

**BOARD OF SELECTMEN**  
**AGENDA**  
**Monday, April 11, 2016**

Regular Meeting – 7:00 p.m.                      Selectmen’s hearing room, Town Hall

\*\*\*\*NOTE\*\*\*\*

As a result of changes in the Open Meeting Law, the chair must announce at the outset of every meeting that the meeting is being recorded and transmitted via cable television.

7:00 p.m.                      Pledge of Allegiance

Request by Finance Committee and Fields Committee member for exemption under Massachusetts General Laws Chapter 268A, Section 20 (B), Veterans Services contract

Warrant article recommendations

Announcement of election results

Re-formation of the Board and election of chairman, vice-chairman and clerk

**Use of Town facilities:**                      Common, Mondays is August and September, Centre Yoga, free yoga lessons  
Common and use of Town streets, May 30, Memorial Day parade and observance  
Use of streets, Little League Parade, April 24  
Banner, Reid’s Ride, July 6-17

**One-day liquor license:**                      None

**Minutes:**    March 7, 2016

**Proclamations:**                                      Children’s Mental Health Week

**Administrative matters:**                      Signing of warrants

**ARTICLES FOR WHICH THE BOARD HAS MADE NO RECOMMENDATION**

**Article 4** – Awaiting transfer amounts within FY 16 budget

**Article 5** – Not clear whether additional funds needed for FY16 EMS enterprise budget

**Article 6** – No bills from a prior fiscal year submitted to date

**Article 7** – Operating budget

**Article 8** – Capital budget

**Article 9** – Appropriation of \$200,000 to stabilization fund

**Article 10** – Appropriation of \$200,000 to capital facilities maintenance fund

**Article 11** – Funds for OPEB are provided for in the operating budget

**Article 25** – Allow ZBA to approve site plans in LB district for businesses with more than 5 employees

**Article 31** – Awaiting Planning Board recommendation on moving signs

**Article 32** – Designation of scenic roads

**LYNNFIELD TOWN WARRANT**

THE COMMONWEALTH OF MASSACHUSETTS

**ANNUAL TOWN ELECTION - APRIL 11, 2016**  
**ANNUAL TOWN MEETING - APRIL 25, 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 their respective polling places in said Lynnfield, on Monday, April 11, 2016 at 7:00 a.m., then and there to bring in their votes on one ballot for the choice of all necessary Town Officers for the ensuing year, chosen in this manner, viz.: one Board of Selectmen member for three years; one Town Moderator for one year; one Board of Assessors member for three years; two Board of Library Trustee member for three years; two School Committee members for three years; one Planning Board member for five years; one Planning Board member for one year to fill an unexpired term; and one Housing Authority member for two years to fill an unexpired term.

The Polls in each precinct will open at 7:00 a.m., and will be closed at 8:00 p.m., on said April 11, 2016. The polling places for voters in Precincts 1, 2, 3 and 4 will be at Lynnfield High School, Essex Street, all in said Lynnfield.

And you are further directed to notify and warn the inhabitants of the Town of Lynnfield qualified to vote in elections and Town affairs, to meet in the Middle School Auditorium, Cafeteria, and the Gymnasium, if necessary, on Monday, April 25, 2016 at 7:30 p.m., then and there to act on the following articles:

**ARTICLE 1.** To act on reports of town officers and special committees as published.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 2.** To choose all Town officers not required to be chosen by ballot: viz.; three field drivers, one pound keeper and three wood measurers.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 3.** To see if the Town will vote to FIX THE COMPENSATION of each of the Elective Officers of the Town as required by General Laws, Chapter 41, Section 108, as amended.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 4.** 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 2016 Fiscal Year where balances are below projected expenditures for various reasons; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 5.** To see if the Town will vote to transfer a sum of money from Emergency Medical Services Retained Earnings to pay expenses and contractual services required to operate the emergency medical service in the Town of Lynnfield in the current 2016 Fiscal Year; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 6.** 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 7.** To see if the Town will vote to raise and appropriate, or appropriate by transfer from available funds, or otherwise, a sum of money for the necessary Town charges and expenses; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 8.** 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, sums of money for the purchase of various equipment and items in the nature of capital expenditure and to give authority to credit the value of the various old equipment to be turned in toward the purchase price of said items, said sums of money to be expended under the direction of various Town boards, committees, or officers; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 9.** To see if the Town will vote to raise and appropriate and/or appropriate by transfer from available funds a sum of money for the town's Stabilization Fund, or what action the Town will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 10.** To see if the Town will vote to raise and appropriate and/or appropriate by transfer from available funds a sum of money for the town's Capital Facilities Fund, or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 11.** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited into the Other Post Employment Benefits Liability Trust Fund; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 12.** To see if the Town will vote to reauthorize the establishment of a Revolving Fund under the provisions of Chapter 44, Section 53 E-1/2, to be spent by the Council on Aging, limited to a certain amount, without further appropriation during Fiscal Year 2017, to pay expenses and contractual services required to operate Senior Center Activities and field trips; said fund to be credited with all fees and charges received during Fiscal Year 2017 from persons taking part in said activities and field trips; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 13.** To see if the Town will vote to reauthorize the establishment of a Revolving Fund under the provisions of Chapter 44, Section 53 E-1/2, to be spent by the Board of Health, limited to a certain amount, without further appropriation during Fiscal Year 2017, to pay expenses and contractual services required to operate the Flu Clinic; said fund to be credited with all fees and charges received, and with recovery through third party billing received, during Fiscal Year 2017 from or in connection with persons taking part in said activities; or what action it will take thereon.

**Submitted by BOARD OF HEALTH**

**ARTICLE 14.** To see if the Town will vote to reauthorize the establishment of a Revolving Fund under the provisions of Chapter 44, Section 53 E-1/2, to be spent by the Board of Library Trustees, limited to a certain amount, without further appropriation during Fiscal Year 2017, to pay expenses related to book replacement and new book acquisitions, said fund to be credited with all fines collected for the loss of library books received during Fiscal Year 2017 from persons paying such fines; or what action it will take thereon.

**Submitted by BOARD OF LIBRARY TRUSTEES**

**ARTICLE 15.** To see if the Town will vote to reauthorize the establishment of a Revolving Fund under the provisions of Chapter 44, Section 53 E-1/2, to be spent by the Recreation Commission, limited to a certain amount, without further appropriation during Fiscal Year 2017, to pay part time salaries, expenses and contractual services required to

operate Recreation Activities, field administration and field trips; said fund to be credited with all fees and charges received during Fiscal Year 2017 from persons taking part in said activities and field trips; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 16.** To see if the Town will vote to reauthorize the establishment of a Revolving Fund, pursuant to Massachusetts General Laws Chapter 44, Section 53 E-1/2, to be spent by the Department of Public Works, limited to a certain amount, without further appropriation during Fiscal Year 2017, to pay expenses related to maintenance and upkeep of athletics fields for the fiscal year commencing July 1, 2016; said fund to be credited with all field maintenance fees and charges received during FY 2017 for field use, or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 17.** To see if the Town will vote to authorize the establishment of a Revolving Fund, pursuant to Massachusetts General Laws Chapter 44, Section 53 E-1/2, to be spent by the Department of Public Works, limited to a certain amount, without further appropriation during Fiscal Year 2017, to pay expenses related to the scheduling, maintenance and upkeep of the Al Merritt Cultural Center for the fiscal year commencing July 1, 2016; said fund to be credited with all fees and charges received during FY 2017 for the use of the said facility, or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 18.** To see if the Town will vote to appropriate a sum of money from Emergency Medical Service Enterprise receipts to pay expenses and contractual services required to operate the emergency medical service in the Town of Lynnfield, said Enterprise Fund to be credited with all fees and charges received during Fiscal Year 2017 from persons using said service; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 19.** To see if the Town will vote to appropriate a sum of money from Golf Enterprise receipts and/or Golf Enterprise Retained Earnings to pay expenses and contractual services required to operate the Reedy Meadow Golf Course and King Rail Golf Course, said Enterprise Fund to be credited with all fees and charges received during Fiscal Year 2017 from persons using the golf courses; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 20.** To see if the Town will vote to authorize the Board of Library Trustees to apply for, accept and expend without further appropriation any state funds which may be available to defray all or part of the cost of the design, construction and equipping of a new library building, and to approve the schematic design for such a project that are shown on a set of plans entitled "Preliminary site plan and schematic layout for new Lynnfield Public Library," dated March 25, 2016, which are on file with the Town Clerk, or to take any other action in relation thereto.

**Submitted by the BOARD OF LIBRARY TRUSTEES**

**ARTICLE 21.** To see if the Town will vote, pursuant to G.L. c. 40, § 15A and any other applicable authority, to transfer to the Board of Selectmen for the purpose of sale or lease the real property known and numbered as 567 Main Street, Lynnfield, Massachusetts, including the structures and fixtures thereon erected, being the same property conveyed to the Town by deed dated October 2, 2014 and recorded with the Essex South District Registry of Deeds at Book 33587, Page 278 from Denault M. Donovan, Charles S. Donovan and Alice Kiernan, Trustees of the Centre Farm Nominee Realty Trust II, under declaration of trust dated December 28, 2007 and recorded with said Deeds at Book 27459, Page 234, consisting of seven (7) acres, more or less; and pursuant to G.L. c. 40, § 3; c. 30B, § 16, and any other applicable authority, to authorize the Selectmen to sell, lease, transfer and convey the said real property subject to an Historic Preservation Restriction under G.L. c. 184, §§ 31-33, pertaining to the said property and the exterior of the structures and fixtures thereon, such sale or lease otherwise to be on such terms and subject to such conditions as the Selectmen may deem prudent; or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 22.** To see if the Town will vote to appropriate from free cash a sum of money to pay certain outstanding medical bills, and to empower the Town Administrator to pay any and all other bills associated with the August 12, 2010 line of duty injury suffered by Firefighter Keith Gauvreau, or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 23.** 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 the design, construction, furnishing and equipping of a clubhouse at the King Rail Reserve Golf Course, or what action it will take thereon.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 24.** To see if the Town will vote to appropriate a sum of money for the construction of municipal outdoor recreational facilities, including the development of land and the construction and reconstruction of facilities at Glen Meadow Park and to determine whether to raise this appropriation by borrowing or otherwise, or to take any action related thereto.

**Submitted by PETITION**

**ARTICLE 25.** To see if the Town will vote to amend the Zoning Bylaws by adding, at the end of § 4.2.1 "Uses Authorized by Board of Appeals" within the Limited Business District, the following:

"4. Business or professional office, or bank, wherein more than five (5) persons are regularly employed."

or to take any other action in relation thereto.

**Submitted by BOARD OF SELECTMEN**

**ARTICLE 26.** To see if the Town will vote to amend Section 7.4.a entitled “Additional Requirements for PWSF” of the Zoning Bylaws by:

- a. deleting therefrom the following:  
“, in addition to the requirements of 7.4 ‘Site Plan Approval’”; and
- b. renumbering the said section from “7.4.a.” to “7.4.1”; entitled “Additional Requirements for PWSF”

or what action it will take thereon.

**Submitted by PLANNING BOARD**

**ARTICLE 27.** To see if the Town will vote to amend the Zoning Bylaws by revising Section 8.7, entitled “Siting of Radio Telecommunications Facilities,” such that whenever any section, subsection or sub-subsection number includes “8.7” the same is changed to “8.8”,

or what action it will take thereon.

**Submitted by PLANNING BOARD**

**ARTICLE 28.** To see if the Town will vote to amend the Zoning Bylaws by deleting embedded section numbers and replacing them with section titles in various places, as follows:

- a. in Section 4.8, by deleting “8. Any uses allowed in Section 9.4 Wireless Communication District” and replacing it with “8. Any uses allowed in the section entitled ‘Siting of Radio Telecommunications Facilities’”;
- b. in Section 8.4.8, by deleting “15”;
- c. in Section 8.5.3.4, by deleting “Section 6, Sign Regulations,” and replacing it with “Sign Regulations”;
- d. in Section 9.5.6, by deleting Section 9.5.6.15 and Section 9.5.6.16 and replacing them with the following:

“15. Adult uses as enumerated under the “Adult Uses”  
Section of the Zoning Bylaws.

“16. Medical Marijuana uses as enumerated under  
the “Medical Marijuana” Section of the Zoning Bylaws.”;

and



- e. in Section 13.6, by deleting “Section II Chapter 6 of the Bylaws of the Town of Lynnfield (as amended)” and replacing it with “these Zoning Bylaws”;

or what action it will take thereon.

**Submitted by PLANNING BOARD**

**ARTICLE 29.** To see if the Town will vote to amend the Zoning Bylaws definitions, as follows:

- a. in Section 2, deleting the line reading “2.16, Standards Applicable to All Definitions”; renumbering subsections 2.16.1, 2.16.2, 2.16.3 and 2.16.4 as 2.1, 2.2, 2.3 and 2.4, respectively; deleting all subsection numbers associated with particular definitions; adding a new subsection 2.5 entitled “Individual Meanings” which shall list all those particular definitions in alphabetical order.
- b. deleting subsection 7.7.2 and moving the text thereof to subsection 2.5, placing it in alphabetical order with all other definitions located therein;
- c. moving the text of all definitions in subsection 8.5.2 to subsection 2.5, placing them in alphabetical order with all other definitions located therein, excepting only the definition of “Substantial or Significant Portion,” which shall remain in subsection 8.5.2;
- d. moving the text of all definitions in subsection 8.6.2 to subsection 2.5, placing them in alphabetical order with all other definitions located therein, excepting only the definition of “Assisted Living” and “An Assisted Living Residence” which shall remain in subsection 8.6.2;
- e. moving the text of all definitions in subsection 8.7.3 to subsection 2.5, placing them in alphabetical order with all other definitions located therein and eliminating the sub-subsection numbers thereof, excepting only the definition of “Special Permit,” which shall remain in subsection 8.7.3 but without any sub-subsection number; and
- f. moving the text of all definitions in subsection 9.3.3 to subsection 2.5, placing them in alphabetical order with all other definitions located therein and eliminating the sub-subsection numbers thereof, excepting only the definition of “Acre,” which shall remain in subsection 9.3.3 but without any sub-subsection number;

or what action it will take thereon.

**Submitted by PLANNING BOARD**

**ARTICLE 30.** To see if the Town will vote to amend the Zoning Bylaws by deleting Section 7.7 entitled “Temporary Moratorium Medical Treatment Centers”,

or what action it will take thereon.

**Submitted by PLANNING BOARD**

**ARTICLE 31.** To see if the Town will vote to amend the Zoning Bylaws by adding the following definitions to subsection 2.5, placing them in alphabetical order with all other definitions located therein:

- a. “Movement or Moving – As applied to signs, any visual elements that either change or alter in appearance whatsoever.”;
- b. “A.T.M. or ATM – Annual Town Meeting as called for in the Town Charter, in the spring.”; and
- c. “S.T.M. or STM – Special Town Meeting as called for or permitted in the Town Charter, including but not limited to the regular town meeting scheduled for the fall.”;

or what action it will take thereon.

**Submitted by PLANNING BOARD**

**ARTICLE 32.** To see if the Town will vote, pursuant to Article IV, Section 217-39.B of the General Bylaws of the Town, to designate the following ways as “Scenic Roads”:

Chestnut Street  
Essex Street  
Lowell Street  
Main Street  
Summer Street;

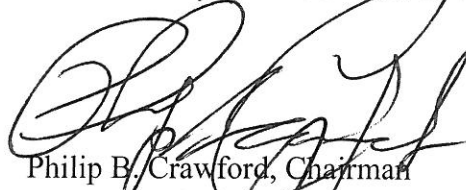
or what action it will take thereon.

**Submitted by CONSERVATION COMMISSION**

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, seven 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.

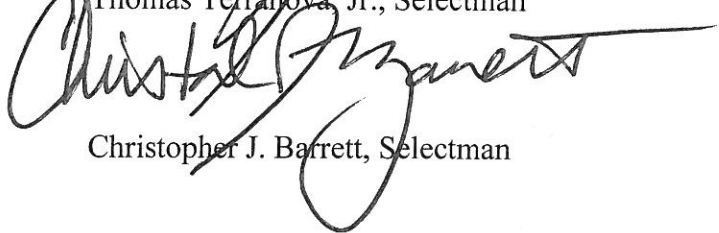
Given under our hands this 21st day of March in the year of our Lord two thousand and sixteen.



Philip B. Crawford, Chairman



Thomas Terranova, Jr., Selectman



Christopher J. Barrett, Selectman

A true copy  
ATTEST: \_\_\_\_\_, Constable

# ***PROCLAMATION***

**Whereas**, the citizens of Lynnfield, Massachusetts value their health and mental health and that of their families; therefore, they are proud to support observances such as Children's Mental Health Week; and

**Whereas**, one in five children has a diagnosable mental health disorder and one-half of all lifetime instances of mental illness begin before age 14; and even some children and youth with the most intense needs and some who are insured may not receive services; and

**Whereas**, children and youth with mental health needs in elementary, middle and high school are more likely to be bullied, absent, suspended, expelled or fail to graduate; and

**Whereas**, learning to recognize the early warning signs of mental health needs and where to obtain the necessary support, assistance and treatment gives children and youth better opportunities to lead full and productive lives; and

**Whereas**, the participation and partnership of family members in the assessment and treatment of children and youth is essential to positive outcomes; and

**Whereas**, our nation's future depends on the health and well-being of its families and their children; and

**Whereas**, Children's Mental Health Week was developed by families of children with emotional, behavioral and mental health needs, to focus on the needs of their children and families; in celebrating this year's theme: "Healthy Families, Resilient Children: Mental Health is a Family Affair" it is fitting to increase public awareness among all Lynnfield citizens of this important issue;

Now, Therefore, the Town of Lynnfield Board of Selectmen does hereby proclaim May 1-7, 2016 as ***CHILDREN'S MENTAL HEALTH AWARENESS WEEK***

*Dated this eleventh day of April, 2016*

*Philip B. Crawford,*  
*Chairman*

*Thomas D. Terranova, Jr.,*  
*Vice Chairman*

*Christopher J. Barrett,*  
*Clerk*