

RESULTS OF ANNUAL TOWN MEETING

May 7, 2011

The warrant was returned to the Town Clerk at 9:18 AM.

With a quorum present, the Moderator Nancy Chew called the meeting to order at 9:44 AM.

The motion was made and seconded to waive the reading of the warrant, and so voted.

The moderator states that rules of the meeting are to be the same as the Special Town Meeting.

ANNUAL TOWN MEETING ARTICLES

Article 1. The motion was made and seconded to elect all other town officers not required to be on the official ballot.

VOTE: UNANIMOUS

Article 2. The motion was made and seconded to hear the reports of the various town officials and committees.

VOTE: UNANIMOUS

Article 3. The motion was made and seconded to authorize the Treasurer to borrow funds as necessary in anticipation of revenue, in accordance with Chapter 44, Sections 23 to 27 of the Massachusetts General Laws.

VOTE: UNANIMOUS

Article 4. The motion was made and seconded to accept the following sums in trust; the income therefrom to be expended for the perpetual care of lots as printed in the warrant.

VOTE: UNANIMOUS

Article 5. The motion was made and seconded to authorize the renewal of the Cemetery Burial and Foundations Revolving Fund in accordance with Massachusetts General Laws, Chapter 44, Section 53E½, to receive monies collected for burials, said funds to be expended by the Cemetery Commissioners to pay for said burials to be performed, for grave foundations and for general cemetery maintenance and improvements; with expenditures not to exceed \$10,000.

VOTE: UNANIMOUS

Article 6. The motion was made and seconded to appropriate from available funds the sum of \$230,973 known as Chapter 90 to be used by the Highway Department in accordance with the Massachusetts General Laws.

VOTE: UNANIMOUS

Article 7. The motion was made and seconded to raise and appropriate the sums of money necessary to defray charges and expenses of the Town for the ensuing fiscal year, FY2012, beginning July 1, 2011 and ending June 30, 2012, with each item considered to be a separate appropriation as set forth below, and to fix the salaries of all elected officials.

\$ 486,434.05 for General Government
\$ 913,778.08 for Protection of Persons & Property
\$ 2,928,795.00 for Education
\$ 418,372.41 for Public Works & Facilities
\$ 33,438.29 for Human Services
\$ 78,562.76 for Culture & Recreation
\$ 548,671.89 for General Government Expenses

For a total sum of \$5,408,052.48 for the FY2012 operating budget.

VOTE: UNANIMOUS

Article 8. The motion was made and seconded to accept the provisions of Massachusetts General Law Chapter 59, Section 5, Clause 54 exempting from taxation personal property accounts having a valuation of less than \$1,000.

VOTE: UNANIMOUS

Article 9. The motion was made and seconded to appropriate the sum of \$29,511.30 to operate the Ashby Recycling Center & Transfer Station for fiscal year beginning July 1, 2011, and that \$29,511.30 be appropriated as follows: Recycling Center revenues: \$26,411.30 and Retained earnings: \$3,100 for the ensuing fiscal year, FY2012, beginning July 1, 2011 and ending June 30, 2012.

VOTE: UNANIMOUS

Article 10. The motion was made and seconded to appropriate from Free Cash the sum of \$5,000 for the purpose of repairing the Town's basketball courts, tennis courts, and Allen Field properties, and purchasing Ashby Elementary School playground equipment.

VOTE: UNANIMOUS

Article 11. The motion was made and seconded to appropriate from Free Cash the sum of \$10,000 for the purpose of repairing the area in front of the 1st Parish Unitarian Church of Ashby.

VOTE: UNANIMOUS

Article 12. The motion was made and seconded to appropriate from Free Cash the sum of \$4,770 to a Fire Department Grant Matching account for the purpose of matching an Assistance to Firefighters grant.

VOTE: UNANIMOUS

Article 13. The motion was made and seconded to appropriate from Free Cash the sum of \$70,000 for the purpose of purchasing and equipping a previously owned fire pumper.

VOTE: PASSED

Article 14. The motion was made and seconded to authorize a Library Books Revolving Fund in accordance with Massachusetts General Laws, Chapter 44, Section 53E½, to receive monies collected for book late fees and replacement fees, said funds to be expended by the Library Trustees to pay for book and media repairs, replacements, supplies and expenses; with expenditures not to exceed \$3,000.

VOTE: UNANIMOUS

Article 15. The motion was made and seconded to amend the Zoning Map by extending Residential/Commercial District B westerly, along the south side of Main Street and parallel to the street, to the westerly property line of Map 8, Parcel 58.2 as shown on a map entitled Residential/Commercial District B Extension, May 2011.

VOTE: UNANIMOUS

Article 16. The motion was made and seconded to delete sections of the Zoning Bylaws 8.1.1 through 8.1.4 and insert the words "Building area shall not exceed thirty-five percent (35%) of the lot area." as line 5 in section 8.3 Table of Dimensional Requirements and add a new section 8.1.1 "The research and development, testing, manufacturing and sales of photovoltaic and wind energy systems." and, following the words "wind energy facilities (WEF)" in section 4.11.1, add the words "located in the Residential, Residential/Agricultural and Residential/Commercial districts".

VOTE: YES- 55 NO- 19 PASSED

Article 17. The motion was made and seconded to accept as a Town way the subdivision roadway known as Daley Drive, as heretofore laid out by the Board of Selectmen, and to authorize the Board of Selectmen to acquire by eminent domain, purchase, gift or otherwise the fee to or easements in said roadway, together with all related drainage, utility and other easements; said Daley Drive being more particularly described in the Definitive Subdivision Plan on file with the Town Clerk.

VOTE: PASSED

Article 18. The motion was made and seconded to authorize the Selectmen to enter into a long term lease agreement to allow a Solar Photovoltaic (PV) Power Generating system on the landfill site on Greenville Road and to authorize the Board of Selectmen to grant easements for the purpose of providing access to, and use of, the landfill site, with such terms as are in the best interest of the Town.

VOTE: PASSED

Article 19. The motion was made and seconded to appropriate from Free Cash the sum of \$3,000 for the purpose of paying for the replacement of body armor for police officers.

VOTE: UNANIMOUS

Article 20. The motion was made and seconded to appropriate from Free Cash the sum of \$13,027 for the purpose of paying for diesel fuel storage tank repairs.

The motion was made and seconded to table the motion.

VOTE: YES-4 NO-75 MOTION DEFEATED

VOTE ON ORIGINAL MOTION: PASSED

Article 21. The motion was made and seconded to appropriate from Free Cash the sum of \$15,500 for the purpose of paying for a new sander.

VOTE: PASSED

Article 22. The motion was made and seconded to amend the Zoning Bylaw by adding a new section as follows:

6.5.3 Special Permits; Uses which may be allowed by the Planning Board after a public hearing and subject to appropriate regulations, if determined to be neither offensive nor detrimental to the residential/commercial area:

6.5.3.1 Restaurant with drive up or curbside food service.

VOTE: YES- 56 NO-26 PASSED

Article 23. The motion was made and seconded appropriate \$16,703.00 from Free Cash to the Stabilization Fund.

VOTE: UNANIMOUS

The motion was made and seconded to dissolve the Annual Town Meeting at 11:39 AM and so voted.

Lorraine Pease
Ashby Town Clerk

