WARRANT FOR SPECIAL TOWN MEETING

Wednesday, October 19, 2016



TOWN OF ARLINGTON

TOWN WARRANT THE COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

To the Constables of the Town of Arlington, in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Arlington to meet in the

TOWN HALL in said Town on

WEDNESDAY THE NINETEENTH OF OCTOBER 2016

at eight o'clock P.M., at which time and place the following articles are to be acted upon and determined exclusively by Town Meeting Members, in accordance with, and subject to, the referenda provided by Chapter 43A of the General Laws.

ARTICLE 1

REPORTS OF BOARDS AND COMMITTEES

To receive, hear, and act upon the reports of boards, committees, and commissions; or take any action related thereto.

(Inserted at the request of the Town Moderator)

ARTICLE 2

CAPITAL BUDGET/OTTOSON SCHOOL MODULAR CLASSROOMS

To see if the Town will vote to appropriate a sum of money for the design, acquisition, and construction of temporary classroom space for the Ottoson Middle School, determine how the money shall be raised and expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 3 CAPITAL BUDGET/THOMPSON SCHOOL EXPANSION

To see if the Town will vote to appropriate a sum of money for an expansion to the Thompson Elementary School, determine how the money shall be raised and expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 4 APPROPRIATION/CPA - JASON RUSSELL HOUSE

To see if the Town will vote to appropriate \$35,000 from the Community Preservation Fund for preservation work and an engineering assessment of building conditions at the Jason Russell House to preserve historic resources; or take any action related thereto.

(Inserted at the request of the Community Preservation Committee)

ARTICLE 5 APPROPRIATION/CPA - OLD SCHWAMB MILL

To see if the Town will vote to appropriate \$20,000 from the Community Preservation Fund for a new roof and trim at the Old Schwamb Mill barn to preserve historic resources; or take any action related thereto.

(Inserted at the request of the Community Preservation Committee)

ARTICLE 6 BYLAW AMENDMENT/VACANT STOREFRONT MAINTENANCE REGISTRY

To see if the Town will vote to amend the Town Bylaws to establish a "vacant commercial property registry" or similar construct, which would require commercial and industrial property owners to register vacant properties with the Town, satisfy minimum maintenance and security requirements, and provide for fees to administer the registry, fines for non-compliance, and criteria for waivers of either or both fees or fines; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 7 ACCEPTANCE OF LEGISLATION/ USE OF PARKING METER REVENUE WITHOUT APPROPRIATION

To see if the Town will vote to accept provisions of Chapter 218 of the Acts of 2016 ("An Act Modernizing Municipal Finance and Government"), Section 25, regarding payment for acquisition or installation of parking meters without appropriation from fees received for the use of such parking meters; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 8

ACCEPTANCE OF LEGISLATION/LOCAL SPEED LIMITS

To see if the Town will vote to accept provisions of Chapter 218 of the Acts of 2016 ("An Act Modernizing Municipal Finance and Government"), Sections 193, regarding allowing the Town to establish 25 miles per hour speed limits in dense areas of Arlington without requiring further authority from the Commonwealth; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 9

ACCEPTANCE OF LEGISLATION/ LOCAL SPEED SAFETY ZONES

To see if the Town will vote to accept provisions of Chapter 218 of the Acts of 2016 ("An Act Modernizing Municipal Finance and Government"), Section 194, regarding allowing the Town to establish designated safety zones with 20 miles per hour speed limits without requiring further authority from the Commonwealth; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 10

ZONING BYLAW AMENDMENT/ ROCK REMOVAL REGULATED

To see if the Town will vote to amend the Zoning Bylaw, Section 11.03, in the following manner:

By inserting in the present text the word *or* between *sand* and *gravel* and deleting the words *quarry stone*; and

By adding the following words: No quarry stone, rock or ledge shall be removed except by permission of the ZBA. Before granting such permission the ZBA shall hold a public hearing, notice of which shall be given (at petitioner's expense) to all property owners and residents within an 1,800 foot radius of the site. In granting permission for the removal of such quarry stone, rock, or ledge, the ZBA may impose such requirements as will give appropriate weight to the right of those affected to the quiet enjoyment of their homes.

So that said section, as amended, will read as follows:

Section 11.03 – Removal of Sand, Gravel, Quarry, or Other Earth Materials

No sod, loam, sand, or gravel shall be removed for sale (except when incidental to and in conformity with the construction of a building for which a permit has been issued in accordance with the Building Laws) except by permission of the ZBA. No quarry stone,

rock, or ledge shall be removed except by permission of the ZBA. Before granting such permission the ZBA shall hold a public hearing, notice of which shall be given (at petitioner's expense) to all property owners and residents within an 1,800 foot radius of the site. In granting permission for the removal of such quarry stone, rock, or ledge, the ZBA may impose such requirements as will give appropriate weight to the right of those affected to the quiet enjoyment of their homes.

Or take any action related thereto.

(Inserted at the request of John L. Worden III and 100 Registered Voters)

ARTICLE 11

ZONING BYLAW AMENDMENT/MEDICAL MARIJUANA TREATMENT CENTERS, REGISTERED MARIJUANA DISPENSARIES SITING 500 FEET FROM SCHOOLS, AND NOT WITHIN THE SAME BUILDING AS EARLY EDUCATION PROGRAMS

To see if the Town will vote to amend the Zoning Bylaws to institute a buffer zone as a criteria for obtaining a special permit for Medical Marijuana Treatment Centers (Registered Marijuana Dispensaries) as defined in Chapter 369 of the Acts of 2012, namely being a 500 foot buffer from Medical Marijuana Treatment Centers to elementary schools, middle schools, or high schools that are under the supervision of the Massachusetts Department of Elementary and Secondary Education, as well as a prohibition on Medical Marijuana Treatment Centers from locating within the same building or structure as an early education child care program licensed by the Massachusetts Department of Early Education and Care, as well as create a buffer of 1,000 feet between any Medical Marijuana Treatment Centers; or take any action related thereto. Any buffer under this section will be measured by way of direct pedestrian access from the closest point of the building containing the Medical Marijuana Treatment Center to the closest point of the building of the school or other Medical Marijuana Treatment Center.

(Inserted at the request of Valerio Romano and 100 Registered Voters)

Hereof, fail not, and make due return of the Warrant, with your doings thereon, to the Town Clerk, on or before said day and hour of meeting.

.... (SIGNED) (SIGNED)

....a True copy.

Attest:

DANIEL J. DUNN

OF THE

VEVINE CREELEY

KEVIN F. GREELEY TOWN STEVEN M. BYRNE OF JOSEPH A. CURRO, JR. ARLINGTON

RICHARD BOYLE CONSTABLE



DIANE M. MAHON, CHAIR DANIEL J. DUNN, VICE CHAIR KEVIN F. GREELEY STEVEN M. BYRNE JOSEPH A. CURRO, JR.