

Town of Upton / STM 15 November 2011 / Warrant

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Elections and in Town affairs, to meet in the Auditorium at the Nipmuc Regional Middle/High School, in Upton on Tuesday, the fifteenth day of November 2011, at 7:00 o'clock in the evening, then and there to act on the following Articles:

Article No.	Article	Justification/Submitted By	Finance Committee Recommendation
1	To see if the Town will vote to accept the layout as a public way of Howarth Drive and Francis Drive, approved by the Planning Board under the Subdivision Control Law as shown on a plan entitled: "Plan of Acceptance Glen Echo Estates Howarth Drive and Francis Drive" in Upton, Massachusetts", Scale: 1" = 40', Date: October 22, 2010, prepared by Marchionda & Associates, LP, Engineering and Planning Consultants, 62 Montvale Avenue, Suite 1, Stoneham, Massachusetts 02180, as on file with the Planning Board and the Town Clerk, and further, to authorize the Board of Selectmen to accept the fee or any lesser interest in said roadways for all purposes for which public ways are used in the Town of Upton, together with all necessary easements, including but not limited related drainage easements, upon such terms and conditions as the Board of Selectmen shall determine, or, to take any other action relative thereto.	Accept the roads in the Glen Echo subdivision as a result of a public hearing that was held on October 11, 2011. Planning Board	Not Applicable
2	To see if the Town will vote pursuant to M.G.L. Chapter 40A, Section 5 to amend the Zoning By-Laws by deleting Section 3.2.4, Accessory Structure, in its entirety, and by modifying the Dimensional Regulations Tables contained in Section 4.2. The complete text of the proposed By-Law amendment is available for review at the Town Clerk's office, or, to take any other action relative thereto.	To clarify the language regarding setback distances for accessory structures. Planning Board	Not Applicable
3	To see if the Town will vote to raise and appropriate, appropriate from available unappropriated funds in the Town Treasury, or transfer, or borrow, the sum of Three thousand five hundred dollars (\$3,500.00), or any other sum, for a classification and compensation plan review and update to be completed by or before the start of Fiscal Year 2015, or, to take any other action relative thereto.	Funding for the next classification & compensation plan review. Personnel Board	To Be Determined

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4	To see if the Town will vote to raise and appropriate, appropriate from available unappropriated funds in the Town Treasury, or transfer, or borrow the sum of Ten thousand five hundred dollars (\$10,500.00), or any other sum, for a supplemental appropriation to the Fire Department Vehicle Repair Account (#01-220-5400-5482), for the remainder of fiscal year 2012, or, to take any other action relative thereto.	To replace the transmission in Brush Truck #2 and the radiator in Fire Engine #2. Board of Selectmen	To Be Determined
5	To see if the Town will vote to raise and appropriate, appropriate from available unappropriated funds in the Town Treasury, or transfer, or borrow the sum of Two thousand dollars (\$2,000.00) or any other sum, for a supplemental appropriation to the Conservation Fund Account (#82-300-3580-3425) for the remainder of fiscal year 2012, or, to take any other action relative thereto.	The general fund budget includes \$2,000 that should have been a separate ATM warrant article for the Conservation Fund. This article provides for that transfer to the Conservation Fund. Conservation Commission	To Be Determined
6	To see if the Town will vote to raise and appropriate, appropriate from available unappropriated funds in the Town Treasury, or transfer from available funds, including Overlay Surplus, or borrow the sum of Five thousand dollars (\$5,000.00), or any other sum, for a supplemental appropriation to the Board of Assessors Expense Account (# 01-141-5400-5421), for legal expenses for the remainder of fiscal year 2012, or, to take any other action relative thereto.	To provide additional funding for legal expenses related to the defense of several cases before the ATB Board of Assessors	To Be Determined
7	To see if the Town will vote to accept the provisions of M.G.L. Chapter 59, Section 5, Clause 54, which allows the Board of Assessors to exempt from taxation \$1,000 or less of fair cash value on small personal property accounts to be effective beginning in Fiscal Year 2012, or, to take any other action relative thereto.	To allow the Assessors to exempt from taxation all personal property with a value of \$1,000 or less. Board of Assessors	To Be Determined
8	To see if the Town will vote to set Fifteen thousand dollars (\$15,000.00) as the maximum spending limit for Fiscal Year 2012 expenditures for	To set a limit of expenditure for this program at \$15,000.00.	To Be Determined

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	the "Senior Work Off" Program, which program allows senior citizens to work for the Town in exchange for credit on annual property tax assessments, or, to take any other action relative thereto.	Board of Assessors	
9	To see if the Town will vote to transfer the sum of Fourteen thousand dollars (\$14,000.00) from the Community Preservation Fund to each of the Reserve Accounts, namely Historic Resources (#24-300-3242-1000), Open Space (#24-300-3241-1000), and Community Housing (#24-300-3243-1000), for a total of Forty-two thousand dollars (\$42,000.00), or, to take any other action relative thereto.	State Mandated 10% to each reserve account. Community Preservation Committee	To Be Determined
10	To see if the Town will vote to transfer the sum of Forty thousand one hundred sixty-four dollars (\$40,164.00) from the STM Town Hall Window Sashes Account (#24-300-3242-1009) to the Community Preservation Historic Resources Reserve (#24-300-3242-1000), said sum being the remainder of the appropriation made for this completed project, which will return this appropriation to the account from which it came, or, to take any other action relative thereto.	Return unspent funds from the Town Hall window project to the Historic Resources account. Community Preservation Committee	To Be Determined
11	To see if the Town will vote to transfer the sum of Three hundred thirty-eight dollars and forty-five cents (\$338.45) from the STM Foot Bridge Account (#24-300-3241-1004) to the Community Preservation Fund Open Space Reserve (#24-300-3241-1000), said sum being the remainder of the appropriation made for this completed project, which will return this appropriation to the account from which it came, or, to take any other action relative thereto.	Return unspent funds from the foot bridge project to the Open Space Account. Community Preservation Committee	To Be Determined
12	To see if the Town will vote to transfer the sum of Two thousand six hundred forty-eight dollars and forty-one cents (\$2,648.41) from the Community Preservation Fund – Recreation – Glen Echo account (#24-300-3244-1003) to the Community Preservation Fund Undesignated Fund Balance (#24-300-3590-1000), said sum being the remainder of the	Return unspent funds from the Glen Echo project to the undesignated fund account. Community Preservation	To Be Determined

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	appropriation for a project which was cancelled, which will return this appropriation to the account from which it came, or, to take any other action relative thereto.	Committee	
13	To see if the Town will vote pursuant to M.G.L. Chapter 40, Section 5B to raise and appropriate, appropriate from available unappropriated funds in the Town Treasury, or transfer, or borrow the sum of Eighty-four thousand dollars (\$84,000.00), or any other sum, to the General Stabilization Fund, or, take any action relative thereto.	To allocate the higher than anticipated new growth to the Stabilization Fund Board of Selectmen	

And you are directed to serve this Warrant, by posting up attested copies thereof at the U.S. Post Office, Town Library and Town Hall, in said Town fourteen days (14) at least before the time of holding said Meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this twenty-fifth day of October in the year of our lord two thousand eleven.

UPTON BOARD OF SELECTMEN

A true copy, Attest:

Robert J. Fleming, Chairman

Karen L. Varney, Constable
Date: October 26, 2011

Kenneth E. Picard, Member

James A. Brochu, Member

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Constable Attest Page

Worcester, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Upton by posting up attested copies of the same at the Town Hall Building, Library Building, and the Upton U.S. Post Office at least fourteen days (14), before the date of the meeting, as within directed.

Karen L. Varney
Constable of Upton
October __, 2011