

LYNNFIELD TOWN WARRANT
THE COMMONWEALTH OF MASSACHUSETTS
TOWN MEETING – OCTOBER 17, 2016

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 17, 2017 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 to take any other action in connection therewith.

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 2017 Fiscal Year for various purposes; or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 3. To see if the Town will vote to raise and appropriate, or appropriate by transfer from available funds or by borrowing, or from any or all such sources, a sum of money for required improvements to school grounds and athletic facilities, or to take any other action in connection therewith.

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 to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 5. To see if the Town will vote, pursuant to G.L. c. 40, § 15A and all other applicable legal authority, to transfer from the Board of Selectmen to the Board of Library Trustees the care, custody, management and control of the land on Summer Street shown on that certain plan of land entitled "Plan of Land 175 Summer Street Lynnfield, MA" and dated July 8, 2016, consisting of 149,146 square feet, more or less, according to such plan, the Board of Selectmen having determined that such land is no longer needed for golf course purposes, provided that the Board of Library Trustees shall hold and use such land for the purpose of constructing and operating a new library building, or to take any other action in connection therewith.

Submitted by BOARD OF LIBRARY TRUSTEES

ARTICLE 6. To see if the Town will vote to amend the Zoning Bylaws by adding the underlined text below to Section 4.1:

“In a Single Residence A, B, C and D District, the following uses are permitted:

- “1. Residential use of a one family detached house, with not more than one such house located on any lot, provided that no such property shall be leased or rented for a period of thirty (30) days or less unless specifically authorized by the Board of Appeals under Section 4.1.1.3, below.”

and by replacing Section 4.1.1.3, which currently authorizes a special permit for the following use:

- “3. Tourist home, boarding or lodging house (but not including overnight cabins, motels or hotels),”

with the following new, underlined text:

- “3. Intentionally Omitted.”

and by adding the underlined text below to Section 5.1.5:

“In Single Residence A, B, C and D District, the following uses are hereby specifically declared to be customary ‘accessory uses’ within the meaning of this bylaw:

- ...
“5. The regular renting of rooms or the furnishing of table board in a dwelling by prearrangement to not more than five (5) persons, provided that no such renting shall be for a period of thirty (30) days or less.”

or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 7. To see if the Town will vote to amend § 13.6 of the Zoning Bylaws, entitled “Fines,” by repealing the text thereof and replacing it with the following:

“Any violation of these Zoning Bylaws shall be punishable by a fine of Three Hundred Dollars (\$300), and in the sole discretion of the Building Inspector may be made the subject of non-criminal disposition pursuant to G.L. c. 40, § 21D. Each day such violation continues shall constitute a separate offense. Such fines shall be recovered as provided by law and shall enure to the Town of Lynnfield.”

or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 8. To see if the Town will vote to petition the Legislature to enact legislation to require the Massachusetts Bay Transportation Authority (the "MBTA") to:

grant a perpetual, non-transferable license to the Town for the purpose of cleaning, enlarging, expanding, removing, replacing, renovating, removing debris and blockages from, and otherwise maintaining and rendering useful, at the sole expense of the Town, the culverts located beneath the railroad bed owned by the MBTA and located in that part of the Town known as "Reedy Meadow," provided that the Town furnish the MBTA with an environmental insurance policy of the kind described in G.L. c. 23A, § 3I(a), such license to be granted at no cost to the Town and without any requirement that the Town furnish any other form of insurance, or any defense, indemnification or hold-harmless agreement with respect to any claims, injuries, costs, damages or other relief arising out of or related to the pre-existing release or threat of release of oil or hazardous materials, as those terms are defined in G.L. c. 21E, at or from the said railroad bed;

provided, that the Legislature may reasonably vary the form or substance of the requested legislation within the scope of the general public objectives of this petition; or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 9. To see if the town will revise the dog licensing fees as currently listed in Section 115-7 of the Town's general bylaws by deleting the following:

"D. Any owner or keeper of a dog who shall fail to comply with the provisions of this section by March in any year shall be subject to a penalty of \$10 per dog.";

or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 10. To see if the Town will vote to raise and appropriate, or appropriate by transfer from available funds or by borrowing, or from any or all such sources, a sum of money for engineering services related to the Town-wide recreational fields program, or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

ARTICLE 11. To see if the Town will vote to accept the provisions of G. L. c. 90, § 17C, which would allow the Board of Selectmen, in the interests of public safety and without further authority, to establish a speed limit of 25 miles per hour on any roadway inside a thickly settled or business district in the city or town on any way that is not a state highway; or to take any other action in connection therewith.

Submitted by BOARD OF SELECTMEN

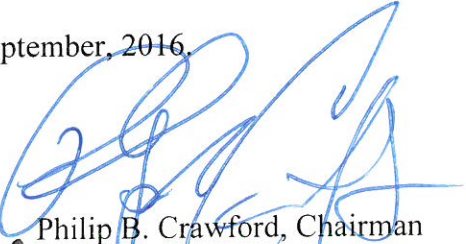
ARTICLE 12. To see if the Town will vote to accept the provisions of G. L. c. 90, § 18B, which would allow the Board of Selectmen, in the interests of public safety and without further authority, to establish designated safety zones on, at or near any way in the city or town which is not a state highway, and with the approval of the department if the same is a state highway. Such safety zones shall be posted as having a speed limit of 20 miles per hour; or to take any other action in connection therewith.


Submitted by BOARD OF SELECTMEN

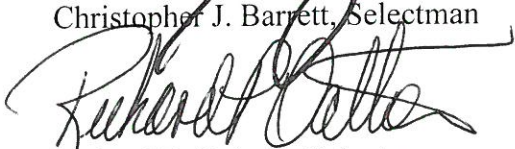
And you are further directed to serve this warrant, by posting up attested copies thereof, in at least six public places in said Town of Lynnfield, fourteen days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, or before hand as aforesaid.

Given under our hands this 27th day of September, 2016.


Philip B. Crawford, Chairman


Christopher J. Barrett, Selectman


Richard P. Dalton., Selectman

A true copy
ATTEST: _____, Constable

Date:

Pursuant to the within Warrant, I have this day notified and warned the inhabitants of the Town of Lynnfield as herein directed by posting eight attested copies of the Warrant in said Lynnfield 14 days before the time and calling of said meeting.

Paul Minsky
Constable

Posted at:
Center Post Office
Center Market
Library
Pump 'n Pantry
Senior Center
Lynnfield Water District
South Post Office
Town Hall