



## WARRANT

For

### **Special Town Meeting**

November 4, 2017

9:00 a.m.

Winthrop School

Multi-Purpose Room

**Please note:** This Warrant should be brought to Town Meeting. The appendices to the Warrant are available at Town Hall, on-line at [www.hamiltonma.gov](http://www.hamiltonma.gov), and will be available at Town Meeting.

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 to or 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.

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**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 Winthrop School Multi-Purpose Room in said town, on Saturday, the fourth day of November, in the year Two Thousand Seventeen (November 4, 2017) at nine o'clock in the morning (9:00 am.), then and there to act on the following articles.**

**SECTION 1: REPORTS AND PROCEDURES**

<p><b>ARTICLE 2017/10 1-1</b></p> <p align="center"><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 2017.</p>
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**SECTION 2: FINANCIAL ACTIONS**

<p><b>ARTICLE 2017/10 2-1</b></p> <p align="center"><i>FY '18 Budget Adjustments</i></p>	<p>To see if the Town will amend the Town operating budget for FY'18 by adjusting the appropriation for certain Town expenses, or take any action thereon or relative thereto.</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 2-2</b></p> <p align="center"><i>Transfer Waste Enterprise Fund to General Fund</i></p>	<p>To see if the Town will transfer the remaining balance in the Waste Enterprise Fund to the General Fund, or take any action thereon or relative thereto. <i>(Expected amount \$79,557.43)</i></p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>

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<p><b>ARTICLE 2017/10 2-3</b></p> <p><i>Transfer Recreation Revolving Fund to Pool Revolving Fund</i></p>	<p>To see if the Town will transfer money from the Recreation Revolving Fund to the Pool Revolving Fund, or take any action thereon or relative thereto. <i>(Expected amount \$25,000)</i></p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 2-4</b></p> <p><i>Grant Appropriations</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds money to fund old grant deficits and close out funds, or take any action thereon or relative thereto. <i>(Expected amount \$22,422.42)</i></p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 2-5</b></p> <p><i>Survey of Town Open Space</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds money to retain a licensed surveyor to provide metes and bounds descriptions for two town-owned parcels dedicated as open space, as shown on Assessors Map 47, lots 84 and 85, or take any action thereon or relative thereto. <i>(Expected amount \$3,500.00)</i></p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 2-6</b></p> <p><i>Commemorative Plaque at Chebacco Lake</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds money to pay for the design, fabrication, and installation of a commemorative bronze plaque at Chebacco Lake, or take other action thereon or relative thereto. <i>(Expected amount \$2,675.00)</i></p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>

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<p><b>ARTICLE 2017 2-7</b>  <i>Community Preservation Fund Projects</i></p>	<p>To see if the Town will appropriate monies from Community Preservation fund special revenues, specific reserves, or other available funds for the undertaking of community preservation projects as recommended by the Community Preservation Committee, or take any action thereon or relative thereto.</p> <p>[The proposed projects are set forth in Appendix A of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017 2-8</b>  <i>Capital Stabilization Fund</i></p>	<p>To see if the Town will establish a Capital Stabilization Fund for the special purpose of funding capital budgets and all incidental and related costs, and further to raise and appropriate or transfer from available funds money to fund this special purpose Stabilization Fund, or take any action thereon or relative thereto. <i>(Expected request of \$175,000)</i></p> <p>The Board of Selectmen will make a recommendation at Town Meeting. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017 2-9</b>  <i>SCBA Units for Fire Department</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds money to pay for SCBA units for the Fire Department, or take any action thereon or relative thereto. <i>(Expected request of \$203,204)</i></p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 2-10</b>  <i>Town Clerk Salary</i></p>	<p>To see if the Town will amend the General Government department of the Town operating budget for FY'18 so as to adjust the compensation plan for the Town Clerk or take any action thereon or relative thereto.</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee will give a recommendation at Special Town Meeting.</p>

**SECTION 3: PLANNING /ZONING ACTIONS**

<p><b>ARTICLE 2017/10 3-1</b>  <i>Zoning By-law Amendment – Ban Recreational Marijuana</i></p>	<p>To see if the Town will amend the Zoning By-law by adding to language set forth in Appendix B, or take any action thereon of relative thereto.</p> <p>[The proposed by-law is set forth in Appendix B of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
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<p><b>ARTICLE 2017/10 3-2</b></p> <p><i>Zoning By-law Amendment – Willow Street Overlay District</i></p>	<p>To see if the Town will amend the Zoning By-law Section 9.5 “Willow Street Overlay District” by adopting the language set forth in Appendix C, or take any action thereon or relative thereto.</p> <p>[The proposed by-law is set forth in Appendix C of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 3-3</b></p> <p><i>Zoning By-law Amendment – Estate Overlay District</i></p>	<p>To see if the Town will amend the Zoning By-law Section 9.4 “Estate Overlay District” by deleting the current language and substituting the language set forth set forth in Appendix D, or take any action thereon or relative thereto.</p> <p>[The proposed by-law is set forth in Appendix D of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
<p><b>ARTICLE 2017/10 3-4</b></p> <p><i>Zoning By-law Amendment – Cottage Housing Overlay District</i></p>	<p>To see if the Town will amend the Zoning By-law by adding a new section, Section 8.4 “Cottage Housing,” to provide for cottage housing development by adopting the Cottage Housing Overlay District, as set forth in Appendix E, or take any action thereon or relative thereto.</p> <p>[The proposed by-law is set forth in Appendix E of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen and the Finance and Advisory Committee will make a recommendation at Town Meeting.</p>

**SECTION 4: TOWN BY-LAW AMENDMENTS**

<p><b>ARTICLE 2017/10 4-1</b></p> <p><i>By-law Amendment - Remedies against Delinquent Taxpayers</i></p>	<p>To see if the Town will amend the Town By-laws, Ch. V, Section 3.A, Denial or Revocation of License or Permit for Nonpayment of Local Taxes, Fees or Other Charges, by amending the current subsection as set forth in Appendix F, or take any action thereon or relative thereto.</p> <p>[The proposed by-law amendment is set forth in Appendix F of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
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<p><b>ARTICLE 2017/10 4-2</b>  <i>By-law Adoption – Tax Abatements and Affordable Housing</i></p>	<p>To see if the Town will amend the Town By-laws, Ch. V, Collection of Taxes, by adopting a new Section 5 to accept G.L. c. 58, § 8C and specify the method by which the Town may negotiate and approve agreements to abate delinquent real estate tax obligations, interest, and penalties to support affordable housing as set forth in Appendix G, or take any action thereon or relative thereto.</p> <p>[The proposed by-law is set forth in Appendix G of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
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**SECTION 5: OTHER APPROPRIATIONS AND ACTIONS**

<p><b>ARTICLE 2017/10 5-1</b>  <i>Petition Special Act to the Legislature – Patton Homestead Fund</i></p>	<p>To see if the Town will authorize the Board of Selectmen to petition the Legislature to enact special legislation authorizing the Town to establish a special fund for the Patton Homestead, in the form attached as Appendix H to the Fall 2017 Appendix Book, provided, however, that the Legislature may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill prior to enactment by the Legislature, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition, or take any action thereon or relative thereto.</p> <p>[The proposed special act is set forth in Appendix H of the Fall 2017 Warrant Book.]</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
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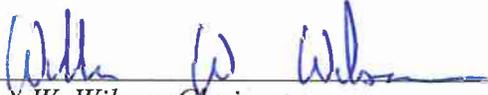
**SECTION 6: CLOSING FINANCIAL ACTIONS**

<p><b>ARTICLE 2017/10 6-1</b>  <i>Free Cash Application</i></p>	<p>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, 2017, or take any other action thereon or relative thereto. (<i>Expected amount \$175,000</i>)</p> <p>The Board of Selectmen recommends favorable action. The Finance and Advisory Committee recommends favorable action.</p>
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Given under our hands this October 16 2017

**HAMILTON BOARD OF SELECTMEN**

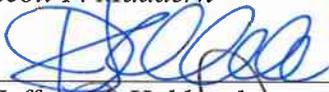


William W. Wilson, Chair

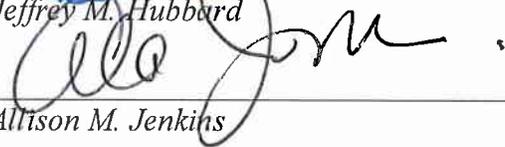


Shawn M. Farrell

Scott F. Maddern



Jeffrey M. Hubbard



Allison M. Jenkins

Hamilton, Massachusetts

I have this \_\_\_\_ day of \_\_\_\_\_, 2017, served this warrant as directed by Chapter 1, Section 1b of the Town By-laws.

\_\_\_\_\_  
Constable

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