



DRAFT 08-18-22

TOWN OF CHELMSFORD

**WARRANT FOR THE
2022 FALL
ANNUAL TOWN MEETING**

OCTOBER 17, 2022

MIDDLESEX, SS.

To the Constable, or any other suitable person of the Town of Chelmsford:

Greeting:

In the name of the Commonwealth aforesaid, you are hereby requested to notify and warn the Town Meeting Representatives of said Chelmsford to meet at the Senior Center, 75 Groton Road, North Chelmsford on Monday, the seventeenth day of October in the year two-thousand and twenty-two at 7:30 p.m. in the evening and there to act upon the following articles, VIZ:

ARTICLE 1. To hear reports of the Town Officers and Committees; or act in relation thereto.

SUBMITTED BY: Select Board

ARTICLE 2. To see if the Town will vote to transfer a sum of money from the Sale of Graves and Lots Account to the Cemetery Improvement and Development fund; or act in relation thereto.

SUBMITTED BY: Cemetery Commission

ARTICLE 3. To see if the Town will vote to appropriate the funding received by the Town from the Commonwealth Transportation Infrastructure Fund, to address the impact of transportation network services on municipal roads, bridges and other transportation infrastructure, or any other public purpose substantially related to the operation of transportation network services in the Town, including, but not limited to, the complete streets program established in Massachusetts General Laws Chapter 90I, Section 1, and other programs that support alternative modes of transportation; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 4. To see if the Town will vote to transfer from Free Cash a sum of money to the Sewer Construction Stabilization Fund; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 5. To see if the Town will vote to transfer a sum of money that has been received by the Town under the Town’s inclusionary housing zoning bylaw to the Affordable Housing Stabilization Fund; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 6. To see if the Town will vote to raise and appropriate, and/or transfer from available funds, a sum of money to be used to fund employee contract agreements between the Town and its collective bargaining units; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 7. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money with which to pay bills of previous fiscal years; or act in relation thereto.

**SUBMITTED BY: Town Manager
Four-Fifths Vote**

ARTICLE 8. To see if the Town will vote to amend the Fiscal Year 2023 operating budget adopted under Articles 4, 5, and 6 of the Warrant for the Spring Annual Town Meeting held on April 25, 2022; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 9. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be expended by the Board of Health in accordance with the Massachusetts Attorney General’s statewide opioid settlement abatement funds allocation agreement with certain Massachusetts political subdivisions; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 10. To see if the Town will vote to amend the vote taken under Article 5 of the April 25, 2022 Spring Annual Town Meeting by raising and appropriating, or transferring from available funds, an additional sum of money to defray charges for the operations of the Chelmsford Public Schools for the fiscal year period of July 1, 2022 through June 30, 2023 for the purposes of providing a “livable wage” to the School Department’s Professional Support Staff employees; or act in relation thereto.

**SUBMITTED BY: CITIZEN PETITION
Kathleen Leslie Peluso**

ARTICLE 11. To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum of money to fund roadway and sidewalk construction; or act in relation thereto.

SUBMITTED BY: Town Manager
Two-Thirds Vote

ARTICLE 12. To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum of money to correct, remedy, repair, prevent and prohibit any and all forms of infiltration or inflow from groundwater and other sources of leakage into pipes, facilities and other components of the sewer system; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 13. To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum of money to remediate PFAS in the soil and groundwater at the Town’s highway yard located at 54 Richardson Road; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 14. To see if the Town will vote to transfer from Free Cash a sum of money to reduce the Fiscal Year 2023 property tax levy; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 15. To see if the Town will vote to transfer from Free Cash a sum of money to the General Stabilization Fund; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 16. To see if the Town will to transfer the care, custody, and control from the Select Board for open space purposes to the Conservation Commission for conservation purposes three parcels of land commonly referred to as the “Warren-Pohl Property” containing 54.03 acres, more or less, in total, one parcel which is identified as 95 Boston Road, shown as Lot 14 on Assessor’s Map 94, Block 348, another parcel which is bordered by Parker Road, shown as Lot 8 on Assessor’s Map 102, Block 348, and another parcel which is bordered by Bartlett Street, shown as Lot 8 on Assessor’s Map 93, Block 348, and more fully described in a deed recorded with said Registry of Deeds in Book 34742, Page 70; or act in relation thereto.

SUBMITTED BY: Conservation Commission
Two-Thirds Vote

ARTICLE 17. To see if the Town will vote to transfer from the Community Preservation Fund General Reserve a sum of money to fund the purchase, relocation, and restoration of the “School Street freight house” building located on a 6.82-acre parcel of land, currently or formerly owned by Mass Bay Transportation Authority (Boston & Maine Corp), identified by the Board of Assessors as Map 35, Block 133, Lot 4, said property to be held for historical preservation purposes by the Garrison House Association; or act in relation thereto.

SUBMITTED BY: Historical Commission
Two-Thirds Vote

ARTICLE 18. To see if the Town will vote to transfer from the Community Preservation Fund General Reserve a sum of money (\$15,000) to fund the Historical Commission Property Inventory Program; or act in relation thereto.

SUBMITTED BY: Community Preservation Committee
Two-Thirds Vote

ARTICLE 19. To see if the Town will vote to rescind excess appropriations from capital improvement funds and unexpended appropriations from completed projects whose source of funding is the Community Preservation Fund and to return said unexpended funds to the Community Preservation Fund; or act in relation thereto.

SUBMITTED BY: Community Preservation Committee
Two-Thirds Vote

ARTICLE 20. To see if the Town will vote to amend its vote taken under Article 14 of the April 27, 2015 Spring Annual Town Meeting pertaining to the Town’s acceptance of the provisions of Massachusetts General Laws Chapter 59, Section 5K which authorizes the Town to establish a senior citizens property tax work-off abatement program by eliminating the cap on the total amount of abatements that may be granted under this program of \$100,000 in any given year; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 21. To see if the Town will vote to increase the amount of the local property tax exemption for seniors provided for under the provisions of Massachusetts General Laws Chapter 59, Section 5, Clause 41C from \$500 per fiscal year from \$500 to \$1,000; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 22. To see if the Town will vote, pursuant to the provisions of Massachusetts General Laws Chapter 43B, Section 10 and Section 7-1 of the Town Charter, to amend the Town Charter, Part VI, Financial Provisions, Section 6-7 Annual Audit, by amending the text in the paragraph as follows:

Section 6-7. Annual Audit.

The Select Board shall provide for an annual audit of the books and accounts of the town to be made by a certified public accountant, or firm of accountants, who have no personal interest, direct or indirect, in fiscal affairs of the town government or any of its offices; provided, however, that any certified public accountant or firm of accountants that conducts said audit ~~for 3 consecutive years shall refrain from doing so for a minimum of 1 year before becoming eligible to conduct any future audits~~ shall change the audit team that performs the audit at least every five years.

; or act in relation thereto.

SUBMITTED BY: Select Board

ARTICLE 23. To see if the Town will vote to authorize the Select Board to file a petition the Massachusetts Great and General Court to exempt the position of Deputy Fire Chief from Chapter 31 of the Massachusetts General Laws; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 24. To see if the Town will vote to amend the Town code, Chapter 195: “Zoning Bylaw” Article XX, “Terminology” by deleting the definition of “warehouse” and replacing it with the following definition:

Warehouse: A BUILDING used primarily for the enclosed storage of goods, and materials for any length of time; including receiving, repackaging, and/or reshipping; and including office, administrative, and support facilities related to the foregoing, but not a Distribution Center as defined in Section XX; a personal self-storage facility or mini-warehouse; or act in relation thereto.

**SUBMITTED BY: CITIZEN PETITION
Christopher Lavalley**

ARTICLE 25. To see if the Town will vote to amend the Town Code, Chapter 195: “Zoning Bylaw” Article XX, “Terminology” by adding the following definition of Distribution Center:

Distribution Center: An establishment with a BUILDING NET FLOOR AREA larger than 50,000 square feet used primarily for the receiving, short-term enclosed storage, repackaging, and/or reshipping or distribution of goods and materials to retail stores and other market outlets, or directly to the consumer via telephone or Internet remote sales. including office, administrative, and support facilities related to the foregoing; or act in relation thereto.

**SUBMITTED BY: CITIZEN PETITION
Christopher Lavallee**

ARTICLE 26. To see if the Town will vote to amend the Town Code, Chapter 195: “Zoning Bylaw” Attachment 1, Use Regulation Schedule by adding the following use:

And add new Line E.19 to Chapter 195 Attachment 1 – Use Regulation Schedule

E. Industrial

Principal Use	RA	RB	RC	RM	CA	CB	CC	CD	CV	IA	IS	RMH	CX	P	OS
19. Distribution Center	N	N	N	N	N	N	N	N	N	N	N	N	N	N	N

**SUBMITTED BY: CITIZEN PETITION
Christopher Lavallee**

ARTICLE 27. To see if the Town will vote to accept an easement for the Odd Fellows property brook walk; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 28. To see if the Town will vote to authorize the Select Board to take Charles Way by eminent domain; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 29. To see if the Town will vote to extinguish a sewer easement at 255 Princeton Street; or act in relation thereto.

SUBMITTED BY: Town Manager

ARTICLE 30. To see if the Town will vote to a.) accept as a town way Nabnasset Drive, as laid out by the Board of Selectmen and shown by reports and plans duly filed in the office of the Town Clerk, providing all the construction of the same meets with the requirements of the Board of Selectmen, and subject to the withholding of any remaining bonds until such requirements have been met; b.) authorize the Board of Selectmen to acquire any and all temporary and/or permanent easements, and any property in fee simple, with the trees thereon, by purchase, eminent domain, gift or otherwise, for the purpose of securing traffic safety and road improvements; c.) raise and appropriate, transfer and appropriate from the Stabilization Fund, and/or borrow a certain sum of money to defray all necessary costs, fees and expenses in connection with the acquisition of said land and for paying any damages which may be awarded as a result of any such taking; and d.) authorize the Board of Selectmen to negotiate and execute all necessary and proper contracts and agreements thereto; or act in relation thereto.

**SUBMITTED BY: Select Board
DPW Director**

Hereof fail not and make return of this warrant with your doings at the time and place of said meeting.

Given under our hands this 12th day of September, 2022.

SELECT BOARD OF THE TOWN OF CHELMSFORD

Virginia E. Crocker Timmins, Chairman

Kenneth M. Lefebvre, Vice Chair

George R. Dixon, Jr., Clerk

Patricia Wojtas

Mark C. Carota

NOTICE OF PROPOSED DATES
AND TIMES FOR CONTINUED SESSIONS OF THE
ANNUAL TOWN MEETING

The Select Board shall propose the following dates and times for continued sessions of the Town Meeting of October 17, 2022 to be held at the Senior Center, 75 Groton Road, North Chelmsford:

Thursday, October 20, 2022 at 7:30 p.m.

Monday, October 24, 2022 at 7:30 p.m.

Thursday, October 27, 2022 at 7:30 p.m.

If additional continued sessions are necessary, they shall take place on the Monday and Thursday of the next consecutive week until the meetings are concluded.

Pursuant to Town of Chelmsford Code Chapter 154-9, these dates and times are proposed and are subject to change by vote of the Town Meeting Representatives.

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

September _____, 2022

Pursuant to the within warrant, I have notified and warned the Inhabitants of the Town of Chelmsford by posting up attested copies of same at the following places, to wit: Town Offices Building, 50 Billerica Road; North Chelmsford Fire Station, 35 Princeton Street; Senior Center, 75 Groton Road; East Chelmsford Fire Station, 115 Riverneck Road; Byam Elementary School, 25 Maple Road; Westlands School, 171 Dalton Road; West Chelmsford Fire Station, 260 Old Westford Road; McCarthy Middle School, 250 North Road; and South Row Elementary School, 250 Boston Road.

Signed:

Edwin Paul Eriksen,
Constable

A True Copy Attest,

Edwin Paul Eriksen,
Constable