

Annual Town Meeting
May 5, 2014
7:00PM



Warrant and Recommendations
Submitted by the Board of Selectmen

TABLE OF CONTENTS

SELECTMEN LETTER	4
FINANCE & ADVISORY BOARD LETTER	5
DEFINITION OF TERMS	6
PARLIAMENTARY PROCEDURE	7
WARRANT ARTICLE RECOMMENDATIONS	8
WARRANT, MOTIONS AND RECOMMENDATIONS	9
EXHIBIT A FOR ARTICLE 21 (FY15 BUDGET) AFTER PAGE	35
EXHIBIT B FOR ARTICLE 23 (FY15 BUDGET) AFTER PAGE	36
CELEBRATE ARTS FLYER	41
STONEHAM HIGH SCHOOL SPARTAN CHORALE	42

**THE BOARD OF SELECTMEN
2014**

THOMAS BOUSSY, CHAIR

JOHN F. DEPINTO, VICE CHAIR

ANN MARIE O'NEILL, SECRETARY

ROBERT W. SWEENEY

FRANK VALLARELLI

ERIN SINCLAIR, OFFICE MANAGER

Dear Stoneham Residents

Welcome to Stoneham's Annual Town Meeting. Tonight there are twenty eight articles within the Annual Town Meeting and another five inside the Special Town Meeting. I'm excited to announce that recent improvements to the auditorium will allow us to project tonight's motions on a large screen that we will be updated live as they are amended. This will be the first time in Stoneham history that citizens will be able to view the final amended motion, written in its edited form, prior to vote. The office of the Board of Selectmen has also thoughtfully assembled this booklet containing all the articles and motions, accompanied by recommendations from various boards, in an effort to provide you with all the information you need to make an informed decision.

I want to thank the various boards in town, department heads, and the Town Administrator for their hard work and dedication in crafting tonight's articles. The result of this collaboration is the articles and the FY 2015 budget presented tonight for your consideration and vote. We are continually striving to meet the needs of our citizens and, although not always perfect, we are constantly working and will continue to work to improve town service through creative ideas and sound financial principles that are in balance with the quality of life for Stoneham residents.

I want to thank all of you for coming out tonight to participate in the democratic process of our town government. We are all caretakers of this great town and decisions that are made tonight will affect Stoneham not only next year but many for generations to come.

Very truly yours,

Board of Selectmen

A handwritten signature in black ink, appearing to read 'Thomas Boussy', written in a cursive style.

Thomas Boussy
Chairman

Finance and Advisory Board

The Finance and Advisory Board is a standing committee of the town, with the primary role of recommending the annual personnel, operating and capital budget to the voters, monitor expenditures, provide advice on all matters and be a "Watch Dog" for the citizens.

The statutory backing for the creation of Finance and Advisory Boards in Massachusetts is found in the Mass. General Laws, Chapter 39, Section 16. That statute states, "Every town.....shall....by by-law provide for the election or the appointment and duties of appropriation, advisory or finance committees, who shall consider any or all municipal questions for the purpose of making reports or recommendations to [town meeting]..." A. Tosti, "Finance Committee Handbook," Nov. 2008 ed.

The Board works with town departments to review their budgets for the upcoming year, and is available to assist the Board of Selectmen or any other town institution with financial reviews. The Board consists of eleven volunteer members who are appointed by the Town Moderator.

As an ongoing commitment to the citizens of Stoneham, the members of the Finance and Advisory Board are charged with meeting with members of the various departments. During these meetings the Board will study the budgets, ask questions, offer opinions and report back to the Town. After that it is up to you the Citizens to decide.

This Annual Town Meeting will decide on a number of important issues among them:

- The FY2015 budget
- Important zoning changes
- Citizen-sponsored initiatives relating to how Town Meeting is run and how this Board is Constituted
- To amend the Town By-Laws in order to make commercially possible the creation of
- Medical Marijuana Treatment Centers, necessary after the passage of the law allowing such dispensaries to open to the public
- Take necessary procedural steps to move the Bikeway/ Greenway program forward

Finance and Advisory Board meetings generally held once a month, but during the budgetary review cycle building up to Town Meeting, it meets more frequently. Our meetings are open to the public, and all are encouraged to attend them or watch them on StonehamTV, ask questions, and to feel free to contact any of the Board members with questions, concerns or comments.

George Georgountzos, Chairman
William Previdi, Vice Chairman
George McCormack, Secretary
Ben Caggiano
Caroline Colarusso
Stephen Dapkiewicz

Julianne DeSimone
Dava Felch Kilbride
Devon Manchester
Rachel Meredith Warren
Russell Wilson

DEFINITION OF TERMS

CHERRY SHEET – So-called because of its color, this is a balance sheet issued each year by the State. It charges our Town with its share of expenses for running various state agencies and county government. It credits our Town with its share of corporate excise tax, income tax, sales and use tax and Massachusetts School funds (State Aid). The Assessors are required to use the estimates in developing the tax rate.

APPROPRIATION – An authorization by Town Meeting to spend money for a particular purpose.

AVAILABLE FUNDS – (Sometimes called “Free Cash”) Money left over from the previous fiscal year as a result of budget under runs and/or under estimates of revenues.

GENERAL FUND – The fund into which the general (non-earmarked) revenues of the municipality are deposited and from which money is appropriated to pay the general expenses of the municipality.

LOCAL RECEIPTS – Also called “Estimated Receipts”. Examples are motor vehicles excise tax, license and permit fees, and interest income; all of which must be “estimated” in projecting annual budget funding sources.

OVERLAY – The overlay is the amount raised by the Assessors in excess of appropriations and other charges for the purpose of creating a fund to cover abatements granted and avoiding fractions.

BOND ANTICIPATION NOTE (BAN) – Short-term note of a government, sold in anticipation of bond issuance. BANs are full faith and credit obligations.

RESERVE FUND – A sum appropriated at Town Meeting, not to exceed 5% of the tax levy for that fiscal year. This fund is to provide for extraordinary or unforeseen expenditures. No direct drafts against this fund can be made, but transfers from the Fund may be voted by the Finance and Advisory Board.

REVOLVING FUNDS – These accounts can contain money either from specific sources or from taxation or both. The Treasurer can draw money from these accounts without an appropriation by town meeting vote. None of these funds go to Surplus Revenue on June 30th.

PARLIAMENTARY PROCEDURE: A REFERENCE SHEET FOR TOWN MEETING

Parliamentary law is based on the premise that a deliberating body of persons is a free agent, that the will of the majority prevails, but that the rights of all members of the group are respected.

The descriptions below pertain to some major elements and rules and methods used when a meeting follows parliamentary procedure, such as a Town Meeting. It was drawn up abbreviated in this form to assist you in understanding and participating in the procedures at Town Meeting.

- 1.) A **MOTION** is a proposal that the assembly take a certain action or position. It is necessary to obtain the floor before one can make a specific motion and open it for discussion by the group. The motion must also be submitted in writing. Most motions must be seconded. (An exception would be a question of order, or an inquiry, etc.)
- 2.) **TO OBTAIN THE FLOOR** it is necessary to be recognized by the Chairperson or Moderator. One should stand, address the chair: "Mr. Moderator" and be acknowledged. The speaker should state his name and address for the record. A member who has already had the floor in debate of a certain pending question may not debate the question again, provided the floor is claimed by one who has not yet spoken on that question.
- 3.) **AN AMENDMENT** is a secondary motion, which charges the original motion somewhat (by adding or deleting a word or phrase, or substituting word or words). The amendment is voted on, the debate returns to the original motion, as amended, if the amendment is approved.
- 4.) **DEBATE** refers to the discussion of the merits of the proposal or opposition to it; sometimes the Moderator will alternate speakers for and against the motion. Debate must pertain to the immediate pending question only - - the motion on the floor. Irrelevant issues are out of order.
- 5.) **MOVE OR CALL THE QUESTION** is a motion that supersedes a previous motion and is a method to end debate. When the question has been moved, the Moderator calls for a vote to end debate; if two-thirds of the assembly votes yes, the debate is ended, and the group must then vote on the pending question. If the vote fails, debate resumes.
- 6.) **PUTTING THE QUESTION** – when the debate ends, the Moderator asks if the group is ready for the question, fully states the motion to be voted on, and then calls for the "ayes" and "nays".
- 7.) **MOVE FOR RECONSIDERATION** – A motion can only be reconsidered once, so, often at Town Meetings proponents of a motion which has passed will move to reconsider, and ask that the assembly vote no, so that the matter is closed. However, if an assembly agrees by a two-thirds vote to reconsider a proposal, the debate opens as if the previous debate has not already taken place.

**RECOMMENDATIONS
MAY 5, 2014
ANNUAL TOWN MEETING**

#	Article Description	Board of Selectmen	Finance Board
1	Elected Officers	N/A	FAVORABLE
2	Choose Other Town Officers	N/A	FAVORABLE
3	Hear Reports	N/A	FAVORABLE
4	Fix Salaries of Elected Officials	N/A	FAVORABLE
5	Amend Town Code, Chapter 15, Zoning	N/A	
6	Special Act for Conducting Town Meeting	VOTE WAS 2-2	UNFAVORABLE
7	Amend Town Code Chapter 2, Administration	N/A	UNFAVORABLE
8	Transfer balances - School Committee	N/A	FAVORABLE
9	Revolving Fund - Senior Center	N/A	FAVORABLE
10	Revolving Fund - Senior Center	N/A	FAVORABLE
11	Tax Workoff Program - Veterans Services	N/A	FAVORABLE
12	Amend Town Code, Chapter 15, Zoning	N/A	UNFAVORABLE
13	Railroad Right-of-Way Licensing	N/A	
14	Amend Town Code, Chapter 15, Zoning	FAVORABLE	FAVORABLE
15	Leasing - Senior Center	FAVORABLE	FAVORABLE
16	Amend Town Code, Chapter 1, Non Criminal Disposition	FAVORABLE	FAVORABLE
17	Medical Marijuana Treatment Center	N/A	FAVORABLE
18	Special Act regarding land on Lynn Fells Parkway	FAVORABLE	FAVORABLE
19	Revolving Fund - Fire Station	FAVORABLE	FAVORABLE
20	Prior Year Invoices	FAVORABLE	FAVORABLE
21	FY15 Budget	FAVORABLE	
22	Revoloving Fund - Board of Health	FAVORABLE	FAVORABLE
23	Prior Year Budget	FAVORABLE	FAVORABLE
24	Revolving Fund - Railroad Right-of-Way	FAVORABLE	FAVORABLE
25	Water Department	FAVORABLE	FAVORABLE
26	Water Department	FAVORABLE	FAVORABLE
27	DPW Roof	FAVORABLE	FAVORABLE
28	Microsoft Office Upgrade	FAVORABLE	FAVORABLE

Warrant for Annual Town Meeting

Tuesday, April 1, 2014

To either of the Constables of the Town of Stoneham in the County of Middlesex,
GREETING:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Stoneham qualified to vote in elections and Town affairs to meet in the **Town Hall, 35 Central Street**, on Tuesday, April 1, 2014, at seven o'clock in the forenoon to act on the following articles of this warrant:

Article 1. To choose the following officers:

One (1) Selectman for three (3) years.

Ann Marie O'Neill

Two (2) School Committee Members for three (3) years.

Shelly A. MacNeill

David C. Maurer

One (1) Board of Health Member for three (3) years.

Christine M. Carino

One (1) Planning Board Member for five (5) years.

Kevin N. Dolan

One (1) Board of Assessors Member for three (3) years.

William J. Jordan

One (1) Housing Authority Member for five (5) years.

Michelle A. Meagher

Two (2) Library Trustees for three (3) years.

Rocco Ciccarello

Michael R. Rora

For consideration of the following Articles, the meeting shall be adjourned to meet in the **Town Hall** at 7:00 o'clock in the evening on Monday, May 5, 2014, in accordance with provisions of Article II, section 2-3 of the By-Laws of the Town of Stoneham.

Article 2. To choose all other necessary Town officers for the ensuing year in such a manner as the Town may determine.

Board of Selectmen

MOTION FOR ARTICLE 2

Move that the Town vote to choose all other necessary Town officers for the ensuing year in such a manner as the Town may determine.

ARTICLE 2 - THE BOARD OF SELECTMEN TO PRESENT AT TOWN MEETING.

ARTICLE 2 - THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 3. To hear the reports of Town officers and committees and to act thereon and to choose committees.

Board of Selectmen

MOTION FOR ARTICLE 3

Move that the Town vote to hear the reports of Town officers and committees and to act thereon and to choose committees.

ARTICLE 3 - THE BOARD OF SELECTMEN TO PRESENT AT TOWN MEETING.

ARTICLE 3 - THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 4. To see if the Town will vote to fix the salaries of the several elective officers and the Boards of the Town for the 2014/2015 fiscal year.

Town Moderator	\$0
Board of Assessors	\$1,200
Board of Selectmen	\$3,000
Town Clerk	\$65,975

Board of Selectmen

MOTION FOR ARTICLE 4

Move that the Town vote to fix the salaries of the several elective officers and the Boards of the Town for the 2014/2015 fiscal year.

Town Moderator	\$0
Assessors	\$1,200
Board of Selectmen	\$3,000
Town Clerk	\$65,975

ARTICLE 4 – THE BOARD OF SELECTMEN TO PRESENT AT TOWN MEETING.

ARTICLE 4 - THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 5. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning By-law:

1.) by amending the Zoning Map of the Town of Stoneham to add to the Residence B District the following described property at 42 Pleasant Street:

Beginning at a point on the Northerly side of Pleasant Street being the Southwesterly lot corner of the subject property; thence

N 24°41'00" E Thirty-three and 00/100 (33.00) feet; thence

N 61°44'00" W Thirty and 64/100 (30.64) feet; thence

N 13°03'10" E Three Hundred Forty and 42/100 (340.42) feet; thence

N 17°52'10" E Sixteen and 00/100 (16.00) feet; thence

S 76°07'55" E Eighty-three and 39/100 (83.39) feet; thence

S 86°53'47" E Eighty-nine and 75/100 (89.75) feet; thence

by a curve with a radius of One thousand, One hundred Twenty-five and 23/100 (1,125.23) feet and an arc length of One hundred Twenty-one and 17/100 (121.17) feet; thence

S 12°53'45" W Two Hundred Seventy-five and 09/100 (275.09) feet; thence

N 52°21'50" W Fifty-three and 82/100 (53.82) feet; thence

S 37°38'10" W Eighty-six and 18/100 (86.18) feet; thence

N 52°21'50" W Ninety-four and 84/100 (94.84) feet along Pleasant Street to the Point of Beginning

The above described property contains 75,891 square feet of land, and

2.) by amending Section 4.3.3.1(h) to read as follows: Section 4.3.3.1(h) If there is more than one (1) such structure on a lot of record, there shall be at least sixty (60) feet between each structure **except for town houses where there shall be at least thirty (30) feet between each structure.** The only exception may be that no more than three (3) buildings may each be interconnected by a covered walkway or breezeway for reasons of convenience and shelter from the elements, if such walkway, in the opinion of the Planning Board and the Board of Selectmen, shall not impair services to the buildings by emergency vehicles or equipment. Such buildings so interconnected shall be deemed as separate and individual buildings for the purposes of administering the Rules and Regulations Governing the Subdivision of Land for the Town of Stoneham. (5-1-95, Art. 11) and,

3.) and by amending Section 5.2.1 Table One - Dimensional Requirements as attached:

**Charles F. Houghton et al
15 Kimball Drive**

Section 5.2.1

TABLE ONE - DIMENSIONAL REQUIREMENTS

District	Minimum Lot Size in Square Feet	Frontage & Lot Width in Feet ⁽²⁾	Percent Coverage ⁽³⁾	Front	Minimum Setback in Feet Side ⁽⁴⁾⁽¹⁵⁾	Rear ⁽¹⁵⁾	Height in Feet
<i>Residence A</i>	10,000 ⁽¹⁾	90	30	20	10 ⁽⁸⁾	15 ⁽⁸⁾⁽¹⁰⁾	30
<i>Residence B</i>	7,000 ⁽⁵⁾	75 ⁽⁷⁾	20 ⁽²³⁾	15 ⁽⁶⁾	10 ⁽⁶⁾ 5	15 ⁽⁶⁾⁽⁸⁾⁽¹⁰⁾⁽²⁵⁾	30
<i>Neighborhood Business</i>	10,000	100	50	15	15	15	30
<i>Business</i>	None Required	None Required	75	15	10	15	45
<i>Central Business</i>	None Required	None Required	100	None	None	None	45
<i>Highway Business</i>	10,000	100	75	20 ⁽⁹⁾	5	5	45
<i>Commercial</i>	20,000	100	75	15	10	10	65 ⁽¹⁸⁾
<i>Residential Overlay Fallon Road</i>	200,000 ⁽²²⁾ Maximum density = 20 units/acre	150	30	20	20	10	65 ⁽¹⁹⁾
<i>Medical⁽¹¹⁾</i>	40,000	150	40	40	20	50	65
<i>Recreation/Open Space</i>	40,000	150	5	40	20	50	30
<i>Education⁽¹²⁾</i>	50,000	45	35	20	13	20	55
<i>Medical/Office/Residential</i>	200,000/200,000/200,000	150/150/150	30/30/30	40 ⁽¹³⁾ / 30 ⁽¹³⁾ /30 ⁽¹³⁾	20 ⁽¹³⁾ /20 ⁽¹³⁾ /10 ⁽¹³⁾ (14)	20 ⁽¹³⁾ /20 ⁽¹³⁾ /10 ⁽¹³⁾ (14)	97/97/65
<i>Railroad Right-of-Way Overlay District</i>	None ⁽¹⁷⁾	None ⁽¹⁷⁾	75 ⁽¹⁷⁾	5 ⁽¹⁶⁾⁽¹⁷⁾	5 ⁽¹⁶⁾⁽¹⁷⁾	5 ⁽¹⁶⁾⁽¹⁷⁾	20
<i>East School Multi-Family Overlay District</i>	20,000	Frontage – 150 Width – 130	50	40 ⁽²⁰⁾	10 ⁽²⁰⁾	30 ⁽²⁰⁾	40 ⁽²¹⁾
<i>North Elementary School Overlay District</i>	100,000	Frontage – 50 Width – 50	20	Front 20 ⁽²⁰⁾	Side 10 ⁽²⁰⁾	Rear 30 ⁽²⁰⁾	40 ⁽²²⁾

(1) Except 40,000 feet for all non-residential uses.

(2) See 5.3.4 (Reserved)

(3) Portion of lot devoted to structure.

(4) Except that no part of a building may be placed within 15' of any street.

(5) Plus 2,500 for each dwelling unit over one in a structure.

(6) 30' for three or more dwelling units.

(7) 150' for three or more dwelling units.

(8) A minimum distance of ten (10') feet between buildings on adjacent lots in Residence A and B must be maintained.

(9) Except 15' for freestanding pole or ground signs.

(10) Except for pools which shall have a ten (10') foot minimum rear setback requirement. (5-12-86)

(11) Residential uses in the Medical District shall conform to the requirements specified herein for the Residence B District.

(12) No setback required where abutting public open or recreational space. (5-7-98)

(13) Retaining walls over four (4) feet in height are permitted within the required front, side, and rear setbacks in the Medical/Office/Residential District.

(14) Minimum Space between principal buildings on the same lot is ten (10') feet.

(15) Fences as structures of six (6') feet in height or less and retaining walls of four (4') feet in height or less are excluded from front, side, and rear setback requirements except retaining walls over four (4') feet in height are permitted in the Medical/Office/Residential District in Note (13).

(16) Except that there shall not be a setback requirement if the property abutting the subject lot line is owned by the same person or entity that is using the property in the Railroad Right-of-Way Overlay District.

(17) Property in the Railroad Right-of-Way District shall not be used in calculating or otherwise complying with the frontage, lot size, percent lot coverage or setback requirements of an abutting property. (Art. 11, 4-7-09)

(18) Height may be increased to 85 feet by Special Permit from Planning Board.

(19) Height may be increased to 80 feet by Special Permit from the Planning Board.

(20) A flagpole, retaining wall of no greater than five feet (5') in height, ramp, stairway or bulkhead from the ground level to the basement are all excluded from the setback requirements.

(21) A cupola, chimney or appurtenance accessory to a residential structure and use allowed under this Section 4.20 are all excluded from this height limitation, but in no event may they be greater than fifty-five feet (55') in height.

(22) A cupola, chimney or appurtenance accessory such multi-family residential structure and use allowed under this Section 4.21 are all excluded from this height limitation, but in no event may they be greater than fifty-five feet (55') in height.

(23) 10% of Lot Area shall be open space.

(24) **Except for town houses 30% coverage.**

(25) **Twenty-five (25') feet for town houses.**

Article 6. To see if the Town will vote to petition the Massachusetts General Court (State Legislature) for a special act authorizing, notwithstanding any general or special law to the contrary, including Section 10 of Chapter 39 of the General Laws, that the Annual Stoneham Town Meeting shall be held and conducted as follows:

Section 1. Two Session Town Meeting:

The Annual Town meeting will consist of two (2) sessions, the deliberative session and the official ballot session.

Section 2. The deliberative session will be process as follows:

An original motion will be made on each Warrant Article by the original proposer of the Article. Amendments to the original motions may be voted on by the voters attending the open deliberative session in accordance with the process set forth herein. All motions, original or amended will be voted on to establish the final motion to be voted on during the official ballot session.

Section 3. The official ballot session will be as follows:

One (1) week from the adjournment of the deliberative sessions the Town Clerk will have a written ballot of all the final motions available at the Town Hall to be voted on by any registered voter who requests the ballot.

The process used for absentee ballots will be used in the official ballot session and voters will have seven (7) working days from the time the ballots are ready to cast their vote.

Section 3 Default Budget

If the final motion on the budget is defeated, a default budget shall be established by a joint meeting of the Board of Selectman and Finance Board, after a public hearing, but the total budget can not exceed the amount of the total budget in the original motion.

R. Paul Rotondi
15 Steele Street

MOTION FOR ARTICLE 6

Move that the Town will vote to petition the Massachusetts General Court (State Legislature) for a special act authorizing, notwithstanding any general or special law to the contrary, to amend the Stoneham Town Code Chapter 2, Administration, by deleting sections 2-15 and 2-15.1 and replacing with the following:

2-15. Two Session Town Meeting:

2-15.1 The Annual Town meeting will consist of two (2) sessions, the deliberative session and the official ballot session.

2-15-1-2 The deliberative session will be process under Roberts rules as follows:

An original motion will be made on each Warrant Article by the original proposer of the Article. Amendments to the original motions may be voted on by the voters attending the open deliberative session in accordance with the process set forth herein. All motions, original or amended will be voted on to establish the final motion to be voted on during the official ballot session.

MOTION FOR ARTICLE 6 CONTINUED

2-15-1-3 The official ballot session will be as follows:

One (1) week from the adjournment of the deliberative sessions the Town clerk will have a written ballot of all the final motions available at the Town Hall to be voted on by any registered voter who requests the ballot.

The process used for absentee ballots will be used in the official ballot session and voters will have seven (7) working days from the time the ballots are ready to cast their vote.

2-15-2 Default Budget

If the final motion on the budget is defeated, the Town will have to establish a default budget to be submitted to the State. This default budget will be established by a Tri Board Meeting of the Finance Board, the Board of Selectman and School Committee, after a public hearing, with each board having one vote. The total budget can not exceed the amount of the total budget in the original motion.

ARTICLE 6 - THE BOARD OF SELECTMEN VOTE WAS 2-2.

ARTICLE 6 - This article asks Town Meeting to vote to petition the State Legislature to allow Stoneham to eliminate our current Town Meeting format and move to a Town Meeting system that is modeled after SB-2 which is used by some towns in New Hampshire. SB-2 (Senate Bill 2) was passed by the NH State Legislature in 1995 as an alternative to the traditional Town Meeting format.

To date it has been adopted by a 130 towns and school districts in New Hampshire. Of the 130 towns and school districts who have adopted SB-2, 55 (just over 40%) have voted to repeal SB-2 on numerous occasions. Some research has shown that while voter participation at the polls has increased considerably, at the same time attendance at the deliberative session (town meeting portion) has decreased dramatically – in some towns to as low as 0.4% of eligible voters. This puts the responsibility on the town to communicate to and educate the voters on the issues and depending on how well the town does this you will have voters that are less informed making decisions and casting votes at the polls.

More legislation is filed in New Hampshire every year to change or alter parts of Senate Bill 2 than almost any other statute. Needless to say, as far as New Hampshire is concerned the verdict on SB-2 is decidedly mixed at best. Changing to a Town Meeting format that many towns and school districts in New Hampshire have been struggling with for nearly 20 years does not seem like a wise decision.

THE FINANCE AND ADVISORY BOARD RECOMMEND UNFAVORABLE ACTION.

Article 7. To see if the Town will vote to amend the Stoneham Town Code Chapter 2, Administration, by deleting Article III Finance and Advisory Board Sec 2-16 and replacing it with the following:

Sec. 2-16 Creation Composition; Terms of members, Subsequent appointments; Vacancies; Removal.

There shall be a Finance and Advisory (“Finance Board”) consisting of nine (9) members, all of whom shall be registered voters of the town. The new nine member (9) Board shall consist of Three members appointed by the Selectmen, Three members appointed by the School Committee and three members appointed by the Finance Board. The initial term of the three (3) appointments by each appointing authority shall be as follows: one for one year, one for two years and one for three years. All subsequent appointments will be for a term of three (3) years. Any vacancies on the Board other than normal expiration of a term will be made by the applicable appointing authority to fill the unexpired term. After notification properly given to all members

setting forth reasons and after hearing for cause the Finance and Advisory Board, upon a two-thirds vote of those members of the Board present and voting can remove a member. Said removal shall be made in writing to the member to be removed and to the Town Clerk at which time the removed member's position shall be considered vacant, or do anything in relation thereto.

R. Paul Rotondi
15 Steele Street

MOTION FOR ARTICLE 7

Move that the Town will vote to amend the Stoneham Town Code Chapter 2, Administration, by deleting Article III Finance and Advisory Board Sec 2-16 and replacing it with the following:

Sec. 2-16 Creation Composition; Terms of members, Subsequent appointments; Vacancies; Removal.

“There shall be a Finance and Advisory (“Finance Board”) consisting of nine (9) members, all of whom shall be registered voters of the town. The new nine member (9) Board shall consists of Three members appointed by the Selectmen, Three members appointed by the School Committee and three members appointed by the Finance Board. The initial term of the three (3) appointments by each appointing authority shall be as follows: one for one year, one for two years and one for three years. All subsequent appointments will be for a term of three (3) years. Any vacancies on the Board other than normal expiration of a term will be made by the applicable appointing authority to fill the unexpired term.

After notification properly given to all members setting forth reasons and after hearing for cause the Finance and Advisory Board, upon a two-thirds vote of those members of the Board present and voting can remove a member. Said removal shall be made in writing to the member to be removed and to the Town Clerk at which time the removed member's position shall be considered vacant.

Or do anything in relation hereto

ARTICLE 7 - This article seeks to amend the manner in which members of the Finance and Advisory Board are selected. Currently, all members are appointed by the Town Moderator. The Finance Board is an independent town committee that reviews departmental budgets and policies and reports to no group or person; there is no mechanism by which a Moderator may influence the debate or deliberations of the Finance Board. The Finance Board currently consists of eleven members. This Article seeks to amend the number of members to nine (9), and to amend manner in which the Finance Board is selected. In effect, this Article takes the appointment power away from the Town Moderator and provides three seats to be appointed by the Board of Selectmen, three seats to be appointed by the School Committee, and the remaining three seats to be appointed by the six members appointed by the Board of Selectmen and the School Committee. In the opinion of the Finance Board, this change will not enhance the independence and neutrality of the Finance Board from town politics, but will have the effect of bringing political pressure to the Finance Board. Three members will be beholden to the Board of Selectmen, three to the School Committee and three to the whims of both. Currently, the Finance Board stands in the stead of the Town Meeting when it is not in session, and reports it recommendations independent of political arguments. This Article, if passed, will bring political pressure to the deliberations of the Finance Board which will likely impede the independent review of financial realities and policy decision-making. Moreover, there is no foundation or reason to change a system that appears to be working well, and has worked well for decades. For these reasons, the Finance Board unanimously recommends unfavorable action on this Article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS UNFAVORABLE ACTION.

Article 8. To see if the Town will transfer any school-related remaining balances from Article 9 of the October 2012 Special Town Meeting (Middle School Midi-Lab) and from Article 2 of the May 2013 Special Town Meeting (Robin Hood windows) for improvements to the security systems of the School Department elementary schools, or to take any other action thereon.

School Committee

MOTION FOR ARTICLE 8

Move that the Town vote to transfer Seven Thousand Five Dollars (\$7,005) remaining from Article 9 of the October 2012 Special Town Meeting (Middle School Midi-Lab) and Nineteen Thousand One Hundred Twenty-Six Dollars (\$19,126) remaining from Article 2 of the May 2013 Special Town Meeting (Robin Hood windows) for improvements to the security systems of the School Department elementary schools, or to take any other action thereon.

ARTICLE 8 - This Article pertains to excess funds procured by the school in excess of their intended purpose. The school committee would like to use these funds to make improvements to the security of our elementary schools. Upon notice that the Capital Committee recommended this request and that the BOS has approved the request, the Finance and Advisory Board unanimously recommends favorable action to this Article.

THE FINANCE AND ADVISORY BOARD RECOMMEND FAVORABLE ACTION.

Article 9. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from renting space at the senior center building to help pay the cleaning, utilities and maintenance costs of the senior center, and authorize expenditures by the Council on Aging Director, not to exceed \$30,000 during the fiscal year 2015 which may be made from such fund. In addition, to transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account, or do anything in relation thereto.

Council on Aging

MOTION FOR ARTICLE 9

Move that the Town vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from renting space at the senior center building to help pay the cleaning, utilities and maintenance costs of the senior center, and authorize expenditures by the Council on Aging Director, not to exceed Thirty Thousand Dollars (\$30,000) during the fiscal year 2015 which may be made from such fund. In addition, to transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account.

ARTICLE 9 - This Article is a standard article at the annual town meeting seeking to reauthorize a revolving fund for the purpose of using receipts generated from rental income at the Senior Center. The Finance Board recommends favorable action of this Article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 10. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from fees charged for outings and transportation services at the senior center to cover costs associated with these outings and providing these transportation services, and authorize expenditures by the Council on Aging Director, not to exceed \$40,000 during Fiscal Year 2015 which may be made from such fund. In addition, to transfer any

balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account, or do anything in relation thereto.

Council on Aging

MOTION FOR ARTICLE 10

Move that the Town vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from fees charged for outings and transportation services at the senior center to cover costs associated with these outings and providing these transportation services, and authorize expenditures by the Council on Aging Director, not to exceed Forty Thousand Dollars (\$40,000) during Fiscal Year 2015 which may be made from such fund. In addition, to transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account.

ARTICLE 10 - This Article is a standard article at the annual town meeting seeking to reauthorize a revolving fund for the purpose of using receipts generated by user fees at the Senior Center. The Finance Board recommends favorable action of this Article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 11. To see if the Town will vote to accept Massachusetts General Law Chapter 59, Section 5N. The acceptance of Section 5N would allow qualified veterans who own and live in their homes to volunteer their services to the Town and in exchange therefore receive a reduction in their real property tax obligation based on an per hour dollar limit and total reduction of the veteran's real estate tax bill as set out in said 5N of Chapter 59; and further, to authorize allowing an approved representative to so volunteer for veterans physically unable to provide such services to the Town, or do anything in relation thereto.

Stoneham Veterans Services

MOTION FOR ARTICLE 11

Move that the Town vote to accept Massachusetts General Law Chapter 59, Section 5N. The acceptance of Section 5N would allow qualified veterans who own and live in their homes to volunteer their services to the Town and in exchange therefore receive a reduction in their real property tax obligation based on an per hour dollar limit and total reduction of the veteran's real estate tax bill as set out in said 5N of Chapter 59; and further, to authorize allowing an approved representative to so volunteer for veterans physically unable to provide such services to the Town.

ARTICLE 11 - This warrant article asks for the acceptance of MGL c.59, s. 5N. This would allow qualified veterans, who own and live in their homes to volunteer their services to the Town and in exchange receive a reduction in their real property tax obligation based on a per hour dollar limit and total reduction of the veteran's real estate tax bill as set forth in MGL c. 59, s. 5N

It further authorizes allowance of an approved representative to volunteer for veterans physically unable to provide such services to the town. The intent is to model the same provision as available to our town's senior citizens. The maximum total impact to the town is \$10,000. Each individual works for \$10/hour with a \$500 maximum credit to the real estate taxes. The objective is to provide up to 20 individuals with this opportunity. Most work would likely be done in the DPW maintaining the town common and the various 'squares' in town. Placements may be in other town departments as the need arises. These positions will not jeopardize existing town positions whether full or part time. This is a rare warrant article which benefits all parties.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 12. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning By-Laws, Section 4.18 Railroad Right-Of-Way [Overlay] District, by amending Section 4.18, more specifically Sections 4.18.1, 4.18.2.2 and 4.18.2.3, by replacing the date of “June 30, 2014” with the date of “June 30, 2015” as used in the respective sections as a time limitation applicable to and in said Overlay District, or do anything in relation thereto.

Stoneham Bikeway/Greenway Committee

MOTION FOR ARTICLE 12

TO BE PRESENTED BY PETITIONER AT TOWN MEETING

ARTICLE 12 - Warrant Article 12 was submitted by the Stoneham Bikeway/Greenway Committee and seeks to amend Stoneham Town Code, Chapter 15, Zoning Bylaw, Section 4.18 Railroad Right –of-Way [Overlay] District. Specifically, this Article seeks to replace “June 30, 2014” with the date of “June 30, 2015”, or one year, in the Overlay District established during the planning and development of the bikeway or linear park. When Section 4.18 was originally adopted, it established the temporary use of a portion of the Overlay District for certain enumerated business uses. These uses were to terminate upon the commencement of the construction of the bikeway or on June 30, 2014, whichever was earlier. Extending the date would allow the business uses to remain in this Overlay District for one more year.

THE FINANCE AND ADVISORY BOARD RECOMMENDS UNFAVORABLE ACTION

Article 13. To see if the Town will vote to authorize the Town Administrator to license (which shall include a use and occupancy agreement) on a month to month basis, not to extend beyond the earlier of the following: (i) the commencement of construction of the former Railroad Right-of-Way (“ROW”) as a bikeway or linear part, or (ii) June 30, 2015, with the right of early termination by the Town Administrator, the below described parcels of said ROW, or a portion thereof, with said authorization further limited as follows: (i) no such licensed property (hereinafter referred to as “such property”) shall exceed twenty-five feet (25’) in width across the ROW; (ii) no such property shall include any land identified for use as a multi-use trail in the 75% plans submitted by Fay, Spofford & Thorndike (FST), the project engineer for the Tri-Community Bikeway (said plan on file with the Stoneham Town Clerk and hereinafter referred to as the “75% Plan”); (iii) any license shall be at no less than market rate, as determined through procedures customarily accepted by the appraising profession as valid; (iv) no portion of the ROW may be licensed to a party currently leasing or licensing said portion of the ROW, unless said party clears the area within the currently licensed parcel which is identified to be used as a multi-use trail in the 75% Plan, of all obstructions and debris, if any, and return said property to its natural state; and (v) no portion of the ROW may be licensed without the requirement of a bond sufficient in the determination of the Town Administrator to remove all obstructions and debris, if any, on said portion of the ROW or other Town property at the expiration or termination of the license, and return said property to its natural state.

Said former Railroad Right-of-Way land being as follows:

- (i) Approximately 6599 linear feet of railroad right-of-way, being shown on plans 128L, 128R, 129L and 129R in plan book 442C on file at the Middlesex South District Registry with accompanying instrument recorded in book 13117, page 113 of December 27, 1976, and further described as follows:

Parcel 1: Beginning at the northerly sideline of Maple Street, a public way, and running northeasterly approximately 1070 feet to station 60 + 28.3, said portion being 41.25 feet in width. Thence continuing in a

northeasterly direction from station 60 + 28.3, approximately 510 feet to the southerly side said portion currently shown on the zoning map of the Town of Stoneham as commercial land being 33.00 feet in width.

Parcel 2: Beginning at a northerly sideline of the aforementioned Montvale Avenue and running northeasterly approximately 820 feet to the southerly sideline of Cottage Street, a public way, said portion currently shown on the zoning map of the Town of Stoneham as commercial land being 49.50 and 54.50 feet in width; and including a triangular area bounded on the north by the southerly sideline of Lindenwood Road, a public way, on the west by the easterly sideline of Cottage Street, a public way, and on the east by land now or formerly of Bradford currently shown on the zoning map of the Town of Stoneham as residence B land.

Parcel 3: Beginning at the northerly sideline of the aforementioned Lindenwood Road and running northeasterly approximately 730 feet to the westerly sideline of William Street, a public way, said portion currently shown on the zoning map of the Town of Stoneham as highway business being of variable widths of approximately 50 feet.

Parcel 4: Beginning at the north easterly sideline of the aforementioned William Street and running northeasterly approximately 225 feet to the westerly sideline of Main Street, Route 28, a state highway, said portion shown on the zoning map of the Town of Stoneham as highway business land being 49.50 feet in width.

Parcel 5: Beginning at the easterly sideline of Central Street, a public way, and running in a southeasterly direction approximately 1,570 feet to the northerly sideline of Pomeworth Street, a public way, approximately 788 feet of said portion shown on the zoning map of the Town of Stoneham as commercial land

and the remaining portion, approximately 782 feet shown on the zoning map of the town of Stoneham as residence B land and being 49.50 feet in width.

Parcel 6: Beginning at the southerly sideline of the aforementioned Pomeworth Street and running southerly approximately 780 feet to the northerly sideline of Pleasant Street, a public way, said portion shown on the zoning map of the Town of Stoneham as commercial land and being of variable width of approximately 50 feet.

Parcel 7: Beginning at the southerly sideline of the aforementioned Pleasant Street and running southwesterly approximately 340 feet to the northerly sideline of Gould Street, a public way, said portion shown on the zoning map as commercial and being 49.50 feet in width.

Said parcels 1 through 7 containing a total area of 302,550 square feet, more or less and meaning to include herein all property now (or previously) owned by the (MBTA) along the railroad right-of-way between Maple Street and the end of Gould Street in Stoneham, Massachusetts.

Any funds from the license of said ROW shall be placed in the special fund for the Railroad Right-of-Way, as may be enacted by the Commonwealth, or do anything in relation thereto.

Stoneham Bikeway/Greenway Committee

MOTION FOR ARTICLE 13

TO BE PRESENTED BY PETITIONER AT TOWN MEETING

Article 14. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning By-Laws by amending the Zoning Map of the Town of Stoneham by adding the property at which the

Stoneham Senior Center is located, 136 Elm Street (also shown as Parcel 80 on Map 6 of the Town of Stoneham Assessor's Maps) to the "Wireless Services Facility Overlay District" set out in Section 4.11 of the Town of Stoneham Zoning Bylaws, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 14

Move that the Town vote to amend the Stoneham Town Code, Chapter 15, Zoning By-Laws by amending the Zoning Map of the Town of Stoneham by adding the property at which the Stoneham Senior Center is located, 136 Elm Street (also shown as Parcel 80 on Map 6 of the Town of Stoneham Assessor's Maps) to the "Wireless Services Facility Overlay District" set out in Section 4.11 of the Town of Stoneham Zoning Bylaws.

ARTICLE 14 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 14 - This Article seeks to create an overlay district amending the Stoneham Zoning maps to allow for a cell tower to be placed at property where the Stoneham Senior Center is located. The Finance and Advisory Board recommends favorable action on this Article by a vote of 9-1 with 1 abstention in favor.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 15. To see if the Town will vote authorize the lease of the Senior Center barn and a portion of the Senior Center property located at 136 Elm Street (also shown as Parcel 80 on Map 6 of the Town of Stoneham Assessor's Maps), for Wireless Service Facilities. And further to authorize the Board of Selectmen and/or Town Administrator to take any action necessary to carry out this vote, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 15

Move that the Town vote to authorize the lease of the Senior Center barn and a portion of the Senior Center property located at 136 Elm Street (also shown as Parcel 80 on Map 6 of the Town of Stoneham Assessor's Maps), for Wireless Service Facilities. And further to authorize the Board of Selectmen and/or Town Administrator to take any action necessary to carry out this vote.

ARTICLE 15 - THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 15 - This Article seeks to allow the Town to lease a portion of land, or space, located at the Senior Center for the purpose of placing a cell tower facility or equipment thereon. The Finance and Advisory Board recommends favorable action on this Article by a vote of 9-1 with 1 abstention in favor.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 16. To see if the Town will vote to amend the Stoneham Town Code, Chapter 1 General Provisions, Section 1-4A Non-Criminal Disposition, as follows (with the deletion shown by a strike-out, and the additions shown as underlined):

Sec. 1-4A. Non-criminal disposition.

Violations of the following Town bylaws, rules and regulations, may be enforced by non-criminal disposition in the manner provided by General Laws, Chapter 40, Section 21D. For purposes of this bylaw, the specific penalty which is to apply for a violation shall be listed below. In addition to police officers of the Town of Stoneham, who shall have authority to enforce all of the below referenced bylaws, rules and regulations, the municipal officer(s), if any, listed below shall also have authority to enforce the respective bylaw, rule or regulation by non-criminal disposition. Each day any violation continues shall constitute a separate violation. Any specific monetary fine or penalty that is set forth below shall be considered to apply only to a non-criminal disposition of such violation and shall not be construed as a limitation upon the monetary penalty recoverable pursuant to Section 1-4 above or other applicable law.

BYLAWS

Section	Subject	Additional Enforcing Person(s)	Fine
Chap. 2 - Sec. 44	Numbering of Buildings	Fire Chief or Fire Prevention Officer	\$50.00
Chap. 3 - Sec. 7	Leash Required	Dog Officer	1st Offense - \$25.00 2nd Offense - \$40.00 3rd Offense - \$50.00
Chap. 6 - Sec.1	Depositing of offensive or injurious substances	Board of Health or its agent	\$50.00
Chap. 6 - Sec. 2	Deposit of substance subject to Decomposition	Board of Health or its agent	\$50.00
Chap. 6 - Sec. 4	Sewer Use Ordinance	Board of Health or its agent, Superintendent <u>Director of Public Works</u>	\$50.00
<u>Chapter 7 – Secs. 1 -11</u>	<u>Junk and Secondhand Articles</u>	<u>None</u>	<u>See Chapter 7, Sec. 12</u>
Chap. 7 - Sec. 13	Flea Market	None	\$50.00
Chap. 7 - Sec. 14	Automatic Amusement Devices	None	\$50.00
Chap. 8 - Sec 8	Unlawful Parking	None	\$50.00
Chap. 9 - Sec. 5	Discharging firearm, air rifle, etc.	None	\$50.00
Chap. 9 - Sec. 9	Interfering with hydrants, fire alarms, etc	Fire Chief or Fire Prevention Officer	\$50.00
Chap. 9 - Sec. 9.1	Fire Lanes	Fire Chief or Fire Prevention Officer	\$50.00

Section	Subject	Additional Enforcing Person(s)	Fine
Chap. 13 - Sec. 1	Excavations	Building Inspector	\$50.00
Chap. 13 - Sec. 2	Obstructions or dumping	Board of Health or its agent	\$50.00
Chap. 13 - Sec. 7	Placement of materials in erecting, repairing or removing buildings	Building Inspector	\$50.00
Chap. 13 - Sec. 8	Standing so as to obstruct passage	None	\$50.00
Chap. 13 - Sec. 11	Snow Removal and		
Chap. 13 - Sec. 12	Deposits of snow on certain sidewalks or streets	Director of Public Works or his the Director's representative(s) as designated in writing by the Town Administrator	1st Offense per season Nov. 1-Apr. 30 - Written Warning 2nd Offense per season - \$25.00 Subsequent offenses per season - \$50.00 Each day of violation constitutes a separate violation
Ch. 13 - Sec. 13	Printer Material Vending Machines	Director of Public Works or the Director's representative as designated in writing by the Town Administrator	1 st Offense in 24-month period - \$50 2 nd Offense in 24-month period - \$100 3 rd Offense and each subsequent offense
Chap. 13A - Sec.1	Earth Removal	Building Inspector	\$50.00
			1st Offense in 24-month period - \$50.00 2nd Offense in 24-month period - \$100.00 3rd Offense and each subsequent offense in 24-month period - \$200.00
Chap. 14	Water Use	Director of Public Works or the Director's representative as designated in writing by the	
Chap. 15	Zoning Bylaws	Building Inspector	1st Offense in 24-month period - \$50.00 2nd Offense in 24-month period - \$100.00 3rd Offense and each subsequent offense in 24-month period - \$200
Chap. 15 Sec. 4.2.2.2	Unregistered Motor Vehicle Per Lot	Building Inspector	\$50.00
Chap. 15 Sec. 5.3.6.3	Corner lot fences, business	Building Inspector	\$50.00

Chap. 15 Sec. 6.3.4.2.9	Maintenance of parking lots	Building Inspector	\$50.00
Chap. 15 Sec. 6.3.4.2.10	Snow storage	Building Inspector	\$50.00
Chap. 15 Sec. 6.3.5.2.1	Maintenance of screening	Building Inspector	\$50.00
Chap. 15 Sec. 6.5.2.4	Landscaping	Building Inspector	\$50.00
Chap. 15 Sec. 6.5.3.1(a)	Pool Enclosures	Building Inspector	\$50.00
Chap. 15 Sec. 6.6.2.2	Lighting	Building Inspector	\$50.00
Chap. 15 Sec. 6.7	Signs and Illuminations	Building Inspector	\$50.00
Chap. 15 Sec. 6.8.9.1	Hazardous materials	Building Inspector	\$50.00
Chap. 16 – Sec. 20 thru 69	Vehicle for Hire Regulations	None	1st Offense in six month period - \$50.00 2nd Offense in six month period - \$100.00 3rd Offense and each subsequent offense thereafter, in a six month period - \$200.00
Chap. 20 – Sec. 2 thru 120	Board of Health Regulations Stoneham Fire Regulations	Board of Health or its health inspector or agent Fire Chief or Fire Prevention Officer	See Regulations or otherwise as follows: \$50.00 for each day such violation continues after receipt of notice thereof <u>1st Offense in 24-month period - \$50.00</u> <u>2nd Offense in 24-month period - \$100.00</u> <u>3rd Offense in 24-month period - \$200</u> \$50 for each day such violation continues after receipt of written notice

Or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 16

Move that the Town vote to amend the Stoneham Town Code, Chapter 1 General Provisions, Section 1-4A Non-Criminal Disposition, as follows (with the deletion shown by a strike-out, and the additions shown as underlined):

Sec. 1-4A. Non-criminal disposition.

Violations of the following Town bylaws, rules and regulations, may be enforced by non-criminal disposition in the manner provided by General Laws, Chapter 40, Section 21D. For purposes of this bylaw, the specific penalty which is to apply for a violation shall be listed below. In addition to police officers of the Town of Stoneham, who shall have authority to enforce all of the below referenced bylaws, rules and regulations, the municipal officer(s), if any, listed below shall also have authority to enforce the respective bylaw, rule or regulation by non-criminal disposition. Each day any violation continues shall constitute a separate violation. Any specific monetary fine or penalty that is set forth below shall be considered to apply only to a non-criminal disposition of such violation and shall not be construed as a limitation upon the monetary penalty recoverable pursuant to Section 1-4 above or other applicable law.

BYLAWS

Section	Subject	Additional Enforcing Person(s)	Fine
Chap. 2 - Sec. 44	Numbering of Buildings	Fire Chief or Fire Prevention Officer	\$50.00
Chap. 3 - Sec. 7	Leash Required	Dog Officer	1st Offense - \$25.00 2nd Offense - \$40.00 3rd Offense - \$50.00
Chap. 6 - Sec.1	Depositing of offensive or injurious substances	Board of Health or its agent	\$50.00
Chap. 6 - Sec. 2	Deposit of substance subject to Decomposition	Board of Health or its agent	\$50.00
Chap. 6 - Sec. 4	Sewer Use Ordinance	Board of Health or its agent, Superintendent <u>Director of Public Works</u>	\$50.00
<u>Chapter 7 – Secs. 1 -11</u>	<u>Junk and Secondhand Articles</u>	<u>None</u>	<u>See Chapter 7, Sec. 12</u>
Chap. 7 - Sec. 13	Flea Market	None	\$50.00

Section	Subject	Additional Enforcing Person(s)	Fine
Chap. 7 - Sec. 14	Automatic Amusement Devices	None	\$50.00
Chap. 8 - Sec 8	Unlawful Parking	None	\$50.00
Chap. 9 - Sec. 5	Discharging firearm, air rifle, etc.	None	\$50.00
Chap. 9 - Sec. 9	Interfering with hydrants, fire alarms, etc	Fire Chief or Fire Prevention Officer	\$50.00
Chap. 9 - Sec. 9.1	Fire Lanes	Fire Chief or Fire Prevention Officer	\$50.00
Chap. 13 - Sec. 1	Excavations	Building Inspector	\$50.00
Chap. 13 - Sec. 2	Obstructions or dumping	Board of Health or its agent	\$50.00
Chap. 13 - Sec. 7	Placement of materials in erecting, repairing or removing buildings	Building Inspector	\$50.00

Chap. 13 - Sec. 8	Standing so as to obstruct passage	None	\$50.00
Chap. 13 - Sec. 11	Snow Removal <u>and</u>		
Chap. 13 - Sec. 12	Deposits of snow on certain sidewalks or streets	Director of Public Works or <u>his the Director's representative(s) as designated in writing by the Town Administrator</u>	1st Offense per season Nov. 1-Apr. 30 - Written Warning 2nd Offense per season - \$25.00 Subsequent offenses per season - \$50.00 Each day of violation constitutes a separate violation
<u>Ch. 13 – Sec. 13</u>	<u>Printer Material Vending Machines</u>	<u>Director of Public Works or the Director's representative as designated in writing by the Town Administrator</u>	<u>1st Offense in 24-month period - \$50</u> <u>2nd Offense in 24-month period - \$100</u> <u>3rd Offense and each subsequent offense</u>
Chap. 13A - Sec.1	Earth Removal	Building Inspector	\$50.00
			<u>1st Offense in 24-month period - \$50.00</u> <u>2nd Offense in 24-month period - \$100.00</u> <u>3rd Offense and each subsequent offense in 24-month period - \$200.00</u>

Chap. 14 Water Use Director of Public Works or the Director's representative

as designated in writing by the

Chap. 15	Zoning Bylaws	Building Inspector	1st Offense in 24-month period - \$50.00 2nd Offense in 24-month period - \$100.00 3rd Offense and each subsequent offense in 24-month period - \$200
Chap. 15 Sec. 4.2.2.2	Unregistered Motor Vehicle Per Lot	Building Inspector	\$50.00
Chap. 15 Sec. 5.3.6.3	Corner lot fences, business	Building Inspector	\$50.00
Chap. 15 Sec. 6.3.4.2.9	Maintenance of parking lots	Building Inspector	\$50.00
Chap. 15 Sec. 6.3.4.2.10	Snow storage	Building Inspector	\$50.00
Chap. 15 Sec. 6.3.5.2.1	Maintenance of screening	Building Inspector	\$50.00

Chap. 15 Sec. 6.5.2.4	Landscaping	Building Inspector	\$50.00
Chap. 15 Sec. 6.5.3.1(a)	Pool Enclosures	Building Inspector	\$50.00
Chap. 15 Sec. 6.6.2.2	Lighting	Building Inspector	\$50.00
Chap. 15 Sec. 6-7	Signs and Illuminations	Building Inspector	\$50.00
Chap. 15 Sec. 6.8.9.1	Hazardous materials	Building Inspector	\$50.00
Chap. 16 - Sec. 20 thru 69	Vehicle for Hire Regulations	None	1st Offense in six month period - \$50.00 2nd Offense in six month period - \$100.00 3rd Offense and each subsequent offense thereafter, in a six month period - \$200.00

known as a “Registered Marijuana Dispensary”, and as such requirements of this bylaw, or other law or regulations applicable hereto, shall be applicable regardless of whether the term Medical Marijuana Treatment Center or Registered Marijuana Dispensary is used.

- (b) Marijuana for Medical Use: Marijuana that is designated and restricted for use by, and for the benefit of, Qualifying Patients in the treatment of Debilitating Medical Conditions as defined in G.L. c. 94G and the applicable regulations of the Massachusetts Department of Public Health, 105 CMR 725.
- (c) Marijuana: The same substance defined as “marihuana” under Chapter 94C of the Massachusetts General Laws.; and the substance defined as “marijuana” by 105 CMR 725.

4.14.4.5.2 *Purpose*

The purpose of this bylaw is to:

- (i) limit the establishment of Medical Marijuana Treatment Centers to appropriate locations under strict conditions in accordance with St. 2012, ch. 369 and 105 CMR 725.
- (ii) minimize the adverse impacts of Medical Marijuana Treatment Centers on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Facilities.
- (iii) regulate the siting, design, placement, security, safety, monitoring, modification, and removal of Medical Marijuana Treatment Centers.

4.14.4.5.3 *Applicability*

- (a) No Medical Marijuana Treatment Center shall be established except in compliance with the provisions of this Section 4.14.5
- (b) The commercial cultivation, production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of marijuana for medical use is prohibited unless permitted as a Medical Marijuana Treatment Center under this bylaw.
- (c) Nothing in this Bylaw shall be construed to supersede any state or federal laws or regulations governing the sale and distribution of narcotic drugs. The commercial cultivation, production, processing, assembly, packaging, retail or wholesale, trade, distribution or dispensing of Marijuana for Medical Use is prohibited unless permitted as a Medical Marijuana Treatment Center under this bylaw.

4.14.4.5.4 *General Requirements and Conditions for all Medical Marijuana Treatment Centers.*

The following requirements and conditions shall apply to all Medical Marijuana Treatment Centers:

- (a) All Medical Marijuana Treatment Centers not otherwise specifically exempted by State law shall be contained within a building or structure.
- (b) No Medical Marijuana Treatment Center shall have a gross floor area of less than 1,000 square feet or in excess of 20,000 square feet.

- (c) Medical Marijuana Treatment Center shall not be located in buildings that contain any medical doctor's offices or the offices of any other professional practitioner authorized to prescribe the use of medical marijuana.
- (d) The hours of operation of Medical Marijuana Treatment Center shall be set by the Special Permit Granting Authority and the Board of Selectmen as Site Plan Granting Authority, but in no event shall a Medical Treatment Center be open and/or operating between the hours of 8:00 PM and 8:00 A.M.
- (e) No Medical Marijuana Treatment Center shall be located on the same lot or a lot which abuts any of the following within the Town of Stoneham: a public or Private school, licensed child care facility or any public playground, recreation facility, athletic field or other park where children congregate within the Town of Stoneham.
- (f) No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises of a Medical Marijuana Treatment Center.
- (g) Medical Marijuana Treatment Centers shall not be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a trailer, recreational vehicle, movable or stationary mobile vehicle.
- (h) No products shall be displayed in the facilities windows or be visible from any street or parking lot.
- (i) Notwithstanding any provisions of Section 6.7 of the Zoning Bylaws, signage for all Medical Marijuana Treatment Centers shall include the following language: "Registration card issued by the MA Department of Public Health required." The required text shall be a minimum of two inches in height. The sign shall be located in a visible location near the main entrance to the facility. Exterior signs shall identify the name of the establishment but shall not contain any other advertising information.
- (j) Medical Marijuana Treatment Centers shall provide the Stoneham Board of Health, the Stoneham Police Department, and the Stoneham Fire Department with the names, phone numbers and email addresses of all management staff and keyholders to whom one can provide notice if there are operating problems associated with the center and update that list whenever there is any change in management staff or keyholders.

4.14.4.5.5 *Special Permit Requirements*

- 4.14.4.5.5.1 A Medical Marijuana Treatment Center shall only be allowed by special permit in accordance with G.L. c. 40A, §9 and Section 7.4 of the Zoning Bylaws, subject to the regulations, requirements, conditions and limitations of contained in Section 4.14.5.
- 4.14.4.5.5.2 A Special Permit for a Medical Marijuana Treatment Center shall be limited to one or more of the following uses that shall be determined by the Planning Board:
 - (a) cultivation of Marijuana for Medical Use (horticulture) except that sites protected under Chapter 40A Section 3 shall not require a Special Permit;

- (b) processing and packaging of Marijuana for Medical Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products; or
- (c) retail sale or distribution of Marijuana for Medical Use to Qualifying Patients;

4.14.4.5.5.3 In addition to the application requirements set forth in the in this Section 4.14.4.5, the Zoning Bylaws and the Rules and Regulations of the Planning Board, a Special Permit application for a Medical Marijuana Treatment Center shall include the following:

- (a) the name and address of each owner of the establishment and property owner;
- (b) copies of all required licenses and permits issued to the applicant by the Commonwealth of Massachusetts and any of its agencies for the establishment;
- (c) evidence of the applicant's right to use the site for the establishment, such as a deed, or lease;
- (d) if the applicant is a business organization, a statement under oath disclosing all of its owners, shareholders, partners, members, managers, directors, officers, or similarly-situated individuals and entities and their addresses. If any of the above are entities rather than persons, the applicant must disclose the names and addresses of all individuals associated with that entity;
- (e) Proposed security measures for the Medical Marijuana Treatment Center, including lighting, fencing, surveillance cameras, gates and alarms, to help to best ensure the safety of persons and to protect the premises from theft. The security measures shall be reviewed and approved by the Police Department.

4.14.4.5.6 *Mandatory Findings*

In addition to the findings required under Section 7.4 of the Zoning Bylaws, the Planning Board shall not issue a Special Permit for a Medical Marijuana Treatment Center unless it finds that:

- (a) the establishment is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest, as defined in G.L. c. 40A, §11;
- (b) the applicant clearly demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and is in compliance with all applicable State laws and regulations; and
- (c) the applicant has satisfied all of the conditions and requirements of this Section 4.14.4.5.

4.14.4.5.7 *Annual Reporting*

Any Medical Marijuana Treatment Centers permitted under this Bylaw shall as a condition of its Special Permit file an annual report with the Planning Board, Board of Selectmen, Building Inspector and Town Clerk no later than January 31st of each year. The Annual Report shall include a copy of all current applicable state licenses for the establishment and/or its owners and demonstrate continued compliance with the conditions of the Special Permit. In the event that the Annual Report is not received by January 31st or if the report is incomplete, the owner(s) of the

Medical Marijuana Treatment Center May be required to appear before the Board of Selectmen or its designee to provide the required information.

4.14.4.5.8 *Term of Special Permit*

- (a) A special permit issued pursuant to this Section 4.14.4.5 shall be valid for a period of five (5) years from the date of issuance. Any renewal of the special permit shall be governed by the standards and procedures set forth in this Section 4.14.4.5 and the rules and regulations of the Planning Board. A special permit shall remain in effect until the conclusion of the public hearing and filing of the decision on the renewal. In granting the renewal, the Planning Board may impose additional conditions. Nothing in this Section 4.14.4.5.8 shall prevent or restrict the Planning Board from placing a shorter time limitation on the length of a special permit granted pursuant to this Section 4.14.4.5.6 if specific circumstances warrant.
- (b) A Special Permit granted under this Section 4.14.4.5 shall have a term limited to the duration of the Special Permit applicant's ownership or lease of the premises as a Medical Marijuana Treatment Center. A Special Permit may be transferred to another party only with the approval of the Planning Board in the form of an amendment to the special permit with all information required in this Section 4.14.4.5. This term limitation shall be independent of the five (5) year special permit time limit above, and shall neither affect nor negate said five (5) year limitation.

4.14.4.5.9 *Bond*

The Planning Board shall require the applicant that obtains the special permit to post a bond prior to the issuance of a building permit to cover costs for the removal of the Medical Marijuana Treatment Center in the event contrary to the requirements of Section 4.14.4.5.10 below and applicable law and regulations, the Town must remove said Center and to properly transfer or dispose of all equipment, materials and other items. The value of the bond shall be based upon the ability to completely said removal, transfer and disposal, and properly clean the facility at prevailing wages. The value of the bond shall be based upon the applicant providing the Planning Board with three (3) written bids to meet these requirements. An incentive factor of 1.5 shall be applied to all bonds to ensure adequate funds for the Town to remove the improvement in compliance with applicable law.

4.14.4.5.10 *Abandonment or Discontinuance of Use*

A Medical Marijuana Treatment Center shall be required to remove all materials, plants equipment and other paraphernalia: (a) prior to surrendering its state issued licenses or permits; or (b) within six (6) months of ceasing operations; whichever comes first.

4.14.4.5.11 *Site Plan - Additional Submission Requirements*

In addition to the application requirements for Site Plan contained in the Zoning Bylaws and the Board of Selectmen's Site Plan Regulations, an applicant for Site Plan approval for a Medical Marijuana Treatment Center shall submit with the Site Plan application and each copy of the application submitted to the Board of Selectmen, copies of the application submitted to the Planning Board for its special permit, and any subsequent amendments to said application, and shall update any information that has changed since the time of that application or the grant of the special permit.

Severability

If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Section are severable, or do anything in relation thereto.

**Board of Selectmen
Planning Board**

MOTION FOR ARTICLE 17

SEE NEXT SHEET

MOTION FOR ARTICLE 17

Move that the Town vote to amend the Stoneham Town Code, Chapter 15, Zoning By-Laws, Section 4.14 Commercial District III, Section 4.14.4 Uses Permitted on a Special Permit by the Planning Board and Site Plan Approval by the Board of Selectmen, by adding Section 4.14.4.5 Medical Marijuana Treatment Center as a use permitted on a special permit by the Planning Board and site plan approval by the Board of Selectmen, as follows:

4.14.4.5. Medical Marijuana Treatment Center

4.14.4.5.1 *Definitions*

- (a) Medical Marijuana Treatment Center: A “Medical Marijuana Treatment Center” shall mean a not-for-profit entity, as defined by Massachusetts law Chapter 369 of the Massachusetts Acts and Resolves of 2012 (St. 2012, ch. 369) which codifies the Citizens Initiative Petition #11-11, Question #3 on the November, 2012 state ballot] and applicable regulations of the Massachusetts Department of Public Health [105 CMR 725] only, registered under said law and regulations, that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers. Unless otherwise specified, a Medical Marijuana Treatment Center refers to the site(s) of dispensing, cultivation, and preparation of marijuana. A Medical Marijuana Treatment Center is pursuant to 105 CMR 725 “to be known as a “Registered Marijuana Dispensary”, and as such requirements of this bylaw, or other law or regulations applicable hereto, shall be applicable regardless of whether the term Medical Marijuana Treatment Center or Registered Marijuana Dispensary is used.
- (b) Marijuana for Medical Use: Marijuana that is designated and restricted for use by, and for the benefit of, Qualifying Patients in the treatment of Debilitating Medical Conditions as defined in G.L. c. 94G and the applicable regulations of the Massachusetts Department of Public Health, 105 CMR 725.
- (c) Marijuana: The same substance defined as “marihuana” under Chapter 94C of the Massachusetts General Laws.; and the substance defined as “marijuana” by 105 CMR 725.

4.14.4.5.2 *Purpose*

The purpose of this bylaw is to:

- (i) limit the establishment of Medical Marijuana Treatment Centers to appropriate locations under strict conditions in accordance with St. 2012, ch. 369 and 105 CMR 725.
- (ii) minimize the adverse impacts of Medical Marijuana Treatment Centers on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Facilities.

- (i) regulate the siting, design, placement, security, safety, monitoring, modification, and removal of Medical Marijuana Treatment Centers.

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The purpose of this bylaw is to:

- (i) limit the establishment of Medical Marijuana Treatment Centers to appropriate locations under strict conditions in accordance with St. 2012, ch. 369 and 105 CMR 725.
- (ii) minimize the adverse impacts of Medical Marijuana Treatment Centers on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Facilities.
- (iii) regulate the siting, design, placement, security, safety, monitoring, modification, and removal of Medical Marijuana Treatment Centers.

4.14.4.5.4 *General Requirements and Conditions for all Medical Marijuana Treatment Centers.*

The following requirements and conditions shall apply to all Medical Marijuana Treatment Centers:

- (a) All Medical Marijuana Treatment Centers not otherwise specifically exempted by State law shall be contained within a building or structure.
- (b) No Medical Marijuana Treatment Center shall have a gross floor area of less than 1,000 square feet or in excess of 20,000 square feet.
- (c) Medical Marijuana Treatment Center shall not be located in buildings that contain any medical doctor's offices or the offices of any other professional practitioner authorized to prescribe the use of medical marijuana.
- (d) The hours of operation of Medical Marijuana Treatment Center shall be set by the Special Permit Granting Authority and the Board of Selectmen as Site Plan Granting Authority, but in no event shall a Medical Treatment Center be open and/or operating between the hours of 8:00 PM and 8:00 A.M.
- (e) No Medical Marijuana Treatment Center shall be located on the same lot or a lot which abuts any of the following within the Town of Stoneham: a public or Private school, licensed child care facility or any public playground, recreation facility, athletic field or other park where children congregate within the Town of Stoneham.
- (f) No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises of a Medical Marijuana Treatment Center.
- (g) Medical Marijuana Treatment Centers shall not be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a trailer, recreational vehicle, movable or stationary mobile vehicle.

- (h) No products shall be displayed in the facilities windows or be visible from any street or parking lot.
- (i) Notwithstanding any provisions of Section 6.7 of the Zoning Bylaws, signage for all Medical Marijuana Treatment Centers shall include the following language: "Registration card issued by the MA Department of Public Health required." The required text shall be a minimum of two inches in height. The sign shall be located in a visible location near the main entrance to the facility. Exterior signs shall identify the name of the establishment but shall not contain any other advertising information.
- (j) Medical Marijuana Treatment Centers shall provide the Stoneham Board of Health, the Stoneham Police Department, and the Stoneham Fire Department with the names, phone numbers and email addresses of all management staff and keyholders to whom one can provide notice if there are operating problems associated with the center and update that list whenever there is any change in management staff or keyholders.

4.14.4.5.5 *Special Permit Requirements*

4.14.4.5.5.1 A Medical Marijuana Treatment Center shall only be allowed by special permit in accordance with G.L. c. 40A, §9 and Section 7.4 of the Zoning Bylaws, subject to the regulations, requirements, conditions and limitations of contained in Section 4.14.5.

4.14.4.5.5.2 A Special Permit for a Medical Marijuana Treatment Center shall be limited to one or more of the following uses that shall be determined by the Planning Board:

- (a) cultivation of Marijuana for Medical Use (horticulture) except that sites protected under Chapter 40A Section 3 shall not require a Special Permit;
- (b) processing and packaging of Marijuana for Medical Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products; or
- (c) retail sale or distribution of Marijuana for Medical Use to Qualifying Patients;

4.14.4.5.5.3 In addition to the application requirements set forth in the in this Section 4.14.4.5, the Zoning Bylaws and the Rules and Regulations of the Planning Board, a Special Permit application for a Medical Marijuana Treatment Center shall include the following:

- (a) the name and address of each owner of the establishment and property owner;
- (b) copies of all required licenses and permits issued to the applicant by the Commonwealth of Massachusetts and any of its agencies for the establishment;
- (c) evidence of the applicant's right to use the site for the establishment, such as a deed, or lease;
- (d) if the applicant is a business organization, a statement under oath disclosing all of its owners, shareholders, partners, members, managers, directors, officers, or similarly-situated individuals and entities and their addresses. If any of the above are entities rather than persons, the applicant must disclose the names and addresses of all individuals associated with that entity;

- (e) Proposed security measures for the Medical Marijuana Treatment Center, including lighting, fencing, surveillance cameras, gates and alarms, to help to best ensure the safety of persons and to protect the premises from theft. The security measures shall be reviewed and approved by the Police Department.

4.14.4.5.6 *Mandatory Findings*

In addition to the findings required under Section 7.4 of the Zoning Bylaws, the Planning Board shall not issue a Special Permit for a Medical Marijuana Treatment Center unless it finds that:

- (a) the establishment is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest, as defined in G.L. c. 40A, §11;
- (b) the applicant clearly demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and is in compliance with all applicable State laws and regulations; and
- (c) the applicant has satisfied all of the conditions and requirements of this Section 4.14.4.5.

4.14.4.5.7 *Annual Reporting*

Any Medical Marijuana Treatment Centers permitted under this Bylaw shall as a condition of its Special Permit file an annual report with the Planning Board, Board of Selectmen, Building Inspector and Town Clerk no later than January 31st of each year. The Annual Report shall include a copy of all current applicable state licenses for the establishment and/or its owners and demonstrate continued compliance with the conditions of the Special Permit. In the event that the Annual Report is not received by January 31st or if the report is incomplete, the owner(s) of the Medical Marijuana Treatment Center May be required to appear before the Board of Selectmen or its designee to provide the required information.

4.14.4.5.8 *Term of Special Permit*

- (a) A special permit issued pursuant to this Section 4.14.4.5 shall be valid for a period of five (5) years from the date of issuance. Any renewal of the special permit shall be governed by the standards and procedures set forth in this Section 4.14.4.5 and the rules and regulations of the Planning Board. A special permit shall remain in effect until the conclusion of the public hearing and filing of the decision on the renewal. In granting the renewal, the Planning Board may impose additional conditions. Nothing in this Section 4.14.4.5.8 shall prevent or restrict the Planning Board from placing a shorter time limitation on the length of a special permit granted pursuant to this Section 4.14.4.5.6 if specific circumstances warrant.
- (b) A Special Permit granted under this Section 4.14.4.5 shall have a term limited to the duration of the Special Permit applicant's ownership or lease of the premises as a Medical Marijuana Treatment Center. A Special Permit may be transferred to another party only with the approval of the Planning Board in the form of an amendment to the special permit with all information required in this Section

4.14.4.5. This term limitation shall be independent of the five (5) year special permit time limit above, and shall neither affect nor negate said five (5) year limitation.

4.14.4.5.9 *Bond*

The Planning Board shall require the applicant that obtains the special permit to post a bond prior to the issuance of a building permit to cover costs for the removal of the Medical Marijuana Treatment Center in the event contrary to the requirements of Section 4.14.4.5.10 below and applicable law and regulations, the Town must remove said Center and to properly transfer or dispose of all equipment, materials and other items. The value of the bond shall be based upon the ability to completely said removal, transfer and disposal, and properly clean the facility at prevailing wages. The value of the bond shall be based upon the applicant providing the Planning Board with three (3) written bids to meet these requirements. An incentive factor of 1.5 shall be applied to all bonds to ensure adequate funds for the Town to remove the improvement in compliance with applicable law.

4.14.4.5.10 *Abandonment or Discontinuance of Use*

A Medical Marijuana Treatment Center shall be required to remove all materials, plants equipment and other paraphernalia: (a) prior to surrendering its state issued licenses or permits; or (b) within six (6) months of ceasing operations; whichever comes first.

4.14.4.5.11 *Site Plan - Additional Submission Requirements*

In addition to the application requirements for Site Plan contained in the Zoning Bylaws and the Board of Selectmen's Site Plan Regulations, an applicant for Site Plan approval for a Medical Marijuana Treatment Center shall submit with the Site Plan application and each copy of the application submitted to the Board of Selectmen, copies of the application submitted to the Planning Board for its special permit, and any subsequent amendments to said application, and shall update any information that has changed since the time of that application or the grant of the special permit.

Severability

If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Section are severable.

**Board of Selectmen
Planning Board**

ARTICLE 17 - Absent a specific zoning bylaw, a medical marijuana dispensary could locate in multiple zoning districts in a municipality, including Stoneham. That is why the Stoneham town meeting imposed a temporary moratorium last year that runs until June 30, 2014. The proposed warrant article limits dispensaries to the Commercial District III, which is located in the northwest corner of Town, west of Route 93, subject to obtaining a special permit from the Planning Board. Any special permit for a dispensary would be for an initial term limited to five years, and would be subject to other limitations and restrictions as set out in the proposed bylaw. This article requires a 2/3rds majority vote of town meeting and subsequent approval by the Attorney General.

The position of the Massachusetts Attorney General's office is that a municipality may not totally prohibit medical marijuana dispensaries because it would conflict with the State law (passed by the voters in a state-wide referendum). This issue is currently being litigated by the Town of Wakefield in Superior Court. The Town will be closely monitoring the outcome of Wakefield's attempt to ban dispensaries completely. If a final court determination should rule in favor of Wakefield, Stoneham may then decide whether to amend this zoning amendment, if adopted, to further prohibit any such dispensaries. Vote was 10-1 in favor.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION

Article 18. To see if the Town will vote to petition the Massachusetts General Court (State Legislature) for and/or in support of a special act to: (i) dispose by sale, subject to further authorization(s) and requirements that may be included in said special act, a parcel of land located on Lynn Fells Parkway in the Town of Stoneham and currently under the control of the Department of Conservation and Recreation ("department"). The parcel subject to this act contains 25,011± square feet and is described in Certificate of Title No. 225345, in the Middlesex South District Registry of Deeds in Book 1256, Page 195, and is shown as Lot 8 on Land Court Plan 34101-C; (ii) provide that any such conveyance is or may be subject to an easement requiring the grantee to make available maintain at its expense on the parcel a certain number, not greater than ten (10) parking spaces in an accessible location, to be available for use by the public during the hours the Middlesex Fells Reservation is open, as set by said Department, such location to be determined and configured by the grantee, subject to the reasonable approval of said Department; and (iii) direct that no less than five percent (5%) of the consideration received from the sale of the parcel shall be paid to the Town of Stoneham, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 18

Move that the Town vote to petition the Massachusetts General Court (State Legislature) for and/or in support of a special act to: (i) dispose by sale, subject to further authorization(s) and requirements that may be included in said special act, a parcel of land located on Lynn Fells Parkway in the Town of Stoneham and currently under the control of the Department of Conservation and Recreation ("department"). The parcel subject to this act contains 25,011± square feet and is described in Certificate of Title No. 225345, in the Middlesex South District Registry of Deeds in Book 1256, Page 195, and is shown as Lot 8 on Land Court Plan 34101-C; (ii) provide that any such conveyance is or may be subject to an easement requiring the grantee to make available maintain at its expense on the parcel a certain number, not greater than ten (10) parking spaces in an accessible location, to be available for use by the public during the hours the Middlesex Fells Reservation is open, as set by said Department, such location to be determined and configured by the grantee, subject to the reasonable approval of said Department; and (iii) direct that no less than five percent (5%) of the consideration received from the sale of the parcel shall be paid to the Town of Stoneham.

ARTICLE 18 - THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 18 - This article concerns bringing a property back onto Stoneham's tax rolls. The parcel of land is half an acre of land located on Lynn Fells Parkway, north of Pond Street, between J.J. Grimsby's and the gas station/ Dunkin Donuts business.

Years ago, this parcel of land came under the control of the state Department of Conservation and Recreation (DCR). Under DCR, the parcel is exempted from paying property taxes to the Town of Stoneham even though DCR has not used the land, but rather has allowed it to be used as customer parking by a private for-profit business. The current article proposes to compel DCR to sell the land, possibly to the for-profit business already using it, and return it to Stoneham tax rolls. The current 10 parking spaces on the parcel would remain with a new restriction that the public be allowed to park in them whenever the Middlesex Fells is open. The town would also benefit by receiving 5% of the sales proceeds of the parcel. The Finance and Advisory Board recommends favorable action on this Article by a vote of 8-1 with 1 abstention.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 19. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire station, and authorize expenditures by the Fire Chief, not to exceed \$30,000 during Fiscal Year 2015 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 19

Move that the Town vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire Station, and authorize expenditures by the Fire Chief, not to exceed Thirty Thousand Dollars (\$30,000) during Fiscal Year 2015 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account.

ARTICLE 19 - THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 19 – This Article is a standard article at the annual town meeting seeking to reauthorize a revolving fund for the purpose of using receipts generated by rental space at the Fire Station and authorizes the Chief of the Fire Department to use such expenditures, not to exceed \$30,000.00. In addition, it allows for funds in the account not already used to be rolled into this year's revolving account. The Finance Board recommends favorable action of this Article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 20. To see if the Town will vote to raise and appropriate, or transfer from available funds, or borrow, a sum of money to pay prior year invoices, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 20

Move that the Town vote to indefinitely postpone the subject matter of Article No. 20.

ARTICLE 20 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 20 - This standard article is required at annual town meetings in order to pay bills that are due from a prior fiscal year in the next fiscal year. The Finance and Advisory Board recommends favorable action on this article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 21. To see if the Town will vote to raise and appropriate from taxation or by transfer from available funds, such sums as may be necessary to defray Town charges for the ensuing year, including debt and interest and a reserve fund, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 21

Move that the Town vote to raise and appropriate from taxation or by transfer from available funds, the sum of Sixty-Eight Million Seven Hundred Forty-Seven Thousand One Hundred Ninety-Seven Dollars (\$68,747,197) to defray Town charges for the ensuing year, including the Town operating budget for the year beginning July 1, 2014 through June 30, 2015; said sum as **itemized on Exhibit A.**

ARTICLE 21 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 21 – THE FINANCE AND ADVISORY BOARD WILL PRESENT AT TOWN MEETING.

PLEASE SEE NEXT PAGE FOR EXHIBIT A FOR ARTICLE #21

**MAY 5, 2014 ANNUAL TOWN MEETING
ARTICLE #21-(EXHIBIT A)**

DEPARTMENT	FY15 BUDGET		
	PERSONNEL	OPERATING	TOTAL
114 Town Moderator	\$0	\$220	\$220
122 Board of Selectmen	\$73,253	\$10,000	\$83,253
123 Town Administrator	\$324,319	\$42,500	\$366,819
132 Reserve Fund	\$0	\$26,652	\$26,652
135 Town Accountant	\$169,674	\$1,550	\$171,224
141 Board of Assessors	\$132,801	\$4,300	\$137,101
145 Treasurer	\$242,883	\$18,510	\$261,393
151 Town Counsel	\$109,090	\$6,725	\$115,815
155 GIS/MIS	\$117,617	\$122,453	\$240,070
161 Town Clerk	\$122,676	\$5,450	\$128,126
162 Elections & Registrations	\$74,311	\$18,600	\$92,911
172 Whiphill Park	\$0	\$10,950	\$10,950
182 Planning Bd/BOA/Conserv.	\$41,543	\$1,160	\$42,703
185 Economic and Comm Dev	\$62,912	\$10,000	\$72,912
192 Public Property Maint.	\$500	\$80,612	\$81,112
210 Police Department	\$3,334,406	\$249,770	\$3,584,176
211 Traffic Directors	\$135,128	\$4,500	\$139,628
212 Dispatchers	\$375,860	\$7,610	\$383,470
220 Fire Department	\$2,648,223	\$119,650	\$2,767,873
241 Building & Wire	\$181,616	\$6,900	\$188,516
291 Civil Defense	\$2,000	\$0	\$2,000
300 Public Schools	\$0	\$25,022,305	\$25,022,305
397 Essex North Shore Agricultural & Technical School	\$0	\$137,500	\$137,500
398 Minuteman Voc. School	\$0	\$55,000	\$55,000
399 Northeast Voc. School	\$0	\$1,045,756	\$1,045,756
400 Public Works Admin.	\$752,451	\$2,326,900	\$3,079,351
440 Sewer	\$631,625	\$4,597,105	\$5,228,730
450 Water	\$552,503	\$3,705,814	\$4,258,317
510 Board of Health	\$136,500	\$1,840	\$138,340
541 Council on Aging	\$79,988	\$30,827	\$110,815
543 Veterans	\$39,676	\$171,699	\$211,375
610 Public Library	\$545,134	\$198,850	\$743,984
630 Unicorn Golf	\$157,701	\$282,374	\$440,075
631 Arena	\$169,622	\$265,280	\$434,902
710 Maturing Debt & Interest	\$0	\$4,986,125	\$4,986,125
911 Contributory Pension	\$0	\$4,788,848	\$4,788,848
912 Health Insurance	\$0	\$7,678,762	\$7,678,762
919 Unclassified	\$73,003	\$1,380,000	\$1,453,003
920 Non-Departmental	\$0	\$37,085	\$37,085
Total Budgets:	\$11,287,015	\$57,460,182	\$68,747,197

Said Sum to be raised or transferred as follows:

Revenue of the Current Year	\$57,827,128
By transfer from the 225 Fallon Road Fund	\$62,912
By transfer from the Cemetery Perpetual Income Fund	\$35,000
By transfer from the Sale of Lots & Graves Res. For Approp.	\$36,000
By transfer from the Sale of Dog License Fund	\$8,000
By transfer from the Whip Hill Trust	\$10,000
By transfer from the BOS Stockwell Trust	\$3,500
By transfer from the RCN/Verizon Operating Cable Funds	\$32,500
By transfer from the Estimated Sewer Receipts to:	
Department #440 Sewer Department	\$5,228,730
Department #710 Debt Service	\$92,400
Department #135 Town Accountant	\$14,246
Department #145 Town Treasurer	\$21,748
Department #155 MIS/GIS Department	\$18,310
Department #911 Contributory Pension	\$226,207
Department #912 Health Insurance	\$132,294
Department #919 Unclassified Budget	\$75,158
By transfer from the Estimated Water Receipts to:	
Department #450 Water Department	\$4,258,317
Department #710 Debt Service	\$273,636
Department #135 Town Accountant	\$11,489
Department #145 Town Treasurer	\$17,539
Department #155 MIS/GIS Department	\$14,767
Department #911 Contributory Pension	\$197,684
Department #912 Health Insurance	\$92,385
Department #919 Unclassified Budget	\$57,247
Total Estimated Revenues	\$68,747,197

Article 22. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from fees charged for public health services to cover the costs of these services, and authorize expenditures by the Board of Health, not to exceed \$50,000 during Fiscal Year 2015 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 22

Move that the Town vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from fees charged for public health services to cover the costs of these services, and authorize expenditures by the Board of Health, not to exceed fifty Thousand Dollars (\$50,000) during Fiscal Year 2015 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2014 from the existing Revolving account into the reauthorized Revolving account.

ARTICLE 22 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 22 – This Article is a standard article at the annual town meeting seeking to reauthorize a revolving fund for the purpose of using receipts generated by fees charged for public health services. The Finance Board recommends favorable action of this Article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 23. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to amend the Fiscal Year 2014 departmental budgets approved under Article No. 16 of May 6, 2013 Annual Town Meeting, as amended, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 23

Move that the Town vote to amend various Fiscal Year 2014 departmental budgets approved under Article No. 16 of May 6, 2013 Annual Town Meeting, as amended (**as shown in Exhibit B**).

ARTICLE 23 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 23 – This Article is a standard article at the annual town meeting seeking to transfer funds between accounts to other departments in order to balance the budget for those departments that are running current year deficits from other departments running surpluses or from other sources. The Finance and Advisory Board recommends favorable action of this Article by a 9-2 vote.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

SEE EXHIBIT B ON NEXT PAGE FOR ARTICLE #23

**MAY 5, 2014 ANNUAL TOWN MEETING
ARTICLE #23-(EXHIBIT B)**

DEPARTMENT	FY14 BUDGET		5/5/14 ATM ADJUSTMENTS		REVISED FY14 BUDGET		
	PERSONNEL	OPERATING	TOTAL	PERSONNEL OPERATING	TOTAL	PERSONNEL OPERATING	TOTAL
114 Town Moderator	\$0	\$220	\$220	\$0	\$0	\$0	\$220
122 Board of Selectmen	\$70,995	\$10,000	\$80,995	\$0	\$1,500	\$70,995	\$82,495
123 Town Administrator	\$317,752	\$42,500	\$360,252	\$0	\$5,000	\$317,752	\$365,252
135 Town Accountant	\$169,232	\$1,550	\$170,782	\$0	\$0	\$169,232	\$170,782
141 Board of Assessors	\$129,880	\$4,300	\$134,180	\$0	\$0	\$129,880	\$134,180
145 Treasurer	\$237,528	\$17,010	\$254,538	\$0	\$0	\$237,528	\$254,538
151 Town Counsel	\$107,480	\$6,725	\$114,205	\$0	\$0	\$107,480	\$114,205
155 GIS/MIS	\$96,257	\$122,453	\$218,710	\$0	\$5,000	\$96,257	\$223,710
161 Town Clerk	\$124,667	\$5,450	\$130,117	\$0	\$0	\$124,667	\$130,117
162 Elections & Registrations	\$66,511	\$35,400	\$91,911	\$10,500	\$0	\$67,011	\$91,911
172 Whiphill Park	\$0	\$10,950	\$10,950	\$0	\$0	\$0	\$10,950
182 Planning Bd/BOA/Conserv.	\$38,770	\$1,160	\$39,930	\$0	\$0	\$38,770	\$39,930
192 Public Property Maint.	\$500	\$89,612	\$90,112	(\$500)	(\$11,500)	\$0	\$78,112
210 Police Department	\$3,152,053	\$233,570	\$3,385,623	\$64,000	(\$6,000)	\$3,216,053	\$3,443,623
211 Traffic Directors	\$131,408	\$4,500	\$135,908	(\$8,000)	\$0	\$123,408	\$127,908
212 Dispatchers	\$362,557	\$4,910	\$367,467	\$0	\$0	\$362,557	\$367,467
220 Fire Department	\$2,553,762	\$119,650	\$2,673,412	\$0	\$0	\$2,553,762	\$2,673,412
241 Building & Wire	\$174,310	\$6,900	\$181,210	\$0	\$0	\$174,310	\$181,210
291 Civil Defense	\$2,000	\$0	\$2,000	\$0	\$0	\$2,000	\$2,000
300 Public Schools	\$0	\$24,251,891	\$24,251,891	\$0	139,463	0	24,391,354
398 Minuteman Voc. School	\$0	\$50,000	\$50,000	\$0	(\$3,000)	\$0	\$47,000
399 Northeast Voc. School	\$0	\$948,815	\$948,815	\$0	\$0	\$0	\$948,815
400 Public Works Admin.	\$775,710	\$2,360,050	\$3,135,760	\$0	(\$15,000)	\$775,710	\$3,120,760
440 Sewer	\$539,522	\$4,565,789	\$5,105,311	\$0	\$0	\$539,522	\$5,105,311
450 Water	\$521,373	\$3,469,681	\$3,991,054	\$0	\$0	\$521,373	\$3,991,054
510 Board of Health	\$133,964	\$1,840	\$135,804	\$500	\$0	\$134,464	\$136,304
541 Council on Aging	\$73,507	\$30,827	\$104,334	\$0	\$0	\$73,507	\$104,334
543 Veterans	\$38,143	\$170,699	\$208,842	\$0	\$0	\$38,143	\$208,842
610 Public Library	\$532,002	\$189,582	\$721,584	\$9,000	(\$9,000)	\$541,002	\$721,584
630 Unicorn Golf	\$181,506	\$283,274	\$464,780	(\$20,000)	\$0	\$161,506	\$444,780
631 Arena	\$157,915	\$265,280	\$423,195	\$10,000	\$0	\$167,915	\$433,195
710 Maturing Debt & Interest	\$0	\$5,262,805	\$5,262,805	\$0	\$0	\$0	\$5,262,805
911 Contributory Pension	\$0	\$4,454,753	\$4,454,753	\$0	\$0	\$0	\$4,454,753
912 Health Insurance	\$0	\$7,678,051	\$7,678,051	\$0	(\$130,000)	\$0	\$7,548,051
919 Unclassified	\$0	\$1,271,529	\$1,271,529	\$0	\$8,000	\$0	\$1,279,529
920 Non-Departmental	\$0	\$36,085	\$36,085	\$0	\$0	\$0	\$36,085
Total Budgets:	\$10,679,304	\$56,007,811	\$66,687,115	\$65,500	(26,037)	10,744,804	66,726,578
						55,981,774	
							66,726,578

Said Sum to be raised or transferred as follows:

- Revenue of the Current Year
- By transfer from the Cemetery Perpetual Income Fund
- By transfer from the Sale of Lots & Graves Res. For Approp.
- By transfer from the Sale of Dog License Fund
- By transfer from the Whip Hill Trust
- By transfer from the BOS Stockwell Trust
- By transfer from the RCN/Verizon Operating Cable Funds
- By transfer from the Insurance Reimb. > \$20K Account (Fund #4204)

By transfer from the Estimated Sewer Receipts to:

- Department #440 Sewer Department
- Department #710 Debt Service
- Department #135 Town Accountant
- Department #145 Town Treasurer
- Department #155 MIS/GIS Department
- Department #911 Contributory Pension
- Department #912 Health Insurance
- Department #919 Unclassified Budget

By transfer from the Estimated Water Receipts to:

- Department #450 Water Department
- Department #710 Debt Service
- Department #135 Town Accountant
- Department #145 Town Treasurer
- Department #155 MIS/GIS Department
- Department #911 Contributory Pension
- Department #912 Health Insurance
- Department #919 Unclassified Budget

\$56,314,065
\$35,000
\$36,000
\$8,000
\$10,000
\$3,500
\$32,500
\$0
\$5,105,311
\$92,400
\$14,139
\$20,828
\$16,019
\$186,784
\$115,465
\$52,655
\$3,991,054
\$273,636
\$11,287
\$16,628
\$12,789
\$180,471
\$117,639
\$40,945
\$66,687,115

39,463
39,463

\$56,314,065
\$35,000
\$36,000
\$8,000
\$10,000
\$3,500
\$32,500
39,463
\$5,105,311
\$92,400
\$14,139
\$20,828
\$16,019
\$186,784
\$115,465
\$52,655
\$3,991,054
\$273,636
\$11,287
\$16,628
\$12,789
\$180,471
\$117,639
\$40,945
66,726,578

Total Estimated Revenues

Surplus/(Deficit)

\$0

\$0

\$0

Article 24. To see if the Town will vote to establish a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using the proceeds from the leasing or licensing (including any use and occupancy agreements) of the Railroad Right-of-Way to help cover the costs of hiring consultants and experts, including engineers, surveyors and/or counsel, if necessary, in order to address any engineering, construction or legal matters and/or issues, necessary for the construction of the Stoneham portion of the Tri-Community Bikeway/Greenway and/or linear park, as well as capital improvements to, or maintenance and repair of, the multi-use trail and/or linear park to be constructed on said Railroad Right-of-Way Property, and authorize expenditures by the Town Administrator, not to exceed \$50,000 during Fiscal Year 2015 which may be made from such fund, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 24

Move that the Town vote to establish a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using the proceeds from the leasing or licensing (including any use and occupancy agreements) of the Railroad Right-of-Way to help cover the costs of hiring consultants and experts, including engineers, surveyors and/or counsel, if necessary, in order to address any engineering, construction or legal matters and/or issues, necessary for the construction of the Stoneham portion of the Tri-Community Bikeway/Greenway and/or linear park, as well as capital improvements to, or maintenance and repair of, the multi-use trail and/or linear park to be constructed on said Railroad Right-of-Way Property, and authorize expenditures by the Town Administrator, not to exceed Fifty Thousand Dollars (\$50,000) during Fiscal Year 2015 which may be made from such fund.

ARTICLE 24 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 24 - This Article follows up on decisions of a prior Town Meeting which would allow for the town to retain receipts of rents from businesses leasing parts or parcels of land from the Railroad Right-of-Way that will make up part of the Bike Path/ Greenway. Creation of a revolving fund will allow the funds received to be used towards hiring experts, surveyors, etc. over multiple fiscal years, if necessary. The Finance and Advisory Board recommends favorable action on this Article.

THE FINANCE AND ADVISORY RECOMMENDS FAVORABLE ACTION.

Article 25. To see if the Town will vote to raise and appropriate or transfer from available funds \$400,000 for the purpose of defraying the cost of constructing water mains or replacing or relining existing water mains, street repairs, hydrant replacement, water meter installations, purchasing equipment, or maintain the water system within the limits of the Town, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 25

Move that the Town vote to appropriate Four Hundred Thousand Dollars (\$400,000) for the purpose of defraying the cost of constructing water mains or replacing or relining existing water mains, street repairs, hydrant replacement, water meter installations, purchasing equipment, or maintain the water system within the limits of the Town. Said sum to be raised from Estimated Water Receipts.

ARTICLE 25 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 25 - This article authorizes spending \$400,000.00 of water revenues for replacement of existing pipes and home meters. The goal has been to replace one mile of Water Mains per year. A 75/0 year cycle is consistent with the viable life of a water pipe. Such a program is appropriate to our Town. We need to continue to replace mains, check for leaks and replace meters (6,300 in number) to maintain the integrity of our safe and efficient water system. No general fund money is used for this article. The cost is included in the calculation of the FY15 water rate.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 26. To see if the Town will vote to raise and appropriate or transfer from available funds \$400,000 for the purpose of defraying the cost of construction or rehabilitation of sewer mains, manholes, pump stations or appurtenances, street repairs, purchasing equipment, or maintain the sewer system within the limits of the Town, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 26

Move that the Town vote to appropriate Four Hundred Thousand Dollars (\$400,000) for the purpose of defraying the cost of construction or rehabilitation of sewer mains, manholes, pump stations or appurtenances, street repairs, purchasing equipment, or maintain the sewer system within the limits of the Town. Said sum to be raised from Estimated Sewer Receipts.

ARTICLE 26 – THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 26 - This article authorizes spending \$400,000.00 of the sewer revenues to continue the comprehensive capital improvement program that maintains our Town’s sewer systems. Cameras and leak tests are used to study the system. From that study priority areas are identified. The purpose of this work maintains public health and also reduces the infiltration and inflow of water into the sewerage system. A reduced infiltration and inflow avoids unnecessary and excessive MWRA charges. No general fund money is used for this article. The cost is included in the calculation of the FY15 sewer rate.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 27. To see if the Town will vote to transfer the \$11,250 remaining funds from Article 1 of the May 6, 2013 Special Town meeting. (DPW Roof) for the repair/replacement of the D.P.W. garage doors, or do anything in relation thereto.

Board of Selectmen

MOTION FOR ARTICLE 27

Move that the Town vote to transfer the Eleven Thousand Two Hundred Fifty Dollars (\$11,250) remaining from Article 1 of the May 6, 2013 Special Town meeting. (DPW Roof) for the repair/replacement of the DPW garage doors.

ARTICLE 27 - THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 27 - The purpose of this article is to take the unused balance of \$11,250.00 remaining from the capital work completed on the DPW roof and allocate these funds to the replacement of five (5) DPW garage

doors. Upon notice that the Capital Committee *recommended this request and that the BOS has approved the request*, the Finance and Advisory Board unanimously recommends favorable action to this Article.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

Article 28. To see if the Town will appropriate \$37,000 to upgrade Microsoft Office said funding is contingent upon release of funds from the overlay account.

Board of Selectmen

MOTION FOR ARTICLE 28

Move that the Town vote to appropriate Thirty-Seven Thousand Dollars (\$37,000) to upgrade Microsoft Office. Said sum to be transferred from Overlay Surplus.

ARTICLE 28 - THE BOARD OF SELECTMEN RECOMMENDS FAVORABLE ACTION.

ARTICLE 28 – It is important that the Town stay up to date on important software systems.

THE FINANCE AND ADVISORY BOARD RECOMMENDS FAVORABLE ACTION.

And you are directed to have five hundred (500) copies of the Warrant printed and to serve the same by posting duly attested copies in at least ten (10) public places in the town seven (7) days at least before the time for holding said meeting and by causing a duly attested copy of the said Warrant to be published in some newspaper in the Town, the publication to be not less than three (3) days before said meeting.

The remaining copies you are to have at the place and time of said 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 aforesaid.

Given unto our hands this 11th day of March in the year of our Lord two thousand fourteen.

Board of Selectmen

Robert W. Sweeney, Chairman

Thomas Boussy, Vice Chairman

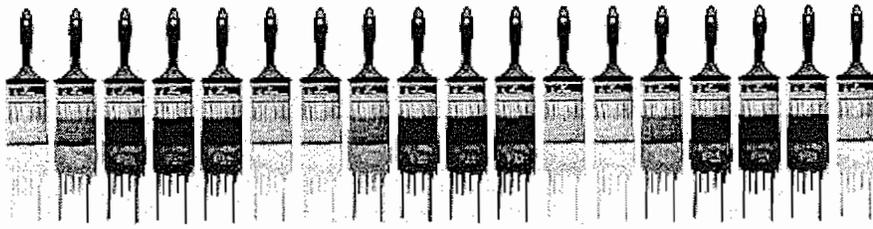
John F. DePinto

Ann Marie O'Neill

Frank Vallarelli

Pursuant to the within warrant I have notified and warned the inhabitants of the Town of Stoneham qualified to vote in elections and Town affairs of the within meeting by posting attested copies of the said Warrant in at least ten (10) public places in the Town on March 17, 2014 and by publishing duly attested copy of said Warrant in the Stoneham Independent on March 19, 2014 and April 23, 2014.

A true copy. Attest: _____
Constable of Stoneham



Celebrate the Arts

As a community Stoneham enjoys lots of artistic talent. Three local artists from the Senior Center are showing their art work this evening.

Dorothy Chorkum “Storm Coming”

Peg Drummey “Leo’s Pride”

Sandra Kirby “Ten Footer”



Stoneham High School Spartan Chorale

Mr. Robert A. Lague, Director

Soprano

Alyssa Bene
Rebeca Benevides
Danielle Chernoch
Jaime Chernoch
Natalie Daniels
Alexandra Flammia
Rachel Peterson
Katrina Skidmore

Alto

Daria Contino
Dalilah Degen-Portnoy
Elizabeth Donahue
Olivia Lombardo
Bevin Waldman

Tenor

Cordell Hull

Bass

Justin Katz
Cameron Lemay
Jeremy Peloquin