

**WARRANT FOR
SPECIAL TOWN MEETING
October 16, 2006
THE COMMONWEALTH OF MASSACHUSETTS**

Worcester, ss.

To any Constable of the Town of Lancaster in the County of Worcester,

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Lancaster qualified to vote in the elections and Town affairs, to meet in the **Mary Rowlandson Elementary School Auditorium, 103 Hollywood Drive in said Lancaster on Monday, the 16th day of October, at 7:00 o'clock in the evening**, then and there to act on the following Articles:

**ARTICLE 1
Board of Selectmen**

To see if the Town will vote to amend the FY2007 Budget, as adopted under Article 11 of the May 1, 2006 Annual Town Meeting, by raising and appropriating or transferring from available funds the additional amount of \$72,725.00, more or less, and by adjusting the following budget line items, or act in any manner relating thereto: ***The Finance Committee recommends passage of this article.***

Line #	Increase/Reduce Appropriations as Follows:	Budget voted at ATM	Increase/ (Decrease)	Adjusted FY05 Budget
81	DPW Highway Wages	\$ 122,811.00	\$ 38,072.00	\$ 160,883.00
89	DPW Cemetery Wages	\$ 21,376.00	\$ 23,374.00	\$ 44,750.00
148	Workers Compensation Insurance Premium	\$ 17,861.00	\$ 23,326.00	\$ 5,465.00
149	Unemployment Premium Payment	\$ 25,881.00	\$ 614.00	\$ 26,495.00
154	Property and Casualty/Motor Vehicle Insurance	\$ 108,215.00	\$ 5,200.00	\$ 113,415.00
176	TOTAL BUDGET APPROPRIATED	\$ 14,404,561.00	\$ 72,725.00	\$ 14,477,286.00

**ARTICLE 2
Board of Selectmen**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$39,000 for the purpose of environmental remediation at the Department of Public Works Highway Garage, or act in any manner relating thereto. ***The Finance Committee recommends passage of this article***

**ARTICLE 3
Board of Selectmen**

To see if the Town will vote to transfer the sum of \$1049.46 from available funds to pay unpaid bills from prior fiscal years (*detail below*), or act in any manner relating thereto. ***The Finance Committee recommends passage of this article.***

Department	Vendor	Amount	Service Date	Purpose
Police	West Group Payment Center	\$ 182.40	06/30/06	Mass General Laws updates

	Lancaster Water Dept	\$ 24.49	06/30/06	Water Usage
Public Buildings	National Grid	\$570.96	06/30/06	Electric Service
Finance and Budget	Kelly and Ryan	\$ 3.00	06/30/06	Parking tickets processes
Town Clerk	Sue Thompson	\$ 200.00	06/30/06	Registrar of Voters pay
Selectmen	Orlando Pacheco	\$ 68.61	06/30/06	Communications

ARTICLE 4
Board of Selectmen

To see if the Town will vote to accept a donation of a parcel of land, Map 32 Parcel 14A on the Lancaster Assessor's Map, compromising of 7.42 total acres located on Hilltop Road in the Town of Lancaster in lieu of taxes or act in a manner relating thereto.

ARTICLE 5
Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to accept the deed, upon such terms and conditions as the Board shall determine appropriate, of a gift of a fee simple interest or less and associated easements in a parcel of land comprised of approximately 810 square feet, shown as Parcel B on a plan entitled "Balsam Ridge at Lancaster, MA", dated January 12, 1996, revised through May 7, 1996, prepared by Seltec Engineering, Inc., Northboro, MA, signed by the Planning Board on May 13, 1996 and recorded at the Worcester District Registry of Deeds at Plan Book 703, Plan 119 and filed with the Town Clerk, to be under the care, custody, maintenance and control of the and designated for usual street purposes, or act in any manner relating thereto.

ARTICLE 6
Board of Selectmen

To see if the Town will vote to accept the layout as a public way of Meditation Lane, a way shown on a plan entitled "Definitive Subdivision Plan of Land in Lancaster, Massachusetts" dated July, 2002, prepared for Old Union Turnpike Realty Trust by David E. Ross Associates, Inc. and recorded in the Worcester District Registry of Deeds at Plan Book 787, Plan 104, a copy of which is on file in the Town Clerk's office; and further, to authorize the Board of Selectmen to acquire, on behalf of the Town, by gift an easement to use said Meditation Lane for all purposes for which public ways are used in the Town of Lancaster and associated easements and to take any other action they deem to be in the best interest of the Town, or act in a manner relating thereto.

ARTICLE 7
Board of Selectmen
Historical Commission

To see if the Town will vote to designate the American Elm as the official Town Tree for the Town of Lancaster, or act in a manner relating thereto.

ARTICLE 8
Board of Selectmen

To see if the Town will vote pursuant to the provisions of G.L. c. 40, § 4A, to authorize the Board of Selectmen to enter into an inter-municipal agreement with the City of Leominster for a sewer connection to the City of Leominster's wastewater system for a period of up to twenty-five years, or act in a manner relating thereto.

ARTICLE 9
Board of Selectmen

To see if the Town will vote to accept, for all boards, committees or commissions holding adjudicatory hearings in the Town, the provisions of G.L. c.39, §23D, which provide that a member of a board, committee, or commission holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to the member's absence from one session of such hearing, provided that certain conditions are met; or act in a manner relating thereto.

ARTICLE 10
Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to purchase the portion of property as shown on Map 14 Parcel 15, consisting of approximately 14 acres located on the west side of Lunenburg Road in Lancaster, Massachusetts and Map 9 Parcel 8A, consisting of approximately 4 acres on land located on the west side of Lunenburg Road in Lancaster, Massachusetts as defined on the Lancaster Assessors Map, or act in a manner relating thereto

ARTICLE 11
Board of Selectmen

To see if the Town will vote to establish the following bylaw in accordance the provisions of G.L. c. 39, § 15: When a two-thirds vote of Town Meeting is required by statute, the Moderator shall make a public declaration of the vote and a count need not be taken. If a vote, so declared, is immediately questioned by seven (7) or more voters, the Moderator shall verify the vote by calling for a standing vote; or act in a manner relating thereto.

ARTICLE 12
Board of Selectmen
Board of Health

To see if the Town will vote to transfer from the Septic Loan Repayment Account the sum of \$17,000.000 to be expended by the Board of Health to pay for the costs associated with Household Hazardous Waste Disposal and roadside trash, or to act in a manner relating thereto.

ARTICLE 13
Board of Selectmen
Library Board of Trustees

To see if the Town will vote to increase the amount the Library Board of Trustees can expend from the Library Book Fines Revolving Fund, as authorized under Article 5 of the May 1, 2006 Annual Town meeting from \$4,750.00 to \$6,000.00 or act in a manner relating thereto.

ARTICLE 14
Board of Selectmen
Board of Public Works

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$11,800.00 to be expended by the Board of Public Works for snow removal equipment (plow & frame) to be put on the new 2007 Dump Truck or act in any manner relating thereto.

ARTICLE 15
Board of Selectmen
Animal Control Commission

To see if the Town will vote to accept the provisions of MGL Chapter 140 Section 139, waiving various fees relating to the ownership of dogs for the blind and elderly, or act in any manner relating thereto

ARTICLE 16
Registered Voters Petition

1. The keeping of poultry or livestock is permitted on any parcel in town in Zone (R).
2. All buildings for housing will follow town by laws.
3. Keeping of poultry on five acres or less shall be limited to 18 birds.
4. Roosters shall be allowed as long as they do not bother the neighbors.
5. For commercial operations of poultry or livestock you need five acres or more. No building housing poultry to be 150 feet of the property line; no outdoor storage of odor producing substances or fenced poultry to be less than 100ft. from an off-premises dwelling, and no livestock shall be permitted within 50 feet of an off-premises dwelling.

ARTICLE 17
Registered Voters Petition

To see if the Town of Lancaster, MA shall vote to adopt a six-month moratorium on the permitting of retail developments of regional impact, which for the purpose of this motion, shall be defined as any retail development in excess of 100,000 square feet of gross leasable area, for the purpose of updating the zoning ordinance and comprehensive land use plan of the town to address the issues of managing growth and maintaining the small town character and scale of the community and its built environment, or otherwise act thereon.

ARTICLE 18
Registered Voters Petition

To see if the Town of Lancaster, MA will vote to amend its Zoning By-laws by changing the definition of "Shopping Center" stated in "Article 11: Definitions" on page 39

To

“Shopping Center-a group of one or more stores serving the general retail trade and including retail sales and service stores, shops, banks, indoor theaters, restaurants and similar establishments, planned and designed as a single unit, having a gross leaseable area of not less than 100,000 square feet, with immediately adjoining off-street parking facilities.” Or otherwise act thereon

<p style="text-align: center;">ARTICLE 19 Registered Voters Petition</p>
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To see if the Town will vote to accept and hereinafter maintain Kaleva Road Extension, Donelle Way and Brian Road as public ways within the Town of Lancaster, said ways being ways heretofore approved under the subdivision control law and more particularly described on definitive subdivision plans entitled Turner Woods and Turner Heights, said plans having been endorsed by the Lancaster Planning Board, and recorded in the Worcester District Registry of Deeds at Plan Book 752, Plan 40, and Plan Book 752, Plan 39, said ways being more particularly described on Plans prepared by R. Wilson & Associates Land Surveyors and Civil Engineers dated May 20, 2002 entitled “As Built Plan and Profile of Kaleva Road Extension Turner Woods in Lancaster, Mass.” and As Built Plan and Profile of Brian Road Turner Heights in Lancaster, Mass.”, said plans being on file with the Lancaster Town Clerk, and in furtherance thereof to authorize the Board of Selectmen to acquire by gift from the record owner or owners thereof a public easement in and to said ways or take any action relating thereto.

And you are directed to serve this Warrant by posting up attested copies thereof at the South Lancaster Post Office, the Center Post Office, the Fifth Meeting House and the Town Hall, in said Town fourteen days at least before the time for holding said meeting. Hereof fail not and make due return of the Warrant with your doings thereon to the Town Clerk at the time and place of meeting aforesaid.

SELECTMEN OF LANCASTER

David M. Dunn, *Chairman*

Shawn Winsor, *Clerk*

Christopher Williams, *Member*

Date of Execution

CONSTABLE'S CERTIFICATION

I hereby certify under the pains and penalties of perjury that I posted an attested copy of this Warrant at the South Lancaster Post Office, the Center Post Office, the Fifth Meeting House, and the Town Hall on the date attested. I further certify that this Warrant was posted in accordance with the By-laws of the Town of Lancaster and the provisions of M.G.L. c.39, §10.

Attest: _____
Constable

Date: _____

**The full text of the Warrant is available in the Town Hall and Thayer Memorial Library.
The Warrant will also be available at Town Meeting.**