

## **SPECIAL TOWN MEETING—October 23, 2017**

Pursuant to the Warrant issued by the Selectmen on October 2, 2017, which was posted on October 3, 2017 according to law by Constable Brian Richard, who made proper return of his doings thereon, the Special Town Meeting was held on October 23, 2017 at the Town Annex, 379 Main Street, West Newbury. The meeting was called to order at 7:30 PM by the Moderator, Kathleen C. Swallow, upon report by the Board of Registrars of a quorum of 90 or more registered voters. The Town Clerk read the return of service.

**ARTICLE 1.** To hear and act upon the reports of Town officers and committees.

Liz Callahan, Chairperson of the Energy Advisory Committee, gave a report on the projects active in the Town, including Solarize Newburyport (for which West Newbury is eligible) and the study for a municipal campus shelter,

Bob Janes, Chairman of the Historical Commission, stated that the historic inventory approved in the 2017 Annual Town Meeting is progressing and should be completed by July of 2018.

The Board of Selectmen announced that the Special Legislation for a town manager has been signed into law by the Governor and announced that Theresa Woodbury has been awarded COA Director of the Year.

**ARTICLE 2.** The Finance Committee recommended approval of this Article

Selectman Glenn Kemper moved to transfer \$1,471.78 from free cash to pay outstanding bills from prior years' expenditures:

\$1,024.00 – FY'16 Board of Registrars

\$ 389.94 – FY'16 Town Clerk

\$ 57.84 – FY'15 Town Clerk

The Moderator declared that the Motion passed unanimously.

**ARTICLE 3.** The Finance Committee recommended approval of this Article.

Selectman Joseph Anderson moved to transfer from free cash the sum of \$114,000 to reduce the current year tax rate.

The Moderator declared that the Motion passed unanimously.

**ARTICLE 4.** The Finance Committee recommended approval of this Article.

Selectman David Archibald moved to transfer from free cash the sum of \$150,000 for the town manager's salary, benefits and expenses. Any remaining funds in this account at the end of FY'18 will close out to free cash.

The Moderator declared that the motion passed by majority vote.

**ARTICLE 5.** The Finance Committee recommended approval of this Article.

Selectman Glenn Kemper moved to transfer from free cash the sum of \$500,000 to be placed in the Special Purpose Municipal Stabilization Fund established pursuant to Massachusetts General Laws c. 40 §5B in order to fund future capital expenditures for school related building projects.

The Moderator declared the Motion passed by majority vote.

**ARTICLE 6.** The Finance Committee recommended approval.

G.A.R Library Director Susan Babb moved to amend Section, Roman Numeral 40, of the Town Bylaws by deleting the present section 5.2.1 thru 5.2.5 and replacing it with the G.A.R. Library Fines and Revolving Fund as set forth in Article 6 of the Special Town Meeting Warrant dated October 23, 2017.

The Moderator declared that the Motion passed unanimously.

**ARTICLE 7.** The Finance Committee recommended approval of this Article.

The Article was presented in two motions.

1. Water Commissioner Robert Janes moved to amend the Zoning Bylaw, Section 10 Groundwater Protection Overlay District by amending the Groundwater Protection Overlay District Map by incorporating the land shown as proposed on the map on page 8 of the Finance Committee Report dated October 23, 2017 for the property by the existing wellfield #1 on Main Street.

The Moderator declared the since this was a zoning amendment, a 2/3 vote was required. The Moderator declared that the motion passed unanimously.

2. Water Commissioner Robert Janes moved to amend the Zoning Bylaw, Section 10 Groundwater Protection Overlay District by amending the Groundwater Protection Overlay District Map by incorporating the land shown as proposed on the map on page 9 of the Finance Committee Report dated October 23, 2017 by Dole Place.

The Moderator declared the since this was a zoning amendment, a 2/3 vote was required. The Moderator declared that the motion passed by a vote of 87 in favor and 3 opposed.

**ARTICLE 8.** The Finance Committee recommended approval of this Article.

Selectman Joseph Anderson moved to amend the Zoning Bylaw, Section 4.E to add a temporary moratorium on the use of land or structures for the operation of any marijuana establishments, as defined in G.L. c. 94G Section 1 as written in appendix 2 of the Finance Committee Report dated October 23, 2017. This moratorium shall be in effect through December 31, 2018.

The Moderator declared the since this was a zoning amendment, a 2/3 vote was required. The Moderator instructed the tellers to take a hand court. The Moderator declared that the vote was 47 in favor and 49 opposed and that the motion failed.

At 8::37 P.M. on the motion of Selectman Joseph Anderson, it was unanimously voted to adjourn the Special Town Meeting.

Attest:

Michael P. McCarron  
Town Clerk