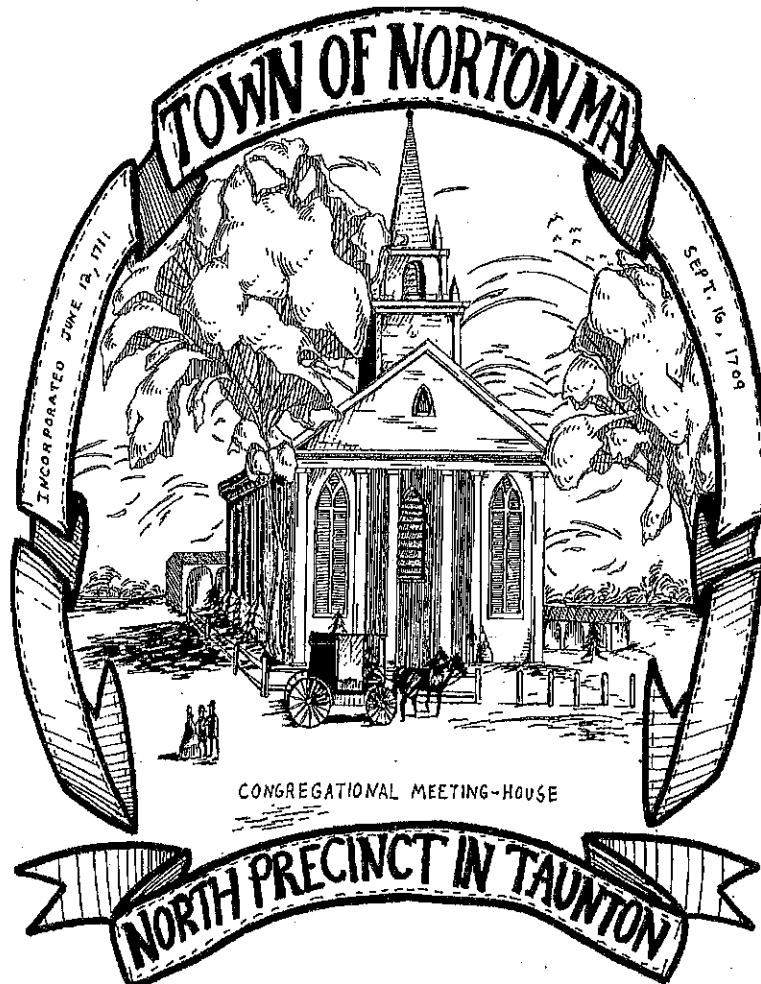


# TOWN OF NORTON



WARRANTS FOR THE ANNUAL AND SPECIAL TOWN MEETINGS  
WITH FINANCE COMMITTEE RECOMMENDATIONS

MONDAY, OCTOBER 21, 2019



**TOWN OF NORTON  
WARRANT FOR THE ANNUAL TOWN MEETING  
OCTOBER 21, 2019**

To Michael J. Mayer, Sr., or any of the Constables of the Town of Norton:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Norton, qualified to vote in Norton affairs, to meet in the Norton High School Auditorium, 66 West Main Street, in said Norton, on Monday, the 21st day of October, 2019, A.D., at seven o'clock in the evening, then and there to act on the following articles, viz.

**ARTICLE 1**

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money to pay unpaid bills for which obligation was incurred in prior fiscal years, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to pay the following unpaid bill incurred in a prior fiscal year using existing Fiscal Year 2020 funds in Account No. 001-241-570.

ACCOUNT	DEPARTMENT	VENDOR	PURPOSE	AMOUNT
001-241-570	Inspection	Midway Collision Center, Inc.	Repair/Paint Department Vehicle	\$ 675.00

## ARTICLE 2

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money to pay all outstanding separation expenses associated with the retirement of various employees from the Town of Norton and authorize the Town Accountant, in consultation with the Town Manager, to allocate amounts to appropriate departments, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to transfer the amount of \$45,000.00 from Free Cash to pay all outstanding separation expenses associated with the retirement of various employees from the Town of Norton and to authorize the Town Accountant, in consultation with the Town Manager, to allocate amounts to appropriate departments.

## ARTICLE 3

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to supplement the Fiscal Year 2020 operating budget appropriated under Article 8 of the May 15, 2019, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to amend the vote taken under Article 8 of the May 15, 2019, Annual Town Meeting Warrant by increasing appropriations for certain line items and, as funding therefor, to transfer the amount of \$660,184.00 from Free Cash as follows:

FY20 OPERATING BUDGET SUPPLEMENTS			
Account	Department	Use	Amount
001-141-510	Assessor	Salary	\$ 6,514.00
001-151-570	Legal	Expense	\$ 40,000.00
001-162-570	Elections	Expense	\$ 11,520.00
001-171-510	Conservation	Salary	\$ 13,000.00
001-192-570	Municipal Building	Expense (Chartley Trash)	\$ 650.00
001-210-510	Police	Salary	\$ 120,000.00
001-210-570	Police	Expense	\$ 3,000.00
001-220-510	Fire	Salary	\$ 90,000.00
001-220-570	Fire	Expense	\$ 6,000.00
001-230-570	Emergency Medical	Expense	\$ 17,500.00
001-300	School	Budget Supplement	\$ 305,000.00
001-541-510	Council on Aging	Salary	\$ 4,000.00
001-610-570	Library	Budget Supplement	\$ 30,000.00
001-940-540	Fuel	Expense	\$ 13,000.00
TOTAL:			\$ 660,184.00

#### ARTICLE 4

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to supplement the Fiscal Year 2020 Water Enterprise operating budget appropriated under Article 6 of the May 15, 2019, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(WATER AND SEWER COMMISSIONERS)

**FINANCE COMMITTEE:** Recommended to amend the vote taken under Article 6 of the May 15, 2019, Annual Town Meeting Warrant to include the use of \$216,480.00 of Water Retained Earnings as an additional funding source of the FY20 Water Enterprise operating budget.

#### ARTICLE 5

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to supplement the Fiscal Year 2020 Sewer Enterprise operating budget appropriated under Article 7 of the May 15, 2019, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(WATER AND SEWER COMMISSIONERS)

**FINANCE COMMITTEE:** No action at this time.

#### ARTICLE 6

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money for the Capital Improvements Fund established by the By-Law entitled "Capital Improvements Fund," from which appropriations may be made by a two-thirds vote at any Town Meeting, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to transfer the amount of \$1,254,544.00 from Free Cash. The Capital Improvements Account is used for the purchase of equipment and the maintenance of the Town's infrastructure. This will bring the balance in the Capital Improvements Account to \$1,424,848.00. Of this amount, \$711,144.00 will be used to fund Article 7 if approved, leaving a balance of \$713,704.00 in the account for future capital improvement needs.

## ARTICLE 7

To see if the Town will vote to raise and appropriate and/or appropriate and/or transfer from available funds, including but not limited the Capital Improvements Fund, and/or borrow a sum of money to supplement the Fiscal Year 2020 capital improvements budget appropriated under Article 10 of the May 15, 2019, Annual Town Meeting to pay costs of purchasing, or leasing with an option to purchase for periods of time up to or in excess of three years, new and/or replacement capital items for various Town Departments and for the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow under and pursuant to Chapter 44, Sections 7 or 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, and, in accordance with G.L. c.44, §20, authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs; or take any other action relative thereto.

### (BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to transfer the amount of \$711,144.00 from the Capital Improvements Account and the amount of \$412,400.00 from Ambulance Reserve Fund, to purchase, or lease with an option to purchase for periods of time up to or in excess of three years, new and/or replacement capital items for various Town Departments as follows:

155	Data Processing	VMware	\$ 139,101.00
		E-Permitting	\$ 84,323.00
		Pictometry (Year 1 of 6)	\$ 7,700.00
162	Elections	Voting Booths/Chairs (20 of Each)	\$ 19,270.00
210	Police:	Portable Radios	\$ 16,500.00
		Carpet Replacement – Second Floor	\$ 33,000.00
220	Fire:	Pumper Replacement (Balance Due on 2 of 5)	\$ 15,250.00
		Staff Car (20%)	\$ 10,600.00
300	Schools:	NHS: Pick-Up Truck with Plow	\$ 42,000.00
		NMS: John Deere Tractor	\$ 30,000.00
		District: Technology Infrastructure	\$ 162,000.00
		District: Technology Displays	\$ 76,200.00
		District: Minibus	\$ 22,000.00
420	Highway:	Tree Bucket Truck (Year 1 of 5)	\$ 53,200.00

## ARTICLE 7

## PROPOSED FY20 CAPITAL BUDGET AMENDMENT

FISCAL YEAR 2020 CAPITAL PROJECTS LIST	SPRING		FALL ATM REQUESTS	TOWN MANAGER	RECOMMENDATIONS	
	DEPARTMENT REQUEST	VOTED ATM MEETING			CAPITAL IMPROVEMENTS COMMITTEE	FINANCE COMMITTEE
<b>DATA PROCESSING (155)</b>						
VMware Dual Server Hardware, Storage Array, Microsoft Licensing, and Professional Services	\$ 139,101.00	\$ -	\$ 139,101.00	\$ 139,101.00	\$ 139,101.00	\$ 139,101.00
E-Permitting - Phase 2	\$ -	\$ -	\$ 84,323.00	\$ 84,323.00	\$ 84,323.00	\$ 84,323.00
Pictometry - Multi-Project, Including Annual Payments (Year 1 of 6)	\$ -	\$ -	\$ 7,700.00	\$ 7,700.00	\$ 7,700.00	\$ 7,700.00
<b>ELECTIONS (162)</b>						
Voting Booths and Chairs (20 of Each)	\$ -	\$ -	\$ 19,270.00	\$ 19,270.00	\$ 19,270.00	\$ 19,270.00
<b>CONSERVATION (171)</b>						
Renovations to Camp Edith Read Complex, North Worcester Street	\$ 25,750.00	\$ 25,750.00	\$ -	\$ -	\$ -	\$ -
<b>POLICE DEPARTMENT (210)</b>						
Police Line Cruiser Replacements (Two)	\$ 82,000.00	\$ 82,000.00	\$ -	\$ -	\$ -	\$ -
Portable Radios (5/Year)	\$ 16,500.00	\$ -	\$ 16,500.00	\$ 16,500.00	\$ 16,500.00	\$ 16,500.00
Communications Center Remodel	TBD	\$ -	\$ -	\$ -	\$ -	\$ -
HVAC Units Replacement	TBD	\$ -	\$ -	\$ -	\$ -	\$ -
Carpet Replacement - Second Floor	\$ -	\$ -	\$ 33,000.00	\$ 33,000.00	\$ 33,000.00	\$ 33,000.00
<b>FIRE DEPARTMENT (220)</b>						
Zodiac (*)	\$45,000.00	\$45,000.00	\$ -	\$ -	\$0.00	\$0.00
Jaws/Heavy Rescue Equip. (*)	\$50,000.00	\$50,000.00	\$ -	\$ -	\$0.00	\$0.00
Turnout Gear Replacement (18) ^	\$ 49,500.00	\$ -	\$ -	\$ -	\$ -	\$ -
Pumper Replacement (Year 2 of 5)	\$ 125,000.00	\$ 125,000.00	\$ 15,250.00	\$ 15,250.00	\$ 15,250.00	\$ 15,250.00
Burgess Station Apparatus floor/repairs etc (50/50)	\$75,000.00	\$75,000.00	\$ -	\$ -	\$0.00	\$0.00
Construct East Side Station (Apparatus Room Only)	TBD	\$ -	\$ -	\$ -	\$ -	\$ -
Renovate Chartley Station	\$ 25,000.00	\$ -	\$ -	\$ -	\$ -	\$ -
Ambulance #2 (*)	\$ -	\$ -	\$ 370,000.00	\$ 370,000.00	\$ 370,000.00	\$ 370,000.00
Station #2 (80/20)	\$ -	\$ -	\$52,000.00	\$52,000.00	\$52,000.00	\$52,000.00

ARTICLE 7  
PROPOSED FY20 CAPITAL BUDGET AMENDMENT

FISCAL YEAR 2020 CAPITAL PROJECTS LIST	SPRING		FALL ATM REQUESTS	RECOMMENDATIONS		
	DEPARTMENT REQUEST	VOTED ATM MEETING		TOWN MANAGER	CAPITAL IMPROVEMENTS COMMITTEE	FINANCE COMMITTEE
<b>ANIMAL CONTROL (292)</b> Repairs, Replacements, and Improvements to Animal Shelter, to include fencing, gates, paving, windows, doors, etc.	\$ 23,000.00	\$ 23,000.00	\$ -	\$ -	\$ -	\$ -
<b>SCHOOLS (300)</b>						
<b>NHS</b>						
Pick-Up Truck with Plow	\$ -	\$ -	\$ 42,000.00	\$ 42,000.00	\$ 42,000.00	\$ 42,000.00
<b>NMS</b>						
John Deere Tractor	\$ -	\$ -	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00
<b>DISTRICT</b>						
Technology Infrastructure	\$ 162,000.00	\$ -	\$ 162,000.00	\$ 162,000.00	\$ 162,000.00	\$ 162,000.00
Technology K-12 Software	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Indoor Athletic Floors	\$ 38,000.00	\$ 38,000.00	\$ -	\$ -	\$ -	\$ -
Technology Displays	\$ 75,000.00	\$ -	\$ 76,200.00	\$ 76,200.00	\$ 76,200.00	\$ 76,200.00
Minibus	\$ -	\$ -	\$ 22,000.00	\$ 22,000.00	\$ 22,000.00	\$ 22,000.00
<b>NHS AND HAY</b>						
Athletic Facilities Master Plan	\$ 19,020.00	\$ 19,020.00	\$ -	\$ -	\$ -	\$ -
<b>HIGHWAY (420)</b>						
Peterbilt 348-473118 with Tank (2 of 5)	\$ 35,000.00	\$ 35,000.00	\$ -			
4 x 4 Backhoe (5 of 5)	\$ 27,000.00	\$ 27,000.00	\$ -			
2.5 Ton 6 Wheeler with Plow (5 of 5)	\$ 31,000.00	\$ 31,000.00	\$ -			
Tree Bucket Truck (Year 1 of 5)	\$ 70,000.00	\$ -	\$ 53,200.00	\$ 53,200.00	\$ 53,200.00	\$ 53,200.00
Holder Utility Tractor (3 of 5)	\$ 33,000.00	\$ 33,000.00	\$ -			
<b>BOARD OF HEALTH (510)</b>						
Electric Vehicles End of Lease Buy-Out: 3 Chevrolet Volts and 1 Chevrolet Bolt	\$ 79,255.00	\$ 79,255.00	\$ -	\$ -	\$ -	\$ -
<b>SUBTOTAL:</b>	\$ 1,225,126.00	\$ 688,025.00	\$ 1,123,544.00	\$ 1,123,544.00	\$ 1,123,544.00	\$ 1,123,544.00

## ARTICLE 7

## PROPOSED FY20 CAPITAL BUDGET AMENDMENT

FISCAL YEAR 2020 CAPITAL PROJECTS LIST	SPRING		FALL ATM REQUESTS	RECOMMENDATIONS		
	DEPARTMENT REQUEST	VOTED ATM MEETING		TOWN MANAGER	CAPITAL IMPROVEMENTS COMMITTEE	FINANCE COMMITTEE
SEWER (440)						
Pick-Up Truck 4x4 with Plow and Accessories	\$ 54,500.00	\$ 54,500.00	\$ -	\$ -	\$ -	\$ -
Generator Replacement and Electrical Upgrades Cobb Street Station	\$ 220,000.00	\$ 220,000.00	\$ -	\$ -	\$ -	\$ -
Construct New Sewer Department Building	\$ 100,000.00	\$ -	\$ 100,000.00	\$ -	\$ -	\$ -
Replace Old Crane on Sewer Truck	\$ 13,060.00	\$ 13,060.00	\$ -	\$ -	\$ -	\$ -
SUBTOTAL SEWER PROJECTS: \$ 387,560.00 \$ 287,560.00 \$ 100,000.00 \$ - \$ - \$ -						
WATER (450)						
Water Main Cleaning	\$ 200,000.00	\$ 200,000.00	\$ -	\$ -	\$ -	\$ -
VFD Replacements Wells 1,3 and 3 MG Tank	\$ 40,000.00	\$ 40,000.00	\$ -	\$ -	\$ -	\$ -
4 Log Removal Pipework Per DEP Regulations #3	\$ 125,000.00	\$ 125,000.00	\$ -	\$ -	\$ -	\$ -
4 Log Pipework Per DEP Regulations #1	\$ 125,000.00	\$ 125,000.00	\$ -	\$ -	\$ -	\$ -
Cottage Street Tank Engineering	\$ 150,000.00	\$ 150,000.00	\$ -	\$ -	\$ -	\$ -
Replace 4x4 Pick-Up with Plow and Accessories	\$ 54,500.00	\$ 54,500.00	\$ -	\$ -	\$ -	\$ -
SUBTOTAL WATER PROJECTS: \$ 694,500.00 \$ 694,500.00 \$ - \$ - \$ - \$ -						
TOTAL CAPITAL REQUEST \$ 1,092,626.00 \$ 555,525.00 \$ 711,144.00 \$ 711,144.00 \$ 711,144.00						
TOTAL AMBULANCE RESERVE FUND \$ 132,500.00 \$ 132,500.00 \$ 412,400.00 \$ 412,400.00 \$ 412,400.00						
TOTAL DOG FUND \$ - \$ 23,000.00 \$ - \$ - \$ -						
TOTAL BORROWING \$ - \$ - \$ - \$ - \$ -						
TOTAL SEWER "SURPLUS" (Retained Earnings) \$ 387,560.00 \$ 287,560.00 \$ 100,000.00 \$ - \$ -						
TOTAL WATER "SURPLUS" (Retained Earnings) \$ 694,500.00 \$ 694,500.00 \$ - \$ - \$ -						
TOTAL (INC. FROM ALL FUNDING SOURCES) \$ 2,307,186.00 \$ 1,693,085.00 \$ 1,223,544.00 \$ 1,123,544.00 \$ 1,123,544.00						



## ARTICLE 8

To see if the Town will vote to adopt the "Cemetery Rules & Regulations (Revised June 13, 2019)," as approved and promulgated by the Cemetery Commissioners, a copy of which is on file with the Town Clerk, or take any other action relative thereto.

(CEMETERY COMMISSION AND BOARD OF SELECTMEN)

**FINANCE COMMITTEE: No action at this time.**

## ARTICLE 9

To see if the Town will vote to authorize the Board of Selectmen to acquire, by purchase, gift and/or eminent domain, the fee to and/or permanent and/or temporary easements, for recreational trail, construction, drainage, utility, access and/or related purposes, in, on and under parcels of land abutting and/or near North Washington Street, Cobb Street, Arrowhead Drive, Johnson Drive, Briggs Street, and Crane Street, which parcels are approximately shown on a plan entitled "Norton/Mansfield Preliminary Right-of-way Property Plan", a copy of which is on file with the Town Clerk, as said plan may be amended from time to time, and land within 200 feet of said parcels of land; to raise and appropriate, transfer from available funds, and/or borrow a sum of money to fund the foregoing and any and all costs related thereto, including, without limitation, the cost of any land/easement acquisitions; and, further, to authorize the Board of Selectmen to enter into any and all agreements and take any and all actions necessary or appropriate to effectuate the foregoing transactions; or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$125,000.00 from Free Cash.**

## ARTICLE 10

To see if the Town will authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise and to accept the deed of a fee simple or lesser interest in the parcel of land identified as 78 East Main Street and shown on Assessor's Map 17 as Parcel 51, containing 1.39 acres, more or less, and more particularly described below, now or formerly owned by Quirk Trust, LLC, upon such terms and conditions as the Board shall determine to be appropriate, for general municipal purposes, said parcel of land being described as follows:

The lot, together with any buildings and improvements thereon, situated on the Northerly side of East Main Street, being shown and designated as Lot 2A on Surveyor's Sketch entitled "Plan of Land in Norton, Massachusetts, Owned by the House in the Pines Association, Scale 1"=80', Hayward-Boynton & Williams, Inc., Surveyors, Civil Engineers, 7 Broadway, Taunton, Massachusetts" which sketch is recorded in Bristol County Northern District Registry of Deeds at Plan Book 139 at Page 8;

and, further, to a) raise, appropriate, transfer from available funds, accept gifts, or borrow a sum of money for this purpose and any expenses related thereto; b) authorize the Town Treasurer with the approval of the Board of Selectmen in order to meet such appropriation to borrow a sum of money under Chapter 44, Section 7, of the General Laws as amended or any other enabling authority, and to issue bonds or notes therefore; c) authorize the Board of Selectmen to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from any state and/or federal programs and to accept and expend the same; d) authorize the Board of Selectmen and Town officers to enter into all agreements and execute any and all instruments and take all related actions necessary or appropriate to effect the foregoing; and e) in accordance with G.L. c.44, §20, authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs; or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: No action at this time.**

ARTICLE 11

To see if the Town will vote to raise and appropriate and/or appropriate and/or transfer from available funds, and/or borrow the sum of \$455,000.00 for the purchase and installation of the fixtures and smart controls necessary to convert the Town's existing street lighting system to LED, including all incidental and related costs; and further, that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow the sum of \$455,000.00 pursuant to G.L. c.44, §§7 or 8, or any other enabling authority, and to issue bonds or notes of the Town therefor; that the amount of borrowing authorized pursuant to this vote shall be reduced by any gifts or grants received for such purposes prior to the issuance of the bonds or notes authorized hereunder; and, in accordance with G.L. c.44, §20, authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder, thereby reducing by a like amount

the amount authorized to be borrowed to pay such costs; and to authorize the Board of Selectmen and appropriate Town officers to enter into all agreements and execute any and all instruments and to take all related actions necessary or appropriate to effect the foregoing; or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended that the Town be authorized to borrow the amount of \$455,000.00.

ARTICLE 12

To see if the Town will vote to expand the purpose of Article 16 of the October 23, 2017, Annual Town Meeting which authorized \$1,125,000.00 of retained earnings to be expended for replacement of asbestos pipe water main and appurtenances on Reservoir Street to include any water improvements in Norton, including but not limited to engineering, materials and construction, or take any action relative thereto.

(BOARD OF WATER/SEWER COMMISSIONERS)

**FINANCE COMMITTEE:** Recommended that the purpose of Article 16 of the October 23, 2017, Annual Town Meeting be expanded to authorize the use of the unexpended balance in the approximate amount of \$457,808.63 to also be used for the purposes stated in Article 12.

ARTICLE 13

To see if the Town will vote to raise and appropriate, and/or appropriate, and/or transfer from available funds, and/or borrow a sum of money for the abatement, demolition, straw wattle, and temporary fencing of buildings along Cross Street, as well as the removal of only those buildings directly abutting Cross Street; Norton, (and excluding from the purposes of this article the buildings along Elm Street, all of which are a part of the so-called "Reed & Barton" site identified as Assessor's Map 17, Lot 32-01, and Assessor's Map 17, Lot 36, Elm Street), together with all incidental and related costs, including but not limited to expenditures for a Licensed Site Professional and environmental engineering costs relating thereto, and further, to authorize appropriate public officials to take all actions and execute such documents and agreements as are necessary to effectuate the purposes of this article, including contracts with terms in excess of three years; or take any other action relative thereto.

(BUILDING COMMISSIONER AND BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$522,000.00 from Free Cash.**

ARTICLE 14

To see if the Town will vote to amend Chapter 135 Streets and Sidewalks, Article II, §135-8, by inserting the following new sentence (shown in underline), or take any other action relative thereto:

No person shall suffer any obstruction to remain within the limits of a street or upon any sidewalk so as to in any manner obstruct the travel thereon or for more than 24 hours after he has been notified by the Selectmen or by any officer having charge of the highways or by any constable or police officer to remove the same. No fence shall be erected with a setback of less than ten (10) feet from a vehicular right of way or shall be erected to obscure vehicular site lines.

(BUILDING COMMISSIONER/ZONING ENFORCEMENT OFFICER)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 15

To see if the Town will vote to amend the Zoning Bylaws by inserting the underlined text and by deleting the strikethrough text as follows, or take any other action relative thereto:

1. In Article II, Definitions, §175-2.2:

**ACCESSORY USE OR BUILDING:** A use or a freestanding building customarily incidental and subordinate to the principal permitted use or building, located on the same lot as the principal permitted use or building, and not prohibited by § 175-4.1 hereof and which complies with all of the criteria listed below:

- A. No accessory building or structure shall have a floor area that is greater than 50% of the floor area of the livable ground floor area of the principal building, not to exceed 750 square feet;
- B. Accessory buildings or structure exceeding 50% of the floor area of the livable ground floor area of the principal building or 750 square feet may be allowed by variance of the Zoning Board of Appeals;
- C. No accessory building or structure shall be located within an area with the following sides: the front lot line, the side of the structure closest to the front lot line, and lines drawn perpendicular from the corners of the side of the house closest to the front lot line to the front lot line;
- D. Accessory structures must meet the dimensional requirements identified in §175- 6.2.
- E. No accessory building or structure shall be used for living quarters.
- F. An accessory building or structure shall remain freestanding in perpetuity. Said accessory building or structure shall not, by means of additional construction, be attached to another building or to an existing dwelling; and
- G. Any deviation shall require a variance from the Zoning Board of Appeals which shall consider the area and height of said structure and its proximity to the lot lines in determining whether such a variance may be granted pursuant to §175-10.10.

**ASSISTED LIVING RESIDENCE:** Any facility owned and operated by an entity, however organized, whether conducted for profit or non-profit, which meets all of the following criteria:

- A. Provides room and board; and
- B. Provides, directly by employees of the entity or through arrangements with another organization which the entity may or may not control or own, assistance with activities of daily living for three or more adult residents who are not related by affiliation or affinity to their care provider; and

C. Collects payments or third party reimbursements from or on behalf of residents to pay for the provision of assistance with the activities of daily living or arranges for the same.

**BOARDING HOUSE:** A building arranged or used for lodging for compensation, with or without meals.

**CHILD CARE CENTER:** A facility operated on a regular basis whether known as a child nursery, nursery school, kindergarten, child play school, progressive school, child development center, or preschool, or known under any other name, which receives children not of common parentage under 7 years of age, or under 16 years of age if those children have special needs, for nonresidential custody and care during part or all of the day separate from their parents.

**DORMITORY:** A space in a building where group sleeping accommodations are provided in one room, or in a series of closely associated rooms, for persons not members of the same family group, under joint occupancy and single management, as in college dormitories or fraternity houses.

**EARLY EDUCATION AND CARE PROGRAM:** A public or privately sponsored-nonresidential program, which provides for the care and education of school-aged children when not attending school, or infants, toddlers, or preschool children by someone other than members of the child's family, and which involves and supports the child's parents or guardians and is appropriate to the development of the child, including: in-home care, homemaker services, family child care homes, group child care homes, large family child care homes, full-day child care centers, part-day preschool programs and nursery schools, private kindergartens, mental health consultation and intervention programs, or temporary shelter care programs and programs which offer night care.

**FAMILY:** One or several individuals occupying a dwelling as a single housekeeping unit. A family shall not include four or more persons not related to the remaining members of the family within the second degree of kindred.

**FAMILY CHILD CARE HOME:** A private residence which, on a regular basis, receives for temporary custody and care during part or all of the day, children under 7 years of age, or children under 16 years of age if those children have special needs, and receives for temporary custody or care for a limited number of hours children of school age under regulations adopted by the Massachusetts Board of Early Education and Care. The total number of children under 16 in a family child care home shall not exceed 6, including participating children living in the residence. Family child care home shall not mean a private residence used for an informal cooperative arrangement among neighbors or relatives, or the occasional care of children with or without compensation.

**GROUP CARE PROGRAM:** A program or facility that provides care and custody for one or more children by anyone other than a relative by blood, marriage or adoption on a regular 24-hour a day, residential basis. Group care program includes but is not limited to programs serving teen parents younger than 16 years old; transition to independent living programs; private residential schools that provide special services to children with special needs in which children with special needs constitute 30% or more of the school's population; and group residences or group homes. Group care program does not include family foster care; a recreational or summer camp; a hospital, ward or comprehensive center, including an intensive residential treatment program, licensed under M.G.L. c. 19, § 19 or c. 19B, § 15; a hospital, ward or comprehensive center operated by the Commonwealth; a hospital, institution for unwed mothers, convalescent or nursing home, rest home or infirmary or any program licensed under M.G.L. c. 111; any program licensed under M.G.L. c. 111E, §§ 5 and 7 unless the program admits children other than drug dependent children or dependency drug using children; or private residential schools except those providing special services to children with special needs as defined in 606 CMR 3.02.

**LARGE FAMILY CHILD CARE HOME:** A private residence which, on a regular basis, receives for temporary custody and care during part, or all of the day, children under 7 years of age, or children under 16 years of age if such children have special needs and receives for temporary custody and care for a limited number of hours children of school age under regulations promulgated by the Massachusetts Board of Early Education and Care, but the number of children under the age of 16 in a large family child care home shall not exceed 10, including participating children living in the residence. A large family child care home shall have at least 1 approved assistant with the total number of children participating in child care exceeds 6. Large family child care home shall not mean a private residence used for an informal cooperative arrangement among neighbors or relatives, or the occasional care of children with or without compensation.

**LODGING HOUSE:** A one-family dwelling with five or fewer guest rooms where one or more occupants are primarily permanent in nature and compensation is provided for the guest rooms. A building licensed as a "lodging house" in accordance with M.G.L. c. 140 and §§ 22 through 31 shall comply with 780 CMR requirements according to its appropriate use and occupancy classification.

**MOBILE HOME:** A large trailer or transportable pre-fabricated structure that is situated in one particular place and used as a permanent dwelling unit.

**NURSING HOME:** Facilities that provide care, including both intermediate care facilities and skilled nursing facilities where any of the persons are incapable of self-preservation.

**REDEVELOPMENT:** The demolition of a structure and the rebuilding of a new structure on the same lot.

**ROOMING HOUSE:** Every dwelling or part thereof which contains one or more rooming units in which space is let or sublet for compensation by the owner or operator to four or more persons not within the second degree of kindred to the person compensated. Boarding houses, hotels, inns, lodging houses, dormitories and other similar dwelling places are included, except to the extent that they are governed by stricter standards elsewhere created; provided that the provisions of 105 CMR 410.000 shall not apply to any hospital, sanatorium, convalescent or nursing home for the aged licensed by the Massachusetts Department of Public Health in accordance with the provisions of M.G.L. c. 111, § 51 or 71.

**SCHOOL-AGED CHILD CARE PROGRAM:** A program or facility operated on a regular basis which provides supervised group care for children not of common parentage who are enrolled in kindergarten and are of sufficient age to enter first grade the following year, or an older child who is not more than 14 years of age, or not more than 16 years of age if the child has special needs. It shall provide a planned daily program of activities that is attended by children for specifically identified blocks of time during the week, usually over a period of weeks or months.

**TRAILER:** Any vehicle which is designed primarily to be portable, and is arranged, intended, designed, or used temporarily for business use in conjunction with construction; any trailer completely enclosed or covered in any way; shipping containers, also referred to as cargo boxes; and trailers which are or were part of a tractor trailer unit. This definition shall not include a travel or camping trailer which is a vehicle designed to travel on highways on rubber tire wheels and used for recreational purposes and cannot be used for an accessory structure in a residential zone.

**TRANSIENT:** Occupancy of a dwelling unit or sleeping unit for not more than 30 days.

2. In Article IV, Use Tables:

a. Revise Article IV, §175-4.2, as follows:



Principal Uses	Zoning Districts					
	Allowed Uses					
	R-80	R-60	R-40	VC	C	I
Housing for the elderly	SP	SP	SP	SP	SP	N
<u>Assisted Living Residence</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>SP</u>	<u>SP</u>	<u>N</u>
<u>Nursing Home</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>SP</u>	<u>SP</u>	<u>N</u>
Tourist house	SP	SP	SP	<u>SP</u>	N	N
Bed-and-breakfast	SP	SP	SP	Y	<u>SP</u>	N
<u>Boarding House</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>SP</u>	<u>N</u>	<u>N</u>
<u>Lodging House</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>SP</u>	<u>N</u>	<u>N</u>
<u>Dormitory</u>	<u>SP</u>	<u>SP</u>	<u>SP</u>	<u>SP</u>	<u>N</u>	<u>N</u>
<u>Rooming House</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>SP</u>	<u>N</u>	<u>N</u>
Private nursery school, <u>child-care</u> center	Y	Y	Y	Y	Y	Y
<u>Early Education and Care Program</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>
<u>Family Child Care Home</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>
<u>Group Care Program</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>
<u>Large Family Child Care Home</u>	<u>SP</u>	<u>SP</u>	<u>SP</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>
<u>School-Aged Child Care Program</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>

b. Revise Article IV, §175-4.3 as follows:

**§ 175-4.3 Open space, agriculture and recreation uses.**  
**[Amended 5-14-2018 ATM by Art. 21]**

Principal Uses	Zoning Districts					
	Allowed Uses					
	R-80	R-60	R-40	VC	C	I
Farms, livestock (excluding swine), horses, poultry, and rabbits if confined or caged (over 50) on less than 5 acres <sup>1</sup>	Y	SP	SP	N	N	N
Rabbits and adult hens (not roosters) confined or caged (12 or under) for personal use on less than 5 acres <sup>1</sup>	Y	Y	Y	SP	SP	SP
Rabbits and poultry, confined or caged (13 to 50), on less than 5 acres <sup>1</sup>	Y	SP	SP	SP	SP	SP

Notes:

<sup>1</sup> Provided that the lot conforms with size requirements; additionally, coops and runs, regardless of construction, shall constitute accessory structures for purposes of this bylaw, and, like all other accessory structures, shall be subject to applicable dimensional requirements as set forth in Article VI, §§ 175-6.1 and 175-6.2, of the Zoning Bylaw.

c. Revise Article IV, §175-4.4 as follows:

**§ 175-4.4 Commercial Uses.**

Principal Uses	Zoning Districts Allowed Uses					
	R-80	R-60	R-40	VC	C	I
<u>Medical/Dental Office other than those that may qualify as a home occupation.</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>
<u>Trailer</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>SP</u>	<u>Y</u>	<u>Y</u>

3. Revise §175-11.2(D) Building Inspector duties:

D. Issue an occupancy permit which certifies that the existing or proposed use described therein of the specified premises conforms to the requirements of 780 CMR.

(PLANNING BOARD)

**FINANCE COMMITTEE: No action at this time.**

ARTICLE 16

To see if the Town of Norton will vote to amend the Norton Zoning By-Law Article IV – USE REGULATIONS by changing the allowed uses in Section 4.2 Residential Uses to allow duplex dwellings and Multi-family dwellings in a Commercial Zoning District by Special Permit.

(PETITION OF DYLAN J. RIBEIRO)

**FINANCE COMMITTEE: No action at this time.**

ARTICLE 17

To see if the Town will vote to amend the Norton Zoning By-Law, Article III - Zoning Map and Districts and the Town of Norton Zoning Map adapted thereunder, which is entitled "Zoning Map Town of Norton, Massachusetts and dated June 1999, last revised November, 3, 2017, as follows:

By changing from the Commercial Zoning District to Village Commercial on an area of land along Mansfield Avenue and Smith Streets containing the following parcels of land as shown on the Town of Norton Assessor's Map:

Assessors Map 9, Parcel 282  
Assessors Map 9, Parcel 261  
Assessors Map 9, Parcel 262  
Assessors Map 9, Parcel 263  
Assessors Map 9, Parcel 249  
Assessors Map 9, Parcel 255  
Assessors Map 9, Parcel 253  
Assessors Map 9, Parcel 251

Assessors Map 9, Parcel 240  
Assessors Map 9, Parcel 240-01  
Assessors Map 9, Parcel 259  
Assessors Map 9, Parcel 258  
Assessors Map 9, Parcel 257  
Assessors Map 9, Parcel 254  
Assessors Map 9, Parcel 252  
Assessors Map 9, Parcel 249

(PETITION OF DYLAN J. RIBEIRO)

**FINANCE COMMITTEE: Recommended.**

#### ARTICLE 18

To amend the Town of Norton Zoning Bylaws as follows:

- (i) By modifying Section 14.5.B3 – Prohibited Uses – by adding the following underlined language:

“Gasoline Stations (located outside of Zone III), automobile graveyards and junkyards, as defined in MGL, Ch 140B, §1;”

- (ii) By modifying Section 14.5.C7 by adding the following underlined language:

“Storage of liquid petroleum products of any kind, except in accordance with Section 14.5.D herein, or those incidental to;”

- (iii) And, by modifying Section 14.5.D by adding subsection “7” as follows:

“Gasoline stations including underground storage of liquid petroleum located within Zone III provided that the Special Permit Granting Authority finds that the tanks and piping associated with the use have reasonable and appropriate safeguards and infrastructure which meet the Massachusetts Department of Environmental Protection (MADEP) underground storage tank operational standards to minimize contamination and adverse impacts to ground or surface water.”

(PETITION OF DAVID H. COHEN)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 19

To see if the Town of Norton will vote to raise, appropriate and/or transfer from the General fund, Free Cash or any other appropriate fund a sum of money not to exceed \$45,000 for a Town School Enrollment Assessment Study through June of 2025. The town will retain an independent/qualified Educational Consulting Firm to conduct a feasibility study as to the current and future space needs of all the existing Norton Public Schools. This assessment will be under the direction of the Town Manager and Superintendant of Schools. This request will include, but will not be limited to, creating an RFQ, long range enrollment forecast through the year 2030, a survey of existing buildings to determine the need for the districts capacity in relation to planned educational programs, an annual cost analysis assigned to each of the schools, along with a cost assessment to consolidate school buildings if possible. The School Enrollment Assessment Study will be completed by March 31, 2020.

(PETITION OF ROBERT KIMBALL)

**FINANCE COMMITTEE: Not recommended.**

## ARTICLE 20

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to the "Other Post Employment Benefits Liability Trust Fund" established to cover the unfunded actuarial liability for retirees' health care and life insurance benefits, or take any other action relative thereto.

(TOWN MANAGER)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$95,000.00 from Free Cash.**

## ARTICLE 21

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money to the Stabilization Fund, in accordance with G.L. c. 40, §5B, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$418,181.00 from Free Cash to the Stabilization Fund.**

And you are hereby directed to serve this Warrant by posting attested copies of the body of same at Chartley Post Office, Norton Post Office, Norton Municipal Center, Norton Public Library, and three (3) other public places within the limits of said Town, seven (7) days at least, before the time of holding said meeting. Hereof, and fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting. Given under our hands and seals this 22 day of OCTOBER in the year Two Thousand Nineteen.

TOWN OF NORTON BOARD OF SELECTMEN, BY:

Bradford K. Bramwell, Chair

Michael C. Flaherty, Vice Chair

John Conway, Clerk

Mary T. Steele

Renee Deley

Norton, Massachusetts

I have served this Warrant by posting attested copies at Chartley Post Office, Norton Post Office, Norton Municipal Center, Norton Public Library, and three (3) other public places within the limits of said Town, seven (7) days at least before the time of holding said Meeting.

ATTEST

Michael J. Maye CONSTABLE of Norton DATE Oct 10, 2019

**TOWN OF NORTON  
WARRANT FOR THE SPECIAL TOWN MEETING  
OCTOBER 21, 2019  
BRISTOL, SS.**

To Michael Mayer, Sr., or any of the Constables of the Town of Norton:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Norton, qualified to vote in Norton affairs, to meet in the Norton High School Auditorium, 66 West Main Street, in said Norton, on Monday, the 21<sup>st</sup> day of October, 2019, A.D., at seven thirty in the evening, then and there to act on the following articles, viz:

ARTICLE 1

To see if the Town will vote to amend Chapter 5 Administration of Government, §5-1 Annual Election, of the General Bylaws by deleting the following strikethrough text and inserting the underlined text, as follows:

“The annual election of officers in the Town of Norton shall take place  
on the ~~last Tuesday of April~~ fourth Saturday of April.”

or take any other action relative thereto.

(TOWN CLERK)

**FINANCE COMMITTEE: Not recommended.**

## ARTICLE 2

To see if the Town will vote to amend the General Bylaws by deleting in each instance in which they appear, all references to "Board of Selectmen," and inserting in its place the words, "Select Board", or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 3

To see if the Town will vote pursuant to G.L. c.43B, §10(a) to amend the Town Charter by deleting, in each instance in which they appear, all references to "Board of Selectmen" and "Selectman" and inserting in their place the words, "Select Board" or "Select Board Member", as appropriate, provided, however, that prior to such amendments taking effect, they must be presented to the voters at the 2020 Annual Town Election, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 4

To see if the Town will vote pursuant to G.L. c.43B, §10(a) to amend the Town Charter by deleting, in each instance in which they appear, all references to "Industrial Development Commission" and inserting in its place the words, "Economic Development Commission", as appropriate, provided, however, that prior to such amendments taking effect, they must be presented to the voters at the 2020 Annual Town Election, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended.**



## ARTICLE 5

To see if the Town will vote to raise and appropriate, and/or appropriate, and/or transfer from available funds a sum of money to fund and implement Collective Bargaining Agreements between the Town and various unions for the period beginning July 1, 2020, through June 30, 2023, and/or for general collective bargaining settlement purposes, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: No action.**

## ARTICLE 6

To see if the Town will vote to raise and appropriate, and/or appropriate, and/or transfer from available funds (including but not limited to a transfer from the amount appropriated under Article 12 of the October 23, 2017, Fall Annual Town Meeting for costs of engineering and design for a new Town Hall and Senior/Community Center) to be used for the following purposes:

1. To evaluate potential sites for a Town Hall and a Senior/Community Center, including all incidental and related expenses;
2. To prepare a conceptual layout and graphical information for presentation to the public of a unified "municipal complex" including a new Town Hall and Senior/Community Center and modifying the overall access, circulation, and parking for the Police, Fire, DPW, Town Hall, Senior/Community Center, and Library facilities;

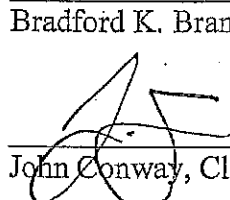
or take any other action relative thereto.

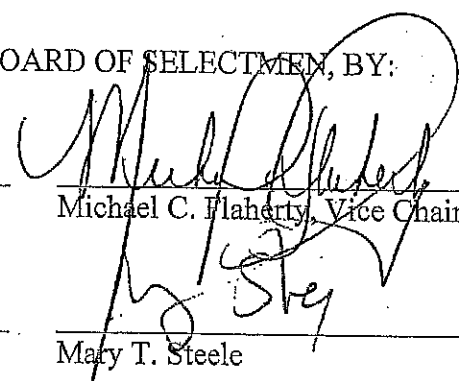
(BOARD OF SELECTMEN AND PERMANENT BUILDING COMMITTEE)

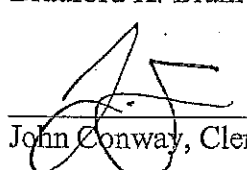
**FINANCE COMMITTEE: Recommended that the total amount of \$140,000.00 be transferred from the amount appropriated under Article 12 of the October 23, 2017, Fall Annual Town Meeting, with \$70,000.00 being transferred for each of the purposes outlined in Article 6 above.**

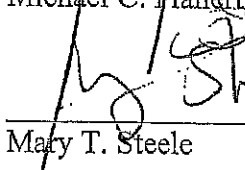
And you are hereby directed to serve this Warrant by posting attested copies of the body of same at Chartley Post Office, Norton Post Office, Norton Municipal Center, Norton Public Library, and three other public places within the limits of said Town, fourteen days at least, before the time of holding said meeting. Hereof, and fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting. Given under our hands this 3rd day of OCTOBER in the year Two Thousand Nineteen.

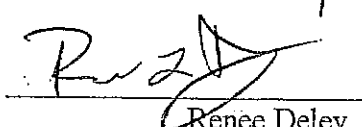
TOWN OF NORTON BOARD OF SELECTMEN, BY:

  
Bradford K. Bramwell, Chair

  
Michael C. Flaherty, Vice Chair

  
John Conway, Clerk

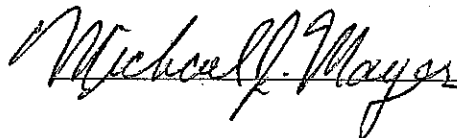
  
Mary T. Steele

  
Renee Deley

Norton, Massachusetts

I have served this Warrant by posting attested copies at Chartley Post Office, Norton Post Office, Norton Municipal Center, Norton Public Library, and three other public places within the limits of said Town, fourteen days at least, before the time of holding said meeting.

ATTEST:

 CONSTABLE Norton DATE October 3, 2019