) time clocks to be used by all Boxford Town Employees, or take any other action thereon.

A motion was made and duly seconded to raise and appropriate the sum of \$753.69 for the purchase of three (3) time clocks to be used by all Boxford Town Employees. The motion was defeated by a majority voice vote.

ARTICLE 44. To see if the Town will vote to raise and appropriate the sum of \_\_\_\_\_ to renovate the Cole School septic system and replace the leaching field, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$19,200 to renovate the Cole School septic system and replace the leaching field.

ARTICLE 45. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Finance Committee Reserve Fund, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from Overlay Surplus Reserve the sum of \$29,717 and to raise and appropriate the sum of \$283, for a total of \$30,000, for the Finance Committee Reserve Fund.

ARTICLE 46. To see if the Town will vote to raise and appropriate a suitable sum to be added to the Stabilization Fund, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to pass over the article.

ARTICLE 47. To see if the Town will vote to move that the Town of Boxford vote to exempt \$\_\_\_\_\_ of free cash from the provisions of Section 12A of Chapter 151 of the Acts of 1979 and that such free cash not be utilized for the purpose of reducing the property tax levy for fiscal year 1981, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice



vote, to exempt \$69,253 of free cash from the provisions of Section 12A of Chapter 151 of the Acts of 1979 and that such free cash not be utilized for the purpose of reducing the property tax levy for fiscal 1981.

ARTICLE 48. To see if the Town will vote to move that the Town of Boxford vote to increase the appropriations limit established by Chapter 152 of the Acts of 1979 by \$\_\_\_\_\_ so that the appropriations limit as so increased will be \$\_\_\_\_\_. (The amounts to be inserted should reflect the total aggregate amount by which the limit is to be increased and the final amount to which the limit is increased), or to take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 110 affirmative and 14 opposed, to increase the appropriations limit established by Chapter 152 of the Acts of 1979 by \$253,925.77 so that the appropriations limit as so increased will be \$2,349,462.83.

ARTICLE 49. To see if the Town will vote to move that the Town of Boxford vote to increase the levy limit established by Chapter 151 of the Acts of 1979, by not more than \$\_\_\_\_\_ so that the levy limit as so increased will not be more than \$\_\_\_\_\_. (The amounts to be inserted in each instance would be increased and the total aggregate amount to which the levy limit is to be increased), or to take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to increase the levy limit established by Chapter 151 of the Acts of 1979, by not more than \$358,234.30 so that the levy limit as so increased will not be more than \$2,556,074.83.

ARTICLE 50. To transact any other business that may legally come before said meeting.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, that a committee be formed called the "Special Committee on Capital Planning" to be made up of the Board of Selectmen, three members of the Finance Committee and three members of the Planning Board and that the Moderator be appointed as a non-voting chairman of the committee. Said Committee's single purpose to be present a report at the next annual town meeting their recommendations in regards to the construction and/or renovation of Town Hall, East Village Library and Fire Station. Said report to include specific recommendations on the timing and funding on the projects and the location of the Town Hall & Fire Station.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to dissolve the meeting at 11:38 p.m.

Registered voters attending the meeting were 195. Counters and checkers for the meeting were appointed by Town Clerk Frank H. Weatherby.

A true record.

ATTEST:

Frank H. Weatherby  
Town Clerk

## BUDGET APPROVED FOR 1980-1981

## GENERAL GOVERNMENT

Selectmen	\$ 23,180	
Clerical	4,784	
Town Clerk	6,068	
Registrars	1,870	
Elections	2,142	
Town Counsel	9,000	
Planning Board	3,369	
Appeals Board	1,000	
Recreation Committee	1,300	
Child Guidance	2,697	
Council on Aging	1,296	
Conservation Committee	100	
TOTAL		\$ 56,806

## FINANCE

Accountant	\$ 12,217	
Treasurer	7,219	
Tax Collector	12,939	
Assessors	19,972	
Finance Committee	400	
TOTAL		\$ 52,747

## PUBLIC SAFETY

Police Department		
Salaries	\$ 130,855	
Wages	6,000	
All Other	69,176	
TOTAL	\$ 206,031	
Fire Department	43,470	
Communications	55,550	
Dog Officer	1,800	
Inspector of Animals	225	
Building Inspector	5,000	
Electrical Inspector	2,080	
Gas Inspector	400	
Board of Health	17,023	
Civil Defense	310	
Ambulance Service	8,018	
TOTAL		\$ 339,907

## SCHOOLS

Elementary	\$1,112,483	
Masconomet	1,570,386	
Regional Vo-Tech	<u>14,923</u>	
TOTAL		\$2,697,792

## LIBRARIES

	\$ 65,592	\$ 65,592
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## DEPARTMENT OF PUBLIC WORKS

Salaries, Wages & Overtime	\$ 87,853	
Materials	98,608	
All Other	<u>96,146</u>	
TOTAL		\$ 282,607

## UNCLASSIFIED

General Insurance	\$ 7,760	
Health & Life Insurance	31,600	
Town Cemetery	50	
Village Cemetery	300	
Brookside Cemetery	100	
Mt. Vernon Cemetery	100	
Soldier's Graves	500	
Harmony Cemetery	200	
Veterans' Benefits	3,100	
Selectmen's Contingency	1,600	
Interest on Loans	10,000	
Retirement Pensions	1,200	
Town Reports	4,000	
Memorial Day	940	
Town Forest	100	
Historic District Commission	50	
Moth Suppression	<u>1,400</u>	
TOTAL		\$ 63,000

## GRAND TOTAL TOWN BUDGET

		<u>\$3,558,451</u>
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## Additional Items

Article 1	\$ 764.81	
Article 8	1,650.00	
Article 11	12,466.50	
Article 13	400.00	
Article 16	9,151.66	
Article 18	6,780.00	
Article 21	7,968.00	
Article 23	6,123.00	

Article 24	2,000.00
Article 26	9,090.00
Article 29	3,198.50
Article 30	26,284.00
Article 44	19,200.00
Article 45	<u>283.00</u>

TOTAL \$ 105,359.47

TOTAL TO BE RAISED AND APPROPRIATED \$3,663,810.47

## Transfers

Article 5	\$ 1,711.88
Article 6	2,746.66
Article 11	34,863.50
Article 16	848.34
Article 19	34,528.00
Article 20	111,570.00
Article 22	12,073.00
Article 27	10,000.00
Article 28	12,801.50
Article 31	8,243.00
Article 42	5,535.00
Article 45	29,717.00
Article 10	<u>27,600.00</u>

TOTAL \$ 292,237.88

TOTAL TO BE RAISED AND APPROPRIATED

\$3,537,660

## Transfers

Article 1	\$ 2,083.27
Article 4	30,000.00
Article 6	2,282.50
Article 8	8,305.00
Article 9	14,021.00
Article 10	34,528.00
Article 11	6,780.00
Article 12	12,780.00
Article 14	1,000.00
Article 15	9,000.00
Article 16	1,500.00
Article 17	1,435.00
Article 18	1,000.00
Article 20	8,600.00
Article 21	<u>47,000.00</u>

TOTAL

\$ 180,314.77

**SPECIAL TOWN MEETING**  
**May 13, 1980**

Voters of the Town of Boxford met at the Masconomet Regional High School auditorium on May 13, 1980. Moderator DeWitt T. Minich called the meeting to order at 7:32 p.m. The articles of the warrant were disposed of as follows:

ARTICLE 1. To see if the Town will vote to transfer from available funds the sum of \$7,722.30 to be expended by the Boxford Elementary Schools during the 1979-80 fiscal year, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from D.P.W., All Other Account, as voted in the fiscal year 1979-80 budget, the sum of \$7,722.30 to be expended by the Boxford Elementary Schools during the 1979-80 fiscal year.

ARTICLE 2. To see if the Town will vote to transfer from available funds a sum of money to be used to reimburse Mr. Alerson Noyes for services performed regarding the Recycling Operation for the Town of Boxford during fiscal year 1979-80, or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from D.P.W., All Other Account, as voted in the fiscal year 1979-80 budget, the sum of \$1,050.00 to be used to reimburse Mr. Alerson Noyes for services performed regarding the Recycling Operation for the Town of Boxford during fiscal year 1979-80.

ARTICLE 3. To see if the Town will vote to transfer from available funds a sum of money to engage an outside energy consultant for the purpose of conducting an "energy audit" of all Town buildings, or take any other action thereon.

A motion was made and duly seconded to transfer from D.P.W. Materials Account, as voted in the fiscal year 1979-80 budget, the sum of \$8,000.00.

Upon motion made and duly seconded, an amendment was VOTED, by majority voice vote, to substitute the sum of \$6,000.00 for \$8,000.00.

Upon motion made and duly seconded, the original article was defeated by hand count vote, 72 affirmative, 87 opposed.

A motion was made and duly seconded to reconsider Article 3. The motion was defeated by hand count vote, 80 affirmative, 111 opposed.

ARTICLE 4. To see if the Town will vote to transfer \$500 from Article 16 of the May 1975 Annual Town Meeting and \$941.19 from available funds, for a total sum of \$1,441.19, for microfilming and restoration-preservation of additional records which will be partially reimbursed by a grant of \$200 from the Massachusetts Council on Arts and Humanities, or to take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to transfer \$500 from Article 16 of the May 1975 Annual Town Meeting

and \$951.19 from D.P.W., Materials Account, as voted in the fiscal year 1979-80 budget, for a total sum of \$1,451.19, for microfilming and restoration-preservation of additional records which will be partially reimbursed by a grant of \$200 from the Massachusetts Council on Arts and Humanities.

ARTICLE 5. To transact any other business that may legally come before said meeting.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to dissolve the Special Town Meeting at 8:10 p.m.

Registered voters attending the meeting were 206. Counters and checkers for the meeting were appointed by Town Clerk Frank H. Weatherby.

A true record.

ATTEST:

Frank H. Weatherby  
Town Clerk

TRANSFERS

Article 1	\$7,722.30
Article 2	1,050.00
Article 4	<u>1,451.19</u>

TOTAL TO BE TRANSFERRED

\$10,223.49

**SPECIAL TOWN MEETING****July 8, 1980**

Voters of the Town of Boxford met at the Spofford Pond School auditorium on July 8, 1980. Moderator DeWitt T. Minich called the meeting to order at 8:02 p.m. In the absence of a clergyman, a moment of meditation was observed. The articles of the warrant were disposed of as follows:

**ARTICLE 1.** To see if the Town will vote to authorize the Masconomet Regional School District to appropriate the sum of \$830,000 for extraordinary repairs; specifically re-roofing the School at Boxford, and for engineering plans and specifications, bidding documents supervision, inspection and final approval; and to raise this appropriation, the Masconomet Regional District School Committee be authorized to borrow \$830,000 under Massachusetts General Laws, Chapter 71, Section 16, as amended, and that the Board of Selectmen in each member Town be provided with notice of such action in accordance with said Section 16.

Upon motion made and duly seconded, it was VOTED, by hand count vote (122 affirmative and 89 opposed), to authorize the Masconomet Regional School District to appropriate the sum of \$830,000 for extraordinary repairs; specifically re-roofing the School at Boxford, and for engineering plans and specifications, bidding documents supervision, inspection and final approval; and to raise this appropriation, the Masconomet Regional District School Committee is authorized to borrow \$830,000 under Massachusetts General Laws, Chapter 71, Section 16, as amended, and that the Board of Selectmen in each member Town be provided with notice of such action in accordance with said Section 16.

**ARTICLE 2.** To see if the Town will vote to adopt the following bylaw:

All Electric Power Transmission Lines to be constructed in or through the Town of Boxford having a rated potential capacity of 69,000 volts or more shall be buried underground.

A brief intermission was called by the Moderator at 10:05 p.m. The meeting resumed at 10:08 p.m.

Upon motion made and duly seconded, it was VOTED, by two-thirds majority voice vote, to call the question.

Upon motion made and duly seconded, it was VOTED, by hand count vote (139 affirmative and 30 opposed) to adopt the following bylaw:

All Electric Power Transmission Lines to be constructed in or through the Town of Boxford having a rated potential capacity of 69,000 volts or more shall be buried underground.

An oral report was given by John May of the Planning Board of a public hearing on Article 2, held on July 7, 1980 by them.

Subsequent to the hearing, the Planning Board agreed to endorse the Article in principle.



ARTICLE 3. To see if the Town will vote to move that the Town of Boxford vote to increase the appropriations limit established by Chapter 152 of the Acts of 1979 by \$\_\_\_\_\_ so that the appropriations limit as so increased will be \$\_\_\_\_\_. (The amounts to be inserted should reflect the total aggregate amount by which the limit is to be increased and the final amount to which the limit is increased), or to take any other action thereon.

ARTICLE 4. To see if the Town will vote to move that the Town of Boxford vote to increase the levy limit established by Chapter 151 of the Acts of 1979 by not more than \$\_\_\_\_\_ so that the levy limit as so increased will not be more than \$\_\_\_\_\_. (The amounts to be inserted in each instance would be increased and the total aggregate amount to which the levy limit is to be increased), or to take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to pass over Articles 3 and 4.

ARTICLE 5. To transact any other business that may legally come before said meeting.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to adjourn the meeting at 10:24 p.m.

Registered voters attending the meeting were 228. Counters and checkers for the meeting were appointed by Town Clerk Frank H. Weatherby.

A true record.

ATTEST:

Frank H. Weatherby  
Town Clerk