



**Town of Charlton, Massachusetts**

**WARRANT FOR SPECIAL TOWN MEETING  
Monday, October 16, 2017**

To either of the Constables of the Town of Charlton:

In the County of Worcester,

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the Town of Charlton qualified to vote in elections to meet in the Charlton Middle School, Oxford Road in said Charlton, on **Monday, October 16, 2017 at seven o'clock** in the evening, for the purpose of taking action on the following articles:

**ARTICLE 1. APPROPRIATION OF FUNDS FOR UNPAID BILLS OF A PRIOR FISCAL YEAR**

To see if the Town will vote to raise by taxation, transfer or borrow and appropriate a sum or sums to accounts to be specified at the town meeting for payment of one or more prior fiscal year's bills not paid due to an insufficiency of appropriation or for other reasons, or take any action relative thereto or thereon.

**SPONSOR: VARIOUS TOWN DEPARTMENTS AND OFFICIALS**

**ARTICLE 2. INTER/INTRA DEPARTMENTAL TRANSFERS AND/OR APPROPRIATIONS FOR FY2018 BUDGET**

To see if the Town will vote to raise by taxation, borrow or transfer, and appropriate from available funds, including so called "free cash" and /or funds previously appropriated to other uses, a sum or sums of money to accounts and for purposes to be specified at the Special Town Meeting, or take any action relative thereto or thereon.

**SPONSOR: BOARD OF SELECTMEN, TOWN ADMINISTRATOR AND VARIOUS TOWN DEPARTMENTS**

**ARTICLE 3. CAPITAL ITEMS AND RELATED CONTRACTS**

To see if the Town will vote to raise by taxation, borrow or transfer from available funds, including so called "free cash" and funds previously appropriated to other uses, and appropriate a sum or sums to purchase capital items and/or for service, repair, improvement, architectural, construction, renovation, improvement and/or other contracts relating to town buildings, facilities or property or to municipal services, and to authorize the Board of Selectmen, Chief Procurement Officer, or other appropriate town official, board, commission or committee to enter into such contracts or leases, and to take such

other action, as may be necessary or advisable to effectuate the purposes of such votes, or take any action relative thereto or thereon.

**SPONSOR: BOARD OF SELECTMEN/VARIOUS DEPARTMENTS**

**ARTICLE 4. TRANSFER TO/FROM STABILIZATION FUNDS**

To see if the Town will vote to transfer and appropriate a sum or sums to or from the Stabilization Fund Account, or take any action relative thereto or thereon.

**SPONSOR: BOARD OF SELECTMEN**

**ARTICLE 5. WATER DEPARTMENT BUDGET AMMENDMENT**

To see if the Town will amend the FY18 Water Department Budget vote to change the revenue amount of \$17,246 from the FY17 Retained Earnings to \$11,935 and to add appropriation of \$8,847 from FY18 Retained Earnings; to defray the expenses of the Water Department for the fiscal year beginning July 1, 2017, or take any action relative thereto or thereon.

**SPONSOR: WATER & SEWER COMMISSION**

**ARTICLE 6. POTTERVILLAGE ROAD BRIDGE**

To see if the Town will appropriate a sum of money to pay costs of designing and constructing highway improvements, including the payment of all costs incidental and related thereto, and to determine whether this amount shall be raised by taxation, transfer from available funds, borrowing or otherwise provided, or to take any other action relative thereto or thereon.

**SPONSOR: BOARD OF SELECTMEN/HIGHWAY DEPARTMENT**

**ARTICLE 7. ACCEPTANCE OF MGL CHAPTER 213 OF THE ACTS OF 1989, SUBSECTIONS (B) THROUGH (K) INCLUSIVE ENTITLED "AN ACT AUTHORIZING CITIES AND TOWNS TO PENALIZE THOSE WHO ABANDON MOTOR VEHICLES," AND TO AMEND SECTION 10-2 OF THE CHARLTON GENERAL BYLAWS TO EFFECTUATE THE PROVISIONS OF THAT STATUTE.**

To see if the Town will vote to accept the provisions of Chapter 213 of the Acts of 1989, Subsections (B) through (K) inclusive entitled "*An act authorizing cities and towns to penalize those who abandon motor vehicles,*" and to amend the Noncriminal Disposition Enforcement Procedure Enforcing Persons and Fine Schedule, Section 10-2 of the Charlton General Bylaws to effectuate the provisions of that statute, or take any action relative thereto or thereon.

**SPONSOR: BOARD OF SELECTMEN, POLICE CHIEF**

**ARTICLE 8. PERSONNEL BYLAW AMENDMENT – BENEFITS - LONGEVITY**

To see if the Town will vote pursuant to Mass. General Laws, Chapter 41, Section 108A and in accordance with the recommendation of the Personnel Board to amend as follows the portion of its Personnel Bylaw appearing as General Code Classification Plan, Section 220-4, as most recently amended by vote under warrant Article 14 of the May 16, 2016 Annual Town Meeting, by adding the following new section:

**§ 220-4.15. Longevity.**

As of every July 1 following completion of the applicable, minimum number of years of continuous service set forth below any eligible employee covered under this bylaw and still employed by the Town shall be eligible for an annual longevity payment (not added to the base salary) according to the terms set forth below:

10 years but less than 15 years	\$200.00 per year
15 years but less than 20 years	\$400.00 per year
20 years but less than 25 years	\$600.00 per year
25 years or more	\$1,000.00 per year

Such increases shall not be cumulative. Rather, for example, an employee having completed 15 years continuous service shall receive a total, additional \$400 per year (rather than \$200 plus \$400) until the July 1 following completion of 20 years continuous service, at which point the employee would receive a total additional \$600 per year (not \$400 plus \$600)."

, or take any action relative thereto or thereon.

**SPONSOR: PERSONNEL BOARD**

**ARTICLE 9. PERSONNEL BYLAW AMENDMENT – BENEFITS – ENROLLMENT**

To see if the Town will vote pursuant to Mass. General Laws, Chapter 41, Section 108A, and in accordance with the recommendation of the Personnel Board to amend as follows the portion of its Personnel Bylaw appearing as General Code Classification Plan, Section 220-4.1 by deleting the present text thereof and inserting in lieu thereof the following:

§ 220-4.1. Applicability and interpretation.

The benefits set forth below shall be provided to eligible Town employees as such employees are defined in Section 220-5.1 of this Bylaw.

Benefits for eligible employees will be administered in the following manner:

New employees have 30 days to enroll in their choice of benefits. Benefits, such as Health and Life insurance, are prepaid by the employee. Therefore, the employee choosing to enroll must authorize payroll deductions so as to be effective upon hire date and coverage will become effective 30 days from hire date. If the employee elects the coverage to start sooner, that employee must authorize sufficient deductions from the first pay check to cover the entire pre-payment cost. Coverage can begin as early as the employee's hire date. Any employee that elects to start their insurance later than 30 days following the initial hire date will require a qualifying event to enroll outside the allotted time and during an open enrollment period if any such is applicable to participation in a particular benefit.

Existing eligible employees have the opportunity every year at open enrollment in April/May to make changes to their benefit elections in coverage to be effective the following July 1<sup>st</sup>. Changes are also possible, but limited, when there is a qualifying event, allowing 30 days from the date of the event to elect the changes. Adjusted payroll deductions may be needed to cover the cost of changes to benefit coverage.

, or take any action relative thereto or thereon.

**SPONSOR: PERSONNEL BOARD**

**ARTICLE 10. GENERAL BYLAW AMENDMENT- SEWER USE- DRAINLAYERS LICENSE**

To see if the Town will vote to amend the Sewer Use Bylaw portion of the Town's General Code by deleting language as indicated by ~~strike through~~ and inserting the language shown in **BOLD font below (other than the heading, which is already in BOLD font in the Bylaw)**:

**§ 165-13. License for drain layers.** [Amended 10-27-2009 STM by Art. 10]

Drain layers must obtain a license from the Board before performing any work. Licenses shall be issued for one (1) calendar year commencing January 1, names to be listed in a policy to be set by the Board. The applicant will supervise and be responsible for all work performed under the license. Any blasting required shall be done by a person licensed to perform blasting in the Commonwealth, and only after receiving a blasting permit from the Charlton Fire Department. The applicant shall submit certificates of insurance to cover general liability, including one hundred thousand dollars (\$100,000)/three hundred thousand dollars (\$300,000) for bodily injury, ~~and~~ fifty thousand dollars (\$50,000) for property damage, ~~and~~ **A** a bond, cash deposit or certified check for five thousand dollars (\$5,000) ~~and three (3) letters of recommendation~~ must be submitted. In order to qualify for a drain layer's license, an applicant must be a license holder in good standing from the Town of Charlton; or provide proof of current licenses from three (3) other Massachusetts municipalities (**will accept contractor list from other Massachusetts cities only if stated specifically that contractor is a licensed drain layer**); or take and pass a written exam at the Town's sewer plant. No insurance policy may be canceled without thirty (30) days' prior written notice by registered mail to the Water/Sewer Department and the Fire Department. Such insurance shall indemnify the Town against all claims, liabilities, or actions for damages incurred in, or in any connected with, the performance of work by a drain layer and for, or by reason of, any acts of omission of said drain layer in the performance of his/her work. If insurance or bond is canceled or expires, the drain layer's license shall become void.

, or take any action relative thereto or thereon.

**SPONSOR: WATER/SEWER COMMISSION**

**ARTICLE 11. ACCEPTANCE OF BLACKWELL DRIVE, FORMERLY KNOWN AS ELAINE DRIVE**

To see if the Town will vote (1) to accept as a public way Blackwell Drive, formally known as Elaine Drive as shown on a plan entitled "Dresser Hills Definitive Subdivision Modification Flexible Development, located in Charlton, Massachusetts" dated June 3, 2005, James B. Kalloch, P.L.S. & P.E. Engineer/Surveyor, recorded with the Worcester District Registry of Deeds in Plan Book: 835, Plan: 72, a copy of said plan being on file in the office of the Town Clerk, and (2) to authorize the Selectmen, in the name and on behalf of the Town, to accept such deeds of easement or fee for public way purposes and other instruments as the Selectmen shall deem advisable to accomplish such acceptance, or take any action relative thereto or thereon.

**SPONSOR: OWNER- BLAIR ENTERPRISES, INC.**

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No vote shall be taken on any motion relating to Articles 12 and 13 below until the Planning Board has submitted a report with recommendations thereon to the Town Meeting, if 21 days have not elapsed since the public hearing before the Planning Board was held on the proposed amendment to the Zoning By-law set forth in said Article. (Gen. Laws Chapter 40A, Section 5, paragraph 3).

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**ARTICLE 12. ZONING BY-LAW REVISION: WATER SYSTEM INFRASTRUCTURE**

To see if the Town will vote to amend the Zoning By-law of the Town of Charlton as follows:

- 1. To amend Section 200-3.2 Use Regulations, Part B. Use Regulation Schedule Sub-Section (6) **Communications, Transportation and Public Utility Uses** by removing existing (r) and replacing to read as follows:

(r) Water pump stations and appurtenances

and to place the letter "Y" designating by-right usage under all Districts.

- 2. To amend Section 200-3.2 Part D. Intensity of Use Schedule, by amending footnote #10 to read as follows:

10 Minimum performance standards as detailed in the Intensity of Use Schedule are hereby not applicable to **water and** sewer pump stations and appurtenances.

or take any action relative thereto or thereon.

**SPONSOR: PLANNING BOARD**

**ARTICLE 13. BOUCHER PROPERTY ZONING MAP REVISION**

To see if the Town will revise the Charlton Zoning Map by re-zoning the approximately 13.6-acre northerly portion of the 30-acre property owned by the Estate of Albert & Emma Turskey, herein identified on Charlton Assessor's Map 36, Block B, Parcel 2.5, located westerly off of Carroll Hill Road, from its current zoning map district designation of Business Enterprise Park (BEP) to Agricultural (A), or take any action relative thereto or thereon.

**SPONSOR: PLANNING BOARD**

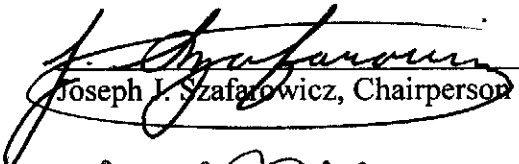
\* \* \* \* \*

And you are directed to serve this Warrant by posting attested copies thereof, one at each of the Post Offices, one in Dexter Memorial Hall and one in the Charlton Municipal Offices (George C. McKinstry, III Building) in said Town, fourteen days at least before the time and place of holding meeting.

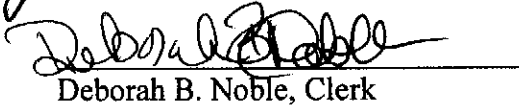
Hereof, fail not, and make due returns of the Warrant with your doings thereon to the Town Clerk at the time and place of holding meeting.

Given under our hands this 26<sup>th</sup> day of September, in the Year of Our Lord Two Thousand and Seventeen (2017).

**Board of Selectmen**

  
Joseph J. Szafarowicz, Chairperson


\_\_\_\_\_  
John P. McGrath, Vice-Chairperson

  
Deborah B. Noble, Clerk

  
David M. Singer, Member

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Frederick C. Swensen, Member

A true copy:

Attest: 

Posted as directed: *By Hand*

Constable/Police Officer of Charlton, Massachusetts *Richard Fiske 9/28/2017*