

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 tenth day of October 2012, 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 2012 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.

To see if the Town will vote to amend Article 2 of the 2012 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.

To see if the Town will vote to amend Article 3 of the 2012 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.

To see if the Town will vote to amend Article 4 of the 2012 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

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. ATHLETIC FIELD RECONSTRUCTION

To see if the Town will vote to raise and appropriate a sum of money and to determine who 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 reconstruction, completed with artificial turf, of the high school athletic field along with any repairs or reconstruction to the track in conjunction with the field project all as shown on the plan submitted with this article; or act or do anything in relation thereto.

(By: Petition (contact person)
Michael J. Reed, Jr.
14 Brittany Rd.
Bellingham 508-287-3683)

ARTICLE 8. TOWN MEETING & ELECTION IDENTIFICATION

To see if the voters will vote to adopt the following general bylaw:

Article _____ Presentation of Identification

Any and all registered voters shall be required to show a suitable and adequate form of identification in order to vote at all Town Meetings and at all town-only elections. Such identification shall include a verifiable photograph of the voter. Sufficient forms of identification include: Massachusetts driver's license, State issued i.d. card, or passport;

or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 9. ZONING BYLAW AMENDMENT

To see if the Town will vote to amend the Zoning Bylaw and Zoning Map as follows: Parcel 43-12 is a 7.54 acre parcel known and numbered as 157 Mendon Street. Part of that parcel is located in an Agriculture District and part of that parcel is located in a Business 1 District. This article seeks to vote to amend the Zoning Bylaws and Zoning Map so as to include the entire 7.54 acre parcel 43-12 in the Business 1 District; or act or do anything in relation thereto.

(By: Petitioner: Kevin J. Lombard
157 Mendon St.
Bellingham 508-498-0433)

ARTICLE 10. MIDDLE SCHOOL RENOVATION

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 all costs associated with the renovation of the lower level of the

Middle School; or act or do anything in relation thereto.

(By: School Committee)

ARTICLE 11. FARM STREET DRAINAGE EASEMENTS

To see if the Town will vote to allow the Selectmen to accept gifts, purchase, or take by eminent domain permanent drainage easements in front of 155 Farm Street, as shown on the plans titled “Easement Plan Farm Street Drainage Basin, Bellingham, MA” drafted by Land Planning Inc., copies of which will be on file with the Town Clerk’s Office 14 days before the Town Meeting; or act or do anything in relation thereto.

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(By: DPW Director)

ARTICLE 12. HARTFORD AVE (ROUTE 126) DESIGN ENGINEERING

To see if the Town will vote to raise and appropriate a sum of money to design roadway improvements of Hartford Ave from Arrowhead Road to the Medway town line, most of which is numbered Route 126. The design is to be done in accordance with Massachusetts Department of Transportation guidelines and intended to prepare a project for approval for construction under the Massachusetts Transportation Improvement Plan (TIP). Funding to be from borrowing or other such means; or act or do anything related thereto.

(By: DPW Director)

ARTICLE 13. JAMES STREET DRAINAGE EASEMENTS

To see if the Town will vote to allow the Selectmen to accept gifts, purchase, or take by eminent domain permanent drainage easements at the southern end of James Street, as shown on the plans titled “Easement Plan James Street Storm Drains, Bellingham MA” drafted by Guerriere & Halnon, Inc., 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 14. - LAKE HIAWATHA SEWERS - PHASE 1

To see if the Town will vote to raise and appropriate a sum of money to design, obtain environmental permits, obtain easements, and construct gravity sewers, force main

sewers, and a pumping station to connect the existing sewer in Hampton Court with the a proposed sewer pumping station near Lakeshore Drive, which shall include sewer construction in South Main Street in the area between Chestnut Street and Scott Hill Boulevard as well as off road sewer construction, or act or do anything related thereto.

(By: DPW Director)

ARTICLE 15. STONE AND BEECH STREET DRAINAGE EASEMENTS

To see if the Town will vote to raise and appropriate a sum of money and allow the Selectmen to accept gifts, purchase, take by eminent domain permanent drainage easements adjacent to Stone Street, adjacent to Beech Street and in the area between Stone Street and Beech Street as shown on the plans titled "Easement Plan Stone and Beech Street Drains, Bellingham MA" drafted by Professional Services Corporation, PC., 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. TOWN WIDE DRINKING WATER TREATMENT CONSTRUCTION

To see if the Town will vote to raise and appropriate a sum of money to design, obtain environmental permits, obtain easements, and construct water mains, water treatment plants and appurtenances, and to modify existing treatment and pumping systems all intended to treat the drinking water to obtain effective disinfection and to reduce iron and manganese in customers tap water. Funding to be from borrowing and potentially from Massachusetts Drinking Water State Revolving Fund loans or other such means; or act or do anything related thereto.

(By: DPW Director)

ARTICLE 17. AMEND ARTICLE 5.04

To see if the Town will amend Article 5.04 of its General Bylaws by replacing said bylaw with the following:

Article 5.04. Granting Or Renewing Of Certain Licenses And Permits

(a) The Treasurer-Collector or other municipal official responsible for records of all municipal taxes, assessments, betterments, and other municipal charges, hereinafter referred to as the "Treasurer-Collector", shall annually furnish to each department, board, commission, department, official, or division, hereinafter referred to as the "Licensing Authority", that issues, grants or provides, licenses, permits, approvals or endorsements, including, but not limited to, renewals and transfers, a list of any person, corporation, or business enterprise, hereinafter referred to as the "Party", that has neglected or refused to pay any local taxes, fees, assessments, betterments, or other municipal charges, including amounts assessed under G.L. c. 40, §21D for not less than a twelve (12) month period, and that such Party has not filed in good faith a pending application of abatement of such tax or a pending petition before the Appellate Tax Board.

(b) The Licensing Authority may deny, revoke, or suspend any license, permit, approval or endorsement including, but not limited to, renewals and transfers, of any Party whose name appears on said list furnished to the Licensing Authority from the Treasurer-Collector; or with respect to any activity, event or other matter which is the subject of such license, permit, approval or endorsement and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate owned by any party whose name appears on said list furnished to the Licensing Authority from the Treasurer-Collector, provided, however, that written notice is given to the Party and the Treasurer-Collector, as required by applicable provisions of law, and the Party is given a hearing, to be held not earlier than fourteen (14) days after said notice. Said list shall be prima facie evidence for denial, revocation, or suspension of said license, permit, approval or endorsement to any Party. The Treasurer-Collector shall have the right to intervene in any hearing conducted with respect to such denial, revocation, or suspension. Any findings made by the Licensing Authority with respect to such license denial, revocation, or suspension shall be made only for the purpose of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation, or suspension. Any license, permit, approval, or endorsement denied, suspended, or revoked under this section shall not be reissued or renewed until the Licensing Authority receives a certificate issued by the Treasurer-Collector that the Party is in good standing with respect to any and all local taxes, fees, assessments, betterments, or other municipal charges payable to the municipality as of the date of issuance of said certificate.

(c) Any Party shall be given an opportunity to enter into a payment agreement, thereby allowing the Licensing Authority to issue a certificate indicating said limitations to the license, permit approval, or endorsement and the validity of said license, permit, approval or endorsement shall be conditioned upon satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license, permit, approval, or endorsement, provided,

however, that the holder be given notice and a hearing as required by applicable provisions of law.

(d) The Board of Selectmen may waive such denial, suspension, or revocation if it finds no direct or indirect business interest by the property owners, its officers or stockholders, if any, or members of his/her immediate family, as defined in G.L. Chapter 268A section 1 in the business or activity conducted in or on said property.

(e) This section shall not apply in the following licenses and permits:

License/Permits - MGL Chapter/section

Open Burning Permits - 48/13

Bicycle Permits - 85/11A

Sales of Articles for Charitable Purposes - 101/33

Fishing/Hunting/Trapping Licenses - 131/12

Clubs/Organizations Dispensing Food/Beverage Licenses - 140/21E

Dog Licenses - 140/137

Theatrical Events/Public Exhibitions Permits - 140/181

Child Work Permit - 149/69

Marriage Licenses - 207/28

; or act or do anything in relating thereto.

(By: Board of Selectmen)

ARTICLE 18. RENUMBERING OF GENERAL BYLAWS

To see if the Town will vote to amend its general bylaws by renumbering the same, without changing any actual provisions thereof, all as included in a revision on file with the Town Clerk's Office; or act or do anything in relation thereto.

(By: Town Clerk)

ARTICLE 19. RENUMBERING OF ZONING BYLAWS

To see if the Town will vote to amend its zoning bylaws by renumbering the same, without changing any actual provisions thereof, all as included in a revision on file with the Town Clerk's Office.

(By: Town Clerk)

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. 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 23rd day of August in the year of Our Lord, Two Thousand Twelve.

Michael J. Soter, Chairman

Michael J. Connor, Vice Chairman

Edward F. Featherston

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.

Date

Constable of Bellingham