

**Town Warrant**  
**Commonwealth of Massachusetts**  
**May 6, 2013**

ESSEX, ss. To the Constables of the Town of Georgetown, in the County of Essex,  
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the said Town, qualified to vote in Town affairs to meet at the Georgetown Middle/High School on the 6<sup>th</sup> day of May, 2013 (Monday) at 7 o'clock P.M. then and there to act on the articles of this warrant.

**Article 1: Town Officers and Committee Reports (ATM13-01)**

To hear and act on the reports of the Town Officers and Committees.

**Article 2: General Operating Budget/Reserve Fund (ATM13-02)**

To see if the Town will raise and appropriate, or appropriate by transfer from available funds, a sum of money to defray charges and expenses of the Town, including debt and interest and including support of the schools, to fix salaries of the several elected offices of the Town, as provided by Section 108, Chapter 41, General Laws, as amended, and to provide for a reserve fund for the ensuing year, as set forth in the Finance and Advisory Board Proposed Budget and Town Meeting Warrant for the Fiscal Year beginning July 1, 2013, or take any other action in relation thereto.

**Article 3: Stabilization Fund (ATM13-03)**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to the Stabilization Fund, or take any other action in relation thereto.

**Article 4: Capital Fund (ATM13-04)**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum not to exceed \$50,000 to be added to the Capital Fund, a special purpose stabilization fund created by vote of the May 4, 2009 Annual Town Meeting pursuant to the provisions of Massachusetts General Laws Chapter 40, Section 5B, said funds to be further appropriated by Town Meeting for improvements and/or repairs to municipal buildings and infrastructure, or take any other action in relation thereto.

**Article 5: Water Department Operating Budget (ATM13-05)**

To see if the Town will appropriate the receipts and available funds of the Water Department Enterprise Fund for the operation of the Water Department under the direction of the Water Commissioners for the Fiscal Year beginning July 1, 2013, or take any other action in relation thereto.

**Article 6: Water Department Budget (ATM13-06)**

To see if the Town will vote to appropriate from the Water Department Enterprise Fund Retained Earnings, the sum of one hundred and seventy-five thousand dollars (\$175,000) to be expended

under the direction of the Board of Water Commissioners for costs associated with water system improvements, or take any other action in relation thereto.

**{BEGIN CONSENT CALENDAR}**

**Article 7: Municipal Light Department Continuation of Operation (ATM13-07)**

To see if the Town will appropriate receipts of the Municipal Light Department for the operation of said Department under the direction and control of the Municipal Light Board, as defined in Section 34, Chapter 164, General Laws, for the Fiscal Year beginning July 1, 2013, or take any other action in relation thereto.

**Article 8: Zoning Board of Appeals Revolving Fund (ATM13-08)**

To see if the Town will vote to continue the Zoning Board of Appeals Revolving Fund as authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. This fund shall be funded by applicants' fees to be expended without further appropriation for the purpose of application review including, but not limited to review services, clerical, legal expenses, equipment and office supplies. The Zoning Board of Appeals may expend from this account an amount not to exceed \$20,000 for the Fiscal Year beginning July 1, 2013; or take any other action in relation thereto.

**Article 9: Road Machinery Fund (ATM13-09)**

To see if the Town will vote to continue the Road Machinery Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by payments for rental of Highway machinery and shall be expended without further appropriation for the purpose of purchasing highway equipment. The Highway Surveyor, with approval of the Board of Selectmen, may expend from this account an amount not to exceed \$25,000, or the balance in the account, whichever is lesser, for the Fiscal Year beginning July 1, 2013; or take any other action in relation thereto.

**Article 10: Conservation Commission Revolving Fund for Camp Denison (ATM13-10)**

To see if the Town will vote to continue a Conservation Commission Revolving Fund for Camp Denison as authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. This fund shall be funded by program fees, facility use charges and outside vendor charges to be expended without further appropriation for the purpose of maintaining the support of the land and facilities including, but not limited to utilities, seasonal staff, legal expenses, equipment and office supplies. The Conservation Commission may expend from this account an amount not to exceed \$16,000 for the Fiscal Year beginning July 1, 2013; or take any other action in relation thereto.

**Article 11: Local Access Programming (ATM13-11)**

To see if the Town will vote to continue a Cable Television Revolving Fund as authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. This fund shall be funded by the Annual License Fee and the PEG Capital Funding (Section 7.4 of the contract) paid by Comcast and Verizon to the Town to be expended without further appropriation for the purpose of Local Access Programming, including but not limited to, utilities, salaries, equipment, maintenance and office supplies. The Cable Advisory Committee, with the approval of the Board of Selectmen, may expend from this account an amount not to exceed \$80,000 for the Fiscal Year beginning July 1, 2013; or take any other action in relation thereto.

**Article 12: Chapter 90 Reimbursement, Transportation Bond (ATM13-12)**

To see if the Town will appropriate the sum of \$457,454 (Four hundred fifty seven thousand four hundred fifty four dollars), or any other sum to be reimbursed by the Commonwealth of Massachusetts under the Transportation Bond issue, to be spent by the Highway Surveyor, with approval of the Board of Selectmen, under the provisions of Chapter 90 of the General Laws, or take any other action in relation thereto.

**Article 13: Conservation Department, Conservation Restriction Revolving Fund(ATM13-13)**

To see if the Town will vote to continue a Georgetown Conservation Restriction Revolving Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by fees and donations to be expended without further appropriation for the purpose of inspecting the condition of land for which the Georgetown Conservation Commission is the holder of Conservation Restrictions including, but not limited to staff expenses, legal expenses, equipment and supplies. The Conservation Commission may expend from this account an amount not to exceed \$1,000 for the Fiscal Year beginning July 1, 2013; or take any other action in relation thereto.

**Article 14: Fire Department, Fire Alarm Revolving Fund (ATM13-14)**

To see if the Town will vote to continue a Georgetown Fire Department Revolving Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by the annual fees charged for connection to the Municipal Fire Alarm system to be expended without further appropriation for the purpose of maintaining the Municipal Fire Alarm System. The Fire Department may expend from the account an amount not to exceed \$10,000 for the Fiscal Year beginning July 1, 2013; or take any other action in relation thereto.

**Article 15: Inspections Department, Revolving Fund (ATM13-16)**

To see if the Town will vote to continue an Inspections Department Revolving Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by fees associated with electronic permit tracking software when permits are issued by the Town of Georgetown. Funds to be expended without further appropriation for the purpose of funding permit tracking software fees, training, computer upgrades, data storage, and electronic data conversion of existing paper files and contract work associated with the electronic permitting system. The Inspections Department may expend from this account an amount not to exceed \$12,000 for the fiscal year beginning July 1, 2013, or take any other action in relation thereto.

{END CONSENT CALENDAR}

**Article 16: Fire Department, Enterprise Fund Creation (ATM13-17)**

To see if the town will accept the provisions of Chapter 44, § 53F½ of the Massachusetts General Laws to establish an enterprise fund for the Town's ambulance service effective Fiscal Year 2014 and further to see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Ambulance enterprise, or take any other action in relation thereto.

**Article 17: Transfer of Fire Department Ambulance Revolving Fund Balance (ATM13-34)**

To see if the Town will vote to transfer the unexpended balance remaining in the Ambulance Revolving Fund as of June 30, 2013 to the Fire Department Ambulance Enterprise Fund, or take any other action thereon.

**Article 18: Fire Department, Ambulance Revolving Fund (ATM13-14)**

To see if the Town will vote to continue a Georgetown Fire Department Ambulance Revolving Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by the fees charged for ambulance services provided by the Georgetown Fire Department to be expended without further appropriation for the purpose of operating an ambulance service. The Fire Department may expend from this account an amount not to exceed \$149,000 for the fiscal year beginning July 1, 2013, or take any other action in relation thereto.

**Article 19: Fire Department, Ladder Truck Payment (ATM13-18)**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$77,000 (seventy seven thousand dollars) for the Fiscal Year 2014 lease payment for the Fire Department ladder truck, or take any other action in relation thereto.

**Article 20: Other Post-Employment Benefits Trust Fund (ATM13-19)**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum not to exceed \$50,000 (fifty thousand dollars) to be added to the Other Post Employment Benefits Liability Trust Fund, created by vote of the May 7, 2012 Annual Town Meeting pursuant to the provisions of G.L. c.32B, §20, or take any other action in relation thereto.

**Article 21: Intercom System for Perley Elementary and Middle High Schools (ATM13-30)**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$52,000 (fifty two thousand dollars) for Intercom Systems for the Perley Elementary and Middle High Schools, or take any other action in relation thereto.

**Article 22: Replacement of the Handicapped Ramp at Middle High School (ATM13-31)**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$38,000 (thirty eight thousand dollars) for the replacement of the handicapped ramp at the Middle High School, or take any other action in relation thereto.

**Article 23: Replacement of the HVAC Unit for the auditorium at the Middle High School (ATM13-32)**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$80,000 (eighty thousand dollars) for the replacement of the HVAC Unit for the auditorium at the Middle High School, or take any other action in relation thereto.

**Article 24: Purchase of six-wheel dump truck (ATM13-33)**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$150,000 (one hundred fifty thousand dollars) for a six-wheel dump truck or take any other action in relation thereto.

**Article 25: Solicitation and Canvassing Bylaw (ATM13-20)**

To see if the Town will vote to amend the Code of the Town of Georgetown by adding a new section as follow:

or take any other action in relation thereto.

## **Chapter #. SOLICITATION AND CANVASSING**

### **§#-1. Statement of Purpose**

This Bylaw, adopted pursuant to M.G.L. c.43B, Section 13 and Article 89 of the Amendments to the Constitution of the Commonwealth of Massachusetts is intended to secure for residents of the Town of Georgetown the tranquility which they reasonably expect to enjoy in the privacy of their homes and to protect them from unreasonable intrusion by unrequested and unwanted solicitation and canvassing and perpetration of fraud or other crimes. It is framed with deep respect for the principles embodied in the constitutions of the United States and the Commonwealth of Massachusetts and attempts to achieve a workable balance between the right of free speech and the right of privacy. It is intended to be framed narrowly and construed strictly to achieve its purpose by imposing certain restrictions as to the time, place and manner in which solicitation and canvassing are conducted. It is not intended to be applied to activities for religious, political, newspaper distribution or public policy purposes or other non-commercial purposes, regardless of whether such activities include acts that would otherwise constitute soliciting or canvassing entitled to protection under the First Amendment to the United States Constitution.

### **§#-2. Definitions**

A. "Solicitation or Canvassing" means traveling by foot, motor vehicle or any type of conveyance, from place to place, from house to house, or from street to street, for salary, commission or other remuneration, whether on behalf of oneself or of another person, firm or corporation and:

- (1) Selling, leasing or taking orders for the sale of any goods, wares, merchandise or services whatsoever, including without limitation books, periodicals, food, and home improvement services, or attempting to so sell, lease or take orders, whether or not advance payment on such sales is collected; or
- (2) Seeking or requesting donations of money, goods or services for association, organization, corporation or project wholly or in part for commercial purposes or by a professional solicitor or commercial co-venturer for a charitable or other non-commercial organization.
- (3) seeking to obtain information on the background, occupation, economic status, political affiliation, attitudes, viewpoints, or the like of the occupants of a residence for the purpose of selling or using such data, wholly, or in part, for commercial purposes;
- (4) person-to-person distribution of literature, periodicals, or other printed materials for commercial purposes, but shall not include placing or dropping off printed materials on the premises;
- (5) seeking to enlist membership in any organization for commercial purposes; or
- (6) seeking to present, in person, organizational information for commercial purposes.

B. "Residential property" includes without limitation each individual dwelling unit.

C. "Charitable Organization," "Professional Solicitor" and "Commercial Co-venturer" shall be defined as set forth in Chapter 68, Section 18, of the General Laws.

### **§#-3. Prohibition and Requirements**

- A. No person shall engage in solicitation or canvassing in or upon any private residential property in the Town of Georgetown, and no firm, corporation, organization or other entity shall arrange for any person to engage in solicitation or canvassing in or upon any residential property, without first registering with the Chief of Police or his designee not less than three (3) days before commencing such solicitation or canvassing and obtaining from the Chief of Police or his designee a certificate evidencing such registration;

- B. Persons engaged in solicitation or canvassing shall carry such certificate or registration while so engaged and shall produce such certificate upon the request of a police officer;
- C. Immediately upon encountering an occupant of any residential property, a person engaged in solicitation or canvassing shall present such certificate of registration for inspection and inform the occupant of the nature and purpose of his business and, if he is representing an organization, firm or other entity, the nature and purpose of such organization, firm or other entity.
- D. Each person engaged in solicitation or canvassing in or upon any residential premises shall immediately leave such premises upon the request of the occupant;
- E. No person shall engage in solicitation or canvassing in or upon any residential property upon which is displayed a sign prohibiting trespassing, solicitation or canvassing;
- F. No person shall engage in solicitation or canvassing in or upon any residential property without express prior permission of an occupant, before 9:00 a.m. or after 9:00 p.m. where there is no sign posted otherwise limiting solicitation or the hours of solicitation or such other activities;
- G. No person engaging in solicitation or canvassing shall misrepresent in any way his true objective, status or mission or that of any organization on behalf of which he is so engaged;
- H. No person shall solicit, canvass or conduct any other activity at any residence in a threatening, abusive or illegal fashion;
- I. Persons engaging in solicitation or canvassing shall comply with all federal, state and local laws and regulations, including but not limited to consumer protection laws such as MGL c. 93, 93A and 255D.

#### **§#-4. Registration**

- A. Application - Persons seeking registration certificates in accordance with this Bylaw shall apply therefor, not less than three (3) days before commencing solicitation or canvassing in the Town of Georgetown. Such application shall be signed under the penalties of perjury and shall contain the following information on a form provided by the Chief of Police or his designee:
  - (1) Applicant's name;
  - (2) Applicant's business, residence and local address;
  - (3) Applicant's business, residence and local telephone numbers;
  - (4) Applicant's date of birth;
  - (5) Applicant's driver's license number and state of issue;
  - (6) Applicant's sex, race, height, weight, hair color and eye color;
  - (7) A copy of a photograph identification to the Police Department at the time of application;
  - (8) Length of time for which applicant seeks to conduct business in the Town of Georgetown;
  - (9) Description of the nature of the business and the goods or services to be sold or purpose(s) for which donations are to be requested;
  - (10) Name, home office address and home office telephone number of applicant's employer, if any, or statement of self-employment;
  - (11) If applicant is operating or being transported by a motor vehicle, the year, make, model, color, registration number, state of registration, owner's name and address of each such vehicle.
- B. Fee Structure - Upon filing such application each applicant shall pay a nonrefundable filing fee in the amount of \$25.00 in the form of a check made payable to the Town of Georgetown.

#### **§#-5. Investigation and Issuance**

- A. Upon receipt of an application for registration the Chief of Police or his designee shall cause to make an investigation of the applicant's background and reputation. Within three (3) days of the filing [of] such

application the Chief of Police or his designee shall either approve such application and cause the certificate of registration to be issued or deny such application, stating the reason(s) for such denial. Failure of the Chief of Police or his designee to so act within three (3) days shall constitute approval of said application.

B. Grounds for denial shall include but are not limited to the following:

- (1) A conviction in any state or federal court of the United States or any court of a territory of the United States for any of the following named offenses committed within seven (7) years prior to the date of such shall constitute grounds for denial of such application: burglary, breaking and entering, larceny, robbery, receiving stolen property, assault, fraud, sexual misconduct as specified in Chapter 265, Sections 13B and 22 through 24, and Chapter 272, Section 53A of the General Laws, unlawfully carrying weapons, or the attempt of any such offense;
- (2) A person who is a sex offender required to register with the Sex Offenders Registry Board and who is finally classified as a Level 2 or Level 3 Sex Offender, as such persons have been found to have a moderate to high risk of re-offense and pose a substantial degree of dangerousness to minors and other person vulnerable to becoming victims of sex crimes;
- (3) The failure to include any of the information requested in the application.

#### **§#-6. Contents of Certificate**

Each certificate of registration shall contain the signature of Chief of Police or his designee and shall show the name, the name of the employer of the holder of said certificate, if any, address and telephone number of the holder of said certificate as well as the date of issue and registration number. Additionally, each certificate will include proof of payment to the Town of Georgetown as described in Section 4.

#### **§#-7. Appeal**

- A. Any applicant aggrieved by the action of the Chief of Police in denying such application or in revoking such certificate of registration may appeal in writing to the Board of Selectmen within seven (7) days of the action completed. The Board of Selectmen shall hold a hearing and render a decision within thirty (30) days of the date the appeal is received.
- B. If the Board of Selectmen fails to render a decision within thirty (30) days the appeal shall be deemed to be upheld.

#### **§#-8. Expiration of Certificate**

Each certificate of registration issued pursuant to this Bylaw shall expire 90 days from date of issue.

#### **§#-9. Transfer of Certificate**

No certificate of registration may be transferred to any other person or entity.

#### **§#-10. Revocation of Certificate**

The Chief of Police or his designee may revoke the certificate of registration of any solicitor or canvasser for violation of any provision of this Bylaw, or any applicable state or federal laws governing soliciting and canvassing, or for providing false information on the application. The Chief of Police or his designee shall deliver written notice to the holder of the registration in person, or send to the holder by certified mail at the address set forth in the application.

#### **§#-11. Duties of Police Department**

The Police Department shall keep a record of all certificate of registration, including registration numbers, and application thereof, for a period of six (6) years after application. Enforcement of this Bylaw shall be by the Chief of Police, or his designee, by any available means in law or equity, including but not limited to enforcement by criminal complaint filed by the Police Department.

**§#-12. Exceptions**

The provisions of this Bylaw shall not apply to the following persons:

- A. Any person exempted under Chapter 149, Section 69, children as newspaper vendors, or any other General Law.
- B. Route salespersons or others having established customers making periodic deliveries to such customers, including but not limited to news carriers.
- C. Any officer or employee of the Town of Georgetown, county, state or federal government on official business.

**§#-13. Severability**

If any section, subsection, sentence, clause, phrase or portion of this Bylaw shall be declared invalid or held unconstitutional by any court of last resort, the remainder shall continue in full force and effect.

**§#-14. Penalty**

Whoever violates any provisions of this Bylaw shall be liable to a penalty of one-hundred dollars (\$100) for the first offense and two hundred dollars (\$200) for each subsequent offense.

**Article 26: Dog Licensing Fees (Town Clerk) (ATM13-21)**

To see if the Town will vote to amend the Code of the Town of Georgetown, Chapter 15 Section 10, Subsection A Dog Licensing Fees by deleting Subsection A and replacing it as follows:

- A. For any one (1) spayed or neutered dog \$10.00
- For any one (1) intact dog \$15.00

or take any other action in relation thereto.

**Article 27: Community Preservation Committee (ATM13-22)**

**A: Community Preservation General Budget**

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2014 Community Preservation budget and to appropriate, pursuant to G.L. Ch. 44B §6, from the Community Preservation Fund a sum of money to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2014; and further, pursuant to G.L. Ch. 44B §6, to reserve for future appropriation from Community Preservation Fund estimated annual revenues the following amounts as recommended by the Community Preservation Committee: a sum of money for open space, including land for recreational use; a sum of money for historic resources; and a sum of money for community housing; as well as sum of money to be placed in the 2014 Budgeted Reserve for general Community Preservation Act projects or purposes recommended by the Community Preservation Committee, as follows:

**Appropriations:**

\$21,000 (less than 5% of the estimated FY revenues) to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for the Fiscal Year;

**Reservations:**

\$65,000 (>10% of the estimated FY revenues) for open space, including land for recreational land use; and

\$65,000 (>10% of the estimated FY revenues) for historic resources; and

\$65,000 (>10% of the estimated FY revenues) for community housing;

or take any other action in relation thereto.

**B: Community Preservation Community Housing Category, "Housing Authority Community Building"**

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from Community Preservation Fund Community Housing Reserve Account, the amount of \$26,700 (Twenty six thousand seven hundred dollars) as a grant to the Housing Authority for the support of community housing, and in particular for rehabilitation and improvement of the Community Building located at Trestle Way Housing Complex and also for installation of storm doors at the Jewett Street Affordable Housing Complex; and to authorize the Board of Selectmen, in consultation with the Community Preservation Committee, to enter into a grant agreement with said Housing Authority setting forth the terms and conditions of the grant. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect;

or take any other action in relation thereto.

**C: Community Preservation Community Housing Category, "Affordable Housing Trust Grant"**

To see if the Town will vote, pursuant to G.L. c. 44B, to appropriate from Community Preservation Fund Community Housing Reserve Account, the amount of \$100,000 (One hundred thousand dollars) as a grant to the Georgetown Affordable Housing Trust for the purposes of Affordable Housing initiatives consistent with the Trust's Articles of Incorporation and the accepted Town of Georgetown Affordable Housing Production Plan and to authorize the Community Preservation Committee to enter into a grant agreement with the Georgetown Affordable Housing Trust setting the terms for such grant, which may include a requirement that the owners of any dwellings subsequently receiving any of these appropriated monies from the Trust grant to the Town an Affordable Housing Restriction in said dwellings, and further, to authorize the Board of Selectmen to accept such restrictions;

or take any other action in relation thereto.

**D: Community Preservation Historic Resources Category, "Central Fire Company Historic"**

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from Community Preservation Fund Historic Reserve Account, the amount of \$7,500 (Seven thousand five hundred dollars) for the costs related to the restoration and display of the Historic Central Fire Company antiquities; and to authorize the Board of Selectmen, in consultation with the Community Preservation Committee, to enter into all agreements and execute any and all instruments for any grants to defer the costs associated with this initiative. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect;

or take any other action in relation thereto.

**E: Community Preservation Historic Resources Category, "Historic Brocklebank Museum Restoration and Rehabilitation"**

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from Community Preservation Fund \$52,000 (Fifty two thousand dollars) from the Community Preservation Fund Historic Reserve Account, for the restoration and rehabilitation of the Samuel Brocklebank Museum including all costs incidental and related thereto, and to authorize the Board of Selectmen, in consultation with the Community Preservation Committee, to enter into a grant agreement with the Georgetown Historical Society setting the terms for such grant, and further, any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect;

or take any other action in relation thereto.

**F: Community Preservation Historic Category "Camp Denison Historic Preservation" Phase 3**

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Historic Reserve Account the amount of \$59,199 (Fifty nine thousand one hundred and ninety nine dollars) and \$801 (eight hundred and one dollars) from the Community Preservation Fund Undesignated Account for a total of \$60,000 (Sixty thousand dollars) to fund engineering, permitting and implementation of improvements as recommended by the Georgetown Conservation Commission, in order to preserve, protect and rehabilitate the Camp, including the restoration and preservation of the access from the main entrance to the lodge area inclusive of culvert rehabilitation; the control of runoff and erosion occurring around the historic lodge; the restoration and preservation of the access from the lodge area to the waterfront; and the installation of a new septic system and the associated facilities for the Historic campground cabins. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

**G: Community Preservation Historic Resources Category, "Historic Documents Preservation"**

To see if the Town will vote, pursuant to M.G.L. c.44B, to appropriate from Community Preservation Fund Historic Reserve Account, the amount of \$15,000 (Fifteen thousand dollars) for the purpose of preserving and archiving the Town's historic records, including but not limited to the Town's Annual Reports and historic Tax Record ledger books dating back to 1838, in an electronic format acceptable to the Georgetown Historical Commission. Any residual funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent for the above stated purposes; or take any other action in relation thereto.

**H: Community Preservation Open Space Category, "Conservation Restriction "**

To see if the Town will appropriate \$150,000 (one hundred fifty thousand dollars) to pay costs of acquiring a conservation restriction on the following property: Wheeler Brook Farm, 57 Jewett Street, Georgetown, Assessor map 17 parcels 94P, 110, 112, including the payment of all costs incidental and related thereto; to determine whether this amount should be raised by taxation, transfer from available funds, borrowing or otherwise provided, or to take any other action relative thereto.

**I: Community Preservation Open Space Category, "High School Fields Rehabilitation"**

To see if the Town will appropriate \$1,250,000 (one million two hundred fifty thousand dollars) to pay costs of rehabilitating a High School Athletic Field, including the payment of all costs incidental and related thereto; to determine whether this amount should be raised by taxation, transfer from available funds, borrowing or otherwise provided, or to take any other action relative thereto.

**J: Community Preservation Open Space Category, "American Legion Park Rehabilitation"**

To see if the Town will vote, pursuant to M.G.L. c.44B, to appropriate \$117,753 (one hundred seventeen thousand seven hundred fifty three dollars) from the Community Preservation Fund Open Space Reserve and \$17,247 (seventeen thousand two hundred and forty seven dollars) from the Community Preservation Fund Undesignated Account for a total of \$135,000 (One hundred thirty five thousand dollars) to fund the engineering, legal, permitting, and construction costs, including all costs incidental and related thereto the rehabilitation of the American Legion Park. This will include the replacement of playground equipment; the installation of a Pavilion; and improvements to comply with the Americans with Disabilities Act and other federal, state or local building, access, and safety codes; and further to authorize the Board of Selectmen and Parks and Recreation Commission, in consultation with the Community Preservation Committee to enter into any and all agreements and execute any and all instruments for any grants to defer the costs associated with the rehabilitation of this Facility. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect;

or take any other action in relation thereto.

**Article 28: Community Preservation Committee By-law Amendment (ATM13-28)**

To see if the Town will vote to amend Section 44-1 of the Town's By-law, Community Preservation Committee by deleting the strikethrough text and adding the following language in bold, or take any other action in relation thereto.

§ 44-1. Establishment; composition; terms; appointment authority; removal.

A. There is hereby established a Community Preservation Committee, consisting of ~~seven~~ **nine** voting members pursuant to MGL c. 44B.

B. The composition of the Committee, the appointment authority and the term of office for the Committee members shall be as follows:

(1) Composition.

- (a) One member of the Conservation Commission as designated by the Conservation Commission for a term of three years.
- (b) One member of the Planning Board as designated by the Planning Board for a term of three years.
- (c) One member of the Historical Commission as designated by the Historical Commission for an initial term of one year and thereafter for a term of three years.
- (d) One member of the Parks and Recreation Commission as designated by the Parks and Recreation Commission for an initial term of one year and thereafter for a term of three years.
- (e) One member of the Housing Authority as designated by the Housing Authority for an initial term of one year and thereafter for a term of three years.
- (f) One member of the Open Space Committee as designated by the Open Space Committee for an initial term of two years and thereafter for a term of three years.
- (g) One member of the Affordable Housing Task Force **or Affordable Housing Trust** as designated by the Affordable Housing ~~Task Force~~ **Trust** for an initial term of two years and thereafter for a term of three years.
- (h) **One member of the Finance and Advisory Committee as designated by the Finance and Advisory Committee for an initial term of two years and thereafter for a term of three years.**
- (i) **One Town resident as designated by the Board of Selectmen for an initial term of two years and thereafter for a term of three years.**

**Article 29: Senior Citizen Property Tax Abatement (ATM13-29)**

To see if the Town will vote to increase the sum of money included in the overlay account from \$10,000 (ten thousand) to \$15,000 (fifteen thousand) for the purpose of providing Senior Citizen Property Tax Work-Off abatements for Fiscal Year 2014, which work-off abatement program was authorized by the Town's acceptance of G.L. c.59, §5K, thereby increasing the size of the program from 20 to 30 participants, or take any other action in relation thereto.

**Article 30: Street Acceptance-Abbey Road (ATM13-26)**

To see if the Town will vote to accept as a public way the roadway known as "Abbey Road" as heretofore laid out by the Board of Selectmen and shown on a plan of land entitled: "Abbey Road a Definitive Subdivision Plan of Land in Georgetown (Essex County), Mass., prepared for: Francis S. Sullivan, 29 Marlboro Road, Georgetown, Mass." dated February 6, 1998, revised to May 21<sup>st</sup>, 1998 as prepared by H.L. Graham Associates, Inc. and recorded with the Essex South District Registry of Deeds in Plan Book 327, Plan 5, a copy of which is on file with the Town Clerk, and to authorize the Board of Selectmen to acquire, on behalf of the Town, by purchase, gift, eminent domain or otherwise, rights sufficient to use said Abbey Road for all purposes for which public ways are used in the Town of Georgetown, or to take any other action in relation thereto.

**Article 31: Street Acceptance-Cedar Lane (ATM13-27)**

To see if the Town will vote to accept as a public way the roadway known as "Cedar Lane" as heretofore laid out by the Board of Selectmen and shown on a plan of land entitled: "Definitive Subdivision Plan, Cedar Lane, Georgetown, Massachusetts, Definitive Subdivision Plan, Prepared for: Nancy M. Singleton, 12 Charring Cross, Lynnfield, MA 01940", dated July 25, 1994, last rev. March 21, 1995, prepared by Eastern Land Survey, Inc., and recorded with the Essex South Registry of Deeds in Plan Book 299, Plan 90, a copy of which is on file with the Town Clerk, and to authorize the Board of Selectmen to acquire, on behalf of the Town, by purchase, gift, eminent domain or otherwise, rights sufficient to use said Cedar Lane for all purposes for which public ways are used in the Town of Georgetown, or to take any other action in relation thereto.

And you are directed to serve this Warrant by posting up attested copies thereof at the Perley School, Town Office, Post Office, Erie Engine House, and Municipal Light Building, fourteen days at least before the time of holding of 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, as aforesaid.

Given under our hands this 18<sup>th</sup> day of APRIL in the year of our Lord 2013.

Clity Jr.  
Shaw  
Larry G. Fowler

Selectmen  
of  
Georgetown

Essex, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Georgetown by posting up attested copies of the same as within directed.

Georgetown, Massachusetts 18<sup>th</sup> day of APRIL, 2013.

James Shully Constable of Georgetown  
A true copy of the Warrant and return:

Attest:

Janice M. McShane  
Town Clerk