

**COMMONWEALTH OF MASSACHUSETTS
Town of Pepperell**

Middlesex, ss:

To either of the constables of the Town of Pepperell, in said county,

GREETINGS:

In the name of the Commonwealth aforesaid, you are hereby required to notify and warn the inhabitants of said Town qualified according to law to vote in state, county, district and town affairs to assemble at the NISSITISSIT MIDDLE SCHOOL, in said Town, on Monday, the 6th of May, A.D. 2019 at 7:30 PM to act on the following articles:

**ANNUAL TOWN MEETING
May 6, 2019**

ARTICLE 1 – 2017 ANNUAL TOWN REPORT

To see if the Town will vote to accept the reports of the Town Officers and Committees for 2017 as printed, or take any other action relative thereto.

ARTICLE 2 – 2018 ANNUAL TOWN REPORT

To see if the Town will vote to accept the reports of the Town Officers and Committees for the 2018 as printed, or take any other action relative thereto.

ARTICLE 3 - FY2019 FREE CASH APPROPRIATION

To see if the Town will vote to appropriate sums of money from Free Cash certified as of 8/7/18, or take any other action relative thereto.

ARTICLE 4 - FY2019 SEWER ENTERPRISE FUND RETAINED EARNINGS APPROPRIATIONS

To see if the Town will vote to appropriate sums of money from Sewer Enterprise Fund Retained Earnings certified as of 8/7/18, or take any other action relative thereto.

ARTICLE 5 - FY2019 WATER ENTERPRISE FUND RETAINED EARNINGS APPROPRIATIONS

To see if the Town will vote to appropriate sums of money from Water Enterprise Fund Retained Earnings certified as of 8/7/18 or take any other action relative thereto.

ARTICLE 6 - FY2019 TRANSFER STATION ENTERPRISE FUND RETAINED EARNINGS APPROPRIATIONS

To see if the Town will vote to appropriate sums of money from Transfer Station Enterprise Fund Retained Earnings certified as of 8/7/18, or take any other action relative thereto.

ARTICLE 7 - REVOLVING FUNDS - MGL CHAPTER 44, SECTION 53E1/2

To see if the Town will vote according to Massachusetts General Laws Chapter 44, Section 53E1/2 and the Town's Revolving Funds Bylaw adopted by vote under Article 12 of the May 1, 2017 Annual Town Meeting, to set expenditure limits for the Fiscal Year July 1, 2019 through June 30, 2020 for the Town's revolving funds, or take any other action relative thereto.

ARTICLE 8 – NASHOBA VALLEY TECHNICAL HIGH SCHOOL

To see if the Town will approve the **Three Million, Seven Hundred Four Thousand, Six Hundred and Sixteen Dollars (\$3,704,616)** borrowing authorized by the **Nashoba Valley Technical High School District** for the purpose of paying costs of **the Replacement of Roofs, Windows, and Doors at Nashoba Valley Technical High School, 100 Littleton Road, Westford, MA 01886**, including the payment of all costs incidental or related thereto (the "Project"), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the **School Committee**, with the understanding that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities, and that any grant that the District may receive from the MSBA for the Project shall not exceed the lesser of (1) **fifty-five percent (55%)** of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

ARTICLE 9 - FISCAL YEAR 2020 WATER ENTERPRISE FUND – AUTHORIZATION TO BORROW FOR TREATMENT PLANT UPGRADES

To see if the Town will vote to appropriate Eight Million Dollars (\$8,000,000.00) for the construction of a Water Treatment Facility as required to comply with the Secondary Maximum Contaminant Levels (SMCL) promulgated by the Massachusetts Department of Environmental Protection (MADEP) as part of its drinking water regulations, and any other costs incidental or related thereto, and further, to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow said sum under and pursuant to Chapter 44 of the MA General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore; and to authorize the Board of Public Works, with the approval of the Board of Selectmen, to apply for, accept, and expend any federal, state or other grants or gifts from any sources that may be available for the project, or take any other action relative thereto.

ARTICLE 10 - FISCAL YEAR 2020 TOWN GENERAL FUND BUDGET

To see if the Town will vote to raise and appropriate or transfer from available funds, ~~sums of money~~ \$27,886,571.00 to defray the regular expenses of the Town for the Fiscal Year July 1, 2019 through June 30, 2020 for General Government, Public Safety, Nashoba Valley Technical High School, North Middlesex Regional School District, Public Works, Human Services, Culture & Recreation, Debt Service, Employee Benefits & Insurance, and Capital Outlay, or take any other action relative thereto.

ARTICLE 11 - GENERAL BUDGET SUPPLEMENT

~~Shall~~To see if the Town of Pepperell ~~be allowed to~~may assess an additional \$1,400,000.00 in real estate and personal property taxes for the purposes of funding the general operating budget of the Town for the fiscal year beginning July 1, 2019.?

ARTICLE 12 - FISCAL YEAR 2020 SEWER ENTERPRISE FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to defray the regular expenses of the Sewer Enterprise Fund, in accordance, with the provisions of Massachusetts General Law Chapter 44, Section 53F1/2 for the Fiscal Year July 1, 2019 through June 30, 2020 or take any other action relative thereto.

Commented [AM1]: TBD

ARTICLE 13 - FISCAL YEAR 2020 WATER ENTERPRISE FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to defray the regular expenses of the Water Enterprise Fund, in accordance, with the provisions of Massachusetts General Law Chapter 44, Section 53F1/2 for the Fiscal Year July 1, 2019 through June 30, 2020, or take any other action relative thereto.

Commented [AM2]: TBD

ARTICLE 14 - FISCAL YEAR 2020 TRANSFER STATION ENTERPRISE FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to defray the regular expenses of the Transfer Station Enterprise Fund, in accordance, with the provisions of Massachusetts General Law Chapter 44, Section 53F1/2 for the Fiscal Year July 1, 2019 through June 30, 2020, or take any other action relative thereto.

Commented [AM3]: TBD

ARTICLE 15 - FISCAL YEAR 2020 STORMWATER ENTERPRISE FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to defray the regular expenses of the Storm water Enterprise Fund, in accordance, with the provisions of Massachusetts General Law Chapter 44, Section 53F1/2 for the Fiscal Year July 1, 2019 through June 30, 2020, or take any other action relative thereto.

Commented [AM4]: TBD

ARTICLE 16 – ZONING BYLAW AMMENDMENT, RECREATIONAL MARIJUANA

To see if the Town of Pepperell will vote to amend the Zoning Bylaw by adding in its entirety Section 6500, Adult Use Recreational Marijuana Establishments.

ARTICLE 17 – LOCAL OPTION EXCISE TAX ON MARIJUANA SALES

To see if the Town will vote to accept Massachusetts General Laws Chapter 64N, Section 3 and impose a local sales tax upon the sale of recreational marijuana originating within the Town by a marijuana retailer at a rate of 3% of the gross receipts of the retailer from the sale of recreational marijuana, marijuana products, and marijuana edibles, said excise to take effect on the first day of the calendar quarter commencing at least 30 days after the vote of Town Meeting hereunder, or take any other action relative thereto.

ARTICLE 18 – ACCEPTANCE OF STATUTE

To see if the Town will vote to accept the provision of Massachusetts General Laws Chapter 140, Section 139 relative to dog license fees, so as to provide that no fee shall be charged for a license for a dog owned by a person aged 70 or over, or take any other action relative thereto.

ARTICLE 19 – GRANT OF EASEMENT / FARRAR STREET

To see if the Town will vote : (a) to authorize the Board of Selectmen, for and on behalf of the Town and upon such terms and conditions as the Board deems to be in the best interest of the Town, to convey to the Massachusetts Electric Company, and to Verizon New England, a perpetual right and easement to construct, reconstruct, repair, maintain, operate and patrol, for the transmission of high and low voltage electric current and for the transmission of intelligence and telephone use, lines to consist of, but not limited to, two (2) poles, (which may be erected at different times) with wires and cables installed thereon, and all necessary foundation, anchors, guys, braces, fittings, equipment and appurtenances over, across, under and upon the land in which the Town has or may have an interest, being known as Farrar Street, to serve property located on the northerly side of Farrar Street and shown as Lot 2 on a plan recorded with the Middlesex South District Registry of Deeds as Plan #938 of 2017; and (b) to authorize the Board of Selectmen to take any and all action necessary for the purpose of accomplishing such easement conveyance, or take any other action relative thereto.

ARTICLE 20 – CITIZEN’S PETITION

To create zoning bylaws for solar power generation designed to allow landowners, farms, municipalities and businesses to reduce their dependency on outsourced power grids, reduce our carbon footprint and expenses and have the opportunity to increase our income.

And you will serve this warrant by posting a true and attested copy of same, in said Town, seven days prior to the time of said meeting. Hereof fail not and make due return of your doings herein to the Town Clerk on or before the time appointed for said meeting. Given under our hands this 29th day of April, A.D. 2019.

Roland P. Nutter, Chairman

Lisa M. Ferolito, Clerk

William Greathead

PEPPERELL BOARD OF SELECTMEN

CONSTABLE OF PEPPERELL

DRAFT

