

2012 Annual Town Meeting Warrant Articles			
	Description		Motions
1	Choose Moderator & Receive Reports	BOS	NM
2	Town-Wide Financial Plan & Five Year Capital Budget Program	BOS	1
Appropriations - Operating and Outlay			
3	Amend Job Classifications Plan	HR	1
4	Amend Salary Plan - Pay Schedule	HR	3
5	Amend Appendix to Classification Plan and Salary Plans	HR	1
6	Facilities Maintenance	AHFMC	2
7	FY12 Budget	BOS	1
8	Omnibus Budget and Capital	BOS	2
9	Set Salary of Elected Officials	BOS	1
10	Stabilization Fund	BOS	NM
11	Electric Program	MLP	1
12	Water Program	BPW	1
13	Sewer Program	BPW	1
14	Authorize/Reauthorize Revolving Funds	BOS	1
Appropriations - Special Capital Projects			
15	Rockland Street Bridge - Intersection Improvements	BOS	NM
16	Warren Building Maintenance	BOS	NM
17	Fire - Ladder Truck Replacement	BOS	1
18	DPW Facility Improvements - Recycled Materials Loading Structure	BPW	1
19	DPW Facility Improvements - Park/Highway Building HVAC	BPW	1
20	Wales Street Bridge Reconstruction	BPW	NM
21	Bacon Street Reconstruction	BPW	1
22	Community Preservation Fund	CPC	2
23	Library Branch Maintenance	BOS/LIB	NM
Authorizations			
24	Accept/Abandon Easements	BPW	1
25	Water Fund Loan Authorization	BPW	1
26	Seek Special Legislation Authorizing lease of aqueduct land	BOS	NM
27	Linden Square Lease Extension VW Dealership	BOS	NM
Amend Zoning Bylaw			
28	Flood Plain - Amend Section 14B	PLN	2
29	Peer Review Funds - Section XVIA Project Approval	PLN	1
Amend Town Bylaw			
30	Impose Municipal Lien - Article 19 Board of Selectmen	Encroachment	2
Citizen Petitions			
31	Leaf Blower Regulation - Article 49 Police Regulations	Citizen	1
General			
32	Authorized/Unissued Loans and Unencumbered Transfers	BOS	NM
33	Indemnify Town Employees	BOS	NM
34	Expenses Incurred Prior to July 1, 2011	BOS	NM
35	Settle Claims	BOS	NM
36	Disposal of Property	BOS	NM
37	Appoint Fire Engineer	BOS	1

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ARTICLE: 2
MOTION: 1

That this Town Meeting hereby acknowledges presentation of the Town-Wide Financial Plan and the Five Year Capital Budget Program pursuant to Section 19.16.2 and 19.5.2, respectively, of the Town Bylaws.

ARTICLE: 3
MOTION: 1

I move that the Classification Plan established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking Schedule A, "Job Classification by Groups" and inserting a new Schedule A as follows:

Reclassifications

<u>Classification</u>	<u>Department</u>	<u>From Job Group</u> <u>To Job Group</u>
Senior Customer Service Representative	MLP	38 to 48
Communications Clerk/Receptionist	MLP	34 to 44
Administrative Records Clerk	MLP	33 to 43
Accounting Clerk	Treasurer	46 to 47

Title Changes

<u>From Title</u>	<u>To Title</u>	<u>Department</u>	<u>Job Group</u>
Health Communications and Services Specialist	Community Health Coordinator	Health	53

Reclassifications and Title Changes

<u>From Title and Job Group</u>	<u>Department</u>	<u>To Title and Job Group</u>
Assistant Director for Technology 59	Library	Information Technology Director 58
Conservation Administrator 52	NRC	Assistant NRC Director 54
Administrative Assistant 48	Health	Office Administrator 49

SCHEDULE A
JOB CLASSIFICATIONS BY GROUPS

Part I – Positions not covered by collective bargaining agreements

GROUP 69		
Executive Director of General Government Services		SEL
GROUP 66		
DPW Director		DPW
Finance Director		DFS
GROUP 64		
Director of Facilities and Grounds		FAC
GROUP 63		
Chief of Police		POL
Treasurer/Collector		TRS
GROUP 62		
Fire Chief		FIR
Human Resources Director		HR
Library Director		LIB
Programs Manager/Assistant Director		DPW
Superintendent, Park & Highway		DPW
Town Engineer		DPW
GROUP 61		
Assistant Director of General Government Services		SEL
Deputy Chief of Police		POL
NIS Director		NIS
Superintendent, RDF		DPW
Superintendent, Water and Sewer Division		DPW
GROUP 60		
Assistant Director of Facilities and Grounds		FAC
Chief Assessor		ASR
Deputy Chief of Fire Protection		FIR
Deputy Fire Chief		FIR
Director of Public Health		HLTH
Director of Recreation		REC
Planning Director		PLN
Senior Deputy Director		SEL
GROUP 59		
Assistant Director for Library Services		LIB

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Assistant Superintendent, Water and Sewer Division	DPW
Assistant Town Engineer	DPW
Facilities Maintenance Administrator	FAC
GROUP 58	
Assistant NIS Director	NIS
Assistant Superintendent, Highway Division	DPW
Assistant Superintendent, Park and Tree Division	DPW
Deputy Director	SEL
Information Technology Director	LIB
Inspector of Buildings	BLDG
Senior Civil Engineer	DPW
Senior Management Analyst	DPW
GROUP 57	
Assistant Director	REC
Assistant Director/Health	HLTH
Assistant Planning Director	PLAN
Deputy Assistant Director, General Government Services	SEL
Director of Natural Resources	NRC
GIS Manager	NIS
Network Manager/Webmaster	NIS
Technical Operations Manager	NIS
Water and Sewer Systems Engineer	DPW
Youth Director	YC
GROUP 56	
Applications and Database Manager	DPW
Assistant Town Accountant	DFS
Civil Engineer	DPW
Director of Senior Services	COA
Finance and Budget Analyst	DFS
Landscape Planner	DPW
Management Analyst	DPW
GROUP 55	
Environmental Health Specialist	HLTH
GIS Administrator	NIS
Local Building Inspector	BLDG
Program Administrator	REC
Senior Engineer	DPW
Senior Human Resources Generalist	HR
GROUP 54	
Assistant NRC Director	NRC
Assistant Treasurer/Collector	TRS
Director of Veterans' Services	VET

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Horticulturist, Park and Tree Division	DPW
Human Resources Generalist	HR
Inspector of Wires	BLDG
Plumbing and Gas Inspector	BLDG
Projects Administrator	PBC
Public Health Nurse Supervisor	HLTH

GROUP 53	
Analyst/Programmer	NIS
Environmental Education Coordinator	NRC
Health and Social Services Administrator	COA
Community Health Coordinator	HLTH
Planner	PLN
Public Health Nurse	HLTH
Safety Coordinator	DPW

GROUP 52	
GIS Analyst	DPW
Parking Clerk	SEL
RDF Business Manager	DPW



GROUP 51	
Administrative Assistant	FAC
Assistant Administrator	ASR
Assistant Town Clerk	TC
Executive Secretary, Director, DPW	DPW
Executive Secretary, Zoning Board of Appeals	ZBA
Microcomputer Coordinator	NIS
Sealer of Weights and Measures	SEL

GROUP 50	
Animal Control Officer/Inspector of Animals	POL

GROUP 49	
Accountant B	DFS
Administrative Secretary	SEL
Assessor Technician	ASR
Elections and Registration Administrator	TC
Office Administrator	HLTH
Office Administrator, Water and Sewer Division	DPW

GROUP 48	
Head Maintenance Custodian, Town Hall	FAC
Office Administrator	LIB
Office Assistant, Building	BLDG
Personnel Administrative Assistant	HR
Projects Assistant	PBC

Senior Accounting Assistant	DPW
Senior Customer Service Representative	MLP
Senior Office Assistant	DPW

GROUP 47

Accounting Assistant	POL
Accounting Clerk, Treasurer/Collector	TRS
Administrative Assistant	FIR
Administrative Assistant	POL
Office Assistant, Engineering Division	DPW
Office Assistant, Management Division	DPW
Office Assistant, Municipal Light Plant	MLP
Office Assistant, Park and Highway Divisions	DPW
Office Assistant, RDF	DPW
Office Assistant, Water and Sewer Division	DPW
Secretary, Recreation	REC
Senior Secretary, Selectmen	SEL
Voter Registration Clerk	TC

GROUP 46

Office Assistant	SEL
Office Assistant/Records Clerk	POL

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GROUP 45

Secretary, Assessor's	ASR
Secretary, Director's Office	DPW
Secretary, NRC	NRC
Secretary/Technical Assistant	PLAN

GROUP 44

Clerk	TC
Communications Clerk/Receptionist	MLP
Custodian	FAC
Program and Office Assistant	COA
Secretary, Building	BLDG
Secretary II	REC
Seniors Activities Coordinator	COA

GROUP 43

Administrative Records Clerk	MLP
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GROUP 42

Office Clerk	HLTH
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GROUP 41

Night Watchman, Highway Division	DPW
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GROUP T19

Automotive Mechanic
Carpenter/Painter
Electrician

FIR
FAC
FAC

Part II – Positions covered by collective bargaining agreements

GROUP S55

Fleet Maintenance Supervisor

DPW

GROUP S54

Customer Services Supervisor
General Foreman, All Divisions
Overhead Line Foreman
Supervisor of Accounting
Supervisor, RDF
Underground Line Foreman

MLP
DPW
MLP
MLP
DPW
MLP

GROUP S53

Coordinator, MLP
Signal Alarm Foreman

MLP
MLP

GROUP S50

Collections Representative

MLP

GROUP 22

Crew Leader

MLP

GROUP 21

Electrician A
Lead Cablesplicer
Lead Lineman

MLP
MLP
MLP

GROUP 20

Automotive Mechanic Foreman A
Cablesplicer, 1st Class
Chief Substation Operator, Municipal Light Plant
Construction Craftsman, Highway Division
Construction Foreman/MLP
Engineer A
Foreman A - All Divisions
Foreman A - Athletic Fields
Foreman A – Automotive Mechanic
Foreman A - Highway
Foreman A – Park Construction
Foreman A – Tree Care
Horticultural Technician

DPW
MLP
MLP
DPW
MLP
DPW
DPW
DPW
DPW
DPW
DPW
DPW
DPW

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Lineman, 1st Class	MLP
Senior Welder	DPW
GROUP 19	
Lead Tree Climber, Park and Tree Division	DPW
Meter and Sign Repair Person, Highway Division	DPW
Meter/Backflow Prevention Device Coordinator	DPW
GROUP 18	
Engineering Technician	MLP
Fleet Maintenance Mechanic	DPW
Foreman B - All Divisions	DPW
Groundskeeping Foreman, Park and Tree Division	DPW
Highway Craftsman	DPW
Lead Baler	DPW
Park Construction Craftsman	DPW
Primary Water Treatment Plant Operator	DPW
Welder	DPW
GROUP 17	
Apprentice Lineworker/Stockkeeper	MLP
Cablesplicer, 2nd Class	MLP
Construction Equipment Operator	DPW
Lineman, 2nd Class	MLP
Meter/Backflow Prevention Device Technician	DPW
Park Facilities Technician	DPW
Park Technical Services Craftsman	DPW
Power Shovel Operator, Water and Sewer Division	DPW
Stockkeeper, Automotive, Highway Division	DPW
Substation Operator, Municipal Light Plant	MLP
Tractor Trailer Operator	DPW
Tree Climber, Park and Tree Division	DPW
GROUP 16	
Fleet Maintenance Shop Assistant	DPW
General Mechanic A, Water and Sewer Division	DPW
Groundskeeper, Park and Tree Division	DPW
Head Custodian	DPW
Heavy Equipment Operator, Highway Division	DPW
Secondary Water Treatment Plant Operator	DPW
Stockkeeper, Municipal Light Plant	MLP
Transfer Haul Equip. Operator, RDF	DPW
GROUP 15	
Industrial Equipment Operator, RDF	DPW
Medium Equipment Operator, Highway Division	DPW

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Medium Equipment Operator, Park and Tree Division	DPW
Stockkeeper, Water and Sewer Division	DPW
Truck Driver A/Laborer, Water and Sewer Division	DPW
GROUP 14	
Building Maintenance Person, Highway Division	DPW
Cablesplicer Helper, Municipal Light Plant	MLP
Custodian	DPW
Groundman, Municipal Light Plant	MLP
GROUP 13	
Park Maintenance Worker	DPW
Permit Verifier/Trash Collector, RDF	DPW
GROUP 12	
Light Equipment Operator, Park and Highway Divisions	DPW
GROUP 11	
Laborer - All Divisions	DPW
GROUP L17	
Public Services Coordinator	LIB
GROUP L16	
Children's Services Supervisor	LIB
Reference Services Supervisor	LIB
Technical Services Supervisor	LIB
GROUP L15	
Branch Libraries Supervisor	LIB
Interlibrary Loan Supervisor	LIB
GROUP L14	
Reference Librarian	LIB
GROUP L9	
Circulation Supervisor	LIB
Facilities Supervisor	FAC
GROUP L6	
Acquisitions Specialist	LIB
Assistant Circulation Supervisor	LIB
Bookkeeper	LIB
Cataloging Assistant	LIB
GROUP L4	
Technology Assistant	LIB

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GROUP L3	
Circulation Assistant	LIB
Library Assistant	LIB
Preservation Assistant	LIB
GROUP L1	
Helper	LIB
GROUP C4	
Custodian	LIB
GROUP P40	
Lieutenant	POL
GROUP P30	
Sergeant	POL
GROUP P20	
Detective	POL
Prosecuting Officer	POL
Safety Officer	POL
GROUP P18	
Police Officer – EMT	POL
GROUP P15	
Police Officer – Special	POL
GROUP P10	
Police Officer	POL
GROUP F40	
Captain	FIR
Captain, Special Services	FIR
GROUP F30	
Lieutenant	FIR
GROUP F10	
Firefighter	FIR

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GENERAL GROUP: This group includes all part-time seasonal, casual, special and other jobs or positions not otherwise classified above, whose job titles shall be as shown on the personnel records of the Human Resources Board.

The rates of pay, as shown in the personnel records of the Human Resources Board, shall continue in effect until otherwise adjusted by the Human Resources Board or by amendment of the Plan.

ARTICLE: 4
MOTION: 1

That the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2012, as recommended by the Human Resources Board, by striking the existing pay schedule for the non-bargaining unit, non-management personnel (Job Groups 40-49) and inserting the new schedule as follows:

SCHEDULE B
SALARY PLAN – PAY SCHEDULES
Rates effective as indicated as of July 1, 2012
Hourly rates – reflects 2% increase over FY12

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
49	21.60	22.57	23.59	24.66	25.77	26.92
48	20.75	21.68	22.65	23.66	24.74	25.84
47	19.90	20.79	21.73	22.72	23.73	24.79
46	19.07	19.93	20.82	21.77	22.75	23.77
45	18.18	19.00	19.86	20.75	21.68	22.65
44	17.33	18.12	18.93	19.79	20.67	21.60
43	16.47	17.22	17.99	18.80	19.64	20.53
42	15.62	16.32	17.05	17.83	18.63	19.47
41	14.91	15.60	16.30	17.02	17.79	18.57

Hourly rates – reflects 2% over FY121

Trade positions – non-union

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
T19	24.78	26.01	27.32	28.68	30.12	31.62

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ARTICLE: 4
MOTION: 2

That the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2012, as recommended by the Human Resources Board, by striking the existing pay schedule for the Merit Pay Plan (Job Groups 50-69) and inserting the new schedule as follows:

SCHEDULE B
SALARY PLAN – PAY SCHEDULES

Salary rates effective as indicated as of July 1, 2012

Reflects 2.0% increase over FY 12 ranges at midpoint

Job Group	Minimum	Midpoint	Maximum
69	119,630	152,400	185,170
68	110,920	141,300	171,680
67	102,760	130,900	159,040
66	95,140	121,200	147,260
65	88,160	112,300	136,440
64	82,270	104,800	127,330
63	76,850	97,900	118,700
62	71,980	91,700	111,190
61	67,350	85,800	104,030
60	63,360	80,200	97,040
59	59,010	74,700	90,390
58	55,380	70,100	84,820
57	51,990	65,400	78,810
56	48,650	61,200	73,750
55	45,390	57,100	68,810
54	43,460	54,500	65,540
53	41,390	51,900	62,410
52	39,320	49,300	59,280
51	37,520	46,900	56,280
50	35,840	44,800	53,760

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Network and Information Systems

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Job Group	Minimum	Midpoint	Maximum
61	76,230	96,800	117,130
60	71,650	90,700	109,750
59	66,990	84,800	102,610
58	62,330	78,900	95,470
57	58,670	73,800	88,930
56	55,010	69,200	83,390
55	52,230	65,700	79,170
54	49,920	62,600	75,280
53	47,610	59,700	71,790
52	45,220	56,700	68,180
51	43,360	54,200	65,040

ARTICLE: 4
MOTION: 3

That the sum of \$150,000 be appropriated to the Human Resources Board for the purpose of granting salary increases to employees in Job Groups 50 and above in the classification plan.

ARTICLE: 5
MOTION: 1

That Section II E(1), Vacations with Pay, of the Salary Plan established under Article 31.6 of the Town By-laws be amended by deleting (1) the line “Employees in Job Groups 40 through 49”; (2) the chart that follows said line, and (3) the line “Employees in Job Groups 50 and above:”, so that the section as amended shall read as follows with a single vacation benefit chart for all non-union employees:

1. The following annual vacations with pay shall be granted to all permanent employees, who are on the payroll July 1 and who complete the following period of full-time continuous employment during the vacation year (July 1 through June 30):

<u>Service Period</u>	<u>Vacation</u>
six months	one week
one year anniversary	remaining annual crediting
one yr. anniv.-June 30th	prorated (see E.1a)
July 1st to year three	two weeks
three years	three weeks
ten years	four weeks
twenty years	five weeks

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ARTICLE: 6
MOTION: 1

Contingent upon the appropriation of funds for the Facilities Maintenance Department as set forth in Article 8 of the 2012 Annual Town Meeting, the Town hereby directs that, effective July 1, 2012, the maintenance, custodial services and capital planning for all Town-owned buildings (including school buildings pursuant to G.L. c. 71, §68, and library buildings and all other buildings except those Town-owned buildings under the jurisdiction of the Municipal Light Plant and the Board of Public Works including those occupied by the Water and Sewer Departments) be under the general charge and superintendence of a new Town department, hereby established and named the Facilities Maintenance Department to be headed by a Director of Facilities Maintenance; and

The Town hereby further directs that, effective July 1, 2013, the maintenance, custodial services and capital planning for all Town-owned buildings under the jurisdiction of the Board of Public Works (except those buildings or portions of buildings occupied by the Water and Sewer Departments) be under the general charge and superintendence of the Facilities Maintenance Department.

ARTICLE: 6
MOTION: 2

Contingent upon the appropriation of funds for the Facilities Maintenance Department as set forth in Article 8 of the 2012 Annual Town Meeting, to amend the Town Bylaws as follows:

(a) By adding a completely new Article 24 (said Article number currently being held in reserve), to read as follows:

Article 24. FACILITIES MAINTENANCE DEPARTMENT

24.1. Facilities Maintenance Department. The Town shall have a Facilities Maintenance Department .

24.2. General Duties. The Facilities Maintenance Department shall be responsible for the maintenance, custodial services and capital planning for all Town-owned buildings including school buildings pursuant to G.L. c. 71, §68, and library buildings and all other buildings, except those buildings or portions thereof under the jurisdiction of the Municipal Light Plant, or occupied by the Water, and Sewer Departments).

24.3. Director of Facilities Maintenance. The Facilities Maintenance Department shall be headed by a Director of Facilities Maintenance, who shall be appointed by the Executive Director with the Selectmen’s approval and who, subject to the Executive Director’s approval, shall appoint such staff as are deemed necessary to fulfill the Department’s duties.

24.4. Budget. The Facilities Maintenance Director shall prepare an annual budget which will be subject to approval by the Selectmen. The Selectmen shall be responsible for presenting the budget to the Advisory Committee and for presenting the motion for the budget appropriation to Town Meeting.

24.5. Annual Report. The Director of Facilities Maintenance shall report annually to the Executive Director, in whatever manner and form the Executive Director finds would be helpful, on the status of all Town-owned buildings under the Director’s supervision as of the end of the fiscal year, building by building, including the work performed during the year, together with recommendations for future action, and the expected costs to maintain said buildings to the appropriate standard.

(b) By amending Article 19. BOARD OF SELECTMEN, Section 19.33. Staff. By striking the words “the Facilities Maintenance Administrator” in the first sentence and replacing said words with “Facilities Maintenance Director” so that the first sentence shall read:

The Executive Director shall appoint the Finance Director, the Facilities Maintenance Director and the Network and Information Systems Director, such appointments to be subject to the approval of the Selectmen

(c) By amending Article 38. SCHOOL COMMITTEE, by striking Section 38.3. General Duties. and substituting the following:

38.3. General Duties. The Committee shall have the powers and duties of school committees under the General Laws, particularly Chapter 71, other than the general charge and superintendence of the schoolhouses, which shall be the responsibility of the Facilities Maintenance Department.

ARTICLE: 7
MOTION: 1

That the sum of \$200,000 be appropriated for Unemployment costs, said sum to be taken from Free Cash, as certified as of July 1, 2011, and added to the amount appropriated to the Board of Selectmen – 913 Unemployment Motion 1 of Article 8 of the Warrant for the 2011 Annual Town Meeting.

ARTICLE: 8
MOTION: 1

That the Town authorizes the Board of Assessors to use \$1,000,000 paid to the Town from the Municipal Light Plant as an estimated receipt when computing the fiscal year 2013 tax rate.

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ARTICLE 8, MOTION 2

That the following sums of money be appropriated to the Town boards and officials and for the purposes as hereinafter set forth:

Funding Item	Personal Services	Expenses	Total Operations
GENERAL GOVERNMENT			
To the Board of Selectmen for General Government; \$1,757,845 for Personal Services and \$1,626,403 for Expenses. And it is recommended that the sums be allocated as follows:			
<i>Board of Selectmen - Administration</i>			
122 Executive Director's Office	402,331	30,250	432,581
126 Sustainable Energy	18,960	6,000	24,960
199 Central Administrative Services	0	23,500	23,500
133 Finance Department	346,875	9,125	356,000
155 Network & Information Systems	445,368	214,127	659,495
145 Treasurer & Collector	256,414	122,150	378,564
195 Town Report	0	4,000	4,000
<i>Board of Selectmen - Human Services</i>			
541 Council on Aging	169,530	134,318	303,848
183 Fair Housing Committee	0	200	200
543 Veterans' Services	0	85,818	85,818
542 Youth Commission	71,147	17,190	88,337
<i>Board of Selectmen - Other Services</i>			
180 Housing Development Corporation	0	3,500	3,500
691 Historical Commission	0	750	750
690 Historical District Commission	0	250	250
693 Memorial Day	0	2,500	2,500
692 Celebrations Committee	0	4,700	4,700
176 Zoning Board of Appeals	47,220	7,115	54,335
<i>Board of Selectmen - Shared Services</i>			
151 Law	0	272,360	272,360
945 Risk Management	0	407,000	407,000
135 Audit Committee	0	56,250	56,250
458 Street Lighting	0	225,300	225,300
Subtotal - Board of Selectmen - General Government	1,757,845	1,626,403	3,384,248
<i>Other General Government</i>			
To the following Town boards and officials:			
161 Town Clerk/Election & Registration	249,002	50,300	299,302
141 Board of Assessors	242,717	81,950	324,667
175 Planning Board	211,092	42,600	253,692
185 Permanent Building Committee	12,641	6,450	19,091
152 Human Resources Board	265,359	19,650	285,009
131 Advisory Committee	8,782	14,000	22,782
132 Advisory Committee - Reserve Fund	0	175,000	175,000
Subtotal - Other General Government	989,593	389,950	1,379,543
GENERAL GOVERNMENT TOTAL	2,747,438	2,016,353	4,763,791

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Funding Item	Personal Services	Expenses	Total Operations
<u>FACILITIES MAINTENANCE - BOARD OF SELECTMEN</u>			
To the Board of Selectmen for Facilities Maintenance, \$3,105,601 for Personal Services and \$3,095,072 for Expenses. And it is recommended that the sums be allocated as follows:			
192 Facilities Maintenance	3,276,988	2,923,685	6,200,673
FACILITIES MAINTENANCE TOTAL - BOARD OF SELECTMEN	3,276,988	2,923,685	6,200,673
<u>PUBLIC SAFETY - BOARD OF SELECTMEN</u>			
To the Board of Selectmen for Public Safety, \$9,726,856 for Personal Services and \$912,062 for Expenses. And it is recommended that the sums be allocated as follows:			
210 Police Department	4,663,783	619,903	5,283,686
299 Special School Police	98,998	2,897	101,895
220 Fire Department	4,449,186	260,112	4,709,298
241 Building Department	408,645	26,350	434,995
230 Emergency Medical Services	0	0	0
244 Sealer of Weights & Measures	15,660	2,800	18,460
492 Radio Master Box	90,584	0	90,584
PUBLIC SAFETY TOTAL - BOARD OF SELECTMEN	9,726,856	912,062	10,638,918
<u>PUBLIC WORKS</u>			
To the Board of Public Works, \$3,891,609 for Personal Services and \$2,516,438 for Expenses. And it is recommended that the sums be allocated as follows:			
410 Engineering	467,190	79,788	546,978
420 Highway	994,154	446,202	1,440,356
454 Fleet Maintenance	130,942	56,462	187,404
430 Park	1,040,997	271,477	1,312,474
440 Recycling & Disposal	933,723	1,260,893	2,194,616
450 Management	324,603	52,913	377,516
456 Winter Maintenance	0	348,703	348,703
PUBLIC WORKS TOTAL	3,891,609	2,516,438	6,408,047
<p>Provided that the cash on hand in the RDF Baler and Compactors Major Repairs and Replacement Fund on June 30, 2012 be appropriated to the Board of Public Works for major repairs and replacement of the baler and the trash compactors and their attachments at the Recycling and Disposal Facility (major repair being defined as repairs or scheduled maintenance costing more than \$5,000); and that expenditures from this fund may be made by the Board of Public Works for major repairs, but expenditures for equipment replacement shall be subject to Town Meeting Appropriation.</p>			
<u>WELLESLEY FREE LIBRARY</u>			
To the Trustees of the Wellesley Free Library:			
610 Library Trustees	1,570,946	429,998	2,000,944
620 Regional Services (Non-Tax Impact)	157,889	112,111	270,000
LIBRARY TOTAL	1,728,835	542,109	2,270,944
<u>RECREATION</u>			
To the Recreation Commission:			
630 Recreation Commission	273,692	23,800	297,492
RECREATION TOTAL	273,692	23,800	297,492
<u>HEALTH</u>			
To the Board of Health:			
510 Board of Health	336,135	66,838	402,973
523 Mental Health Services	0	213,555	213,555
HEALTH TOTAL	336,135	280,393	616,528

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Funding Item	Personal Services	Expenses	Total Operations
<u>NATURAL RESOURCES</u>			
To the Natural Resources Commission:			
171 Natural Resources Commission	178,554	18,625	197,179
172 Morses Pond	0	160,370	160,370
NATURAL RESOURCES TOTAL	178,554	178,995	357,549
NON-SCHOOL TOTAL			
	22,160,107	9,393,835	31,553,942
<u>WELLESLEY PUBLIC SCHOOLS</u>			
To the School Committee, \$51,006,508 in the aggregate for Personal Services and \$7,108,615 for Expenses. And it is recommended that the sum be allocated as follows:			
320 Instruction	44,138,715	1,458,511	45,597,226
330 Administration	891,418	147,700	1,039,118
340 Operations	683,241	322,900	1,006,141
360 Special Tuition/Transportation/Inclusion	5,293,134	5,179,504	10,472,638
Subtotal	51,006,508	7,108,615	58,115,123
SCHOOL TOTAL			
	51,006,508	7,108,615	58,115,123
<u>EMPLOYEE BENEFITS</u>			
To the following Town boards and officials for the purposes indicated:			
914 Board of Selectmen - Group Insurance	0	15,436,184	15,436,184
919 Board of Selectmen - Other Post Empl. Benefits Liability Fund	0	3,000,000	3,000,000
910 Board of Selectmen - Retirement Contribution	0	3,209,844	3,209,844
912 Board of Selectmen - Workers' Compensation	0	360,584	360,584
913 Board of Selectmen - Unemployment Compensation	0	250,000	250,000
950 Board of Selectmen - Compensated Absences	0	90,000	90,000
911 Contributory Retirement Board - Non-Contributory Pensions	0	30,905	30,905
EMPLOYEE BENEFITS TOTAL	0	22,377,517	22,377,517
And further, that the balance on hand in the Workers' Compensation fund on June 30, 2012 and any interest earnings of the program, are appropriated for expenses related to the Workers' Compensation Program of the Town for Fiscal Year 2013.			
ALL PERSONAL SERVICES & EXPENSES			
	73,166,615	38,879,967	112,046,582

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Funding Item	Personal Services	Expenses	Total Operations
CAPITAL & DEBT			
To the following Town boards and officials for the purposes indicated:			
<i>Departmental Cash Capital</i>			
400 Board of Public Works - Capital	0	1,322,500	1,322,500
300 School Committee - Capital	0	962,554	962,554
122 Board of Selectmen - Capital	0	231,936	231,936
192 Facilities Maintenance - Capital	0	893,583	893,583
610 Library Trustees - Capital	0	40,500	40,500
171 Natural Resources Commission - Capital	0	75,000	75,000
Subtotal - Cash Capital	0	3,526,073	3,526,073
To the Town Treasurer and Collector for:			
700 Current Inside Levy Debt Service - Issued	0	2,903,335	2,903,335
700 New Debt Service - Inside Levy	0	205,800	205,800
700 Current Outside Levy Debt Service -Issued	0	10,613,569	10,613,569
700 New Outside Levy Debt Service - Unissued	0	444,971	444,971
Subtotal - Maturing Debt & Interest	0	14,167,675	14,167,675
CAPITAL & DEBT TOTAL	0	17,693,748	17,693,748
RECEIPTS RESERVED FOR APPROPRIATION			
To the Board of Selectmen, to be taken from the Parking Meter Receipts Account:			
293 Traffic & Parking Operations	229,014	604,850	833,864
RECEIPTS RESERVED TOTAL	229,014	604,850	833,864
TOTAL APPROPRIATIONS - ARTICLE 8, MOTION 2			\$ 130,574,194

And to help meet said appropriations, transfer the sum of \$2,837,757 from Free Cash.

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ARTICLE: 9
MOTION: 1

That the annual (52 week) salary of the Town Clerk be fixed at the amount of \$78,478 effective July 1, 2012.

ARTICLE: 11
MOTION: 1

That the Municipal Light Plant be authorized to expend the following sums:

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Operating Budget*

Operating Salaries	\$989,577
Materials and Services	902,559
Health Insurance	267,644
FICA - Medicare	11,375
Contribution to Employee Retirement	145,645
Purchase Power	20,830,000
Transmission	<u>3,990,000</u>
Sub Total	\$27,136,800

Capital Outlays

Salaries	765,620
Services/Materials	3,436,306
Vehicles	159,702
Insurance	230,014
FICA – Medicare	8,800
Contribution to Employee Retirement	<u>111,722</u>

Sub Total **4,712,164**

Payments That Benefit The Town**

Payment in Lieu of Taxes	1,000,000
Holiday Lights, Banners and Civic Events	40,000
Fiber Optic Network for Town	<u>56,000</u>
Total Benefits to Town	1,096,000

Emergency Contingencies **750,000**

Total Fiscal Year 2013 Budget Request **\$33,694,964**

Said sum to be raised by Municipal Light Plant revenues and retained earnings.

* Excludes depreciation expense in the amount of \$2,771,000.

** Town benefits do not include electric rate subsidization for Municipal Buildings (\$230,000); Streetlights (\$80,000) and Network and Information Support fees (\$130,000).

ARTICLE: 12
MOTION: 1

That the sum of \$7,363,285 be appropriated to the Water Enterprise Fund, to be expended as follows:

Salaries	\$1,615,584
Expenses (incl. interest, and all non-op exp) 3,000,184	
OPEB (Other Post-Employment Benefits)	73,983
Depreciation	899,500
Capital Outlay	733,000
Debt	725,653
Emergency Reserve	<u>315,381</u>
Total Authorized Use of Funds	\$7,363,285

And that \$7,363,285 be raised as follows:

Department Receipts	\$6,256,194
Depreciation	1,010,500
Retained Earnings	<u>96,591</u>
Total Sources of Funds	\$7,363,285

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ARTICLE: 13
MOTION: 1

That the sum of \$8,446,796 be appropriated for the Sewer Enterprise Fund, to be expended as follows:

Salaries	\$ 762,269
Expenses (incl. interest, and all non-op exp)	5,820,722
OPEB (Other Post-Employment Benefits)	31,707
Depreciation	390,000
Capital Outlay	625,000
Debt	347,746
Emergency Reserve	<u>469,352</u>
Total Authorized Use of Funds	\$8,446,796

And that \$8,446,796 be raised as follows:

Department Receipts	\$7,628,866
Depreciation	400,000
Retained Earnings	<u>417,930</u>
Total Sources of Funds	\$8,446,796

ARTICLE: 14
MOTION: 1

DRAFT

That the Town vote to renew and/or establish revolving funds, pursuant to Section 53E ½ of Chapter 44 of the General Laws, for the following purposes:

Street Opening Maintenance, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$200,000;

DPW Field Use, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$200,000;

Turf Field Fund, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$25,000;

Tree Bank, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$75,000;

Council on Aging Bus Fund, said funds to be expended under the direction of the Council on Aging Department, annual expenditures not to exceed \$110,000;

Council on Aging Social and Cultural Programs, said funds to be expended under the direction of the Council on Aging Department, annual expenditures not to exceed \$45,000;

Building Department Document Fees, said funds to be expended under the direction of the Building Department, annual expenditures not to exceed \$50,000;

Teen Center Program Revenues, said funds to be expended under the direction of the Recreation Department, annual expenditures not to exceed \$35,000;

Recreation Summertime Revenues, said funds to be expended under the direction of the Recreation Department, annual expenditures not to exceed \$35,000;

Recreation Scholarship Revenues, said funds to be expended under the direction of the Recreation Department, annual expenditures not to exceed \$35,000;

Library room rental, said funds to be expended under the direction of the Library Department, annual expenditures not to exceed \$20,000;

Branch Library Maintenance, said funds to be expended under the direction of the Library Department, annual expenditures not to exceed \$8,000;

Brookside Community Gardens, said funds to be expended under the direction of the Natural Resources Department, annual expenditures not to exceed \$5,000.

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ARTICLE: 17
MOTION: 1

That the sum of \$855,000 is appropriated to pay costs of purchasing and equipping a fire ladder truck, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(9) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. The amount authorized to be borrowed by this vote shall be reduced to the extent of any grants, gifts or other contributions received by the Town from Wellesley College and/or Babson College to defray the costs of this purchase.

ARTICLE: 18
MOTION: 1

That the sum of \$220,000 be appropriated to the Board of Public Works, in addition to the amount appropriated (\$400,000) under the Motion 1 of Article 20 of the Warrant for the 2011 Annual Town Meeting, for the cost of engineering services, for plans and specifications, for construction, reconstruction, remodeling, rehabilitation and/or modernization of a new DPW recycled materials loading structure; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$220,000 under Chapter 44 of the General Laws or any other enabling authority; and that the Board of Public Works is authorized to take all action necessary to carry out this project.

ARTICLE: 19
MOTION: 1

That the sum of \$75,000 be appropriated to the Permanent Building Committee for the cost of engineering design services, including preparation of bid documents, for construction, reconstruction, remodeling, rehabilitation and/or modernization of the heating, ventilation and air conditioning (HVAC) systems of the Department of Public Works Park/Highway Garages; said sum to be taken from Free Cash, as certified as of June 30, 2011; and that said sum shall be available upon this motion becoming final following dissolution of this Town Meeting; and that the Permanent Building Committee is authorized to take all action necessary to carry out this project.

ARTICLE: 21
MOTION: 1

That the sum of \$480,000 be appropriated to the Board of Public Works for the cost of engineering services, construction, reconstruction, resurfacing, or rehabilitation, drainage, curbing, sidewalks, and their appurtenances on Bacon Street as determined by the Board of Public Works to be necessary;

And, that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$480,000 under Chapter 44 of the General Laws, or any other enabling authority.

And that the Board of Public Works is authorized to take all action necessary to carry out this project.

ARTICLE: 22
MOTION: 1

I. That the amount of \$60,766 be appropriated to the Community Preservation Committee to be expended for any permissible administrative purpose under the Community Preservation Act, said appropriation to be funded entirely from unreserved balances on hand in the Community Preservation Fund;

And

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II. That the following respective amounts from the annual Community Preservation Fund revenues received for fiscal year 2012 be reserved for the following community preservation categories:

Open Space (excluding Recreation)	\$ 124,890
Historic Resources	\$ 124,890
Community Housing	\$ 124,890

and in the case of the Open Space Reserve and Historic Reserve categories, such reserved amounts shall be for future appropriation, and in the case of the Community Housing Reserve category, such reserved amount shall be made available to fund Community Housing appropriations authorized by this Town Meeting.

ARTICLE: 22
MOTION: 2

That \$330,000 be appropriated to the Wellesley Housing Development Corporation, for the acquisition, creation, rehabilitation and support of community housing, said appropriation to be funded \$124,890 from balances on hand in the Community Preservation Fund Community Housing Reserve and \$205,110 from balances on hand in the undesignated Community Preservation Fund.

ARTICLE: 24
MOTION: 1

That the Town hereby accepts, and abandons, as the case may be, the electric and other utility, roadway and vault easements identified on the document entitled "Easements for 2012 Annual Town Meeting Article 24", dated March 23, 2012, a copy of said document being on file in the Office of the Town Clerk.

ARTICLE: 25
MOTION: 1

That the sum of \$1,600,000 be appropriated to the Board of Public Works for the cost of engineering services, construction, reconstruction, and rehabilitation of wells, pumps and their appurtenances at the Moses Pond wellfield and pumping station as determined by the Board of Public Works to be necessary;

That to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,600,000 under Chapter 44 of the General Laws, or any other enabling authority;

That the Board of Public Works is authorized to take all action necessary to carry out this project, and that said sum shall be available upon this motion becoming final following dissolution of this Town Meeting.

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DRAFT**Article: 28****Motion: 1**

That the Zoning Bylaw SECTION XIVB. FLOOD PLAIN OR WATERSHED PROTECTION DISTRICTS be amended, effective July 17, 2012, to meet the requirements of the Federal Emergency Management Agency (FEMA) in order to comply with the requirements of the National Flood Insurance Program;

by striking the entire subsections "Part A. PURPOSES" and inserting a new subsection "A. PURPOSES" to read as follows:

- A. **PURPOSES:** The purposes of Flood Plain Districts or Watershed Protection Districts are to:
1. Ensure public safety through reducing the threats to life and personal injury;
 2. Eliminate new hazards to emergency response officials;
 3. Prevent the occurrence of public emergencies resulting from water quality, contamination, and pollution due to flooding;
 4. Avoid the loss of utility services which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
 5. Reduce damage to public and private property resulting from flooding waters by providing that land subject to seasonal or periodic flooding shall not be used for residence or for other purposes when such use will endanger the health or safety of occupants;
 6. Assure the continuation of the natural flow pattern of water courses necessary to provide adequate and safe floodwater storage capacity to protect persons and property against the hazards of flood inundation; and
 7. Protect, preserve, and maintain the water table and water recharge areas so as to preserve present and potential water supplies.

and by striking the word "Part" before B. DEFINITIONS:, striking the definition of "Overbank Areas" and the definition for "100 Year Flood Elevation"; by striking from the definition of Flood Plain District " the words "100 year flood elevation" and replacing with "Special Flood Hazard Area"; in the definition of Flood by replacing the word "overbank" with "Floodway"; by inserting the following new 6 definitions:

Development - Any manmade change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

Federal Emergency Management Agency (FEMA) - An agency of the United States Federal Government that administers the National Flood Insurance Program. FEMA provides a nationwide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

Flood Insurance Rate Map (FIRM) – An official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

Flood Insurance Study Report (FIS Report) - A report which examines, evaluates, and determines flood hazards, and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

Floodway - The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

Special Flood Hazard Area - The land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year as identified on the FIRM Map as Zone A and AE.

and by alphabetizing the section so the subsection will read as follows:

- B. **DEFINITIONS:** For the purposes of this Section the following terms shall be defined as follows:

Development - Any manmade change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

Federal Emergency Management Agency (FEMA) - An agency of the United States Federal Government that administers the National Flood Insurance Program. FEMA provides a nationwide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

Flood – A temporary rise in river, stream or brook flow that results in its water overtopping its banks and inundating Floodway areas adjacent to the channel.

Flood Insurance Rate Map (FIRM) – An official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

Flood Insurance Study Report (FIS Report) - A report which examines, evaluates, and determines flood hazards, and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

Flood Plain District - An area subject to danger of periodic flooding, the limits of which are determined by the Special Flood Hazard Area.

Floodwater Storage Capacity –The quantity of water which can be held within the flood plain of a wetland.

Floodway - The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

Natural River Channel - A water course with a definite bed and banks to confine and conduct the average flow.

Special Flood Hazard Area - The land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year as identified on the FIRM Map as Zone A and AE.

Watershed Protection District - An area bordering a brook, stream or other water body, the limits of which are determined by a horizontal distance.

Water Recharge Area – An area with a ground water exchange capacity to retain flood water during the occurrence of a flood.

Water Table – The natural level of water, either above or below ground.

and by striking the entire subsection “Part C. APPLICABILITY” to separate the provisions for Flood Plain and Watershed Protection Districts by adding a new subsection C. FLOOD PLAIN DISTRICT and a new subsection D. WATERSHED PROTECTION to read as follows:

C. FLOOD PLAIN DISTRICT

1. District Boundaries and Base Flood Elevation Data

- a. The Flood Plain District is herein established as an overlay district. The District includes all Special Flood Hazard Areas within the Town of Wellesley as shown on the Norfolk County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the

Norfolk County FIRM that are wholly or partially within the Town of Wellesley are panel numbers 25021C0004E, 25021C0008E, 25021C0009E, 25021C0012E, 25021C0014E, 25021C0016E, 25021C0017E, 25021C0018E, 25021C0028E, and 25021C0036E . The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM dated July 17, 2012 and further defined by Norfolk County Flood Insurance Study (FIS) report dated July 17, 2012 are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Inspector of Buildings, and Wetlands Protection Committee.

- b. Base Flood Elevation Data. In Zones A and AE, along watercourses that have not had a regulatory Floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

2. Notification of Watercourse Alteration

- a. In a riverine situation, the Planning Director shall notify the following of any alteration or relocation of a watercourse:
 - (1) Abutting communities
 - (2) The National Flood Insurance Program State Coordinator
 - (3) The National Flood Insurance Program, Regional Program Specialist

D. WATERSHED PROTECTION DISTRICT

- 1. District Boundaries
- 2. The Watershed Protection District is herein established as an overlay district.

and by renumbering "Part D. EXEMPTION" to "E. EXEMPTION" and by striking "G.L" preceding Chapter 131, Section 40, and by adding "of the Massachusetts General Laws" after Chapter 131, Section 40 so the paragraph will read as follows:

E. EXEMPTION

To further protect persons and property now subject to flooding, all residential, commercial, industrial, and business buildings existing in Flood Plain or Watershed Protection Districts may be repaired, rebuilt, modified or flood-proofed in a manner which would not increase ground coverage, and any building or structure for which either a building permit was issued, or a notice of intent under Chapter 131, Section 40 of the Massachusetts General Laws, was filed, prior to March 20, 1974, may be constructed and built in accordance with plans as lawfully approved and thereafter may be repaired, rebuilt, modified or flood-proofed in a manner which would not increase ground coverage.

and by renumbering “Part E. REGULATIONS AND RESTRICTIONS:” to “F. REGULATIONS AND RESTRICTIONS”, and by adding the word “General” to precede the word “Restrictions” in paragraph 1., and by adding the letter “a” to the first paragraph, and by striking the words “Part D.” and replacing with “E. EXEMPTION” after the words “In Flood Plain or Watershed Protection Districts, except as provided in” from the first line of the first paragraph, and be adding two new paragraphs lettered “b.” and “c.” after the first paragraph “a” to read :

- b. All development in the Flood Plain or Watershed Protection District, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and the following:
 - (1) Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;
 - (2) Wetlands Protection Regulations, Department of Environmental Protection (310 CMR 10.00);
 - (3) Inland Wetlands Restriction, Department of Environmental Protection (310 CMR 13.00); and
 - (4) Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, Department of Environmental Protection (310 CMR 15, Title 5).
- c. The portion of any lot delineated as being within a Flood Plain or Watershed Protection District may be used to meet the area and yard requirements for the district in which the remainder of the lot is situated.

and by adding at the end of 2. Permitted Uses: a., the words “such as” after “a. Use of any woodland, grassland, wetland, or agricultural use of land or water, not requiring filling or excavating shall be permitted”, and by striking the “,” after the word “permitted” at the end of

2. Permitted Uses, a., and by adding the following 4 subcategories to “a. Use of any woodland, grassland, wetland, or agricultural use of land or water, not requiring filling or excavating shall be permitted such as:”

- (1.) Farming, grazing, and horticulture;
- (2.) Forestry and nursery uses;
- (3.) Conservation of water, plants, wildlife; and
- (4.) Wildlife management areas, foot, bicycle, and/or horse paths.

so the new subsection F. REGULATIONS AND RESTRICTIONS will read as follows:

F. REGULATIONS AND RESTRICTIONS:

1. General Restrictions

- a. In Flood Plain or Watershed Protection Districts, except as provided in E. EXEMPTION., above, and except as provided in Paragraph 2, Permitted Uses, below, no new building or structure shall be constructed or used in whole or in part, and no existing building or structure lying wholly within a designated Flood Plain or Watershed Protection District shall be altered, enlarged, reconstructed or used in a manner which would increase ground coverage within the Flood Plain or Watershed Protection District; no dumping of trash, rubbish, garbage, junk or other waste materials shall be permitted; no filling, dumping, excavating, removal or transfer of gravel, sand, loam, or other material which will restrict flood water flow or reduce the flood water storage capacity shall be permitted, except the surfacing or resurfacing of any existing parking area.
- b. All development in the Flood Plain or Watershed Protection District, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and the following:
 - (1) Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;
 - (2) Wetlands Protection Regulations, Department of Environmental Protection (310 CMR 10.00);

- (3) Inland Wetlands Restriction, Department of Environmental Protection (310 CMR 13.00); and
 - (4) Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, Department of Environmental Protection (310 CMR 15, Title 5).
- c. The portion of any lot delineated as being within a Flood Plain or Watershed Protection District may be used to meet the area and yard requirements for the district in which the remainder of the lot is situated.

2. Permitted Uses

- a. Use of any woodland, grassland, wetland, or agricultural use of land or water, not requiring filling or excavating shall be permitted such as:
 - (1) Farming, grazing, and horticulture;
 - (2) Forestry and nursery uses;
 - (3) Conservation of water, plants, wildlife; and
 - (4) Wildlife management areas, foot, bicycle, and/or horse paths.
- b. The Special Permit Granting Authority may give permission, as hereinafter provided in SECTION XXV. and subject to the provisions of Paragraph 3. below, for the following uses within Flood Plain or Watershed Protection Districts:
 - (1) Any use, otherwise permitted by the underlying zoning district within which the land is situated, subject to the provisions of Paragraph 3, below;
 - (2) Construction, operation and maintenance of dams and other water control devices including temporary alteration of the water level for emergency purposes;
 - (3) Bridges and like structures permitting passages between lands of the same owner, provided that such bridges and structures shall be constructed, maintained and used at the expense and risk of such owner;
 - (4) Driveways and walkways ancillary to uses otherwise permitted by this Section;
 - (5) Recreation, including golf courses, municipal, county or state parks (but not an amusement park), boating, fishing or any non-commercial open air recreation use;

- (6) Structures ancillary to farms, truck gardens, nurseries, orchards, tree farms and golf courses.

3. PROJECT APPROVAL

The provisions of SECTION XVIA. PROJECT APPROVAL. shall apply.

Plans submitted in accordance with SECTION XVIA. PROJECT APPROVAL. shall make adequate provision for:

- a. The protection, preservation and maintenance of the water table and water recharge areas;
- b. The preservation of the natural river channel plus sufficient width of overbank areas for the passage of flood flows;
- c. The retention of existing floodwater storage capacity;
- d. The design of proposed construction in a manner which ensures anchoring to prevent flotation, collapse and/or excessive movement of structures; and
- e. The design of public utilities including sewer, water, gas and electrical systems in a manner which will minimize or eliminate flood damage.

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Article: 28

Motion: 2

That the Zoning Map be amended, effective July 17, 2012, by establishing a Special Flood Hazard Area within the Town of Wellesley consisting of those areas designated as Zone A and Zone AE as shown on the Norfolk County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency for the administration of the National Flood Insurance Program, as part of the Flood Plain Overlay District. The map panels of the Norfolk Country FIRM that are wholly or partially with the Town of Wellesley are panel numbers 25021C0004E, 25021C0008E, 25021C0009E, 25021C0012E, 25021C0014E, 25021C0016E, 25021C0017E, 25021C0018E, 25021C0028E, and 25021C0036E dated as of July 17, 2012 a copy of which is on file at office of the Town Clerk and the Planning Board office.

DRAFT**Article: 29****Motion: 1**

That the Zoning Bylaw SECTION XVIA. PROJECT APPROVAL., 3. Special Permit for Projects of Significant Impact, h., be amended to clarify an applicant's responsibility to pay for post-development peer review costs by striking from the first line in the second paragraph ", funded by the Applicant," and by changing the word "in" before "the discretion of the Planning Board" to "at", and by adding to the end of the second paragraph the following: "Should post development traffic counts, review of plans, mitigation proposals or any other peer review or related professional services be required, the Applicant shall bear the cost thereof.", so the paragraph would read as follows:

Post development traffic counts may be required at the discretion of the Planning Board, at reasonable intervals over a period not to exceed twelve (12) months, and commencing no sooner than three months after commencement of Project operation. The purpose of this monitoring is to review the accuracy of PSI traffic projections. If at least two consecutive traffic counts no less than six months apart reflect that site-related daily traffic is more than 10 percent (10%) above the projected volume, then the Applicant shall undertake an evaluation to identify any specific circumstances requiring further action or mitigation. Should post development traffic counts, review of plans, mitigation proposals or any other peer review or related professional services be required, the Applicant shall bear the cost thereof.

ARTICLE: 30**MOTION: 1**

To impose a municipal charges lien on real property located within the Town to secure reimbursement to the Town for its expenses incurred, properly chargeable to the property owner, in correcting any particular encroachment onto town-owned land, as authorized by G.L. c. 40, Section 58.

ARTICLE: 30**MOTION: 2**

To amend the Town bylaws, Article 19. BOARD OF SELECTMEN, by renumbering Section 19.21 General Provisions. to Section 19.22, and adding a new Section 19.21 to read as follows:

Section 19.21. Municipal Charges Lien. No municipal charges lien to secure reimbursement to the Town for its expenses incurred, properly chargeable to the property owner, in correcting any particular encroachment onto town-owned land, authorized by G.L. c. 40, Section 58 and vote of the 2012 Annual Town Meeting on _____, acting under Article 30 of the Warrant for said meeting, shall be imposed without the Selectmen's approval following the giving of due notice to the person to be charged and an opportunity to be heard.

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ARTICLE: 31
MOTION: 1

To amend the Town bylaws, **Article 49. Police Regulations**, by renumbering Section 49.34 Penalty for Violation. to Section 49.35, and adding a new Section 49.34 to read as follows:

49.34 Restrictions on Certain Commercial Activity. No person shall undertake or perform any outdoor commercial activity involving the use of gasoline powered, motorized portable machines whose primary purpose is to blow leaves, dirt, and other debris off sidewalks, driveways, lawns, or other surfaces, on any private property in the Town being used for residential purposes as defined in the Zoning Bylaws.

ARTICLE: 37
MOTION: 1

That the Town authorize the Selectmen to appoint one or more of their number as fire engineers.