

**SPECIAL TOWN MEETING
MAY 11, 1999**

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, May 11, 1999. Moderator Gerald R. Johnston called the Special Town Meeting to order at 7:00 p.m. The Articles of the Warrant were disposed of as follows:

ARTICLE 1. To see if the Town will vote to transfer from the Fiscal Year 1999 Elementary School Budget the sum of **\$4,084** to fund bills and charges from previous fiscal years; said funds to be spent under the direction of the Elementary School Committee.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from the Elementary School Committee the sum of **\$4,084** to fund bills and charges from previous fiscal years; said funds to be spent under the direction of the Elementary School Committee.

Finance Committee recommended adoption of this Article.

ARTICLE 2. To see if the Town will vote to transfer from free cash the sum of **\$25,000** to additionally fund the FY 1999 Finance Committee Reserve Fund; said funds to be spent under the direction of the Finance Committee.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of **\$25,000** to additionally fund the FY 1999 Finance Committee Reserve Fund; said funds to be spent under the direction of the Finance Committee.

Finance Committee recommended adoption of this Article.

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 3. To see if the Town will vote to transfer from free cash the sum of **\$46,204** for the purpose of funding the Town of Boxford's share of costs for purchasing, installing, upgrading and equipping computers, hardware and software, to conform with Y2K for the Masconomet Regional School District; said funds to be spent under the direction of the Masconomet Regional School District Committee.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of **\$46,204** for the purpose of funding the Town of Boxford's share of costs for purchasing, installing, upgrading and equipping computers, hardware and software, to conform with Y2K for the Masconomet Regional School District; said funds to be spent under the direction of the Masconomet Regional School District Committee.

Finance Committee recommended adoption of this Article.

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 4. To see if the Town will vote to transfer from free cash the sum of **\$50,000** to fund studies for the Massachusetts Department of Environmental Protection (DEP) related to the occurrence of arsenic in the bedrock drinking water aquifer in the Town of Boxford; said funds to be spent under the direction of the Board of Health.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to transfer from free cash the sum of **\$50,000** to fund studies for the Massachusetts Department of Environmental Protection (DEP) related to the occurrence of arsenic in the bedrock drinking water aquifer in the Town of Boxford; said funds to be spent under the direction of the Board of Health.

Finance Committee recommended adoption of this Article.
Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 5. To see if the Town will vote to rescind Article 16 of the May 11, 1993 Annual Town Meeting which authorized debt in the sum of **\$750,000** for costs estimated for closure of the Boxford Sanitary Landfill.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to rescind Article 16 of the May 11, 1993 Annual Town Meeting which authorized debt in the sum of **\$750,000** for costs estimated for closure of the Boxford Sanitary Landfill.

Finance Committee recommended adoption of this Article.
Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 6. To see if the Town will authorize the Treasurer with the approval of the Selectmen, to borrow, or raise and appropriate, or transfer from available funds the sum of **\$260,000** to fund additional costs associated with the closure of the Boxford Sanitary Landfill; said funds to be expended under the direction of the Board of Health; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to pass over this Article.

ARTICLE 7. To see if the Town will vote to transfer from free cash the sum of **\$3,750** to fund a portion of the costs for a temporary repair and a portion of the engineering costs for road reconstruction and drainage on the road into Camp Wakanda, off Main Street, said fund to be spent under the direction of the Conservation Commission.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of **\$3,750** to fund a portion of the costs for a temporary repair and a portion of the engineering costs for road reconstruction and drainage on the road into Camp Wakanda, off Main Street, said fund to be spent under the direction of the Conservation Commission.

Finance Committee recommended adoption of this Article.

ARTICLE 8. To see if the Town will vote to dissolve the Special Town Meeting.

Upon a motion made and duly seconded, it was voted, by unanimous voice vote, to dissolve Special Town Meeting at 7:25 p.m.

Registered voters attending this meeting were 176. Counters and checkers for this meeting were appointed by Town Clerk Patricia Shields.

A true record.

ATTEST: Patricia Shields
Town Clerk

TRANSFERS:

Article 1 (from FY 1999 Elementary School Budget to fund bills, etc.)	\$ 4,084.00
Article 2 (from Free Cash to fund FY 1999 Fin Com Reserve Fund)	25,000.00
Article 3 (from Free Cash to Y2K upgrade for MASCO)	46,204.00
Article 4 (from Free Cash to fund DEP arsenic study)	50,000.00
Article 7 (from Free Cash for road reconstruction and drainage road into Camp Wakanda, off Main Street)	3,750.00
TOTAL TO BE TRANSFERRED	<u>\$ 129,038.00</u>

RESCINDMENTS:

Article 5 (rescind Article 16 of the May Annual Town Meeting of May 11, 1993 for estimated costs of landfill closure)	<u>750,000.00</u>
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TOTAL RESCINDMENTS	<u>\$ 750,000.00</u>
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**ANNUAL TOWN MEETING
MAY 11, 1999**

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, May 11, 1999. Moderator Gerald R. Johnston called the Annual Town Meeting to order at 7:30 p.m. The Articles of the Warrant were disposed of accordingly.

Prior to addressing the Articles, as presented, the following presentations were made:

Mr. Richard Pierce, who achieved a highly successful trip to the North Pole presented the Town of Boxford flag upon being proudly flown atop the North Pole.

Mr. DeWitt Minich, a long-standing resident of the Town of Boxford, was presented an Outstanding Citizen Award by the Boxford-Topsfield-Middleton Rotary Club.

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

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

ARTICLE 2. To see if the Town will authorize the establishment of a Recycling Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Health and used for the deposit of receipts and fees collected on recyclable materials; said recyclable materials to be determined by a joint vote of the Board of Health and Recycling Committee and to be in compliance with all state health regulations; and, further, to allow the Board of Health, or the Recycling Committee, with the approval of the Board of Health, to expend funds not to exceed \$15,000 for Fiscal Year 2000 from said account for the operation and maintenance of the Town Recycling Center; said authorization to be contingent upon the maintenance of specific recycling fees by the Board of Health for construction and demolition materials, tires and other materials banned from disposal in the landfill; and contingent upon an annual report from the Board of Health to the Town on the total receipts and expenditures of the Account each fiscal year.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to authorize the establishment of a Recycling Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Health and used for the deposit of receipts and fees collected on recyclable materials; said recyclable materials to be determined by a joint vote of the Board of Health and Recycling Committee and to be in compliance with all state health regulations; and, further, to allow the Board of Health, or the Recycling Committee, with the approval of the Board of Health, to expend funds not to exceed \$15,000 for Fiscal Year 2000 from said account for the operation and maintenance of the Town Recycling Center; said authorization to be contingent upon the maintenance of specific recycling fees by the Board of Health for construction and demolition materials, tires and other materials banned from disposal in the landfill; and contingent upon an annual report from the Board of Health to the Town on the total receipts and expenditures of the Account each fiscal year.

Finance Committee recommended adoption of this Article.

ARTICLE 3. To see if the Town will authorize the establishment of a Printing Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be expended under the direction of the Board of Selectmen and used for the deposit of receipts and fees collected on the sale of printed official documents as required by law by several of the elected and appointed committees, commissions, and boards as well as legal advertisements which are reimbursed to the Town; to expend funds not to exceed \$10,000 for Fiscal Year 2000 from said account for the costs to the Town for printing and reimbursable advertising; and contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year.

Upon a motion duly made and seconded, it was VOTED, by unanimous voice vote, to authorize the establishment of a Printing Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be expended under the direction of the Board of Selectmen and used for the deposit of receipts and fees collected on the sale of printed official documents as required by law by several of the elected and appointed committees, commissions, and boards as well as legal advertisements which are reimbursed to the Town; to expend funds not to exceed \$10,000 for Fiscal Year 2000 from said account for the costs to the Town for printing and reimbursable advertising; and contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year.

Finance Committee recommended adoption of this Article.

ARTICLE 4. To see if the Town will authorize the establishment of a Library Photocopy Machine Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Library Trustees and used for the deposit of receipts collected through public use of the photocopy machines at both the Boxford Village and West Boxford libraries; and further to allow the Board of Library Trustees to expend fees not to exceed \$5,000 for fiscal year 2000 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies and contingent upon an annual report from the Board of Library Trustees to the Town on the total receipts and expenditures of the Account each fiscal year.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to authorize the establishment of a Library Photocopy Machine Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Library Trustees and used for the deposit of receipts collected through public use of the photocopy machines at both the Boxford Village and West Boxford libraries; and further to allow the Board of Library Trustees to expend fees not to exceed \$5,000 for fiscal year 2000 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies and contingent upon an annual report from the Board of Library Trustees to the Town on the total receipts and expenditures of the Account each fiscal year.

Finance Committee recommended adoption of this Article.

ARTICLE 5. To see if the Town will authorize the establishment of a Conservation Revolving Fund as authorized by Chapter 44, Sec. 53E½ of the Massachusetts General Laws, said account to be under the direction of the Conservation Commission and used for the deposit of receipts collected through fees by direction of the Conservation Commission and further to allow the Conservation Commission to expend fees not to exceed \$5,000 for fiscal year 2000 from said account for extraordinary Conservation Commission application review expenses and contingent upon an annual report from the Conservation Commission to the Town on the total receipts and expenditures of the Account each fiscal year.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to authorize the establishment of a Conservation Revolving Fund as authorized by Chapter 44, Sec. 53E½ of the Massachusetts General Laws, said account to be under the direction of the Conservation Commission and used for the deposit of receipts collected through fees by direction of the Conservation Commission and further to allow the Conservation Commission to expend fees not to exceed \$5,000 for fiscal year 2000 from said account for extraordinary Conservation Commission application review expenses and contingent upon an annual report from the Conservation Commission to the Town on the total receipts and expenditures of the Account each fiscal year.

Finance Committee recommended adoption of this Article.

ARTICLE 6. To see if the Town will authorize the establishment of a Highway Safety Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board Selectmen and used for the deposit of receipts collected through fines assessed against commercial motor vehicles by the Commercial Vehicle Enforcement Unit; and further to allow the Board of Selectmen to expend fees not to exceed \$10,000 for fiscal year 2000 from said account for the purchase and maintenance of equipment related to highway safety; contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to authorize the establishment of a Highway Safety Revolving Account as authorized by Chapter 44, § 53E½ of the Massachusetts General Laws, said account to be under the direction of the Board of Selectmen and used for the deposit of receipts collected through fines assessed against commercial motor vehicles by the Commercial Vehicle Enforcement Unit; and further to allow the Board of Selectmen to expend fees not to exceed \$10,000 for fiscal year 2000 from said account for the purchase and maintenance of equipment related to highway safety; contingent upon an annual report from the Board of Selectmen to the Town on the total receipts and expenditures of the Account each fiscal year.

Finance Committee recommended adoption of this Article.

ARTICLE 7. To see if the Town will adopt the Classification Plan and Compensation Plan for FY 2000, as submitted by the Personnel Board under Article 5 of the Town Bylaws; said Classification Plan and Compensation Plan as printed in this warrant.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to adopt Classification Plan and Compensation Plan for FY 2000, as submitted by the Personnel Board under Article 5 of the Town Bylaws; said Classification Plan and Compensation Plan as printed in this warrant.

Finance Committee recommended adoption of this Article.

ARTICLE 8. To see if the Town will raise and appropriate the sum of \$14,522,215 to fund the proposed Town Budget for the use of several departments for fiscal year 2000, to wit: General Government, Finance, Public Safety, Education, Town Maintenance, Insurance and Pensions; all as printed in this warrant, and permit expenditure of these funds under the direction of the appropriate listed department.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$14,522,215 to fund the proposed Town Budget for the use of several departments for fiscal year 2000, to wit: General Government, Finance, Public Safety, Education, Town Maintenance, Insurance and Pensions; all as printed in this warrant, and permit expenditure of these funds under the direction of the appropriate listed department.

Finance Committee recommended adoption of this Article.

ARTICLE 9. To see if the Town will raise and appropriate the sum of \$20,539 to fund the salary and associated materials expenses necessary to hire a new, part time, Reference Librarian for Boxford Town Libraries, said funds to be expended under the direction of the Board of Library Trustees, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$20,539 to fund the salary and associated materials expenses necessary to hire a new, part time, Reference Librarian for the Boxford Town Libraries, said funds to be expended under the direction of the Board of Library Trustees, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Finance Committee did not recommend adoption of this Article.

ARTICLE 10. To see if the Town will approve the indebtedness authorized by the Regional District School Committee of the Masconomet School District on March 17, 1999, for the purpose of construction, architectural, engineering, furnishings, equipment, and other costs associated with building project for the expansion and renovation of the district school buildings and facilities provided that said approval shall be contingent upon the passage of a Proposition 2½ debt exclusion referendum under M.G.L. C. 59, § 21C, for the amounts required to pay the Town's share of principal and interest on the borrowing authorized by the District, and if such referendum is passed, this vote will be deemed to be a disapproval.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to approve the indebtedness authorized by the Regional District School Committee of the Masconomet School District on March 17, 1999, for the purpose of construction, architectural, engineering, furnishings, equipment, and other costs associated with the building project for the expansion and renovation of the district school buildings and facilities, provided that said approval shall be contingent upon the passage of a Proposition 2½ debt exclusion referendum under M.G.L. C. 59, § 21C, for the amounts required to pay the Town's share of the principal and interest on the borrowing authorized by the District, and if such referendum is not passed, this vote will be deemed to be a disapproval. Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question.

Capital Budgeting Committee Recommendation: "A" - Essential
Estimated Total Construction Cost: \$51,654,000. (Boxford's Share: \$22,200,889.)

ARTICLE 11. To see if the Town will transfer from free cash the sum of \$6,447 to fund Boxford's portion of the costs necessary to renovate space in the Masconomet Regional School building in order to temporarily increase the building's capacity, said funds to be expended under the direction of the Masconomet Regional School District Committee.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$6,447 to fund Boxford's portion of the costs necessary to renovate space in the Masconomet Regional School building in order to temporarily increase the building's capacity, said funds to be expended under the direction of the Masconomet Regional School District Committee.

Finance Committee recommended adoption of this Article.

ARTICLE 12. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$30,000 to fund all necessary testing, study, analysis and engineering costs associated with the development of a Wetlands Remediation Alternatives Plan for the wetlands adjacent to the Boxford Sanitary Landfill, said funds to be expended under the direction of the Board of Health, or take any other action thereon.

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

ARTICLE 13. To see if the Town will raise and appropriate sum of \$35,000 to fund an additional employee for the Department of Public Works, create a second foreman position, fund additional equipment and supply purchases as necessary to improve current DPW services and add additional grounds keeping and playing field maintenance duties to the DPW, said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate sum of \$35,000 to fund an additional employee for the Department of Public Works, create a second foreman position, fund additional equipment and supply purchases as necessary to

improve current DPW services and add additional grounds keeping and playing field maintenance duties to the DPW; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question.

Capital Budgeting Committee recommends adoption of this Article.

ARTICLE 14. To see if the Town will transfer from free cash the sum of **\$14,400** to fund the second year of the Town's share of the **COPFAST** Award for the fiscal year 2000, said funds to be spent under the direction of the Board of Selectmen.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of **\$14,400** to fund the second year of the Town's share of the **COPFAST** Award for the fiscal year 2000, said funds to be spent under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 15. To see if the Town will transfer from free cash the sum of **\$2,000** for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be spent under the direction of the Board of Selectmen.

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

Finance Committee recommended adoption of this Article.

ARTICLE 16. To see if the Town will transfer from free cash the sum of **\$7,840** to purchase twenty (20) self contained breathing apparatus replacement cylinders to replace existing, non-compliant cylinders; said funds to be expended under the direction of the Board of Selectmen.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of **\$7,840** to purchase twenty (20) self contained breathing apparatus replacement cylinders to replace existing, non-compliant cylinders; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 17. To see if the Town will transfer from free cash the sum of **\$10,500** to purchase new voting machines to replace the ten year old optic reader voting machines; said funds to be expended under the direction of the Town Clerk.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$10,500 to purchase new voting machines to replace the ten year old optic reader voting machines; said funds to be expended under the direction of the Town Clerk.

Finance Committee recommended adoption of this Article.

ARTICLE 18. To see if the Town will transfer from free cash the sum of \$8,000 to fund the annual audit of the town's financial statements; said funds to be expended under the direction of the Board of Selectmen.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$8,000 to fund the annual audit of the town's financial statements; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 19. To see if the Town will raise and appropriate the sum of \$36,412 to purchase and equip a new one ton truck with dump body for the Department of Public Works, to replace the current 11 year old truck; and to authorize the Selectmen to dispose of the existing truck in any manner they deem appropriate; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$36,412 to purchase and equip a new one ton truck with dump body for the Department of Public Works, to replace the current 11 year old truck; and to authorize the Selectmen to dispose of the existing truck in any manner they deem appropriate; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Finance Committee recommended adoption of this Article.

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 20. To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to purchase a new backhoe loader for the Department of Public Works to replace the current back hoe loader; further to authorize the Selectmen to trade or otherwise dispose of the existing back hoe loader and an existing bulldozer no longer needed for use at the landfill in order to offset the cost of the new back hoe; said funds to be expended under the direction of the Board of Selectmen, or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, it was moved that consideration of Article 20 be postponed to immediately following Article 61.

Finance Committee recommended adoption of this Article.

Capital Budgeting Committee Recommendation: "A" - Essential

Berkford memo

ARTICLE 21. To see if the Town will transfer from free cash the sum of \$100,000 to fund road maintenance in the town; said funds to be expended under the direction of the Board of Selectmen.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$100,000 to fund road maintenance in the town; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.
Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 22. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$25,000 to fund road maintenance in the town; said funds to be expended under the direction of the Board of Selectmen, or take any other action thereon.

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

ARTICLE 23. To see if the Town will transfer from free cash the sum of \$25,000 to fund road drainage repairs in the town; said funds to be expended under the direction of the Board of Selectmen.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$25,000 to fund road drainage repairs in the town; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.
Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 24. To see if the Town will raise and appropriate the sum of \$47,300 to purchase new computer equipment hardware software, peripherals, and any other furniture, equipment or services necessary to upgrade and link various computer systems throughout town as a part of the phased implementation plan by the Computer Management Committee to fully integrate all municipal department's computer systems; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon the successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$47,300 to purchase new computer equipment hardware software, peripherals and any other furniture, equipment or services necessary to upgrade and link various computer systems throughout town as a part of the phased implementation plan by the Computer Management Committee to fully integrate all municipal department's computer systems; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question. Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2½ override ballot questions.

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 25. To see if the Town will raise and appropriate the sum of \$22,600 to purchase and construct infield diamonds, backstops and fencing for two playing fields at Johnson's Field; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon the successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$22,600 to purchase and construct infield diamonds, backstops and fencing for two playing fields at Johnson's Field; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon the successful passage of the related proposition 2½ override ballot question.

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot questions.

Capital Budgeting Committee Recommendation: "C" - Low Priority

ARTICLE 26. To see if the Town will raise and appropriate the sum of \$18,000 to purchase topsoil for Chadwick Field #3; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon the successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote to raise and appropriate the sum of \$18,000 to purchase topsoil for Chadwick Field #3; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon the successful passage of the related proposition 2½ override ballot question.

Finance Committee did not recommend adoption of this Article.

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 27. To see if the Town will transfer from free cash the sum of \$25,000 to supplement the funds necessary to complete the required approvals and plans for the reconstruction and expansion of the Police Communications building; said funds to be expended under the direction of the Board of Selectmen.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$25,000 to supplement the funds necessary to complete the required approvals and plans for the reconstruction and expansion of the Police Communications building; said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 28. To see if the Town will borrow \$200,000 for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the Massachusetts General

Laws; that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$200,000 and issue bonds or notes therefor under Massachusetts General Laws, Chapters 111 and 127B½ and/or Chapter 29C of the General Laws; that project and financing costs shall be repaid by the property owners, in accordance with those agreements, but such bonds or notes shall be general obligations of the Town; that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the projects or for the financing thereof; and that the Board of Health is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the projects, and to take any other action necessary to carry out the projects.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to see if the Town will borrow \$200,000 for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the Massachusetts General Laws; that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$200,000 and issue bonds or notes therefor under Massachusetts General Laws, Chapters 111 and 127B½ and/or Chapter 29C of the General Laws; that project and financing costs shall be repaid by the property owners, in accordance with those agreements, but such bonds or notes shall be general obligations of the Town; that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the projects or for the financing thereof; and that the Board of Health is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the projects, and to take any other action necessary to carry out the projects.

Finance Committee recommended adoption of this Article.

ARTICLE 29. To see if the Town will instruct our representative to the General Court to file a homestead rule petition. The General Court may make clerical or editorial changes of form only to the bill unless the Boxford School Committee approves amendments to the bill before enactment by the General Court. The Boxford School Committee is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition:

"Notwithstanding the terms of any general or special law to the contrary, the Town of Boxford and the Boxford School Committee are hereby authorized, upon a majority vote of the Boxford School Committee, to withdraw from the school superintendence union currently shared with Towns of Topsfield and Middleton, and sometimes known as the "Tri-Town Superintendence Union", such withdrawal to effect on July 1, 2000.

This act will take effect upon its passage."

An AMENDMENT to Article 29 was introduced by Mr. Robert Buell, Woodcrest Road, Boxford, MA as follows:

Move that Article 29 be amended by deleting the last sentence, and adding the following, "This act shall become law when it has been approved by the voters at the Annual Town Election, or a Special Town Election in the Town of Boxford."

Upon a motion made and duly seconded relative to an Amendment to Article 29, the motion was defeated by a hand count of 125 in favor; 130 against.

Upon a motion made and duly seconded, it was VOTED, by majority hand count of 147 in favor, 119 against, to instruct our representative to the General Court to file a home rule petition. The General Court may make clerical or editorial changes of form only to the bill, unless the Boxford School Committee approves amendments to the bill before enactment by the General Court. The Boxford School Committee is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition:

Notwithstanding the terms of any general or special law to the contrary, the Town of Boxford and the Boxford School Committee are hereby authorized, upon a majority vote of the Boxford School Committee, to withdraw from the school superintendence union currently shared with Towns of Topsfield and Middleton, and sometimes known as the "Tri-Town Superintendence Union", such withdrawal to effect on July 1, 2000.

This act will take effect upon its passage."

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to adjourn to a time certain; namely 7:30 p.m. tomorrow evening, Wednesday, May 12, 1999 at Masconomet Regional High School.

Voters of the Town of Boxford met at the Masconomet Regional High School on Wednesday, May 12, 1999. Moderator Gerald R. Johnston called the Annual Town Meeting to order at 7:30 p.m. The Articles of the Warrant were disposed of accordingly.

ARTICLE 30. To see if the Town will instruct our representative to the General Court to file a home rule petition to authorize the Conservation Commission to impose consultant fees and to account for and spend such fees in the manner provided by Massachusetts General Laws Chapter 44, Section 53G.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to instruct our representative to the General Court to file a home rule petition to authorize the Conservation Commission to impose consultant fees and to account for and spend such fees in the manner provided by Massachusetts General Laws Chapter 44, Section 53G.

ARTICLE 31. To see if the Town will change Paragraph I in Section VI of the Boxford Zoning Bylaw entitled Phased Growth to Paragraph J.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to change Paragraph I in Section VI of the Boxford Zoning Bylaw entitled Phased Growth to Paragraph J.

ARTICLE 32. To see if the Town will amend Section VI of the Boxford Zoning Bylaw as follows:

In Section VI.J.3 change the Heading on the right-hand column to read as follows: "Maximum No. of Building Permits for New Dwellings Per Year, Beginning with the Filing Date with the Registry of Deeds of the Definitive Subdivision Plan."

Add the following sentence after the phasing table in Section VI.J.3: "The phasing schedule shall be set forth on the Definitive Recorded Subdivision Plan;" and strike, "or to take any action thereon".

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to amend Section VI of the Boxford Zoning Bylaw as follows:

In Section VI.J.3 change the Heading on the right-hand column to read as follows: "Maximum No. of Building Permits for New Dwellings Per Year, Beginning with the Filing Date with the Registry of Deeds of the Definitive Subdivision Plan."

Add the following sentence after the phasing table in Section VI.J.3: "The phasing schedule shall be set forth on the Definitive Recorded Subdivision Plan;"

ARTICLE 33. To see if the Town will replace Section V.A.13, Paragraph c of the Boxford Zoning Bylaw with the following:

"Apartment size: the maximum floor size of an accessory apartment shall not exceed the lesser of 1000 square feet or 25% of the habitable area of the principal dwelling, as determined at the time of the Special Permit request. Habitable area is defined as finished, heated living space;"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to replace Section V.A.13, Paragraph c of the Boxford Zoning Bylaw with the following:

"Apartment size: the maximum floor size of an accessory apartment shall not exceed the lesser of 1000 square feet or 25% of the habitable area of the principal dwelling, as determined at the time of the Special Permit request. Habitable area is defined as finished, heated living space;" and strike, "or to take any action thereon".

ARTICLE 34. To see if the Town will change a portion of Section V.A.11.a as follows:

From: "Thirty (30) feet from the street"

To: "Thirty (30) feet from the front lot line"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to change a portion of Section V.A.11.a as follows:

From: "Thirty (30) feet from the street"

To: "Thirty (30) feet from the front lot line"; and strike, "or to take any action thereon"

ARTICLE 35. To see if the Town will change a portion of **Section VI.B.5.a** as follows:

From: "Fifty (50) feet of the street line"
To: "Fifty (50) feet of the **front lot line**"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to change a portion of **Section VI.B.5.a** as follows:

From: "Fifty (50) feet of the street line"
To: "Fifty (50) feet of the **front lot line**"; and strike, "or to take any action thereon"

ARTICLE 36. To see if the Town will change a portion of **Section VI.B.5.c** as follows:

From: "Two hundred (200) feet of the street line"
To: "Two hundred (200) feet of the **front lot line**"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to change a portion of **Section VI.B.5.c** as follows:

From: "Two hundred (200) feet of the street line"
To: "Two hundred (200) feet of the **front lot line**"; and strike "or to take any action thereon"

ARTICLE 37. To see if the Town will change a portion of **Section VI.C** as follows:

From: "Fifty (50) feet from the street line"
To: "Fifty (50) feet from the **front lot line**"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to change a portion of **Section VI.C** as follows:

From: "Fifty (50) feet from the street line"
To: "Fifty (50) feet from the **front lot line**"; and strike "or to take any action thereon".

ARTICLE 38. To see if the Town will change **Section IX, Paragraph B.1 of the Boxford Zoning Law** to read as follows:

Application for Permit. Any application for a new or altered use of land or structure shall be accompanied by a specific reference to the subject lot as recorded in the Registry of Deeds, and by copies of a recorded plan of the lot, drawn to scale, showing the entire recorded ownership, all existing structures, all abutting streets, and the exact area and boundaries of the parcel assigned to the subject use."

Add the following words to the end of **Section IX, Paragraph B2**: "and recorded at the Registry of Deeds;"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to change Section IX, Paragraph B.1 of the Boxford Zoning Bylaw to read as follows:

Application for Permit. Any application for a new or altered use of land or structure shall be accompanied by a specific reference to the subject lot as recorded in the Registry of Deeds, and be accompanied by copies of a recorded plan of the lot, drawn to scale, showing the entire recorded ownership, all existing structures, all abutting streets, and the exact area and boundaries of the parcel assigned to the subject use."

Add the following words to the end of Section IX, Paragraph B2: "and recorded at the Registry of Deeds"; and strike "or to take any action thereon".

ARTICLE 39. To see if the Town will replace Section VI.H of the Boxford Zoning Bylaw with the following new section:

"H. Site Plans

For the purpose of (1) reasonably protecting the legitimate interests of adjoining property owners and occupants, (2) ensuring the most advantageous use of all properties, and (3) administering the provisions of this Bylaw relating to parking and loading spaces, no permit shall be issued for any new building or structure in a Business, Manufacturing, Industrial Official, or Open Space District; nor for an addition to or alteration of an existing building for commercial use in any district; nor for any new building or structure in an Elderly Housing District until a site plan, prepared by a professional architect, engineer, or landscape architect, has been approved for a Special Permit by the Board of Appeals. Prior to the grant of any such Special Permit the Board of Appeals shall refer such plans to the Inspector of Buildings, and to the Planning Board, for their respective review and recommendation.

The site plan shall provide for:

- a. compliance with the requirements for parking and loading spaces, for lot size, frontage, yards and heights and coverage of buildings, and all other provisions of this Bylaw;
- b. convenience and safety of vehicular and pedestrian movement on the site, and for the location of driveway openings in relation to street traffic;
- c. convenience and safety of vehicular and pedestrian movement off the site, if vehicular and pedestrian traffic off site can reasonably be expected to be substantially affected by on site changes;
- d. adequacy as to the arrangement and, where not herein specified, the number of parking and loading spaces in relation to the proposed uses of the premises;
- e. design and appearance of proposed buildings, structures, free standing signs, screening and landscaping;

f. adequacy of water supply, method(s) of waste disposal, surface and subsurface drainage and lighting;

g. to the extent that any change on site can reasonably be expected to substantially affect the neighborhood adjacent to the site, the Board of Appeals shall impose such restrictions as are reasonably related to mitigating any such negative impact. In assessing potential negative impact on the adjacent neighborhood, the Board of Appeals shall consider all of the factors set forth in subsections a-f hereof; as well as the potential for increased litter, noise or light pollution;

h. the Planning Board may from time to time adopt rules prescribing reasonable minimum regulations under this section.

Site plans shall indicate existing and proposed: (a) boundaries, (b) structures, (c) parking and loading spaces, (d) driveways and driveway openings, (e) service areas and other open areas, (f) facilities for lighting, for water supplies, for sewage, refuse, and other waste disposal, for drainage, for screening, and

(g) landscape features;"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to replace **Section VI.H of the Boxford Zoning Bylaw** with the following new section:

"H. Site Plans

For the purpose of (1) reasonably protecting the legitimate interests of adjoining property owners and occupants, (2) ensuring the most advantageous use of all properties, and (3) administering the provisions of this Bylaw relating to parking and loading spaces, no permit shall be issued for any new building or structure in a Business, Manufacturing, Industrial Official, or Open Space District; nor for an addition to or alteration of an existing building for commercial use in any district; nor for any new building or structure in an Elderly Housing District until a site plan, prepared by a professional architect, engineer, or landscape architect, has been approved for a Special Permit by the Board of Appeals. Prior to the grant of any such Special Permit the Board of Appeals shall refer such plans to the Inspector of Buildings, and to the Planning Board, for their respective review and recommendation.

The site plan shall provide for:

1. compliance with the requirements for parking and loading spaces, for lot size, frontage, setbacks and heights and coverage of buildings, and all other provisions of this Bylaw;

2. convenience and safety of vehicular and pedestrian movement on the site, and for the location of driveway openings in relation to street traffic;

3. convenience and safety of vehicular and pedestrian movement off the site, if vehicular and pedestrian traffic off site can reasonably be expected to be substantially affected by on site changes;

- d. adequacy as to the arrangement and, where not herein specified, the number of parking and loading spaces in relation to the proposed uses of the premises;
- e. design and appearance of proposed buildings, structures, free standing signs, screening and landscaping;
- f. adequacy of water supply, method(s) of waste disposal, surface and subsurface drainage and lighting;
- g. to the extent that any change on site can reasonably be expected to substantially affect the neighborhood adjacent to the site, the Board of Appeals shall impose such restrictions as are reasonably related to mitigating any such negative impact. In assessing potential negative impact on the adjacent neighborhood, the Board of Appeals shall consider all of the factors set forth in subsections a-f hereof, as well as the potential for increased litter, noise or light pollution;
- h. the Planning Board may from time to time adopt rules prescribing reasonable minimum regulations under this section.

Site plans shall indicate existing and proposed: (a) boundaries, (b) structures, (c) parking and loading spaces, (d) driveways and driveway openings, (e) service areas and other open areas, (f) facilities for lighting, for water supplies, for sewage, refuse, and other waste disposal, for drainage, for screening and

(g) landscape features"; and strike "or to take any action thereon".

ARTICLE 40. To see if the Town will change the second paragraph **Section V, Paragraph E(A) of the Boxford Zoning Bylaw** to read as follows:

"The boundaries of the Conservancy District shall be based upon the elevations shown on the Zoning Map dated May 10, 1977 as amended. **Conservancy District elevations extend onto all adjacent parcels, even if not shown on the Zoning Map. The Conservancy District shall encompass all adjacent-Bordering Vegetated Wetland, as defined in 310 Code of Massachusetts Regulations 10.0 and shall exclude any adjacent land which is not Bordering Vegetated Wetland;**"

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to change second paragraph Section V, Paragraph E(A) of the Boxford Zoning Bylaw.

ARTICLE 41. To see if the Town will change **Section VI, D.4 of the Boxford Zoning Bylaw** to read as follows:

4. "Required off-street parking spaces shall each contain a minimum of 162 (9' x 18') square feet area for each vehicle suitable for parking. Provided, however, that a driveway may be considered required parking space for a dwelling. In addition, within a parking lot, there must be adequate space provided for the aisles and other access ways so that the minimum square footage required for each parking space is maintained"; and strike "or to take any action thereon".

Upon a motion made and duly seconded, it was VOTED, by a greater than two-thirds voice vote, to change **Section VI, D.4 of the Boxford Zoning Bylaw** to read as follows:

1. "Required off-street parking spaces shall each contain a minimum of 162 (9' x 18') square feet of area for each vehicle suitable for parking. Provided, however, that a driveway may be considered a required parking space for a dwelling. In addition, within a parking lot, there must be adequate space provided for the aisles and other access ways so that the minimum square footage required for each parking space is maintained"; and strike "or to take any action thereon".

ARTICLE 42. To see if the Town will accept the following as a public way: **Appleton Lane** in its entirety, from Station 0+00 to Station 11 + 75 as shown on a plan entitled, "Asbuilt Plan of Appleton Lane", Boxford, MA, prepared for Boxford Development Trust, dated November 6, 1985, by Hayes Engineering, Inc. and recorded in Essex South Registry of Deeds in Plan Book 189, Plan 22 (Definitive Plan), including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the following as a public way: **Appleton Lane** in its entirety, from Station 0+00 to Station 11 + 75 as shown on a plan entitled, "As built Plan of Appleton Lane", Boxford, MA, prepared for Boxford Development Trust, dated November 6, 1985, by Hayes Engineering, Inc. and recorded in Essex South Registry of Deeds in Plan Book 189, Plan 22 (Definitive Plan), including any easements appurtenant thereto; and to strike "or to take any action thereon".

ARTICLE 43. To see if the Town will accept the following as a public way: **Chandler Road** in its entirety, from Station 0+00 to Station 18 + 73 as shown on a plan entitled, "Asbuilt Street Acceptance Plan of Chandler Road of Birch Hill Subdivision", Boxford, MA, prepared for Newburyport Five Cents Savings Bank, dated January 25, 1993, by Hancock Survey Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 237, Plan 63 (Definitive Subdivision Plan), including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the following as a public way: **Chandler Road** in its entirety, from Station 0+00 to Station 18 + 73 as shown on a plan entitled, "Asbuilt Street Acceptance Plan of Chandler Road of Birch Hill Subdivision", Boxford, MA, prepared for Newburyport Five Cents Savings Bank, dated January 25, 1993, by Hancock Survey Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 237, Plan 63 (Definitive Subdivision Plan), including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 44. To see if the Town will accept the following as a public way: **Dole Hill** in its entirety, from Station 0+00 to Station 18+96 as shown on a plan entitled, "Definitive Subdivision Plan of Dole Hill Acres", Boxford, MA, prepared for Charles T. Matses, dated February 15, 1989, by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 256, Plan 85, including any easements appurtenant thereto.

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

ARTICLE 45. To see if the Town will accept the following as a public way: **Franklin Road** in its entirety, from Station 0+00 to Station 13+91.29 as shown on a plan entitled, "Definitive Subdivision Plan of Memory Hill Estates", Boxford, MA, prepared for John Burke and Vincent J. McAloon, dated April 16, 1981 by Frank C. Gelinas and Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 165, Plan 43, including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the following as a public way: **Franklin Road** in its entirety, from Station 0+00 to Station 13+91.29 as shown on a plan entitled, "Definitive Subdivision Plan of Memory Hill Estates", Boxford, MA, prepared for John Burke and Vincent J. McAloon, dated April 16, 1981 by Frank C. Gelinas and Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 165, Plan 43, including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 46. To see if the Town will to accept the following as a public way: **Inverness Circle** in its entirety, from Station 0+00 to Station as shown on a plan entitled, "Subdivision Plan of Land in Boxford", MA, prepared for Boxford Olde Farms Corp., dated October 30, 1978 and revised January 9, 1979, by Hancock Survey Associates, Inc. and recorded in Essex South Registry of Deeds as Instrument No. 37 of February 22, 1979, including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the following as a public way: **Inverness Circle** in its entirety, from Station 0+00 to Station as shown on a plan entitled, "Subdivision Plan of Land in Boxford", MA, prepared for Boxford Olde Farms Corp., dated October 30, 1978 and revised January 9, 1979, by Hancock Survey Associates, Inc. and recorded in Essex South Registry of Deeds as Instrument No. 37 of February 22, 1979, including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 47. To see if the Town will accept the following as a public way: **Joseph Smith Lane** from Station 0+00 to Station 7+17 as shown on a plan entitled, "Definitive Plan of Joseph Smith Subdivision", Boxford, MA, prepared for George F. Fallon, Trustee, and Thomas J. Mansell, dated July 15, 1988, by Hancock Survey Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 248, Plan 22, including any easements appurtenant thereto.

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

ARTICLE 48. To see if the Town will accept the following as a public way: **King Edward Court** from Station 0+00 to Station 7+63 as shown on a plan entitled, "Definitive Subdivision Plan of King Edward Court", Boxford, MA, prepared for Newburyport Five Cents Savings Bank, dated December 11, 1991, by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 284, Plan 4, including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to accept the following as a public way: **King Edward Court** from Station 0+00 to Station 7+63 as shown on a plan entitled, "Definitive Subdivision Plan of King Edward Court", Boxford, MA, prepared for Newburyport Five Cents Savings Bank, dated December 11, 1991, by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 284, Plan 4, including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 49. To see if the Town will accept the following as a public way: **Mulberry Lane** in its entirety from Station 0+00 to Station 14+99.96 as shown on a plan entitled, "Asbuilt Subdivision Plan of Merriwood Farm", Boxford, MA, prepared for Merriwood Realty Trust, dated March 17, 1999, by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 313, Plan 65 (Definitive Subdivision Plan), including any easements appurtenant thereto.

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

ARTICLE 50. To see if the Town will accept the following as a public way: **Old Bare Hill Road** in its entirety, located between Bare Hill Road and Pye Brook Lane as located on a plan entitled, "Subdivision Plan of Colonial Farms", Boxford, MA (Asbuilt Plan for Old Bare Hill unavailable), prepared for Boxford Olde Farms Corporation and recorded in Essex South Registry of Deeds in Plan Book 141, Plan 92, including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to accept the following as a public way: **Old Bare Hill Road** in its entirety, located between Bare Hill Road and Pye Brook Lane as located on a plan entitled, "Subdivision Plan of Colonial Farms", Boxford, MA (Asbuilt Plan for Old Bare Hill unavailable), prepared for Boxford Olde Farms Corporation and recorded in Essex South Registry of Deeds in Plan Book 141, Plan 92, including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 51. To see if the Town will accept the following as a public way: **Porter Road**, a portion from Station 0+00 to Station 21+6.09 as shown on a plan entitled, "Definitive Subdivision Plan of Memory Hill Estates", Boxford, MA, prepared for John Burke and Vincent J. McAloon, dated April 6, 1981 by Frank C. Gelinas and Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 165, Plan 43, including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to accept the following as a public way: **Porter Road**, a portion from Station 0+00 to Station 21+6.09 as shown on a plan entitled, "Definitive Subdivision Plan of Memory Hill Estates", Boxford, MA, prepared for John Burke and Vincent J. McAloon, dated April 16, 1981 by Frank C. Gelinas and Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 165, Plan 43, including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 52. To see if the Town will accept the following as a public way: **Saddle Hill Road** in its entirety, from Station 0+00 to Station 12+59.83 as shown on a plan entitled, "Asbuilt Subdivision Plan of Saddle Hill Estates", Boxford, MA, prepared for the Boxford Planning Board, dated January 6, 1993, by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 9190, Plan 352, including any easements appurtenant thereto.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to accept the following as a public way: **Saddle Hill Road** in its entirety, from Station 0+00 to Station 12+59.83 as shown on a plan entitled, "Asbuilt Subdivision Plan of Saddle Hill Estates", Boxford, MA, prepared for the Boxford Planning Board, dated January 6, 1993, by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 9190, Plan 352, including any easements appurtenant thereto; and strike "or to take any action thereon".

ARTICLE 53. To see if the Town will accept the following as a public way: **Walker Lane** in entirety, from Station 0+00 to Station 6+71.35 as shown on a plan entitled, "Asbuilt Subdivision Plan of Walker Lane", Boxford, MA, prepared for Walker Development Corp., dated November 19, 1999 by Thomas E. Neve Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 324, Plan 21, including any easements appurtenant thereto.

Upon an amendment made and duly seconded, it was VOTED, by unanimous voice vote to pass over Article 53.

ARTICLE 54. To see if the Town will transfer from free cash the sum of **\$125,000** to fund the FY 2000 Finance Committee Reserve Fund, said funds to be expended under the direction of the Finance Committee.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to transfer from free cash the sum of **\$125,000** to fund the FY 2000 Finance Committee Reserve Fund, said funds to be expended under the direction of the Finance Committee.

Finance Committee recommended adoption of this Article.

ARTICLE 55. To see if the Town will amend Article 2, Section 1 of the General Bylaws so that it shall read as follows:

Section 1. Board of Selectmen

2-1-1 A Board of Selectmen of five members shall be elected from the Town at large for three year overlapping terms of office. Two new members shall be elected at the Annual Town Election on March 16, 2000 as follows: One member for a three year term and one member for a one year term. The Board shall exercise general supervision over all matters affecting the interest or welfare of the Town.

Upon a motion made and duly seconded, it was VOTED, by a handcount vote of 141 in favor, 10 opposed, to move the amendment.

Upon a motion made and duly seconded to pass over Article 55, it was defeated by a hand count VOTE of 61 in favor, 90 opposed.

Upon a motion made and duly approved, it was VOTED by unanimous voice vote that Article 55 amended to strike "matters" and substitute "matters".

Upon a motion made and duly approved, it was VOTED, by unanimous voice to move the question.

Upon a motion made and duly seconded, it was VOTED by a hand count vote of 114 in favor, 10 opposed to amend Article 2, Section 1 of the General Bylaws so that it shall read as follows:

Section 1. Board of Selectmen

2-1-1 A Board of Selectmen of five members shall be elected from the Town at large for three year overlapping terms of office. Two new members shall be elected at the Annual Town Election on March 16, 2000 as follows: One member for a three year term and one member for a one year term. The Board shall exercise general supervision over all matters affecting the interest or welfare of the Town.

ARTICLE 56. To see if the Town will raise and appropriate the sum of \$226,600 to fund the purchase of a new pumper/tanker fire vehicle to replace a twenty year old pumper/tanker for the Boxford Fire Department, and to authorize the Selectmen to dispose of the old pumper/tanker in any manner they deem appropriate; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to raise and appropriate the sum of \$226,600 to fund the purchase of a new pumper/tanker fire vehicle to replace a twenty year old pumper/tanker for the Boxford Fire Department, and to authorize the Selectmen to dispose of the old pumper/tanker in any manner they deem appropriate; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question .

Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 57. To see if the Town will raise and appropriate the sum of \$26,000 to purchase and equip one Police Cruiser for the Police Department; and to authorize the Selectmen to dispose of an existing Police Cruiser in any manner they deem appropriate; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question

Upon a motion made and duly seconded, it was VOTED, by unanimous vote, to raise and appropriate the sum of \$26,000 to purchase and equip one Police Cruiser for the Police Department; and to authorize the Selectmen to dispose of an existing Police Cruiser in any manner they deem appropriate; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question .

Capital Budgeting Committee Recommendation: "B" -- High Priority

ARTICLE 58. To see if the Town will raise and appropriate the sum of \$10,100 to purchase and install a water cannon and other necessary equipment to irrigate two playing fields at Johnson's Field; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to raise and appropriate the sum of \$10,100 to purchase and install water cannons and other necessary equipment to irrigate two playing fields at Johnson's Field; said funds to be expended under the direction of the Board of Selectmen, said appropriation to be fully contingent upon successful passage of the related proposition 2½ override ballot question.

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question .

ARTICLE 59. To see if the Town will move from free cash the sum of \$22,460 for fiscal year 2000 for the support of the Tri-Town Council on Youth and Family Services, Inc.; said funds to be spent under the direction of the Board of Selectmen.

Upon a motion made and duly seconded; it was VOTED, by unanimous voice vote to move from free cash the sum of \$22,460 for fiscal year 2000 for the support of the Tri-Town Council on Youth and Family Services, Inc.; said funds to be spent under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this Article.

ARTICLE 60. To see if the Town will set the annual curbside solid waste collection fee at \$2.00 per 32 gallon bag or container (each use), said fee to fund the town wide curbside collection service and related expenses for Fiscal Year 2000.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to set the annual curbside solid waste collection fee at \$2.00 per 32 gallon bag or container (each use), said fee to fund the town wide curbside collection service and related expenses for Fiscal Year 2000.

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question .

Capital Budgeting Committee Recommendation: "A" – Essential

ARTICLE 61. To see if the Town will appropriate the following sums to fund the Roadside Collection Solid Waste and Recycling Enterprise Fund for Fiscal Year 2000, said funds to be expended under the direction of the Board of Health:

Expenses, Contract	\$348,668
Expenses, Sticker Printing	4,200
Expenses, Miscellaneous	<u>7,000</u>
TOTAL	\$359,868

and that \$ 359,868 be raised as follows:

\$ 250,625 to be raised from the enterprise fund receipts;

\$ 109,243 to be raised and appropriated; said appropriation fully contingent upon successful passage of the related Proposition 2 ½ ballot question.

Upon a motion made and duly seconded, it was VOTED, by a hand vote to amend to add "said appropriation fully contingent upon successful passage of the related Proposition 2 ½ ballot question."

Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to appropriate the following sums to fund the Roadside Collection Solid Waste and Recycling Enterprise Fund for Fiscal Year 2000, said funds to be expended under the direction of the Board of Health:

Expenses, Contract	\$348,668
Expenses, Sticker Printing	4,200
Expenses, Miscellaneous	<u>7,000</u>
TOTAL	\$359,868

and that \$ 359,868 be raised as follows:

\$ 250,625 to be raised from the enterprise fund receipts;
\$ 109,243 to be raised and appropriated, said appropriation fully contingent upon successful passage of the related Proposition 2 ½ ballot question.

Finance Committee recommended adoption of this Article, subject to successful passage of related Proposition 2 ½ override ballot question .

Capital Budgeting Committee Recordation: "A" – Essential

NOW TAKE UP ARTICLE 20. To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to purchase a new backhoe loader for the Department of Public Works to replace the current back hoe loader; further to authorize the Selectmen to trade or otherwise dispose of the existing back hoe loader and an existing bulldozer no longer needed for use at the landfill in order to defray cost of the new back hoe; said funds to be expended under the direction of the Board of Selectmen, or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to a trade-off with no cost to the Town of Boxford.

Finance Committee recommended adoption of this Article.
Capital Budgeting Committee Recommendation: "A" - Essential

ARTICLE 62. To see if the Town will dissolve the Annual Town Meeting.
Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote to dissolve the Annual Town Meeting at 10:15 p.m.

Registered voters attending the meeting were 168. Counters and checkers for the meeting were appointed by Town Clerk Patricia Shields.

A true record.

ATTEST: Patricia Shields
 Town Clerk

RAISE AND APPROPRIATE:

Article 8	\$14,522,215.
Article 9 (Proposition 2 ½ override)	20,539.
Article 10 (Proposition 2 ½ override)	22,200,889.
Article 13 (Proposition 2 ½ override)	35,000.
Article 19 (Proposition 2 ½ override)	36,412.
Article 24 (Proposition 2 ½ override)	47,300.
Article 25 (Proposition 2 ½ override)	22,600.
Article 26 (Proposition 2 ½ override)	18,000.
Article 56 (Proposition 2 ½ override)	226,600.
Article 57 (Proposition 2 ½ override)	26,000.
Article 58 (Proposition 2 ½ override)	10,100.
Article 59 (Proposition 2 ½ override)	22,460.
Article 61 (Proposition 2 ½ override)	109,243.

TOTAL TO BE RAISED AND APPROPRIATED \$37,297,358.

BORROW:

Article 28	\$ 200,000.
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TOTAL TO BE BORROWED \$ 200,000.

APPROPRIATION:

Article 61 (From Enterprise Fund Receipts)	\$ 250,625.
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TOTAL TO BE APPROPRIATED \$ 250,625.

TRANSFERS:

Article 11 (From Free Cash to MASC@ Operating Budget)	\$ 6,447.
Article 14 (From Free Cash to COPSFAST)	14,400.
Article 15 (From Free Cash to HAWC)	2,000.
Article 16 (From Free Cash to purchase Breathing Apparatus)	7,840.
Article 17 (From Free Cash to purchase Voting Machines)	10,500.
Article 18 (From Free Cash to purchase Annual Town Audit)	8,000.
Article 21 (From Free Cash to purchase Road Maintenance)	100,000.
Article 23 (From Free Cash to purchase Road Drainage)	25,000.
Article 27 (From Free Cash to Police Communication Budget)	25,000.
Article 54 (From Free Cash To Finance Committee Reserve)	125,000.
Article 59 (From Tri-Town Council Youth Family)	22,460.

TOTAL TO BE TRANSFERRED \$ 346,647.

SPECIAL TOWN MEETING
October 26, 1999

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, October 26, 1999. Moderator Gerald R. Johnston called the Special Town Meeting to order at 7:20 p.m.

ARTICLE 1. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$15,000** to additionally supplement the Fiscal Year 2000 Selectmen's Town Counsel Litigation account; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of **\$15,000** to additionally supplement the Fiscal Year 2000 Selectmen's Town Counsel Litigation account.

Finance Committee recommended adoption of this article.

ARTICLE 2. To see if the town will vote to raise and appropriate, or transfer from available funds, the sum of **\$1,000** to additionally supplement the Fiscal Year 2000 Council on Aging Senior Tax Program account; said funds needed to comply with the increase in minimum wage and to offer additional hours; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of **\$1,000** to additionally supplement the Fiscal Year 2000 Council on Aging Senior Tax Program account; said funds needed to comply with the increase in minimum wage and to offer additional hours.

Finance Committee recommended adoption of this article.

ARTICLE 3. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$8,000** to purchase a 4-wheel drive response vehicle for the Animal Control Officers; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of **\$8,000** to purchase a 4-wheel drive response vehicle for the Animal Control Officers, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

Capital Budgeting Committee made no recommendation (below minimum).

ARTICLE 4. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$16,000** to purchase a 4-wheel drive vehicle to replace a current Department of Public Works vehicle, and to authorize the Selectmen to trade the existing vehicle in any manner they deem appropriate; or take any other action thereon.

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Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$16,000 to purchase a 4-wheel drive vehicle to replace a current Department of Public Works vehicle, and to authorize the Selectmen to trade the existing vehicle in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

Capital Budgeting Committee Recommendation: "B" – High Priority

ARTICLE 5. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$40,000 to fund the Engineering and other studies necessary to design storm water drainage for a section of Spofford Road; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$31,700 to fund the Engineering and other studies necessary to design storm water drainage for a section of Spofford Road, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

Capital Budgeting Committee Recommendation: "B" – High Priority

ARTICLE 6. To see if the town will vote to raise and appropriate, or transfer from available funds the sum of \$4,000 to fund the engineering and design studies necessary to design a 10,000 square foot wetland replication area on the town owned parcel located off Spofford Road; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$4,500 to fund the engineering and design studies necessary to design a 10,000 square foot wetland replication area on the town owned parcel located off Spofford Road, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

ARTICLE 7. To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$8,000 to supplement the Fiscal Year 2000 Communications telephone account to permit purchase and monthly fees for sixteen additional portable communications telephones; or take any other action thereon.

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

ARTICLE 8. To see if the town will vote to raise and appropriate, or transfer from available funds the sum of \$9,025 to purchase three semiautomatic external defibrillators to replace the current obsolete models and to fund necessary training and related expenses, and to authorize the Selectmen to trade the existing defibrillators in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$9,025 to purchase three semiautomatic external defibrillators to replace the current obsolete models and to fund necessary training and related expenses, and to authorize the selectmen to trade the existing defibrillators in any manner they deem appropriate, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

ARTICLE 9. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$1,500 to purchase landscape materials to improve landscape screening around the Cargill Ballfields; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by a majority hand count of 130 in favor, 83 against, to raise and appropriate the sum of \$1,500 to purchase landscape materials to improve landscape screening around the Cargill Ballfields, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

ARTICLE 10. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$5,000 to repair the town public tennis courts located behind the Police Station; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$5,000 to repair the town public tennis courts located behind the Police Station, said funds to be expended under the direction of the Board of Selectmen.

Finance Committee recommended adoption of this article.

ARTICLE 11. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$10,000 to purchase eight (8) new computers, monitors, associated hardware, software, networking cables and other materials that may be required for use by the Boxford Town libraries and its patrons, said funds to be spent under the direction of the Board of Library Trustees; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$10,000 to purchase eight (8) new computers, monitors, associated hardware, software, networking cables and other materials that may be required for use by the Boxford Town libraries and its patrons, said funds to be spent under the direction of the Board of Library Trustees.

Finance Committee recommended adoption of this article.

Computer Management Committee recommended adoption of this article.

ARTICLE 12. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$25,000 to be spent under the direction of the Board of Library Trustees; these funds to be used to commission a Library Consultant to develop a building program and commission an architect to do a feasibility study and provide schematic drawings on behalf of the Boxford Town libraries; or take any other action thereon.

Boxford Info

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$25,000 to be spent under the direction of the Board of Library Trustees; these funds to be used to commission a Library Consultant to develop a building program and commission an architect to do a feasibility study and provide schematic drawings on behalf of the Boxford Town Libraries.

Finance Committee recommended adoption of this article.

Capital Budgeting Committee Recommendation: "C" – Low Priority

ARTICLE 13. To see if the Town will vote to authorize, appropriate and raise by borrowing or otherwise a sum of money for constructing, originally equipping and furnishing additions to the Police/Communications Building in its current location and for remodeling, reconstructing or making extraordinary repairs to the present building, including site improvements, communications facilities and other costs incidental and related to the project; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to move the question.

Upon a motion made and duly seconded, it was VOTED, by majority hand count vote of 236 in favor and 24 opposed, to authorize the Treasurer, with the approval of the Selectmen, to borrow \$4,031,000 for constructing, originally equipping and furnishing additions to the Police/Communications Building in its current location and for remodeling, reconstructing or making extraordinary repairs to the present building, including site improvements, communications facilities and other costs incidental and related to the project; said appropriation fully contingent upon successful passage of related Proposition 2 ½ ballot question.

Finance Committee recommended adoption of this article.

Capital Budgeting Committee Recommendation: "A" – Essential Priority

ARTICLE 14. To see if the Town will vote to borrow \$385,000 in order to pay for architectural design and engineering services and to fund related permits and expenses necessary to obtain the required approvals and plans for the construction of a new Town Hall on Town owned property off Spofford Road, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by a greater than two-thirds vote of 206 in favor and 21 opposed, to authorize the Treasurer, with the approval of the Selectmen, to borrow \$385,000 in order to pay for architectural design and engineering services and to fund related permits and expenses necessary to obtain the required approvals and plans for the construction of a new Town Hall on Town owned property off Spofford Road, said funds to be spent under the direction of the Board of Selectmen; said appropriation fully contingent upon successful passage of related Proposition 2 ½ ballot question.

Finance Committee recommended adoption of this article.

Capital Budgeting Committee Recommendation: "A" – Essential Priority

ARTICLE 15. To see if the Town will authorize the Selectmen to petition the legislature to permit the Town to change the use of an 11.6 acre portion of the town owned land on Bayns Hill, originally acquired for "open space/public domain" use for the purpose of construction and maintenance of one telecommunications tower and associated buildings, equipment and fencing, being a portion of the land identified in the records of the Assessors as a 31.44 acre parcel located on Map 17, Block 2, Lot 31, and to authorize the Selectmen to define the exact location of the portion to be permitted for tower use, generally as shown on a plan of land entitled "Bayns

Hill Proposed Tower Site, Boxford Massachusetts", scale 1" = 200', dated October 4, 1999, prepared by the Town of Boxford and on file with the Town Clerk; and to authorize the Board of Selectmen to approve amendments to the proposed legislation, which are within the scope of the general public objectives of this petition, or take any other action thereon.

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

ARTICLE 16. To see if the Town will vote to transfer the care, custody, maintenance and control of a portion of the land described below, owned by the town and currently under the care, custody, maintenance and control of the Board of Selectmen for open space and public domain purposes, to the Board of Selectmen for the purposes described herein and to authorize the Selectmen to investigate, negotiate and enter into a long term ten year lease of a 11.6 acre portion of the property now known as the town owned land on Bayns Hill, being a portion of the

property identified in the records of the Assessors as a 31.44 acre parcel located on Map 17, Block 2, Lot 31; said lease for the purpose of the construction and maintenance of one telecommunications tower and associated buildings, equipment and fencing; said authorization subject to the termination by the Selectmen that the Bayns Hill location is appropriate for municipal public safety radio dispatch and that any tower constructed will contain and maintain the municipal public safety radio system; and to authorize the Selectmen to define the exact location of the portion to be permitted for tower use, which is generally as shown on a plan of land entitled "Bayns Hill Proposed Tower Site, Boxford Massachusetts", scale 1" = 200', dated October 4, 1999, prepared by the Town of Boxford and on file with the Town Clerk; any resulting construction of a tower to be regulated by the Zoning Board of Appeals pursuant to town zoning by-laws, or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by a greater than two-thirds voice vote, to pass over this article.

ARTICLE 17. To see if the Town will vote to amend Section 5 of the Town's Historic Districts Commission Bylaw to delete the words "thirty (30)" appearing in the third line thereof and to substitute therefor the words "sixty" (60) so that the Section reads:

When taking action under the provisions of the second paragraph of Section 7 of the Historic Districts Act, General Laws, Chapter 40C, the Historic Districts Commission shall make a determination within sixty (60) days after the filing of the application for a certificate of appropriateness, or such other time as the applicant may in writing allow; or take any other action thereon.

Explanation: The purpose of this amendment is to bring the Town's Historic Districts Commission Bylaw into compliance with the time period allowed by the State Historic Districts Act. The Historic Districts Commission meets on a monthly basis. Under the current Bylaw, the Commission must act at the meeting at which an application is submitted in order to comply with the Town's Bylaw. Failure to act within 30 days entitles the applicant to a certificate of hardship. The proposed amendment would allow the Commission the period of time allowed by state law to consider and act upon a submission by an applicant. It would also allow the Commission the opportunity to request additional information from the applicant and grant the applicant time within which to submit the information to the Commission.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote greater than two-thirds, to amend Section 5 of the Town's Historic Districts Commission Bylaw to delete the words "thirty (30)" appearing in the third line thereof and to substitute therefor the words "sixty" (60) so that the Section reads:

When taking action under the provisions of the second paragraph of Section 7 of the Historic Districts Act, General Laws, Chapter 40C, the Historic Districts Commission shall make a determination within sixty (60) days after the filing of the application for a certificate of appropriateness, or such further time as the applicant may in writing allow.

Sponsored by the Historic Districts Commission.

ARTICLE 18. To see if the Town will vote to adopt a revision and codification of the Bylaws of the Town, as set forth in a codification entitled "The Code of The Town of Boxford", dated October 26, 1999, a copy of which is on file in the Town Clerk's Office; said codification being a renumbering of the various bylaws, and said Code being a compilation of the present bylaws of the Town having substantive changes in the text thereof unless previously amended by action of the Town Meeting; and to take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to adopt a revision and codification of the Bylaws of the Town, as set forth in a codification entitled "The Code of The Town of Boxford", dated October 26, 1999, a copy of which is on file in the Town Clerk's Office; said codification being a renumbering of the various bylaws and minor clerical corrections and said Code being a compilation of the present bylaws of the Town having no substantive changes in the text thereof unless previously amended by action of the Town Meeting.

Sponsored by the Town Clerk.

ARTICLE 19. To see if the Town will vote to approve the expenditure of \$250,000 to enable the Conservation Commission to purchase a certain parcel of land known as the Hebb Property consisting of 6.00 acres, more or less, said parcel shown as a portion of Map 6, Block 1, Parcel 34 in the records of the Boxford Assessors; further as shown as lot #4, on a plan of land entitled: "Topographic Plan of Land in Boxford, MA, scale 1"= 80 feet, prepared by JA-BY Engineering, Inc., 363 Boston Street, Topsfield, MA on October 9, 1998 on file with the Town Clerk, together with all flowage and other rights and easements and subject to all well rights and easements; that said land be conveyed to the Town under the provisions of Massachusetts General Laws, Chapter 40, Section 8C, and as it may

hereafter be amended and other Massachusetts Statutes relating to Conservation, to be managed and controlled by the Conservation Commission, said funds to be expended from the debt authorized under Article 37 of the Boxford Annual Town Meeting held on May 14, 1997, and the Town and the Conservation Commission be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of Boxford to affect said purchase; or take any other action thereon.

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

ARTICLE 20. To see if the Town will vote to authorize the Board of Selectmen to petition the Massachusetts Legislature to change the town boundary line between the Towns of Boxford and Georgetown in the vicinity of Baldpate Pond, and to authorize the Selectmen to define the exact location of the new town boundary line, the proposed boundary line being generally as shown on a plan entitled "Plan of Land Showing the Reconfiguration of Town Boundary Between the Towns of Boxford and Georgetown, Massachusetts" dated September 8, 1999 and revised September 30, 1999, Scale 1" = 60', prepared by Apple Associates, Inc., a copy of which is on file in the office of the Town Clerk, and to authorize the Board of Selectmen to approve amendments to the proposed boundary line, which are within the scope of the general public objectives of this petition.

Further to authorize the Selectmen and Conservation Commission to enter into a memorandum of understanding with the Town of Georgetown delineating mutual jurisdictional responsibility for that portion of the Camp Denison property (Essex County Registry of Deeds Book 14617, Page 406) located within 100 feet of Baldpate Pond; or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to authorize the Board of Selectmen to petition the Massachusetts Legislature to change the town boundary line between the Towns of Boxford and Georgetown in the vicinity of Baldpate Pond, and to authorize the Selectmen to define the exact location of the new town boundary line, the proposed boundary line being generally as shown on a plan entitled "Plan of Land Showing the Reconfiguration of Town Boundary Between the Towns of Boxford and Georgetown, Massachusetts" dated September 8, 1999 and revised September 30, 1999, Scale 1" = 60', prepared by Apple Associates, Inc., a copy of which is on file in the office of the Town Clerk, and to authorize the Board of Selectmen to approve amendments to the proposed boundary line, which are within the scope of the general public objectives of this petition.

Further to authorize the Selectmen and Conservation Commission to enter into a memorandum of understanding with the Town of Georgetown delineating mutual jurisdictional responsibility for that portion of the Camp Denison property (Essex County Registry of Deeds Book 14617, Page 406) located within 100 feet of Baldpate Pond.

Finance Committee recommended adoption of this article.

ARTICLE 21. To see if the Town will rescind Article 55 of the May 11, 1999 Annual Town Meeting and restore its Bylaws to read:

Section 1. Board of Selectmen

2-1-1 "A Board of Selectmen of three members shall be elected from the Town at large for year overlapping terms of office. The Board shall exercise general supervision over matters affecting the interest and welfare of the Town" (1929); or take any other action thereon.

Upon a motion made and duly seconded, it was VOTED, by majority voice vote, to move the question.

Upon a motion made and duly seconded, it was DEFEATED, by majority voice vote to restore Article 55 of the May 11, 1999 Annual Town Meeting and restore its Bylaws.

Sponsored by Initiative Petition.

ARTICLE 22. To see if the Town will vote to dissolve the Special Town Meeting.

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to dissolve the Special Town Meeting at 11:00 p.m.

Registered voters attending this meeting were 303. Counters and checkers for this meeting appointed by Town Clerk Patricia Shields.

A true record.

ATTEST:

Patricia Shields
Town Clerk

RAISE AND APPROPRIATE:

Article 1	(For Town Counsel, Litigation Cost FY2000)	\$ 15,000
Article 2	(For Council on Aging Tax Program FY2000)	1,000
Article 3	(For Purchase of Vehicle for Animal Control Officer FY2000)	8,000
Article 4	(For Purchase of Vehicle for Department of Public Works FY2000)	16,000
Article 5	(To Fund Engineering Studies/Storm Water Drainage/off Spofford Pond Road)	31,700
Article 6	(To Fund Engineering Studies/Design/Wetland Replication Area/off Spofford Pond Road)	4,500
Article 8	(For Purchase of Defibrillators for Fire Dept.)	9,025
Article 9	(For Purchase of Landscape Materials/Cargill Ballfields)	1,500
Article 10	(For Repair of Public Tennis Courts)	5,000
Article 11	(For Purchase of Computers for Town Libraries)	10,000
Article 12	(To Commission Library Consultant for Feasibility Study/Schematic Drawings)	25,000

TOTAL TO BE RAISED AND APPROPRIATED **\$ 126,725**

BORROW:

Article 13 (For Police/Communications Building)
(Proposition 2 ½ Override)

\$4,031,000

Article 14 (For New Town Hall Study/Architectural
Design) (Proposition 2 ½ Override)

385,000

TOTAL TO BE BORROWED

\$4,416,000