



WARRANT

For

Annual Town Meeting

April 11, 2015

9:00 a.m.

Hamilton-Wenham Regional High School
Auditorium

Annual Town Election

April 16, 2015

7:00 a.m. – 8:00 p.m.

Winthrop School
Cafeteria

Please note: The appendices are available at Town Hall, on-line at www.hamiltonma.gov, and at the meeting. They were omitted from the warrant mailing to save on printing and postage costs.

Please recycle this warrant after the Town meeting.

Town By-Laws

CHAPTER II

RULES AND PROCEDURE OF TOWN MEETINGS

SECTION 1. All articles in the warrant shall be taken up in the order of their arrangement, unless otherwise decided by a two-thirds vote, except that unanimous consent shall be required for inclusion of an Article in a "Consent Motion" group of Articles that will be taken up by the meeting for voting on the group.

SECTION 2. In case of motions to amend, or to fill out blanks, the one expressing the largest sum or the longest time shall be put first, and an affirmative vote thereon shall be a negative vote on any smaller sum or shorter time.

SECTION 3. The report of a committee shall be deemed properly before a meeting if a request for its acceptance is included in an article of the warrant and a copy is published in the Special Report or is filed with the Town Clerk fifteen days prior to the meeting. A vote to accept a final report shall discharge the committee but shall not be equivalent to a vote to carry out its recommendations. A vote on recommendations included in a committee report shall only be in order under an article to that effect in the warrant. A vote to accept a report of progress shall continue the committee under its original authority unless otherwise specified.

SECTION 4. If an article of the Warrant has once been acted upon and disposed of, it shall not be again considered at the meeting except by a two-thirds vote.

SECTION 5. No money shall be appropriated from the Stabilization Fund except by a 2/3 vote at a Town Meeting.

SECTION 6. Only registered voters of the Town shall be admitted and entitled to vote at any Annual or Special meeting provided that upon prior request the Moderator may admit to the meeting persons who are not registered voters and in his discretion may permit them to speak on a subject. Any person so permitted to speak at a meeting shall announce his full name and address to the meeting.

SECTION 7. Motions at Town Meeting shall be made orally, but the Moderator may require any motion also to be submitted in writing. Unless otherwise directed thereby the Moderator shall appoint all committees created by the vote of the Town.

SECTION 8. The conduct of all Town Meetings not prescribed by law or by the foregoing rules shall be determined by the rules of practice contained in Town Meeting Time, A Handbook of Parliamentary Law, Second Edition.

SECTION 9. On matters requiring a two-thirds vote, either by statute or these By-Laws, a count need not be taken and the vote need not be recorded unless the vote declared is immediately questioned by seven or more voters as provided in General Laws, Chapter 39, Section 15.

Annual Town Meeting – April 11, 2015

TABLE OF CONTENTS

WARRANT ARTICLE	DESCRIPTION	PAGE No.
SECTION 1	ELECTIONS, REPORTS, PROCEDURES	
2015/4 1-1	Election of Officers and Ballot Question	3
2015/4 1-2	Reports	3
2015/4 1-3	Article for Consent Motion	3
SECTION 2	FINANCIAL ACTIONS	
2015/4 2-1	Appropriation Transfer from FY '12 Overlay Reserve to FY '10 Allowance for Abatements & Exemptions	3
2015/4 2-2	Compensation/Classification Table (Appendix A)	4
2015/4 2-3	General Town Departmental Appropriations (Appendix B and Appendix C)	4
2015/4 2-4	General Town Capital Appropriations (Appendix D)	4
2015/4 2-5	Water Enterprise Budget (Appendix E)	4
2015/4 2-6	Waste Reduction Enterprise Budget (Appendix F)	4
2015/4 2-7	Annual Financial Actions	4
2015/4 2-8	Community Preservation Budget (Appendix G)	4
2015/4 2-9	Annual Authorization of Revolving Funds (Appendix H)	5
2015/4 2-10	Hamilton Development Corporation	5
2015/4 2-11	OPEB Trust Fund	5
2015/4 2-12	Reconstruction of Patton Park Pool	5
2015/4 2-13	Stabilization Fund for Patton Proceeds	6
2015/4 2-14	Rewrite of Zoning By-law	6
2015/4 2-15	Water Distribution System Replacement Program	6
SECTION 3	PLANNING / ZONING ACTIONS	
2015/4 3-1	Amendment to Senior Housing Zoning By-law	6
2015/4 3-2	Amendment to GPOD Map	6
2015/4 3-3	Site Plan Review to Planning Board	6
2015/4 3-4	Citizens' Petition Site Plan Review to Planning Board	6
2015/4 3-5	Amendment to Communication Towers (CT) and Telecommunication Antenna Facilities (TAF)	6
SECTION 4	TOWN BY-LAW AMENDMENTS	
2015/4 4-1	Incorporate the Personnel By-law in the Town General By-law	7
2015/4 4-2	Plastic Bag Reduction and Prohibition of Expanded Polystyrene Food and Beverage Containers	7
2015/4 4-3	Water Runoff to Roadway Prohibited	7
2015/4 4-4	Term for Planning Board Members	7
2015/4 4-5	Certification of Town Clerk	8
2015/4 4-6	Certification of Treasurer/Collector	8
2015/4 4-7	Certification of Assessor	8
2015/4 4-8	Tax Title Collection Revolving Fund	8

Annual Town Meeting – April 11, 2015

SECTION 5	OTHER APPROPRIATIONS AND ACTIONS	
2015/4 5-1	Gift of Sidewalk Easement	8
SECTION 6	CLOSING FINANCIAL ACTIONS	
2015/4 6-1	Free Cash Application	9
SECTION 7	BALLOT QUESTION	9

Please note: The appendices are available at the Town Hall, on-line @ www.hamiltonma.gov and at the meeting. They were omitted from the warrant mailing to save on printing and postage costs.

Annual Town Meeting – April 11, 2015



ESSEX, SS

TO THE CONSTABLE OF THE TOWN OF HAMILTON:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Hamilton qualified to vote in election and town affairs, to meet at the Hamilton-Wenham Regional High School in said town, on Saturday, the eleventh day of April, in the year Two Thousand Fifteen (April 11, 2015) at nine o'clock in the morning (9:00 a.m.), then and there to act on the following articles.

SECTION 1: ELECTIONS, REPORTS, PROCEDURES

<p>ARTICLE 2015/4 1-1 <i>Election of Officers and Ballot Question</i></p>	<p>To elect the following Town and School District Officers and to vote for a ballot question at the Annual Town Election on Thursday, April 16, 2015 from 7:00 a.m. to 8:00 p.m. at the Winthrop School.</p> <ul style="list-style-type: none"> • Town Moderator for one year • Two Selectmen for three years • One Town Clerk for 2 years (to fill unexpired term) • One Planning Board member for 5 years • One Assessor for three years • One Hamilton Housing Authority member for 5 years • Two Hamilton-Wenham Public Library Trustees at large for 3 years • Two members of the Hamilton-Wenham School Committee, for 3 years • <p>The ballot question is reprinted at the end of this Warrant.</p>
<p>ARTICLE 2015/4 1-2 <i>Reports</i></p>	<p>To hear reports of Town Officers and selected committees and to take action thereon or relative thereto. Reports will appear in the Town Report for Calendar Year 2014.</p>
<p>ARTICLE 2015/4 1-3 <i>Article for Consent Motion</i></p>	<p>To see if the Town will consolidate in one consent motion containing the motions for those articles that, in the opinion of the Moderator, are not controversial and can be passed without debate, or take any other action thereon or relative thereto.</p>

SECTION 2: FINANCIAL ACTIONS

<p>ARTICLE 2015/4 2-1 <i>Appropriation Transfer from FY'12 Overlay Reserve to FY'10 Allowance for</i></p>	<p>To see if the Town will release a sum of money from FY'12 Overlay Reserve and transfer that sum to FY'10 Allowance for Abatements & Exemptions, or take any other action thereon or relative thereto. <i>(Expected request is \$20,000.00)</i></p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
---	--

Annual Town Meeting – April 11, 2015

<p align="center"><i>Abatements & Exemptions</i></p>	
<p>ARTICLE 2015/4 2-2</p> <p align="center"><i>Compensation/ Classification Table</i></p>	<p>To see if the Town will amend the Personnel By-law by adopting changes to the classification and compensation table, or take any other action thereon, or relative thereto. [The Proposed Compensation/Classification Table appears as Appendix A to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee recommends favorable action.</i></p>
<p>ARTICLE 2015/4 2-3</p> <p align="center"><i>General Town Departmental Appropriations</i></p>	<p>To see if the Town will raise and appropriate money for schools and all other Town expenses and determine the manner of expending same, or take any action thereon or relative thereto. [The proposed budget appears as Appendix B to the 2015 Appendix Book.] [The approved school budget appears as Appendix C to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 2-4</p> <p align="center"><i>General Town Capital Appropriations</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds money to _____, or take any other action thereon, or relative thereto. [The proposed budget appears as Appendix D to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-5</p> <p align="center"><i>Water Enterprise Budget</i></p>	<p>To see if the Town will approve the FY 16 Water Enterprise Budget or take any action thereon, or relative thereto. [The proposed budget appears as Appendix E to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-6</p> <p align="center"><i>Waste Reduction Enterprise Budget</i></p>	<p>To see if the Town will approve the FY 16 Waste Reduction Enterprise Budget or take any action thereon, or relative thereto. [The proposed budget appears as Appendix F to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-7</p> <p align="center"><i>Annual Financial Actions</i></p>	<p>To see if the Town will authorize the following financial actions, or take any action thereon, or relative thereto.</p> <ul style="list-style-type: none"> A. To transfer a sum of money from the Cemetery Sale of Lots and Graves Fund to be used for cemetery purposes (<i>Expected request \$2,000</i>); B. To transfer a sum of money from the Clark Property Fund to the Conservation Fund; C. To transfer a sum of money from the Water Enterprise Fund to the General Fund to be used for indirect expenses; D. To transfer a sum of money from the General Fund to the Waste Reduction Enterprise Fund to be used for solid waste expenses.

Annual Town Meeting – April 11, 2015

	<p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-8 <i>Community Preservation Budget</i></p>	<p>To see if the Town will act on the Report of the Community Preservation Committee on the Fiscal Year 2016 Community Preservation Budget and specified other projects and appropriate or reserve for later appropriation monies from community preservation fund annual revenues, specific reserves or other available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other necessary and proper expenses for the year, or take any action thereon or relative thereto. [The Budget appears as Appendix G of the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 2-9 <i>Annual Authorization of Revolving Funds</i></p>	<p>To see if the Town, pursuant to M.G.L. c. 44, § 53E ½, will authorize or reauthorize revolving funds for certain town departments for the fiscal year beginning July 1, 2015, or take any action thereon, or relative thereto. [The proposed budgets and details of expenditure appear as Appendix H to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-10 <i>Hamilton Development Corporation</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds a sum of money to the Hamilton Development Corporation, or take any action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-11 <i>OPEB Trust Fund</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds a sum of money to the Other Post Employment Benefits Liability Trust Fund to reduce the unfunded liability of health care and other post employment benefits to meet the normal cost of all such future benefits for which the Town is obligated, or take any action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee.</i></p>
<p>ARTICLE 2015/4 2-12 <i>Reconstruction of Patton Park Pool</i></p>	<p>To see if the Town will appropriate a sum of money to pay costs of reconstructing the Patton Park Pool, including the payment of all costs incidental and related thereto; to determine whether this amount shall be raised by borrowing, including the borrowing of all or any portion of this appropriation pursuant to the Community Preservation Act, transfer from available funds, taxation, or any combination of the foregoing, as recommended by the Community Preservation Committee, or take any other action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>

Annual Town Meeting – April 11, 2015

<p>ARTICLE 2015/4 2-13</p> <p><i>Stabilization Fund for Patton Proceeds</i></p>	<p>To see if the Town will establish a Stabilization Fund for the property tax relief and recreational fields, and transfer a sum of money from the General Stabilization to the new special purpose Stabilization Fund, or take any other action thereon or relative thereto. <i>(Expected request of \$750,000.00)</i></p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 2-14</p> <p><i>Rewrite of Zoning By-law</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds money to retain professional services to provide technical and legal assistance in reviewing and rewriting the provisions of the Town’s Zoning By-laws to ensure that such provisions are necessary and adequate to protect public safety, health, and the environment, or take any other action thereon or relative thereto. <i>(Expected request of \$50,000.00)</i></p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 2-15</p> <p><i>Water Distribution System Replacement Program</i></p>	<p>To see if the Town will appropriate a sum of money to pay costs of Phase II of the Town’s water distribution system replacement program, including the payment of all costs incidental and related thereto, and to determine whether this amount shall be raised by borrowing or otherwise, or take any other action thereon or relative thereto. <i>(Expected request of \$5,000,000.00)</i></p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>

SECTION 3: PLANNING /ZONING ACTIONS

<p>ARTICLE 2015/4 3-1</p> <p><i>Amendment to Senior Housing Zoning By-law</i></p>	<p>To see if the Town will amend the Zoning By-law Section V.E.7 “Permitted Uses” to expand the potential senior housing opportunities, or take any other action thereon or relative thereto.</p> <p>[The proposed by-law appears as Appendix I of the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 3-2</p> <p><i>Amendment to GPOD Map</i></p>	<p>To see if the Town will amend the Groundwater Protection Overlay District and Map to be consistent with the current Massachusetts Department of Environmental Protection Zone II Boundary, or take any other action thereon or relative thereto.</p> <p>[The proposed map amendment appears at Appendix J of the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 3-3</p> <p><i>Site Plan Review to Planning Board</i></p>	<p>To see if the Town will amend the Zoning By-law, <i>passim</i>, to transfer Site Plan Review authority from the Zoning Board of Appeals to the Planning Board, or take any other action thereon or relative thereto.</p> <p>[The proposed by-law appears as Appendix K of the 2015 Appendix Book.]</p>

Annual Town Meeting – April 11, 2015

	<p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 3-4</p> <p align="center"><i>Citizens' Petition Site Plan Review to Planning Board</i></p>	<p>“To amend Article 15 of the Town’s Site Plan Review By-law Section VI.H (copy of Town Bylaw: Appendix ___ A), so that Site Plan Review is held under the authority and oversight of The Planning Board, not under the authority of the Zoning Board of Appeals and that all Amendments and Abbreviated Site Plan Reviews (Article 2008/5 303 and Article 2006/5 4-5) to said Bylaw reflect this change AND To determine that Site Plan Review changes as indicated in Section VI, Article 15, Sections H.3 through H.7 by the language as set forth in Appendix ___ B be adopted, or that the Town of Hamilton take any other action thereon, or relative thereto.”</p> <p>[The Citizens’ Petition and attachments appears as Appendix L of the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 3-5</p> <p align="center"><i>Amendment to Communication Towers (CT) and Telecommunications Antenna Facilities (TAF)</i></p>	<p>To see if the Town will amend the Zoning By-law Section VI.J “Communication Towers (CT) and Telecommunications Antenna Facilities (TAF)” to change the height and clearance restrictions for towers or antenna support structures, or take any other action thereon or relative thereto.</p> <p>[The proposed by-law appears as Appendix M of the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>

SECTION 4: TOWN BY-LAW AMENDMENTS

<p>ARTICLE 2015/4 4-1</p> <p align="center"><i>Incorporate the Personnel By-law in the Town General By-law</i></p>	<p>To see if the Town will amend the Town By-laws to assign as Ch. XXXIV “Personnel By-law” the Personnel By-law adopted by the 2000 Annual Town Meeting or take any other action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-2</p> <p align="center"><i>Plastic Bag Reduction and Prohibition of Expanded Polystyrene Food and Beverage Containers</i></p>	<p>To see if the Town will amend the Town By-laws by adding a new Chapter XXXV, “Plastic Bag Reduction and Expanded Polystyrene Food and Beverage Containers Prohibited” or take any other action thereon or relative thereto.</p> <p>[The proposed by-law appears as Appendix N of the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-3</p> <p align="center"><i>Water Runoff to Roadway Prohibited</i></p>	<p>To see if the Town will amend the Town By-laws by adding a new Section 9 to Chapter X, “Ways” and amend Section 8 of Chapter XXX to prohibit discharge of water onto the public way between November 15 to April 15, or take any other action thereon or relative thereto.</p> <p>[The proposed by-law appears as Appendix O of the 2015 Appendix Book.]</p>

Annual Town Meeting – April 11, 2015

	<p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-4 <i>Term for Planning Board Members</i></p>	<p>To see if the Town will set the length of term for Planning Board members at three (3) years and amend the Town By-laws by adding a sentence to Chapter III, Section 13 to include the length of term for Planning Board members, or take any other action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-5 <i>Certification of Town Clerk</i></p>	<p>To see if the Town will accept the provisions of G.L. c. 41, § 19K regarding compensation for a Certified Town Clerk, or take any other action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-6 <i>Certification of Treasurer/Collector</i></p>	<p>To see if the Town will accept the provisions of G.L. c. 41, § 108P regarding compensation for a Certified Collector or Treasurer, or take any other action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-7 <i>Certification of Assessor</i></p>	<p>To see if the Town will accept the provisions of G.L. c. 59, § 21A regarding compensation for a Certified Assessor, or take any other action thereon or relative thereto.</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>
<p>ARTICLE 2015/4 4-8 <i>Tax Title Collection Revolving Fund</i></p>	<p>To see if the Town will accept the provisions of G.L. c. 60, § 15B to permit establishment of a tax title collection revolving fund and, upon the recommendation of the Board of Selectmen, authorize such funds for the Treasurer/Collector for the fiscal year beginning July 1, 2015, or take any action thereon, or relative thereto.</p> <p>[The proposed budget and details of expenditure appear as Appendix P to the 2015 Appendix Book.]</p> <p><i>The Board of Selectmen</i> <i>The Finance and Advisory Committee</i></p>

SECTION 5: OTHER APPROPRIATIONS AND ACTIONS

<p>ARTICLE 2015/4 5-1 <i>Gift of Sidewalk Easement</i></p>	<p>To see if the Town will authorize the Board of Selectmen to accept from Cumberland Farms a gift of easement for a sidewalk to be constructed by Cumberland Farms at the Walnut Street/Bay Road intersection, on such terms and conditions as are acceptable to the Board of Selectmen, or take any other action thereon or relative thereto.</p>
--	---

Annual Town Meeting – April 11, 2015

	<i>The Board of Selectmen The Finance and Advisory Committee</i>
--	--

SECTION 6: CLOSING FINANCIAL ACTIONS

<i>ARTICLE 2015/4 6-1 Free Cash Application</i>	To see if the Town will reserve, appropriate and authorize the Assessors to use available certified free cash to reduce the tax rate for the Fiscal Year beginning July 1, 2015, or take any action thereon or relative thereto. (<i>Expected request</i> \$ _____) <i>The Board of Selectmen The Finance and Advisory Committee</i>
---	--

BALLOT QUESTION

1. Shall the Town of Hamilton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay costs of purchasing and equipping a new ladder truck for the use of the Fire Department, including the payment of all costs incidental and related thereto?

*Annual Town Election will be held on Thursday, April 16, 2015 at the Winthrop School.
The polls will be open from 7:00 a.m. to 8:00 p.m.*

ADJOURNMENT

Given under our hands [date]

HAMILTON BOARD OF SELECTMEN

Scott Maddern, Chair

Jennifer Scuteri

Annual Town Meeting – April 11, 2015

David Neill

Jeffrey Hubbard

Marc Johnson

Hamilton, Massachusetts

I have this day served this warrant as directed by Chapter 1, Section 1b of the Town By-laws.

Constable

**BULK RATE
U.S. POSTAGE PAID
PERMIT #24
HAMILTON, MA
01936**

POSTAL PATRON

Visit our website at www.hamiltonma.gov

Please join us

Saturday, April 11, 2015

ANNUAL TOWN MEETING

*Hamilton-Wenham Regional High School
Auditorium*

9:00 a.m.

DEMOCRACY IS NOT A SPECTATOR SPORT

Please bring this warrant with you to the Town Meeting. Thank you.

APPENDIX