

**TOWN OF WILLIAMSBURG**  
**Annual Town Meeting**  
**June 1, 2009**

Articles 1 through 16 of the Annual Town Meeting.

Hampshire SS:

To the Constable of the Town of Williamsburg

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town, qualified to vote in elections and in town affairs, to meet at the Earl F. Tonet Gymnasium in the Anne T. Dunphy School in said town on Monday, the first of June next, at seven o'clock in the evening, then and there, to act on the following articles.

- Article 1**      **To see if the town will vote** to raise and appropriate the sum of \$802.21 to pay Marney Electrical Services, Inc., for electrical services in June of 2008 (fiscal 2008) that were not billed until April of 2009 (fiscal 2009) and to take said sum from available funds, or take any other action thereon.  
*Recommended by Finance Committee*
- Article 2**      **To see if the Town will vote** to transfer the sum of \$16,145.57 from Sewer Retained Earnings to pay **the balance of the City of Northampton invoice from FY08**, or take any other action thereon.  
*Finance Committee takes no position on this Article*
- Article 3**      **To see if the town will vote** to empower the Board of Selectmen, Board of Water/Sewer Commissioners, Board of Assessors, Board of Health, Board of Appeals, Finance Committee, and the Trustees of Libraries to appoint their own members to town departments at such salaries or wage rates as shall be established by the Board of Selectmen.
- Article 4**      **To authorize** the Moderator to choose a committee to expend the income from the Whiting Street Fund.
- Article 5**      **To see if the town will vote** to raise and appropriate a sum of money for the Stabilization Fund and determine whether said sum shall be raised by taxation, taken from available funds, or take any other action thereon.  
*Recommended by Finance Committee*
- Article 6**      **To see if the town will vote** to raise and appropriate a sum of money for the purpose of hiring a licensed design consultant to design a renovation for the Anne T. Dunphy School and determine whether said sum shall be raised by taxation, taken from available funds, or take any other action thereon.  
*Recommended by Finance Committee*

**Article 7**      **To see if the town will vote** to fix a salary and compensation of all elected and appointed officers of the town for the twelve month period ending June 30, 2010, as provided in Section 108, Chapter 41, General Laws as amended, and to see if the town will vote to raise and appropriate such sums of money as shall be deemed necessary to defray the expenses of the period as follows, or take any other action thereon.

*Recommended by Finance Committee*

**Article 8**      **To see if the town will vote** to adopt a Capital Improvement Plan, as prepared by the Capital Planning Committee and, whose budget has been accepted by the Finance Committee, including recommended capital improvements for the following five fiscal years or take any other action thereon.

*Recommended by Finance Committee*

**Article 9**      **To see if the town will vote** to transfer \$15,000 from Water Retained Earnings to FY09 Water Expenses, or take any other action thereon.

*Finance Committee takes no position on this Article*

**Article 10**      **To see if the town will vote** to raise and appropriate the sum of \$241,780.00 composed of the amounts listed below, for the purpose of operating and maintaining the town's water system, including the laying of mains for fiscal year 2010, and take said sum from Water Enterprise Revenue, or take any other action thereon.

Salaries	\$ 2,800.00
Expenses	\$ 86,650.00
Debt Service	\$ 152,330.00
Total	\$ 241,780.00

*Finance Committee takes no position on this Article*

**Article 11**      **To see if the town will vote** to raise and appropriate \$ 178,280.00 composed of the amounts listed below, for the purpose of operating, maintaining and constructing the town sewer system for fiscal year 2010, and take said sum from Sewer Enterprise Revenue, or take any other action thereon.

Salaries	\$ 2,800.00
Operation & Maintenance	\$ 144,605.00
Debt Service	\$ 30,875.00
Total	\$ 178,280.00

*Finance Committee takes no position on this Article*

**Article 12**      **Departmental Revolving Funds Authorization.** **To see if the town will vote** to authorize revolving funds for certain town departments under Massachusetts General Laws Chapter 44 §53E1/2 for the fiscal year beginning July 1, 2008, or take any other action thereon.

*Recommended by Finance Committee*

<b>Revolving Fund</b>	<b>Authorized to Spend Fund</b>	<b>Revenue Source</b>	<b>Use of Fund</b>	<b>FY09 Spending Limit</b>
Gas Inspector Revolving Fund	Gas Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 1,500.00
Electrical Inspector Revolving Fund	Electrical Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 7,500.00
Plumbing Inspector Revolving Fund	Plumbing Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 3,500.00
Transfer Station Open Box Revolving Fund	Board of Health	Fees and charges for services related to the Transfer Station and disposal areas.	Disposal costs of the open box and management of the Transfer Station and disposal areas.	\$18,000.00
Planning Board Revolving Fund	Planning Board	Fees charged specific to proposed sub-divisions within Williamsburg and new construction	Expenses associated with proposed sub-divisions within Williamsburg and other related expenses associated with new buildings	\$30,000.00
Dog Control Revolving Fund	Town Clerk	Fees specific to dogs	Expenses associated with licensing and controlling dogs and to pay the Dog Officer salary.	\$ 5,000.00
Recreation Commission Revolving Fund	Recreation Commission	Fees specific to recreation programs	Pay cost of operating recreation programs.	\$30,000.00
Council on Aging Revolving Fund	Council on Aging Executive Director	Fees specific to advertising in the newsletter	Pay for printing and distribution of the Council on Aging newsletter	\$ 2,000.00
Conservation Commission Revolving Fund	Conservation Commission	Fees specific to NOI/WPA Filing fees.	Pay expenses associated with WPA filing fees for administration and Enforcement of Wetlands Protection Act.	\$ 5,000.00
Board of Appeals Revolving Fund	Board of Appeals	Fees specific to applications	Pay expenses associated with processing of applications, purchase of laptop computer and software for record keeping	\$ 3,000.00
Fire Dept Revolving Fund	Fire Chief	Fees specific to inspections (smoke, CO, etc.)	Salary of the Inspector and expenses related to the issuance of permits.	\$ 3,000.00
<b>Total Spending Limit</b>				<b>\$108,500.00</b>

**Article 13**      **To see if the town will vote** to amend the Zoning Bylaw, section 14, as follows, or take any other action thereon:  
Strike section 14 “Permits and Exemptions” subsections 14.0, 14.1 and 14.2 and in its place adopt:

14.0      Building Permits.

- A. Except as hereinafter provided, a twenty-one (21) day review period shall elapse between the filing of a valid application for a building permit for non-residential purposes and the issuance of such permit.
- B. Within seven (7) days of application to the Inspector of Buildings for such a permit, the Building Inspector shall notify the Town Clerk of such application, and the Town Clerk shall make public notice of the application by posting a notice in the Town Office Building that such a permit has been requested, and the Town Clerk shall further notify in writing the Selectmen, the Zoning Board of Appeals, the Board of Health, the Conservation Commission, the Planning Board and other legally constituted town boards which request regular notification, that such an application for non-residential use or building is pending.
- C. Within fourteen (14) days following receipt of such notice of pending application, any of the above Town Boards, by majority roll call vote, may notify the Inspector of Buildings in writing with reasons listed, that they believe that the issuance of such a permit would be in violation of federal, state, or town laws or regulations.
- D. The above stated Town Boards and officials may establish procedures for the efficient processing of such applications and the notifications of pending applications.
- E. If no objection to the application is received or found to have merit by the Inspector of Buildings within the time period stated above, the Inspector of Buildings may then issue a permit for the proposed construction or alteration within thirty (30) days of receipt of said application. Exceptions:
  - a. No review period shall be required for non-residential uses permitted by right under Section 3 of this By-Law.
  - b. No review period shall be required for non-residential uses permitted by new Special Permit under Section 3 of this By-Law provided said Special Permit has been granted and recorded prior to the filing of application for the related Building Permit.
  - c. No review period shall be required for repairs or alterations to existing non-residential use buildings or structures, provided such repairs or alterations will not increase the scope or use of any occupying business(es).

14.1 Construction or operations under a building or special permit shall conform to any subsequent amendment of this By-Law unless the use or construction is commenced within a period of six (6) months after the issuance of the permit and in cases of construction, unless such construction is continued through to completion as continuously and expeditiously as is reasonable.

**Article 14** **To see if the town will vote** to amend the General Government By-law, Public Conduct, as follows, or take any other action thereon:

**Add** section 6:

No person shall consume any alcoholic beverage nor possess or transport any open can, bottle or other container containing an alcoholic beverage on or in any of the following (unless application has been approved by the License Commission and a license has been issued for the sale and service of alcohol): Town streets and sidewalks; all Town parking lots; playgrounds and playing fields, including but not limited to the Ellen Ames Field, Helen E. James school playing fields;

A. T. Dunphy School playing fields, all school property, any area or facility under the control or supervision of The Recreation Commission, Sewer and Water Commission, to include but not limited to the South Street Well Fields, town reservoirs, or dams, the Conservation Commission, the School Department, including but not limited to the school playgrounds and grounds, including parking areas, and buildings, and including schools not currently in active use as a school. Any person found in violation of this bylaw may be subject to a fine of \$ 100.00. Any person found in violation of this bylaw who refuses to identify themselves to a Police Officer may be arrested.

**Article 15** **To see if the town will vote** to keep the position of Chief of Police a part-time position, to include a separate item in the police budget for the Chief's annual salary  
*Finance Committee takes no position on this Article*

**Article 16** **To see if the town will vote** to instruct the board of Selectmen to reappoint the present Chief of Police, John W. Cotton to the position of Chief of Police for the coming fiscal year (FY10)

And you are hereby directed to serve this warrant by posting up attested copies hereof in at least five places in said town seven days before the date thereof, as within directed.

Hereof, fail not, and make due return of this warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid.

Given under our hand this 21st day of May, in the year of our Lord, Two Thousand Nine.

Jeffrey Ciuffreda s/s

Denise L. Banister s/s

Board of Selectmen

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Hampshire SS:

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Williamsburg by posting up attested copies of the same in at least five places in said town seven days before the date thereof, as within directed.

Date: 5/21/2009

Wilbur W. Loomis s/s  
Constable of Williamsburg