

**BOARD OF SELECTMEN
AGENDA
Monday, April 13, 2015**

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 for amendment to Market Street development agreement for extended hours for fitness facilities

Motions on warrant articles

Fiscal Year 2015 transfers and payment of bills from a prior fiscal year

Capital budget revision

Articles for inclusion in consent agenda

Linda Gillon - Resignation from Historical Commission

AFTER ELECTION

Announcement of Election Results

Swearing in and reorganization of Board

Use of Town facilities:

Common, Memorial Day and Veterans Day observances, May 26 and November 11
South Fire lot, car wash, LHS boys lacrosse, April 26 and June 7
South Fire lot, car wash, LHS baseball, May 3 and May 10,
South Fire lot, car wash, LHS boys soccer, Sept. 13
Little League Parade, May 2, 2015
Common, May 17, Great Strides Cystic Fibrosis Walk
Banner for Reid's Ride
Banner for Great Strides Cystic Fibrosis Walk

One-day liquor license:

Knights of Columbus, May 22, 5-9 p.m., private party
Knights of Columbus, June 13, 7-11 p.m. private party

Minutes:

March 9, 2015; March 23, 2015

Proclamations:

None

Administrative matters:

Signing of warrants



April 6, 2015

Mr. Philip Crawford
Chairman
Lynnfield Board of Selectmen
55 Summer Street
Lynnfield, MA 01940

Re: MarketStreet Fitness Operating Hours

Dear Mr. Crawford:

The addendum to the Development Agreement states that Fitness category operating hours for MarketStreet are 6:00am-10:00pm Monday-Saturday and 6:00am – 8:00pm on Sundays.

We'd like to request that fitness tenants be able to open at 5:00am instead of 6:00am.

We request that the Board approve these extended hours for fitness at its scheduled meeting on April 13, 2015.

Sincerely,

Nanci Horn

Nanci Horn
General Manager
MarketStreet Lynnfield

Cc: James Boudreau, Town Administrator

Hours of operation

- a. Retail stores: Weekdays and Saturday: 9:00 a.m. – 10:00 p.m.
Sunday 10:00 a.m. – 8:00 p.m.
- b. Grocer: Weekdays and Weekends: 8:00 a.m. – 10:00 p.m.
- c. Pharmacy: Weekdays and Weekends: 8:00 a.m. – 11:00 p.m.
- d. Typical Restaurant:
 - Monday – Thursday: 11:00 a.m. – 11:30 p.m.
 - Friday - Saturday 11:00 a.m. – 12:30 a.m.
 - Sunday 10:00 a.m. – 11:00 p.m.
- e. Breakfast Restaurant:
 - Typical restaurant hours, plus 6:00 a.m. – 11:00 a.m.
 - Monday – Friday, 7:00 a.m. – 11:00 a.m. Saturday, and
 - 7:00 a.m. -10:00 a.m. Sunday
- f. Community Space:
 - Weekdays 7 a.m. - 11 p.m.
 - Weekends 8 a.m. - 11 p.m.

The foregoing hours may be extended during the holiday season (the day after Thanksgiving to and including New Year's Day) with the permission of the Lynnfield Board of Selectmen.

Added by amendment approved by Board of Selectmen in November 2013:

- “g. Stores with primary use of exercise, fitness, personal training or yoga:
 - Weekdays and Saturdays: 6:00 a.m. – 10:00 p.m.
 - Sunday: 6:00 a.m. – 8:00 p.m.
- h. Stores with primary use of personal care services such as hair styling, nails or day spa:
 - Weekdays and Saturday 6:00 a.m. – 10:00 p.m.
 - Sunday: 7:00 a.m. – 8:00 p.m.”

ANNUAL TOWN MEETING WARRANT WITH MOTIONS

PRELIMINARY MOTION

BY CHAIRMAN

MOTION: I move that if necessary, this Annual Town Meeting be adjourned to Thursday, April 30, 2015 at 7:30 p.m. in the Middle School Auditorium, Gymnasium and Cafeteria, if need be, should the business of the meetings not be completed.

MAJORITY VOTE REQUIRED

CONSENT AGENDA MOTION

BY SELECTMAN 1

MOTION: I move that the Town vote to take Articles 1, 2, 3, 11, 12, 13, 14, 15 and 16 be taken out of order and that they be "Passed by Consent" in accordance with the Motions shown on the Consent Agenda distributed this evening.

4/5 VOTE REQUIRED; SINGLE EXCEPTION WILL REMOVE ARTICLE FROM CONSENT AGENDA

START OF WARRANT

ONLY IF REMOVED FROM CONSENT AGENDA

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

Submitted by BOARD OF SELECTMEN

BY SELECTMAN 2

MOTION: *I move to accept the Reports of Town officers and special committees, as published.*

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

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

BY CHAIRMAN

MOTION: I move that the Town vote to choose all Town officers not required to be chosen by ballot as follows: R. Gabriel Zavala, Jon Procurot and Betty Adelson as Field Drivers; Jon Procurot as Pound Keeper; and Kenneth Burnham and R. Gabriel Zavala as Wood Measurers.

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

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

BY SELECTMAN 1

MOTION: I move that the Town 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 as follows: Board of Selectmen – Chairman \$850 and Member \$700; Board of Assessors – Chairman \$4,100 and Member \$3,550.

MAJORITY VOTE REQUIRED

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 2015 Fiscal Year where balances are below projected expenditures for various reasons; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY SELECTMAN 2

MOTION: I move that the town vote to transfer from existing Fiscal Year 2015 appropriation accounts the sums listed in the handout entitled "ARTICLES 4 and 6 – 2015 ANNUAL TOWN MEETING" to the accounts listed in said handout in order to balance the FY 15 budget.

MAJORITY VOTE REQUIRED

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 2015 Fiscal Year; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY CHAIRMAN

MOTION: I move that the Town vote to transfer \$40,000 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 2015 Fiscal Year.

MAJORITY VOTE REQUIRED

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

BY SELECTMAN 1

MOTION: I move that the Town vote to appropriate \$4,540.00 from free cash to pay the overdue bills from a prior Fiscal Year as listed on the handout entitled "ARTICLES 4 and 6 – 2015 ANNUAL TOWN MEETING."

4/5 VOTE REQUIRED

ARTICLE 7. To see if the Town will vote to raise and appropriate, 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

BY SELECTMAN 2

MOTION: I move that the Town vote to raise and appropriate and transfer from available funds the sum of \$47,668,389.00 for the necessary Town charges and expenses as presented by the Board of Selectmen and as shown in the Finance Committee Report on page 6 thereof.

MAJORITY VOTE REQUIRED

ARTICLE 8. To see if the Town will vote to raise and appropriate, 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

BY CHAIRMAN

MOTION: I move that the Town vote to raise and appropriate the sum of \$1,314,820.00 for the purchase of various equipment and items in the nature of capital expenditures as shown in the Finance Committee Report on page 21 thereof 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 and committees.

MAJORITY VOTE REQUIRED

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

BY SELECTMAN 1

MOTION: *I move that the Town vote to raise and appropriate the sum of \$180,000 to the Stabilization Fund.*

2/3 VOTE REQUIRED

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

BY SELECTMAN 2

MOTION: *I move that the Town vote to raise and appropriate the sum of \$180,000 to the Capital Facilities Maintenance Fund.*

MAJORITY REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

ARTICLE 11. 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 2016, 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 2016 from persons taking part in said activities and field trips; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY CHAIRMAN

MOTION: I move that the Town vote to re-authorize 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, and to authorize said Council on Aging to expend no more than \$40,000, without further appropriation during FY 2016, 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 FY 2016 from persons taking part in said activities and field trips.

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

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 Board of Health, limited to a certain amount, without further appropriation during Fiscal Year 2016, 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 2016 from or in connection with persons taking part in said activities; or what action it will take thereon.

Submitted by BOARD OF HEALTH

BY SELECTMAN 1

MOTION: I move that the Town vote to re-authorize 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, and to authorize said Board of Health to expend no more than \$15,000, without further appropriation during FY 2016, to pay expenses and contractual services required to operate the Flu Clinic; said fund to be credited with recovery through third party billing received during FY 2016 from persons taking part in said activities.

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

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 Library Trustees, limited to a certain amount, without further appropriation during Fiscal Year 2016, 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 2016 from persons paying such fines; or what action it will take thereon.

Submitted by BOARD OF LIBRARY TRUSTEES

BY SELECTMAN 2

MOTION: I move that the Town vote to re-authorize 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 \$10,000, without further appropriation during FY 2016, 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 FY 2016 from persons paying such fines, or what action it will take thereon.

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

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 Recreation Commission, limited to a certain amount, without further appropriation during Fiscal Year 2016, 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 2016 from persons taking part in said activities and field trips; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY CHAIRMAN

MOTION: I move that the Town 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 \$160,000, without further appropriation during FY 2016, to pay part time salaries, expenses and contractual services required to operate Recreation Activities, Fields Administration and field trips; said fund to be credited with all fees and charges received during FY 2016 from persons taking part in said activities and field trips.

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

ARTICLE 15. 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 2016 from persons using said service; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY SELECTMAN 1

MOTION: I move that the vote to appropriate during Fiscal Year 2015, the sum of \$655,000 from the Emergency Medical Service Enterprise receipts to defray the cost of providing emergency medical services in the Town of Lynnfield.

MAJORITY VOTE REQUIRED

ONLY IF REMOVED FROM CONSENT AGENDA

ARTICLE 16. 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 2016 from persons using the golf course; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY SELECTMAN 2

MOTION: I move that the Town vote to appropriate during Fiscal Year 2016, the sum of \$770,000 in Golf Course Enterprise receipts to pay expenses and contractual services required to fund golf course operations; said fund to be credited with all fees and charges received during Fiscal Year 2016 from persons using golf assets.

MAJORITY VOTE REQUIRED

ARTICLE 17. 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 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; and pursuant to G.L. c. 40, § 3; c. 30B, § 16, and any other applicable authority, to authorize the Selectmen to sell, 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 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

BY CHAIRMAN

MOTION: I move that, pursuant to G.L. c. 40, § 15A and any other applicable authority, to transfer to the Board of Selectmen for the purpose of sale 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; and pursuant to G.L. c. 40, § 3; c. 30B, § 16, and any other applicable authority, to authorize the Selectmen to sell, 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 otherwise to be on such terms and subject to such conditions as the Selectmen may deem prudent.

2/3 VOTE REQUIRED

ARTICLE 18. To see if the Town will vote to accept so much of G.L. c. 140, § 139(c) as provides that no fee shall be charged for a license for a dog owned by a person aged 70 years or over; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY SELECTMAN 1

MOTION: I move that vote to accept so much of G.L. c. 140, § 139(c) as provides that no fee shall be charged for a license for a dog owned by a person aged 70 years or over.

MAJORITY VOTE REQUIRED

ARTICLE 19. To see if the Town will amend its by-laws to add the following Scenic Road By-law:

SCENIC ROADS BYLAW

1. PURPOSE - The purpose of this Bylaw is to allow at Town Meeting the recognition of specific roads in Lynnfield as “Scenic Roads.” By so doing, the public right-of-way along these roads shall not be altered, improved, or reconstructed without approval. For a road designated a Scenic Road any repair, maintenance, reconstruction, paving or construction of an additional driveway; cutting or removal of trees; the tearing down, burial, relocation, or destruction of stonewalls by any person public or private shall require written consent of the Planning Board. No privately owned properties shall be subject to this Bylaw.

2. AUTHORITY - The enactment of this Bylaw is authorized by Massachusetts General Law Chapter 40, Section 15C.

3. DEFINITIONS

Applicant: any person or entity that undertakes an action requiring prior written consent pursuant to this Bylaw who is therefore required to file an application with the Planning Board.

Repair, Maintenance, Reconstruction or Paving Work: any such work done within the public right-of-way by any person or entity, public or private, including the roadway and/or construction of an additional driveway.

Scenic Road: The entire area within the boundaries of the public right-of-way other than a state highway or a numbered route.

Stone Wall: A structure of natural stone constructed to enclose, divide, or define an area, and located at least partially within the boundaries of the public right-of-way.

Tree: A tree located within the public right-of-way that is larger than 6” DBH (diameter at breast height).

4. DESIGNATION OF SCENIC ROADS

4.1. Considerations for Scenic Road Designation - The determination of which roads or portions of roads to be recommended as Scenic Roads shall consider these criteria:

- a) Overall scenic beauty of the public way.
- b) The contribution of any vegetation, stonewalls, fences, shoulders, or tree canopy.
- c) The potential for lessening of scenic beauty, aesthetic value or historical significance.

4.2. Procedures to Designate Scenic Roads - Upon recommendation or request

of the Planning Board, Conservation Commission, or Historical Commission, any road shall, upon vote of a majority of the voters present and voting at any annual or special Town Meeting, become a Scenic Road subject to the provisions in this Bylaw. A public hearing regarding the proposed roads shall be conducted prior to Town Meeting.

5. PROCEDURE FOR ACTIONS ON A SCENIC ROAD

5.1. Determination of Applicability - The applicant shall submit a written request to the Town Engineer who shall determine the boundaries of the public right-of-way relative to the location of any specific tree(s) and any specific stonewall(s) to determine the applicability of the Bylaw. A copy of the written request shall also be filed with the Planning Board and the Director of Public Works and/or Tree Warden.

5.2. Scope of Work - The applicant shall deliver to the Planning Board an application with a clear and legible site plan, together with a written description detailing the scope of the proposed work which will cause the Planning Board to schedule a public hearing within a reasonable amount of time.

5.3. Public Hearing Notice - A Notice of Public Hearing shall be advertised in a newspaper of general circulation in the town once in each of two successive weeks, the first publication to be not less than seven days before the day of the hearing, the cost of which shall be born by the applicant.

5.4. Director of Public Works and/or Tree Warden - Whenever feasible, Planning Board hearings shall be held in conjunction with those to be held by the Director of Public Works and/or Tree Warden acting pursuant to this Bylaw. Consent to an action by the Planning Board shall not be construed as implying consent by the Director of Public Works and/or Tree Warden, or vice versa.

5.5. Decision of Board - Within forty-five (45) days after submission, the Planning Board shall conduct a hearing and take final action thereon by approving, modifying, or disapproving the application. Failure of the Board to take final action within the time allotted shall be construed as constructive approval. Extension of time may be agreed upon at the written request of the applicant.

5.6. Appeals Process - The applicant can appeal the decision of the Planning Board to the Board of Selectmen within twenty-one (21) days. The appeal shall be submitted in writing in which the reasons for the appeal are itemized.

5.7. Enforcement - Without waiving any other enforcement authority, violations of the Scenic Road Bylaw shall be punishable by a fine of \$300.00. In addition, the property owner and whoever is responsible for the violation shall be required within sixty (60) days to:

- a. restore any altered stone walls to the condition they were in prior to the alterations, and
- b. plant tree(s) of similar and native in species to those which may have been cut or removed, or

c. implement other mitigating measures as may be directed by the Planning Board.

The failure of the property owner to restore or mitigate as directed by the Planning Board shall be deemed a subsequent and separate violation. The Planning Board may assess further penalties of up to \$300 for each fourteen (14) day period during which any violation has not been corrected as directed by the Planning Board.

6. ACTIONS THAT DO NOT REQUIRE APPROVAL

6.1. Emergency Repair - Nothing in this Bylaw shall prevent any work being performed as the result of emergency conditions that threaten the lives, health, and/or safety of the public.

6.2. Normal Repair - The provisions of this Bylaw will not restrict either the Department of Public Works or any utility companies from conducting normal maintenance or repairs.

6.3. Stonewall Repair - A property owner's repair of a stonewall using natural stones and of similar appearance to the original wall shall not be restricted.

7. SEVERABILITY - If any section or subsection of this Bylaw is found to be unconstitutional or contrary to the laws of the Commonwealth of Massachusetts or the United States of America then that section or subsection shall be stricken from this Bylaw, and the remainder of this Bylaw shall remain in full force and effect.

Submitted by TREE COMMITTEE

or what action it will take thereon.

BY TREE COMMITTEE CHAIRMAN

MOTION: I move that the Town voted to amend its Bylaws by adopting the Scenic Road Bylaw as printed in the warrant.

MAJORITY VOTE REQUIRED

ARTICLE 20. To see if the Town will vote to transfer from the Sale of Real Estate Fund the sum of \$150,000 for architectural and design services for a new clubhouse at King Rail Golf Course; or what action it will take thereon.

Submitted by BOARD OF SELECTMEN

BY SELECTMAN 2

MOTION: I move that the Town vote to transfer from the Sale of Real Estate Fund the sum of \$150,000 for architectural and design services for a new clubhouse at King Rail Golf Course.

MAJORITY VOTE REQUIRED

ARTICLE 21. To see if the Town will vote to amend the Zoning Bylaws by adding the following subsection to the end of Section 6, concerning signs:

6.8 STANDARDS APPLICABLE IN ALL DISTRICTS

Signs shall neither contain moving elements nor convey the appearance of movement, whether by changing pixilation or any other physical or electronic representation of movement.

Or what action it will take thereon.

Submitted by PLANNING BOARD

BY PLANNING BOARD DESIGNEE

MOTION: I move that the Town vote to amend the Zoning Bylaws by adding the following subsection to the end of Section 6, concerning signs:

6.8 STANDARDS APPLICABLE IN ALL DISTRICTS

Signs shall neither contain moving elements nor convey the appearance of movement, whether by changing pixilation or any other physical or electronic representation of movement.

2/3 VOTE REQUIRED

ARTICLE 22. To see if the Town will vote to amend the Zoning Bylaws by adding the following subsection to Section 2, concerning definitions:

2.15 SIGN:

Any letter, figure, character, mark, plane, point, marquee sign, design, poster, pictorial, picture, stroke, stripe, line, trademark, reading matter or illuminated service, which shall be constructed, placed, attached, painted, corrected, fastened or manufactured in any manner whatsoever, so that the same shall be used for the attraction of the public to any place, subject, person, firm, corporation, public performance, article, machine or merchandise, whatsoever, which is displayed in any manner outdoors including any of the foregoing which may be visible in any manner for the outdoors.

Or what action it will take thereon.

Submitted by PLANNING BOARD

BY PLANNING BOARD DESIGNEE

MOTION: I move that the Town vote to amend the Zoning Bylaws by adding the following subsection to Section 2, concerning definitions:

2.15 SIGN:

Any letter, figure, character, mark, plane, point, marquee sign, design, poster, pictorial, picture, stroke, stripe, line, trademark, reading matter or illuminated service, which shall be constructed, placed, attached, painted, corrected, fastened or manufactured in any manner whatsoever, so that the same shall be used for the attraction of the public to any place, subject, person, firm, corporation, public performance, article, machine or merchandise, whatsoever, which is displayed in any manner outdoors including any of the foregoing which may be visible in any manner for the outdoors.

2/3 VOTE REQUIRED

ARTICLE 23. To see if the Town will vote to amend the Zoning Bylaws by adding the following subsection to Section 2, concerning definitions:

2.16 STANDARDS APPLICABLE TO ALL DEFINITIONS

2.16.1 TENSE & CONSTRUCTION: Words used in the present tense include the future; the singular includes the plural, and the plural the singular; the words “structure”, “land”, or “premises” shall be construed as though followed by the words “or any portion thereof”, and the word “shall” is always mandatory and not merely discretionary.

2.16.2 PRECEDENCE: Those definitions that are set forth in a subsection outside this Section 2 shall take precedence only in that subsection; otherwise those listed in this section shall be used.

2.16.3 SPECIFIC DEFINITIONS: In this Zoning Bylaw each term shall have the meaning given herein, unless another meaning is required by the context.

2.16.4 MISSING DEFINITIONS: Words not defined herein shall have the meaning as defined in the Commonwealth of Massachusetts Building Code in effect on April 1, 2015.

Or what action it will take thereon.

Submitted by PLANNING BOARD

BY PLANNING BOARD DESIGNEE

MOTION: I move that the Town vote to amend the Zoning Bylaws by adding the following subsection to Section 2, concerning definitions:

2.16 STANDARDS APPLICABLE TO ALL DEFINITIONS

2.16.1 TENSE & CONSTRUCTION: Words used in the present tense include the future; the singular includes the plural, and the plural the singular; the words “structure”, “land”, or “premises” shall be construed as though followed by the words “or any portion thereof”, and the word “shall” is always mandatory and not merely discretionary.

2.16.2 PRECEDENCE: Those definitions that are set forth in a subsection outside this Section 2 shall take precedence only in that subsection; otherwise those listed in this section shall be used.

2.16.3 SPECIFIC DEFINITIONS: In this Zoning Bylaw each term shall have the meaning given herein, unless another meaning is required by the context.

2.16.4 MISSING DEFINITIONS: Words not defined herein shall have the meaning as defined in the Commonwealth of Massachusetts Building Code in effect on April 1, 2015.

2/3 VOTE REQUIRED

ARTICLE 24. To see if the Town will vote to amend the Zoning Bylaws by adding the following subsection at the end of Subsection 9.3.3 concerning definitions used in connection with the Groundwater Protection District:

7. Acre: For the purposes of this section of the Bylaw relating to Groundwater Protection only, an acre shall be considered to be 40,000 square feet.

Or what action it will take thereon.

Submitted by PLANNING BOARD

BY PLANNING BOARD DESIGNEE

MOTION: I move that the Town vote amend the Zoning Bylaws by adding the following subsection at the end of Subsection 9.3.3 concerning definitions used in connection with the Groundwater Protection District:

7. Acre: For the purposes of this section of the Bylaw relating to Groundwater Protection only, an acre shall be considered to be 40,000 square feet.

2/3 VOTE REQUIRED

CLOSING MOTION

BY CHAIRMAN

MOTION: I move that this meeting be adjourned sine die.

MAJORITY VOTE REQUIRED

ARTICLES 4 and 6
2015 ANNUAL TOWN MEETING

Article 4

Transfer To:

0112257-574100	Property & Casualty Insurance	8,000.00
0115152-530001	Town Counsel Legal	30,000.00
0121053-513000	Patrolmen Overtime	80,000.00
0121054-513000	Patrolmen Training Overtime	15,000.00
0124051-511007	Wieghts & Measures Inspector Salaries	4,000.00
0124052-530010	Zoning-Other Professional Services-Town of Wakefield	8,500.00
01192521-521001	Town Building Maintenance Expenses-Electric Utility	5,000.00
01392521-521001	School Building Energy Supply Electric and Heat	80,000.00
01392531-533000	School Building Expense-Contract Buses	135,000.00
0142351-530019	Snow and Ice Removal- Plow Contractors Expense	150,000.00
0171052-591000	Principal Paydown BAN	15,537.00
0191653-517010	FICA-Medicare	22,291.00
		553,328.00

Transfer From:

0114652-511028	Senior Tax Work Off Program	4,300.00
01320-563005	Essex North Shore Agricultural & Technical Assessment	169,291.00
0119251-512000	Town Building Maintenance -Temporary Custodial Salaries	1,500.00
01392511-511009	School Building Salaries Expenses	112,000.00
0142153-548002	DPW Administration Motor Fuel	50,000.00
0142251-511010	DPW Highway Salaries	45,000.00
0142252-546003	DPW Highway Expenses	20,000.00
0142451-521005	Street Light Expense	20,000.00
0191052-517002	Town Health Insurance	3,676.00
0191254-517006	Workers Compensation Insurance	75,000.00
0191356-517009	Unemployment Compensation	15,000.00
0175251-592504	Short Term Interest-Debt	37,561.00
		553,328.00

Article 6

Prior Year Bills

Amount

4,540.00

Vendor

Focus Technology Solutions

Reason

Received Late

FY 16 Capital Budget

School Department

Security	\$	225,000
Technology	\$	250,000
Central Admin Renovations	\$	75,000
Sub-Total Schools	\$	550,000.00

Library

Furniture	\$	5,000.00
Sub-Total Library	\$	5,000.00

Police Department

Portable Radios	\$	27,500.00
Tasers (4)	\$	6,600.00
Rifles	\$	4,000.00
Computers	\$	3,600.00
Toughbooks	\$	6,000.00
Audio/Video Recorder	\$	4,500.00
Cruisers (2)	\$	77,520.00
Sub-Total Police	\$	129,720.00

Fire Department

Hose Replacement	\$	10,000.00
PPE Replacement	\$	10,000.00
Extrication Tools	\$	10,000.00
Radios/Pagers/lt	\$	5,000.00
Sub-Total Fire	\$	35,000.00

Historic Commission

Landmark Signs	\$	3,500.00
Sub-Total Historic Commission	\$	3,500.00

Public Works

Highway

New Trucks	\$	72,000.00
Drainage Issues	\$	100,000.00
Sub-Total Highway	\$	172,000.00

Parks/Playgrounds & Cemeteries

Mowers	\$	10,000.00
Sub-Total Parks	\$	10,000.00

Trees

Saws	\$	3,000.00
Sub-Total Trees	\$	3,000.00

Recycling

Site Restoration	\$	50,000.00
Sub-Total Recycling	\$	50,000.00

<i>DPW Administration</i>		
Software/AutoCad	\$	6,000.00
GIS	\$	7,000.00
Gas System Filler box	\$	6,500.00
Copy Machine lease	\$	3,800.00
Storm Water Compliance	\$	15,000.00
Sub-Total Admin	\$	38,300.00
Building Capital		
<i>Town Hall Complex</i>		
Doors/ways/passpoint	\$	15,000.00
Sub-Total Town Hall	\$	15,000.00
<i>Library</i>		
Septic Engineering Study	\$	15,000.00
Repair Boiler Coil	\$	15,000.00
Sub-Total Library	\$	30,000.00
<i>South Hall/South Fire</i>		
Roof	\$	70,000.00
Replace Concrete Pad	\$	7,500.00
Sub-Total South Hall/South Fire	\$	77,500.00
<i>South School/COA</i>		
School Admin	\$	50,000.00
Kitchen Hood	\$	10,000.00
Sub-Total South School/COA	\$	60,000.00
<i>DPW Complex</i>		
Chain Lift	\$	13,000.00
Vehicle Lift	\$	45,000.00
Sub-Total DPW Complex	\$	58,000.00
Energy Management/Contract	\$	25,000.00
<i>School Buildings</i>		
HS Cafeteria AC	\$	35,000.00
Sub-Total School Buildings	\$	35,000.00
<i>Buses</i>		
Bus Equipment	\$	2,800.00
Sub-Total Buses	\$	2,800.00
<i>Other Capital</i>		
Pillings Pond	\$	15,000.00
Sub-total Other	\$	15,000.00
Total Public Works	\$	591,600.00
Total Capital Budget	\$	1,314,820.00

ARTICLES THAT HAVE BEEN INCLUDED IN CONSENT AGENDA

ARTICLE 1. Act on reports of Town boards

ARTICLE 2. Appointments to ceremonial offices

ARTICLE 3. Paid compensation for the Board of Selectmen and Board of Assessors

ARTICLE 11. Revolving Fund - Senior Center

ARTICLE 12. Revolving Fund – Board of Health

ARTICLE 13. Revolving Fund - Library

ARTICLE 14. Revolving Fund - Recreation

ARTICLE 15. FY16 Budget – Emergency Services Enterprise

ARTICLE 16. FY16 Budget – Golf Enterprise

FISCAL YEAR 2016 ENTERPRISE BUDGETS

Ambulance Enterprise

			Recommended FinCom/BOS
6100	511023	Call Firefighter Salaries	181,012.00
6100	511030	Call Firefighter Coverage	130,517.00
6100	513000	Overtime	95,385.00
6100	515000	Fringe Benefits/Indirect Costs	12,000.00
6100	519026	Call Firefighter EMT Stipend	18,000.00
6100	519300	Full Time Coverage	147,749.00
6100	578000	Other Expenses	80,337.00
Total		Ambulance Enterprise	\$655,00.00

Golf Enterprise

			Recommended FinCom/BOS
6350	511026	Golf Course Management	156,060.00
6350	511027	Golf Course Staff	335,674.00
6350	515000	Indirect Costs	81,266.00
6350	521008	Utilities	42,000.00
6350	530004	Advertising	15,000.00
6350	578000	Other Expenses	140,000.00
Total		Golf Course Enterprise	\$770,00.00

Linda Gillon
300 Main Street
Lynnfield, MA 01940
781-334-3555
linda_gillon@hotmail.com

April 8, 2015

Lynnfield Board of Selectmen
55 Summer Street
Lynnfield, MA 01940

Gentlemen,

After careful thought and consideration I must submit my resignation to the Lynnfield Historical Commission effective immediately. It has become more and more difficult to balance work commitments with the responsibilities of the Commission and I feel I can no longer give both the time they need.

Serving as an Historical Commission member has been both rewarding and educational and I am very proud of the work that I have done. I am most proud of the part I played in the passing of the Demolition Delay Bylaw as well as the saving of Centre Farm.

I would like to thank the Board of Selectmen and my fellow Commission members for giving me the opportunity to serve.

Sincerely,

Linda Gillon

CC:

Nan Hockenbury
Faith Honer-Coakley
Steve Richard
Steve Todesco
Steve Smith
Roy Sorli