

**REPORT AND RECOMMENDATIONS
OF THE
FINANCE COMMITTEE**

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF BELLINGHAM**



SPECIAL TOWN MEETING
Wednesday, October 12, 2011
7:30 p.m.

BELLINGHAM HIGH SCHOOL

September 27, 2011

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Denis C. Fraine

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Marilyn A. Mathieu

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TOWN MEETING GLOSSARY

CHERRY SHEET	A financial statement from the State that itemizes State aid and assessments to the Town.
ENTERPRISE FUND	A fund where expenditures are restricted for operating, capital and debt costs of a particular service (such as water and trash). It allows a community to recover the total costs of a service through user fees or the user fees may be supplemented by taxation. The budget for an enterprise fund is not autonomous, it must be voted annually at Town Meeting. An enterprise fund balance can be carried over from year to year.
FISCAL YEAR	The Town operates on a fiscal year that begins on July 1 and ends on June 30.
FREE CASH	Funds certified by the state as appropriated in previous years but not expended. It can result from higher than anticipated revenue receipts and/or lower than anticipated expenditures.
OVERLAY RESERVE	A Board of Assessors fund used to cover tax abatements and statutory exemptions.
RESERVE FUND	A Finance Committee fund used for extraordinary and unforeseen expenditures during the year.
REVOLVING FUND	A fund created to allow specific programs to use fees collected to defray the expenses of the program. A revolving fund does not have to be appropriated each year. However, the fund does have to be reauthorized annually at Town Meeting.
STABILIZATION FUND	Establishes source for funding future capital projects or other lawful spending. A withdrawal from the Stabilization Fund requires a 2/3 vote from Town Meeting.
TAX STABILIZATION FUND	A fund established by the voters of the town of Bellingham to mitigate the future loss of revenue from the power plants; this fund will ensure that the town of Bellingham can continue to provide services to its citizens and maintain its' infrastructure in a responsible and prudent manner.

AVAILABLE FUNDS TO BE USED AT TOWN MEETING

<u>Account</u>	<u>Available Funds</u>	<u>Articles using these funds.</u>
Free Cash	(FY2011) \$1,552,156.02	Article 4, Article 5
Police Salaries	\$2,001,473.80	Article 1
Ambulance Receipts Reserved	\$621,380.59	Article 1, Article 4
Water Salaries	\$571,735.61	Article 1
Water Surplus	\$165,861.00	Article 4
Cruiser Revolving Fund	\$9,011.20	Article 5
Sale of Graves	\$11,800.00	Article 5
Grave Opening	\$7,597.27	Article 5

COMMONWEALTH OF MASSACHUSETTS
TOWN OF BELLINGHAM
FINANCE COMMITTEE RECOMMENDATIONS

ARTICLE 1. AMEND ARTICLE 1 - FY2011 Budget.

To see if the Town will vote to amend Article 1 of the 2011 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)

RECOMMENDED by the Finance Committee as listed below:

Funding: \$103,066.00 to be transferred as listed:

	Department	Amount Requested	Transfer from:
A.	Fire Department Salaries	\$41,462.00	Ambulance Receipts Reserved
	<i>Commentary: This transfer is requested to pay the difference of the Deputy Chief salary to the Chief Salary when the Chief retires in January 2012. This transfer is to cover the Chief's 109 vacation days buy-back.</i>		
B.	Fire Department Expenses	\$24,348.00	Ambulance Receipts Reserved
	<i>Commentary: This request is for the Fire Department maintenance budget for truck repair, work uniform accessories for Deputy and Chief, Dress Uniform for Deputy, Turnout gear for Deputy, Turnout coat for Chief and Ambulance medical supplies.</i>		
C.	Police Expenses	\$37,256.00	Police Department Salaries
	<i>Commentary: The 911 grant this year will be awarded for salaries, not equipment. The Police Department wants to move \$35k from salaries (which will be replaced with \$35k from the grant) to expenses so they can finish the equipment upgrade.</i>		

ARTICLE 2. AMEND ARTICLE 3 - Water Enterprise.

To see if the Town will vote to amend Article 3 of the 2011 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)

RECOMMENDED by the Finance Committee as listed below:

Funding: \$40,000.00 to be transferred as listed:

	<u>Department</u>	<u>Amount Requested</u>	<u>Transfer from:</u>
A.	Water Expenses	\$40,000.00	Water Salaries
	<u>Commentary:</u> This money will be used to contract out water main construction work as follows: o New Lake Street - Near Cross Street o New Cross Country Main - between Maddie Way and the North Woods II subdivision o Valve cut in South Main Street various locations.		

ARTICLE 3. AMEND ARTICLE 4 - Sewer Enterprise.

To see if the Town will vote to amend Article 4 of the 2011 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)

Finance Committee recommends PASSING OVER this Article.

Commentary: There are no transfers requested at this time.

ARTICLE 4. CAPITAL OUTLAY - Expenditures \$50,000 and 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)

RECOMMENDED by the Finance Committee as listed below:

RECOMMENDED by the Capital Improvement Committee ("CIC") as listed below:

Funding: \$847,688.89 to be transferred as listed:

	<u>Department</u>	<u>Amount Requested</u>	<u>Transfer from:</u>	<u>FinCom/CIC Vote:</u>
A.	6-Wheel Dump-Salt-Plow Truck (DPW)	\$167,000.00	Free Cash	CIC Vote: 4/0 FinCom Vote: 6/0

<i><u>Commentary:</u> This will replace another 6 wheel dump/salt/plow. The truck will be an International truck, through state bid. There is a 3-4 year warranty.</i>				
B.	Cross St. Water Facilities (DPW)	\$327,988.89	\$290.05 Water Audit \$35,000.00 Water Blackstone St. Mains \$9,742.70 Auxiliary Power \$7,995.35 Well Pump/Motor Parts \$132,529.61 Filtration Plant Alt. \$20,000.00 Main Valve Cut S Main Phase I \$122,431.18 Facility Upgrade	CIC Vote: 5/0 FinCom Vote: 6/1
<i><u>Commentary:</u> DPW is requesting this amount for the Cross St Water Facilities Upgrade. The Cross Street Wells need an upgrade to the two buildings, control repairs and corrosion treatment.</i>				
C.	Mann St. Water Main Replacement (DPW/Water)	\$165,000.00	Water Surplus	CIC Vote: 4/0 FinCom Vote: 6/0
<i><u>Commentary:</u> One of the bigger projects is water main replacements on Mann Street. They presently have 6" asbestos cement pipe, which will be replaced with 8" PVC pipe. The work will be coordinated with the roadwork that will be done</i>				
D.	Upgrade Network-Projects 1-4 (CFO)	\$71,500.00	Free Cash	CIC Vote: 4/0 FinCom Vote: 6/0
<i><u>Commentary:</u> This upgrade is needed because the existing 2005 computer system has been crashing. They will replace the main server with HP hardware, which includes upgrading Windows 2003 to Windows 2008. The System is used to process payroll, accounts receivable, accounts payable, billing, etc.</i>				
E.	Brush Truck (Fire)	\$56,200.00	Ambulance Receipts Reserve	CIC Vote: 4/0 FinCom Vote: 6/0
<i><u>Commentary:</u> This request is for a new Brush Truck. The truck would include Skid Unit and Whelen Light and Siren Package. The radio would be transferred from one of the old trucks. This truck will replace Engine 8 (1968). They need a basic brush truck that they do not have to worry about in the woods. There is an average of 3 calls for brush fires per week.</i>				
F.	Generator (Police)	\$60,000.00	Ambulance Receipts Reserve	CIC Vote: 5/0 FinCom Vote: 7/0

	<i>Commentary: This request is for a new generator. The existing generator is working, but it is too small. They need a generator big enough to cover the 911 System, heat, equipment, lights, etc.</i>		
	TOTAL	\$847,688.89	

ARTICLE 5. 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)

**RECOMMENDED by the Finance Committee as listed below:
Funding: \$290,989.34 to be transferred as listed:**

	<u>Department</u>	<u>Amount Requested</u>	<u>Transfer from:</u>	<u>FinCom Vote</u>
A.	MIS/GIS Mapping (DPW)	\$35,000.00	Free Cash	Vote: 6/0
	<i>Commentary: This is the annual request for funding. Since 2005 the Town has appropriated a total of \$115,000 for this ongoing project. The money will be used for good mapping of the drainage system, finding graves, developing a vehicle maintenance program and expansion of Peoples Forms</i>			
B.	Engineering Study-Long Term Planning (DPW)	\$16,989.34	\$8,755.98 Pulaski Water Mains, \$8,233.36 Stone, Farm Sts. Mains	Vote: 6/1
	<i>Commentary: In the last few years there has been an increase in iron and manganese level in the some of the water wells. The DPW is requesting the funds for conceptual Planning engineering for Well 12 (which is located at Cliff Road off of High Street) treatment, likely with filtration plant upgrades and for issues related to bacteria and chronic high manganese. The conceptual plan is requested because it is not clear what is the best option regarding building the treatment plants.</i>			
B.	Repair/Replace 4 Dump Bodies (DPW)	\$40,000.00	Free Cash	Vote: 6/0

	<i><u>Commentary:</u> This request is to replace 4 dump truck bodies that are badly rusted with new bodies. The bodies to be replaced are 1994 (B-3) large dump/salt/plow truck; 1997(B-7) small dump/plow truck; and 1997 (B-12) catch basin truck. Work could be done on the 2001 B-19 truck.</i>			
C.	Replace Air Bag/Extrication Equipment (Fire)	\$11,500.00	Free Cash	Vote: 4/0
	<i><u>Commentary:</u> The Fire Department is requesting to replace 6 air lifting bags. These bags are used for lifting, stabilizing or moving steel objects, motor vehicles, building, concrete, etc. Also requested is buying Amkus AMK-22 Extrication Equipment (Cutters & Spreaders) i.e.: "Jaws of Life" These <u>cutters</u> have a maximum cutting force of 200,000 lbs.</i>			
D.	3 Fully Equipped Cruisers	\$103,500.00	\$12,000.00 Cruiser Revolving Fund \$91,500.00 Free Cash	Vote: 6/0
	<i><u>Commentary:</u> The Police Department is requesting the money for 3 cruisers. These 3 cruisers will replace 3 with high mileage. The Police Department has 16 cars.</i>			
E.	Feasibility Study (Police)	\$30,000.00	Free Cash	Vote: 5/0
	<i><u>Commentary:</u> This request is for a space needs assessment and feasibility study for Police Station. The police station was built in the 1960's and it is outdated. It is not an ideal situation to have the offices in one building and the station in another.</i>			
F.	Bullet Proof Vests	\$4,000.00	Free Cash	Vote: 7/0
	<i><u>Commentary:</u> This request is for 6 bullet proof vests, 5 male vests and 1 female vest.</i>			
G.	Columbarium at Scott Cemetery (Cemetery Commission)	\$35,000.00	\$19,000.00 Free Cash \$10,000.00 Sale of Graves \$6,000.00 Grave Openings	Vote: 6/0
	<i><u>Commentary:</u> This is for Columbarium Units and Wall Niches to store the ashes of the deceased. There are 32 units per side. This will be placed in Scott Cemetery on Center Street.</i>			
H.	High School Track Repairs (Board of Selectmen)	\$15,000.00	Free Cash	Vote: 4/0

<i>Commentary: The high school track was renovated about 10 or 12 years ago. The rubber is now breaking up and needs to be filled in. The contractors will cut and replace the rubberized track in the bad sections. The track is a community resource as it is always open to the public.</i>			
TOTAL	\$290,989.34		

ARTICLE 6. 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: Roadway Improvements Committee/Board of Selectmen)

RECOMMENDED by the Finance Committee. Funding: \$4,000,000 by Borrowing.

Vote: 6/0

RECOMMENDED by the Capital Improvement Committee.

Vote: 4/0

Commentary: Below is a partial list of some of road work that is planned.

Major Road Rehab:

1. *Mann Street (with new water mains) - West of South Main - Reclaim and reconstruct the road*
2. *Blackstone Street (Candace to Debra Lane) Mill and Overlay Eliminate poor pavement area.*
3. *Maple Street (Ray Ave to Hartford Ave) reconstruct and re-grade the roadway and sidewalks with storm drains added - design should be done in the spring of 2012.*
4. *Beech Street (with new water, drains, and sidewalks)*
5. *Hartford Ave to address the rutting at intersections.*

Preventative Maintenance

- *Crack Sealing - We will try to crack seal all of the sections noted on the spreadsheet I compiled from the Pavement Management Program*
- *Chip Sealing (surface treatment) - plan to do Harpin St and South Maple.*

Storm Drain Engineering:

- ❖ *Wrentham Road area near the Cemetery - get engineers back to work on design, ConCom permitting, and land acquisition, likely needed to build storm water facilities/basins. This is set up work for a future 2013 Wrentham Road improvement project.*

ARTICLE 7. PACKAGE STORE BEER AND WINE LICENSE

To see if the Town will vote to direct the Board of Selectmen to petition the Legislature to enact legislation granting the Board of Selectmen the authority to issue an additional Package Store Beer and Wine License for Ayman Nakda, **829 South Main Street, Bellingham, MA Penguin Convenience Store.**

Notwithstanding any General or special law or any rule or regulation to the contrary, the local alcohol licensing authority shall not approve the transfer of said license to any other location. Said license may be re-issued by the local alcohol licensing authority at the same location if any applicant for said license files with said authority a letter in writing from the Department of Revenue indication that said license is in good standing with said Department and that any and all applicable taxes have been paid.

If the license granted under this section is canceled, revoked or no longer in use, such license shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the local alcohol licensing authority. Notwithstanding Section 17 of the Chapter 138 of the General Laws, or any other General or Special law to the contrary, the local alcohol licensing authority may then grant the license to a new applicant at the same location and under the same condition specified in the preceding paragraph; or act or do anything in relation thereto.

(By: Petition:

Ayman Nakda, 246 West River Road, Uxbridge, MA 01569)

RECOMMENDED by the Finance Committee

Vote: 4/0.

Commentary: the Petitioners are asking that the Town authorize the Board of Selectmen to petition the Legislature for a wine & beer license for their Convenience Store at 829 South Main Street

ARTICLE 8. ACCEPTANCE OF LOT A WITHIN THE HIGHRIDGE ESTATES SUBDIVISION

To see if the Town will vote to accept or take by eminent domain, along with all easements and appurtenances thereto, Lot A containing a sewer pump station and shown on a plan entitled "Definitive Cluster Subdivision Highridge Estates Bellingham, Massachusetts" approved and endorsed by the Bellingham Planning Board on October 4, 2001 prepared by GCG Associates, Inc. of Wilmington, Massachusetts and duly recorded with the Norfolk County Registry of Deed as Plan No. 28 of 2002 in Plan Book 492, on file with the Town Clerk and to authorize the Board of Selectmen to accept the deed thereto; or act or do anything in relation thereto.

(By: Board of Selectmen)

RECOMMENDED by the Finance Committee.

Vote: 7/0

Commentary: This request is to accept a Lot within the Highridge Estate subdivision for a sewer pump station. The developer is in agreement with this acceptance. There is no money requested.

ARTICLE 9. ACCEPTANCE OF M.G.L. CHAPTER 40, SECTION 22G

To see if the Town will vote to accept M.G.L. Chapter 40, Section 22G which allows funds received from fines assessed for violations of handicap parking be deposited by the town treasurer in a separate revolving account to be used solely for the benefit of persons with disabilities, such as improvement of accessibility to town property and public awareness. Said account shall be established by the town treasurer and shall be kept separate and apart from all other monies. Expenditures from said account, including accrued interest, if any, shall be made upon the recommendation of the Commission on Disabilities in accordance with the accepted procedures of the town for the disbursement of funds. The Town Accountant shall submit annually a report of said account to the Town Administrator and Board of Selectmen for review; or act or do anything in relation thereto.

(By: Commission on Disability)

The Finance Committee DOES NOT RECOMMEND this Article at this time.

Vote: 7/0

Commentary: This article would allow the Town to create a revolving fund for the Commission on Disabilities - also See Article 10.

ARTICLE 10. REVOLVING FUNDS

To see if the Town will vote to adopt provisions of Chapter 44, Section 53E-1/2, of the General Laws to allow the following:

To allow the Commission on Disability to create a special revolving fund from revenues received from fines assessed for handicap parking violations, said funds not to exceed \$5,000.00, and to authorize the Commission to use funds to benefit individuals with disabilities, such as improvement of accessibility to town property and public awareness; or act or do anything in relation thereto.

(By: Commission on Disability)

The Finance Committee DOES NOT RECOMMEND this Article at this time.

Vote: 7/0

Commentary: The Commission on Disability does not have a plan or proposal on how they want to use the revolving funds if it is established. It was suggested that they investigate and research what lawful options they have to use the funds and present these Articles at the Annual Town Meeting in May 2012.

ARTICLE 11. CHANGE, EXTENSION OR ALTERATION OF NON-CONFORMING STRUCTURES

To see if the Town will vote to amend Section 2310 – “Change, Extension or Alteration” by replacing the entire Section with the following:

2310. Change, Extension or Alteration. As provided in Section 6, Ch.40A, G.L., a nonconforming single or two-family dwelling may be altered or extended provided that doing so does not increase the nonconforming nature of said structure. Changes, extensions, alterations or reconstruction of nonconforming single family houses shall not be deemed to increase the nonconforming nature of the structure and may be completed as a matter of right if any and all such changes, extensions, alterations or reconstruction comply with setbacks and height restrictions. Other preexisting nonconforming structures or uses may be changed, extended or altered on Special Permit from the Board of Appeals if the Board of Appeals finds that such extension, alteration, or change will not be substantially more detrimental to the neighborhood than the existing nonconforming structure or use. Once changed to a conforming use, no structure or land shall be permitted to revert to a nonconforming use.

or take any other action in relation thereto.

(By: Zoning/Inspectional Services)

The Finance Committee recommends PASSING OVER this article.

Commentary: The Zoning Agent and Inspectional Services are not ready to present this Article at this time.

ARTICLE 12. BULK STORAGE

To see if the Town will vote to amend Section 2400 – “Use Regulations Schedule” of the Zoning Bylaws by: (1) replacing the “Yes” to a “PB” for Bulk Storage in Industrial Zones, thereby requiring a Special Permit from the Planning for all Bulk Storage within the Industrial Zone; and (2) to provide a footnote to the word “Yes” for Contractor’s Yards in the Industrial Zone that reads “But see Special Permit requirements for Bulk Storage,” or take any other action in relation thereto.

(By: Zoning/Inspectional Services)

NO RECOMMENDATION FROM THE FINANCE COMMITTEE.

Vote: 2/2

RECOMMENDED by the Planning Board.

Commentary: A company on Maple Street caused this Article to be presented. They stockpiled mulch and logs. The Bylaw would amend the Bulk Storage and Contractor's yard

under Industrial ("I") change from "yes" to Planning Board (PB). See existing Zoning Bylaw below. This would mean that a company would need to get a special permit from the Planning Board before doing business. This change would not affect existing business and those businesses would be grandfathered.

The Fire Department recommends this Article. Deputy Gentile explained that according to CMR 10.03(5)(b) there are Fire regulations that limit the height to 20 feet and have certain setback regulations. These regulations need to be followed. He can give out fines if the regulations are violated.

Existing Zoning By-Law:

2400. Use Regulations Schedule

DISTRICT ACTIVITY OR USE **A** **S,R** **M** **B-1** **I**
B-2

INDUSTRIAL USES

Major Business Complex ³	NO	NO	NO	PB ⁴	PB
Manufacturing for on-site sales ⁶	NO	NO	NO	YES	YES
Other manufacturing, research	NO	NO	NO	NO	YES
Bulk storage	NO	NO	NO	NO	YES
Contractor's yard	NO	NO	NO	NO	YES
Earth removal ⁷	BA	BA	BA	BA	BA

ARTICLE 13. ABANDONMENT

To see if the Town will vote to amend Section 2330 – “Abandonment” of the Zoning Bylaws by replacing the entire Section with the following:

2330. Abandonment. A nonconforming use or structure which has been abandoned, or discontinued for a period of two years, shall not be reestablished, provided however that, by Special Permit granted by the **Planning Board**, the use of an abandoned nonconforming residential structure, or any portion thereof, may be reestablished. In all other respects, any future use of the subject premises shall conform with this Bylaw.

or take any other action in relation thereto.

(By: Zoning/Inspectional Services)

**RECOMMENDED by the Finance Committee with the following change: Replace the "Planning Board" with the Zoning Board of Appeals
RECOMMENDED by the Planning Board.**

Vote: 4/0.

Commentary: *This amendment would benefit the property owner whose property or structure is nonconforming and has not been occupied for two or more years (such as property tied up in a probate matter, etc.). The property could be reestablished to the original state with a Special Permit granted by the Planning Board. FinCom Chairman*

mentioned that he thought the Zoning Board of Appeal would be a better option to deal with this. It was mentioned that the Planning Board and Denis Fraine are discussing changing the Article by replacing the "Planning Board" with the "Zoning Board of Appeal".

Existing Zoning Bylaw:

2330. Abandonment. A nonconforming use which has been abandoned, or discontinued for a period of two years, shall not be reestablished. Any future use of the premises shall conform with this Bylaw.

ARTICLE 14. AMEND ZONING BY-LAW SECTION 3300

To see if the Town will vote to Amend the Bellingham Zoning By-Laws Section 3300 Parking and Loading Requirements in the following manner:

Section 3320 (d) a portion of which reads “plus one space per 100 square feet of function space not designed for eating,” be deleted.

Section 3320 (g) which reads “Retail Businesses, Printing Shop/Copy Center, Other Service Establishments:

One parking space per 150 square feet of gross floor area, but not fewer than three spaces per separate enterprise.” Be amended to read:

Section 3320 (g) Retail Businesses, Printing Shop/Copy Center, Other Service Establishments:

One parking space per 150 square feet of area used by patrons plus one space for each employee on the largest shift.

Or Act or do anything in relation thereto.

(By: Petition

Lee G. Ambler, Esq., 6 Mendon Street, Bellingham, MA 02019)

RECOMMENDED by the Finance Committee

Vote: 4/0.

The Planning Board will make their recommendation on the Town Meeting floor.

Commentary: Attorney Ambler explained that the Parking Bylaw is too restrictive. He is proposing to amend the Bylaw to be more in line with what other towns have. The existing Bylaw requires more parking spaces than what is necessary. The Planning Board is reviewing the Parking regulations a little at a time. Mr. Ambler has a client who has been waiting for a change or review of the Parking Regulations from the Planning Board since May 2011. The FinCom felt that knowing that this request from Mr. Ambler would be

coming up again, the Planning Board should have expedited these two Sections of the Bylaw and acted on them.

**ARTICLE 15. HAMPTON COURT, KENSINGTON COURT, LEEDS LANE,
OXFORD COURT & WHITEHALL WAY ACCEPTANCE**

To see if the Town will vote to accept as Public Ways the roads, easements and appurtenances thereto, and the Deed thereto, identified as Hampton Court (f.k.a. Meg Lane), Kensington Court (f.k.a. Wallis Road), Leeds Lane (f.k.a. Avery Way), Oxford Court (f.k.a. Winthrop Drive) and Whitehall Way (f.k.a. Pierce Crossing), being shown on a Plan entitled, "Pierce Estates Subdivision, Bellingham, Massachusetts issued for Definitive Subdivision," dated March 13, 2003, prepared by Vanasse Hangen Brustlin, Inc., endorsed by the Bellingham Planning Board on March 13, 2003, recorded with the Norfolk Registry of Deeds on May 21, 2003 as Plan No. 310 of 2003, Plan Book 508; as amended by that certain plan entitled: "Pierce Estates Subdivision, Bellingham, Massachusetts," dated April 24, 2003, prepared by Vanasse Hangen Brustlin, Inc., endorsed by the Bellingham Planning Board on April 24, 2003, recorded with said Registry of Deeds on May 21, 2003 as Plan No. 311 of 2003, Plan Book 508 (now known as Bellingham Estates), as further amended by Title Affidavit, dated August 19, 2004, recorded with said Registry of Deeds in Book 21445, Page 28, 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: Mark A. Kablack, M.A. Kablack & Associates
95A Turnpike Road, Westborough, MA 01581)

Finance Committee DOES NOT RECOMMEND this Article.

Vote: 7/0

Planning Board DOES NOT RECOMMEND this Article.

Commentary:

- *Pursuant to the Planning Board, they feel "that it would not be in the best interest of the Town to accept these streets because there are still several outstanding water runoff and drainage issues. If the Town takes ownership of these roads before these issues are resolved, the Town will then be responsible for correcting the problems at the Town's expense. The Planning Board strongly believes that Toll Brothers, as the developer of the project, should fix the issues before the Town accepts the roads."*
- *Toll Brothers first approached the Town for Bellingham Estates street acceptances at last year's October Special Town Meeting and they Article was not recommended for the same issues.*
- *The town is holding a) a passbook acct being held for the Conservation Commission in the amt of \$15,000 for "Completion of Replication" "Bellingham Estates (AKA Pierce Estates" roadway for subdivision" Acct is in the name of CC Estates Limited Partnership and Town of Bellingham (address c/o Toll Bros, Westborough MA) and b) "Performance Bond Surety Company" in the amount of \$758,000.*

ARTICLE 16. 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)

The Finance Committee recommends PASSING OVER this Article.

Commentary: The is no money requested to be added to this fund. The last addition was made in 2007.

ARTICLE 17. 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)

Finance Committee recommends PASSING OVER this Article.

Commentary: The is no money requested to be added to this fund. The last addition was made in 2007.

ARTICLE 18. 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)

The Finance Committee recommends PASSING OVER this Article.

Commentary: There are no unpaid bills.

**THANK YOU FOR ATTENDING THE FALL
TOWN MEETING.**