

2013 October Warrant

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LYNNFIELD TOWN WARRANT

THE COMMONWEALTH OF MASSACHUSETTS

SPECIAL TOWN MEETING – OCTOBER 21, 2013

Essex, ss.

To the Constable of the Town of Lynnfield in the County of Essex, GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in elections and in Town affairs, to meet in the Middle School Auditorium, and in the Cafeteria and Gymnasium, if necessary, on Monday, October 21, 2013 at 7:30 p.m. then and there to act on the following articles:

ARTICLE 1. To see if the Town will vote to raise and appropriate or appropriate by transfer from available funds, sums of money to pay overdue bills of a prior fiscal year; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 2. To see if the Town will vote to raise and appropriate or transfer from available funds, sums of money to supplement certain accounts in the current 2014 Fiscal Year where balances are below projected expenditures for various reasons; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 3. To see if the Town will vote to raise and appropriate or transfer a sum of money to pay the final costs of the High School Expansion Project; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 4. To see if the Town will vote to appropriate by transfer from receipts reserved for appropriation a sum of money to be expended under the discretion of various town boards, committees, or officers; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 5. To see if the Town will vote to appropriate the premium paid to the Town upon the sale of bonds issued for the High School Expansion project, which are the subject of a Proposition 2 ½ debt exclusion, to pay costs of the project being financed by such bonds, and to reduce the amount authorized to be borrowed for such project, but not yet borrowed, by the same amount; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 6. To see if the Town will vote to accept the provisions of G.L. c. 32B, § 20 to establish an Other Post Employment Benefits Liability Trust Fund and to raise and appropriate a sum of money to be deposited therein; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 7. To see if the Town will vote to raise and appropriate or transfer a sum of money for engineering and design services to develop plans to improve and or build recreational fields; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 8. To see if the Town of Lynnfield will revoke the provisions of General Laws Chapter 44, Sec. 53F-1/2 ceasing the operation of Reedy Meadow Golf Course and King Rail Golf Course as an enterprise fund effective July 1, 2014; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 9. To see if the Town will vote, pursuant to G.L. c. 40, § 15A or otherwise, to transfer the care, custody management and control of the land known as Pillings Pond, as shown on Lynnfield Assessors Map 35, Lot 1955, now held by the Town as a result of the foreclosure of one or more tax titles, to the Selectmen to be held for recreational purposes; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 10. To see if the Town will vote to authorize the Selectmen to accept from Lynnfield Initiative for Elders, Inc. ("LIFE"), a Massachusetts non-profit corporation, a mortgage in an amount up to \$1,620,000.00 on the land in Lynnfield, Essex County, Massachusetts, shown as Lot 4 on a plan of land entitled "Approval Not Required Plan, 427 Walnut Street, Assessors' Map 45, Lot 999, Lynnfield, Massachusetts, Owner: Market Street at Lynnfield Development LLC", dated January 13, 2012, revised thru March 8, 2012, drawn by Nitsch Engineering, recorded with the Essex South District Registry of Deeds in Plan Book 432, Plan 90 (sheet 2), containing 6.691 acres±, and also shown on a plan recorded with said Registry in Plan Book 428, Plan 37, to secure LIFE's obligation to pay the Town for the sale of the said land; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 11. To see if the Town will vote to rezone two parcels of land situated in Lynnfield, Massachusetts and shown on Assessors Map 51 as Lots 1431 and 1436 from Residential (RA) to Limited Business (LB); or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 12. To see if the Town will vote to accept as a public way, as laid out and reported by the Board of Selectmen, Pondview Lane as shown on a plan entitled "Definitive Plan / Pondview Lane / Lynnfield, Mass." by Hayes Engineering, Inc. dated January 21, 2005 and revised through August 31, 2005, which plan is recorded with the Essex South District Registry of Deeds at Plan Book 400, Plan 9, and a copy of which plan is on file at the office of the Town Clerk and available for inspection, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain such interests in land as may be necessary or appropriate to create such public way; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 13. To see if the Town will vote to accept as a public way, as laid out and reported by the Board of Selectmen, Pizzuti Way, as shown on a plan entitled "Street Acceptance Plan / Pizzuti Way / Lynnfield, Mass." by Hayes Engineering, Inc. dated December 10, 2012, a copy of which plan is on file at the office of the Town Clerk and available for inspection, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain such interests in land as may be necessary or appropriate to create such public way; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 14. To see if the Town will vote to accept as a public way, as laid out and reported by the Board of Selectmen, Taylor Terrace as shown on (a) a plan entitled "Definitive Plan / Taylor Terrace / Lynnfield, Mass." by Hayes Engineering, Inc. dated February 16, 1998, which plan is recorded with the Essex South District Registry of Deeds at Plan Book 329, Page 42; (b) a plan entitled "Definitive Plan / Taylor Terrace / Lynnfield, Mass." by Hayes Engineering, Inc. dated February 25, 2005, which plan is filed as Land Court Plan 5218-E; and (c) a plan entitled "Definitive Plan / Taylor Terrace / Lynnfield, Mass." by Hayes Engineering, Inc. dated December 17, 2008, which plan is filed as Land Court Plan 5218-G, copies of which plans are on file at the office of the Town Clerk and available for inspection, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain such interests in land as may be necessary or appropriate to create such public way; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

ARTICLE 15. To see if the Town will vote to amend Chapter 5 of the General Bylaws by deleting therefrom Section 26, entitled "Lynnfield Clean Indoor Air By-Law," or what action it will take thereon.

Submitted by BOARD OF SELECTMEN