

COMMONWEALTH OF MASSACHUSETTS

TOWN OF BELLINGHAM

WARRANT FOR SPECIAL TOWN MEETING

Norfolk, ss:

To either of the Constables of the Town of Bellingham, in the County of Norfolk;

GREETINGS:

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 at the

HIGH SCHOOL AUDITORIUM

in said Bellingham, on Wednesday, the twelfth day of October 2016, at 7:30 p.m., then and there to act on the following articles:

ARTICLE 1. AMEND ARTICLE 1

To see if the Town will vote to amend Article 1 of the 2016 May Annual Town Meeting by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into items within Article 1; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 2. AMEND ARTICLE 2 – TRASH ENTERPRISE

To see if the Town will vote to amend Article 2 of the 2016 May Annual Town Meeting by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into Article 2; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 3. AMEND ARTICLE 3 – WATER ENTERPRISE

To see if the Town will vote to amend Article 3 of the 2016 May Annual Town Meeting by reducing, adding to, deleting, amending appropriations or transferring

funds from various sources into Article 3; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 4. AMEND ARTICLE 4 – SEWER ENTERPRISE

To see if the Town will vote to amend Article 4 of the 2016 May Annual Town Meeting by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into Article 4; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 5. CAPITAL OUTLAY – (Expenditures \$50,000 & Over)

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the purchase, construction, reconstruction and/or engineering costs associated with various capital outlay items or improvements proposed by Town Departments, Boards or Committees; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 6. NON-CAPITAL OUTLAY EXPENDITURES (Expenditures of Less Than \$50,000)

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the purchase of various non-capital outlay items or improvements proposed by Town Departments, Boards or Committees; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 7. PUBLIC LIBRARY RENOVATIONS

To see if the Town will vote to raise and appropriate a sum of up to \$15,000 and to determine how such appropriation shall be raised, whether by transfer of available

funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of funding new carpet in the children's room and new flooring for a portion of the adult area of the library, and other minor renovations; or act or do anything in relation thereto.

(By: Library Trustees)

ARTICLE 8. BYLAW AMENDMENT – CHAPTER 113 - LITTERING

To see if the Town will vote to amend Chapter 113 of its General Bylaws, entitled "Littering", so that the Bylaw, as amended by adding the underlined language below, reads as follows:

No person shall throw into, or upon, any street, court, square, lane, road, public square, public enclosure, pond or body of water, publicly accessible commercial parking lot, shopping plaza, industrial park or vacant lot within the limits of the Town, any dead animal, dirt, sawdust, soot, ashes, cinders, shavings, hair shreds, manure, oyster, clam or lobster shells, wastewater, rubbish or filth of any kind, or any refuse, animal or vegetable whatsoever.

;or act or do anything in relation thereto.

(By: Board of Health)

ARTICLE 9. BYLAW AMENDMENT – CHAPTER 49-2

To see if the Town will vote to amend its General Bylaws by adjusting Chapter 49-2 as follows:

All contracts entered into by the Town which are subject to federal or state procurement requirements shall be awarded only after there has been full compliance with such requirements. No contract shall be split, separated or divided for the purpose of reducing the amount thereof in order to avoid the procurement requirements. When federal or state requirements necessitate the solicitation of quotes, the Town officer shall seek said quotes in writing from at least three or more reliable parties, regularly engaged or employed in such work or business. So far as practicable, contracts for less than the requirement to solicit quotes, shall be made or awarded in such a manner as to secure the benefit of reasonable competition, utilizing sound business practices.

;or act or do anything in relation thereto.

(By: School Committee)

ARTICLE 10. BYLAW AMENDMENT - CHAPTER 49-5, A, (1)

To see if the Town will vote to amend its General Bylaws by adjusting Chapter 49-5, A, (1) as follows:

Invitation to bid. Competitive bids shall be invited as follows:

(1)

All competitive bids shall be invited by advertisement, in accordance with the applicable federal or state procurement requirements.

or act or do anything in relation thereto.

(By: School Committee)

ARTICLE 11. BYLAW AMENDMENT - CHAPTER 55

To see if the Town will vote to amend Chapter 55 "Dogs" of the Town Bylaws as follows:

Section 55-1. License Required, Annual Fee Established.

Change to read "Any owner or keeper of a dog six months of age or older in the Town shall cause that dog to be licensed as required by M.G.L. Ch. 140 commencing on April 1st of each year. The Board of Selectmen shall establish the annual fee for every dog and kennel license, four dogs are permitted per household. The license for a spayed or neutered dog shall be \$15 annually and \$20 annually of non-spayed or non-neutered dogs."

Section 55-2. Vaccination Certificate Required - No Fee For /Specially Trained Dogs.
Change the first sentence from three months to six months of age.

Section 55-4. Late Fees.

Change to read "Should any owner or keeper of a dog fail to license that dog before July 1, that owner or keeper shall pay a late fee in the amount of \$20 per dog before obtaining said license. This late fee shall be applicable from the 61st day after arrival of a dog brought into the Town as provided in M.G.L. Ch. 140, § 138, Any person maintaining a kennel in the Town who fails to license as prescribed by this section and the Law of the Commonwealth shall pay a late fee beginning July 1. Citation fees shall be charged in accordance with M.G.L. Ch. 140 Section 173A which requires a fee of \$50 as of August 1st, \$60 if not paid within 21 days and \$100 if still not paid after 21 days. All payments are cumulative."

Section 55-7. Off Property Control.

Change to read "No person shall permit a dog owned or kept by him/her beyond the confines of the property of the owner or keeper unless the dog is held firmly on a leash, which shall not exceed six feet in length. A \$50 fine shall be charged following a verbal warning or written warning, third and subsequent warnings is a \$100 fine."

Section 55-10. Complaints, Investigations, Exemptions.

Change to read "Upon receipt of an Affidavit of Complaint signed by one or more persons made under oath before an Animal Control Officer, setting forth the nature and date of the act, the owner of the animal, the address of the owner and the description of the animal doing such act, the Animal Control Officer shall investigate the complaint to determine in if fact the animal is dangerous. Exemptions: No dog may be declared dangerous if the threat, injury or damage was sustained by a person who, at the time, was committing a willful trespass or tort upon the premises occupied. Any dog used in law enforcement shall be exempt. An incident bite fee of \$50 per incident shall be charged to the owner."

Section 55-12. Owner's Responsibilities.

Delete Section E.

Section 55-15. Storage Fee For Impoundment.

Change to read "A storage fee for boarding of impounded animals shall be levied at a rate of \$20 per day and a pick-up fee of \$40."

Section 55-16. Violations and Penalties.

Add the following section "Any owner, keeper or harborer who fails without good cause to comply with the licensing requirements of this Article shall be liable for a fine of \$100. The Bellingham Police Chief and his designee, including the Animal Control Officer, and any Bellingham police officer shall have the authority to enforce the provisions of this Article."

;or act or do anything in relation thereto.

(By: Town Clerk & Animal Control Officer)

ARTICLE 12. DAMON ROAD ACCEPTANCE

To see if the Town will vote to accept as a Public Way a road, all easements and appurtenant thereto, and the Deed thereto, identified as Damon Road, being shown on a Plan entitled on a certain plan entitled, "Definitive Subdivision Plan Hillside Estates" Bellingham, Massachusetts" Dated August 20, 2013, Revised: December 10, 2013, January 27, 2014, March 6, 2014, Applicant: Robert Borrelli, P. O. Box 377, Medfield, MA 02052, Prepared By: GLM Engineering Consultants, Inc., 19 Exchange Street, Holliston, MA 01746, recorded with the Norfolk County Registry of Deeds in

Plan Book 630, Page 85, of May 8th, 2014 and as more particularly described in a deed on file at the Office of the Town Clerk and to authorize the Board of Selectmen to accept the deed thereto; or act or do anything related thereto.

(By: Mounir Tayara, Manager Novus
Homes LLC
135 Main St., Ste 5, Medway MA 02053)

ARTICLE 13. JULIA DRIVE ACCEPTANCE

To see if the Town will vote to accept as a Public Way a road, all easements and appurtenant thereto, and the Deed thereto, identified as Julia Drive, being shown on a Plan entitled, "Definitive Subdivision Plan for Woodland Hills on Farm Street", dated December 16, 2013, revised through April 25, 2014, prepared by Allen Engineering, LLC, duly recorded with the Norfolk County Registry of Deeds as in Plan Book #630, Page #88 of 2014 and as more particularly described in a deed on file at the Office of the Town Clerk and to authorize the Board of Selectmen to accept the deed thereto; or act or do anything related thereto.

(By: Kevin W. Lobisser, Mgr.,
Lobisser Building Corp.
31 Whitewood Rd., Milford, MA 01757)

ARTICLE 14. CROSS STREET ROADWAY AND SLOPE EASEMENT

To see if the Town will vote to raise and appropriate a sum of money and allow the Selectmen to accept gifts, purchase, and/or take by eminent domain permanent roadway and temporary slope easements to allow for the improvement of Cross Street between Blackmar Street and Lake Street plans titled "Easement Plan Cross Street Bellingham, Massachusetts" prepared by Borderland Engineering, Inc, dated August 15, 2016, copies of which will be on file with the Town Clerk's Office 14 days before the Town Meeting; or act or do anything related thereto.

(By: DPW Director)

ARTICLE 15. MAPLE STREET ROADWAY AND DRAINAGE EASEMENT

To see if the Town will vote to raise and appropriate a sum of money and allow the Selectmen to accept gifts, purchase, and/or take by eminent domain permanent

roadway and drainage easements to allow for the improvement of Maple Street between I-495 bridge and Charles River bridge "Easement Plan Maple Street Bellingham, Massachusetts" prepared by WSP, dated August 17, 2016, copies of which will be on file with the Town Clerk's Office 14 days before the Town Meeting; or act or do anything related thereto.

(By: DPW Director)

ARTICLE 16. SILVER LAKE ROAD DRAINAGE EASEMENT ACQUISITION

To see if the Town will vote to raise and appropriate a sum of money and allow the Selectmen to accept gifts, purchase, and/or take by eminent domain permanent drainage and temporary construction easements to allow for the installation, operation, and maintenance of drainage improvement in Silver Lake Road plans titled "Drainage Easements Plan of Land in Bellingham, Massachusetts" prepared by Guerriere & Halnon, Inc, dated July 25, 2016, copies of which will be on file with the Town Clerk's Office 14 days before the Town Meeting; or act or do anything related thereto.

(By: DPW Director)

ARTICLE 17. TAUNTON STREET RIGHT OF WAY LAND AND EASEMENT ACQUISITION

To see if the Town will vote to raise and appropriate a sum of money and allow the Selectmen to accept gifts, purchase, and/or take by eminent domain road side lands and/or permanent roadway easements to establish the limits of the Taunton Street road right of way plans titled "Taunton Street Right of Way Definition, Bellingham, Massachusetts" prepared by Borderland Engineering, Inc., dated August 19, 2016, copies of which will be on file with the Town Clerk's Office 14 days before the Town Meeting; or act or do anything related thereto.

(By: DPW Director)

ARTICLE 18. ROADWAY IMPROVEMENTS

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the engineering and construction of various roadway repairs

throughout Town; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 19. SEWER EXTENSION DESIGN – SECTIONS OF WETHERSFIELD NEIGHBORHOOD

To see if the Town will vote to raise and appropriate a sum of money and to determine how said sum will be raised, whether by transfer of available funds or by taxation for the purpose of conducting a preliminary sewer extension design for sections of the Wethersfield neighborhood, or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 20. TRANSFER OF FUNDS TO O.P.E.B. TRUST

To see if the Town will vote to transfer from any available fund a sum of money to be transferred into the O.P.E.B. (Other Post Employment Benefits) Trust; or act or do anything in relation thereto.

(By: Chief Financial Officer)

ARTICLE 21. STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Stabilization Fund; or act or do anything in relation thereto.

(By: Finance Committee)

ARTICLE 22. TAX STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Tax Stabilization Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 23. CAPITAL IMPROVEMENT TRUST FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Capital Improvement Trust Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 24. UNPAID BILLS

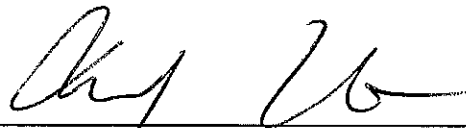
To see if the Town will vote to raise, appropriate or transfer a sum of money for the payment of certain unpaid bills; or act or do anything in relation thereto.

(By: Finance Committee)

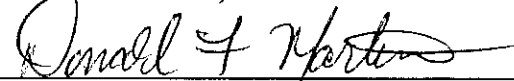
And you are directed to serve this Warrant, by posting attested copies thereof at Town Hall and in other municipal buildings throughout Town forty-five days, at least, before the time and place of meeting as aforesaid.

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.

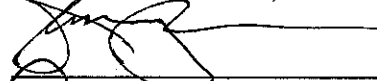
Given under our hands this Fifteenth day of August in the year of Our Lord, Two Thousand Sixteen.



Michael J. Soter, Chairman



Donald F. Martinis, Vice Chairman



Jerald A. Mayhew



Daniel M. Spencer

BOARD OF SELECTMEN

RETURN OF THE WARRANT

Norfolk, ss:

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Bellingham by posting attested copies of the same at Town Hall and in other municipal buildings throughout Town, in accordance with Town By-laws.

8-18-16
Date

William H. Paine
Constable of Bellingham