

**TOWN OF PETERSHAM  
THE COMMONWEALTH OF MASSACHUSETTS  
ANNUAL TOWN MEETING WARRANT  
AT PETERSHAM TOWN HALL  
MONDAY, JUNE 4, 2018  
7:30 P.M.**

Worcester, County SS.

To either of the Constables of the Town of Petersham 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 said Town of Petersham qualified to vote in the elections and in Town affairs, to meet at the Petersham Town Hall at 1 South Main Street, Petersham, on Monday, the 4th day of June 2018, at 7:30 p.m., then and there to act on the following Articles:

...

**ARTICLE 1.**

To receive the reports of Town Officers and Committees and act thereon.

— CONSENT AGENDA (Articles 2–18) —

**ARTICLE 2. CONSENT**

To see if the Town will vote to **authorize the Treasurer to enter into compensating balance agreements** during Fiscal Year 2019, as permitted by Massachusetts General Laws (MGL), Chapter 44, Section 53F; or act in relation thereto.

**ARTICLE 3. CONSENT**

To see if the Town will vote to use the income of the William B. Spooner Fund as of March 31 of the current fiscal year at **the Petersham Memorial Library** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 4. CONSENT**

To see if the Town will vote for the Treasurer to use the Elizabeth Newton Charities Trust Fund and Elizabeth Newton Deserving Poor Trust Fund **for assistance to Petersham veterans** approved for benefits by Massachusetts Department of Veteran's Services through the Local Veterans' Service Office for Fiscal Year 2019; or act in relation thereto.

#### ARTICLE 5. CONSENT

To see if the Town will vote for the **Conservation Commission** to use the accumulated interest from the **Evelyn V. Murphy Conservation Fund** as of March 31 of the current fiscal year for Fiscal Year 2019; or act in relation thereto.

#### ARTICLE 6. CONSENT

To see if the Town will vote for the **Conservation Commission** to use the accumulated interest from the **Lewis and Corrine Babbitt Wildlife Sanctuary Fund** as of March 31 of the current fiscal year, to be used at the Sanctuary for Fiscal Year 2019; or act in relation thereto.

#### ARTICLE 7. CONSENT

To see if the Town will vote to re-authorize a **Revolving Fund** pursuant to state law MGL, Chapter 44, Section 53E½ to be expended by the Treasurer for fees due to the **Electrical Inspector, Gas Inspector, and Plumbing Inspector**; the Accountant shall be authorized to effect transfers from this account as required to cover vouchers submitted for payment upon verification that the disbursement requested does not exceed receipts to date; and expenditures from said Revolving Fund shall not exceed **\$20,000.00** for Fiscal Year 2019; or act in relation thereto.

#### ARTICLE 8. CONSENT

To see if the Town will vote to re-authorize a **Revolving Fund** pursuant to state law MGL, Chapter 44, Section 53E½ to be expended by the Treasurer for **fees due to the Fire Chief**; the Accountant shall be authorized to effect transfers from this account as required to cover vouchers submitted for payment upon verification that the disbursement requested does not exceed receipts to date; and expenditures from said Revolving Fund shall not exceed **\$2,500.00** for Fiscal Year 2019; or act in relation thereto.

#### ARTICLE 9. CONSENT

To see if the Town will vote to re-authorize the Town Clerk to deposit fee income generated from certificates, DBA's, Dog Fees, Genealogy, etc. into a **Revolving Fund** account for payment of **fees due as submitted for payment by the Town Clerk** pursuant to the provisions of state law MGL, Chapter 44, Section 53E½, said fund to be established from receipts of said income; and expenditures shall not exceed **\$2,600.00** for Fiscal Year 2019; or act in relation thereto.

#### ARTICLE 10. CONSENT

To see if the Town will vote to authorize the Tax Collector to deposit fee income generated from collection of taxes into a **Revolving Fund** account for payment of **fees due as submitted for payment by the Tax Collector** pursuant to the provisions of state law MGL, Chapter 44, Section 53E ½, said fund to be established from receipts of said income; and expenditures shall not exceed **\$10,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 11. CONSENT**

To see if the Town will vote to re-authorize a **Revolving Fund**, pursuant to state law MGL, Chapter 44, Section 53E½ for **deposits of all receipts for grave openings and from which the Selectboard and Cemetery Commission may make expenditures to pay the costs thereof;** and expenditures from said Revolving Fund shall not exceed **\$6,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 12. CONSENT**

To see if the Town will vote to re-authorize a **Revolving Fund** pursuant to state law MGL, Chapter 44, Section 53E½ for deposits of fees collected under the **Petersham School Committee Fee Schedule for use of the Petersham School Building**, to be expended by the Petersham School Committee **for the purpose of repairs to the Building and replacement of equipment associated with the use of the Facility;** and expenditures from said Revolving Fund shall not exceed **\$2,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 13. CONSENT**

To see if the Town will vote to authorize a **Revolving Fund**, pursuant to state law MGL, Chapter 44, Section 53E½ to be expended by the **Conservation Commission to pay for services and fees charged for the filing of hearing applications, to include retrieval fees, legal notices, clerical fees, postage fees, and the carrying out of duties required;** said fund to be established from receipts collected by the Conservation Commission and expenditures from said Revolving Fund not to exceed **\$5,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 14. CONSENT**

To see if the Town will vote to re-authorize a **Revolving Fund** pursuant to state law MGL, Chapter 44, Section 53E½ for deposits of fees collected under **the Planning Board Rules and Regulations Fee Schedule**, to be expended by the Planning Board **for the purpose of carrying out its duties;** and expenditures from said Revolving Fund shall not exceed **\$1,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 15. CONSENT**

To see if the Town will vote to re-authorize a **Revolving Fund** pursuant to state law MGL, Chapter 44, Section 53E½ for deposits of fees collected under **the Zoning Board of Appeals Rules and Regulations Fee Schedule**, to be expended by the Zoning Board of Appeals **for the purposes of carrying out its duties;** and expenditures from said Revolving Fund shall not exceed **\$3,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 16. CONSENT**

To see if the Town will vote to re-authorize a **Revolving Fund**, pursuant to state law MGL, Chapter 44, Section 53E½ to be expended by **the Board of Health**, to pay **for consulting services**

as required by the Board of Health, said fund to be established from receipts collected by the Board of Health for fees for its services; and expenditures from said Revolving Fund shall not exceed **\$10,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 17. CONSENT**

To see if the Town will vote to re-authorize a **Revolving Fund**, pursuant to state law MGL, Chapter 44, Section 53E½ and pursuant to **Local Cultural Council** Regulations at 962 CMR 2:05, for deposits of local funds collected by the Petersham Cultural Council, **to be expended by the Petersham Cultural Council for the purpose of carrying out its duties**; and expenditures from said Revolving Fund shall not exceed **\$3,000.00** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 18. CONSENT**

To see if the Town will vote to accept and **expend Chapter 90 Funds** from the State, said expenditures to be 100% reimbursed by the State; or act in relation thereto.

— END OF CONSENT AGENDA —

**ARTICLE 19. Fiscal Year 2019 OPERATING BUDGETS**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, approve subject to Proposition 2 1/2 Over-ride, or any combination thereof, all necessary sums of money **to pay Town Charges and Expenses for the Fiscal Year 2019** as per budgets submitted by the several Town Departments and as approved by the Advisory Finance Committee or any other amounts deemed to be sufficient; or act in relation thereto.

**ARTICLE 20.**

To see if the Town will vote to fix the **salaries of all Elective Town Officers** as provided in Section 108 of Chapter 41, General Laws as amended: Moderator **\$0**; Town Treasurer **\$17,380.00**; Town Clerk **\$11,129.00**; Tax Collector **\$13,757.00**; Selectboard, Chair, **\$2,855.00**; two members **\$2,505.00** each; Board of Assessors, Chair, **\$3,235.00**, Clerk, **\$2,800.00**, other member, **\$2,636.00**; Trustee of Library **FREE**; Constables **\$12.50/PER HOUR**; Board of Health chair, **\$203.00**, other members, **\$150** each; or act in relation thereto.

**ARTICLE 21.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum not to exceed **\$25,000.00** for **employee contractual obligations incurred for the Chief of Police**; or act in relation thereto.

**ARTICLE 22.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$1,000.00** to be used for Council on Aging activities; or act in relation thereto.

**ARTICLE 23.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$1,800.00** for **six (6) Petersham Brass Band concerts** at \$300.00 per concert, to be held during the summer; or act in relation thereto.

**ARTICLE 24.**

To see if the Town will vote to take the accumulated interest from the Consolidated Cemetery Fund 1 and 2, the E.M. Cook Cemetery Trust Fund, the L.L. Pond Cemetery Fund, and the William Smith Cemetery Fund **for deposit into the Cemetery Repair Fund**, said fund to be expended by the Cemetery Commission for Cemetery improvements; or act in relation thereto.

**ARTICLE 25.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$101,380.00** to pay the Fiscal Year 2019 **principal and interest due on the construction note for the Petersham Center School building project**; or act in relation thereto.

**ARTICLE 26.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization fund, borrow, or any combination thereof, the sum of **\$19,611.00** to pay the Fiscal Year 2019 **principal and interest due on the construction note for the Ralph C. Mahar Regional School District school building**; or act in relation thereto.

**ARTICLE 27.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$2,167.00** to pay the Fiscal Year 2019 **principal and interest on the note for repairs to the Ralph C. Mahar Regional School District dam**; or act in relation thereto.

**ARTICLE 28.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, take from the Board of Health Revolving Fund, take from the Asbestos Removal Account No. 015925.001, borrow, or any combination thereof, the sum of **\$42,262.00** to pay the **principal and interest due on the note for asbestos removal at the Nichewaug Inn & Academy building**; or act in relation thereto.

**ARTICLE 29.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$8,725.00** for the **Board of Assessors to contract for services for the update of values of all real estate for Fiscal Year 2020**, as required by State law; or act in relation thereto.

**ARTICLE 30.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$2,500.00** for deposit in the existing General Fund Account No. 015925.046 **Nichewaug Inn & Academy Maintenance for general maintenance of the property**; or act in relation thereto.

**ARTICLE 31.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$5,000.00** for payment of **year five of five of hose replacement for the Fire Department**; or act in relation thereto.

**ARTICLE 32.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$25,000.00** for payment of **year two of two of new turnout gear for the Fire Department**; or act in relation thereto.

**ARTICLE 33.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, take from the HandicapAcc/TownHall/Town Office Account No. 015192.003, borrow, or any combination thereof, the sum of **\$20,000.00** for **construction and installation of a three-stop handicap accessible lift** for exterior and interior access at Petersham Town Hall; and that said appropriation be designated as matching grant funding and be subject to and in combination with a positive grant award notification of a Municipal ADA Improvement Grant from the Massachusetts Office of Disabilities or other granting authority; or act in relation thereto.

**ARTICLE 34.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$80,000.00** for a new **Highway Department Ford F550 truck with dump body, plow, and sander;** or act in relation thereto.

**ARTICLE 35.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, take from the Town Hall Window Shutters Account No. 015192.021, take from the Town Hall Bldg. Exterior Account No. 015192.025, borrow, or any combination thereof, the sum of **\$10,000.00** for **regrading, repair, paving, and parking lot striping at Town Hall northern parking area;** or act in relation thereto.

**ARTICLE 36.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$4,850.00** for **repair and upgrade of the existing World War I monument** located on Petersham South Common; or act in relation thereto.

**ARTICLE 37.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$4,900.00** for **maintenance repairs at the Bandstand on Petersham Common;** or act in relation thereto.

**ARTICLE 38.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$4,850.00** for **regrading, repair, loam, and seed at locations around Town Common edges;** or act in relation thereto.

**ARTICLE 39.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$35,000.00** for **deposit into the Reserve Fund** for Fiscal Year 2019; or act in relation thereto.

**ARTICLE 40.**

To see if the Town will vote to raise and appropriate, appropriate from available funds, transfer, take from the HandicapAcc/TownHall/Town Office Account No. 015192.003, borrow, or any combination thereof; a certain amount for **deposit into the Stabilization Fund**; or act in relation thereto.

**ARTICLE 41.**

To see if the Town will vote **to amend the Town of Petersham Zoning By-laws**, currently codified as Article XVI in the Town’s General By-laws, as follows, such changes being shown in a copy of the full Zoning By-laws on file in the office of the Town Clerk; or act in relation thereto:

- A. by removing them from the General By-laws and establishing them as a separate document entitled “Town of Petersham Zoning By-laws” with its own table of contents;
- B. by moving and re-numbering the following sections and subsections as follows:
  - Subsection 5.D, Telecommunication and Cellular Towers – renumber as Section 16
  - Subsection 5.E, Earth Removal/Sand and Gravel Extraction – renumber as Section 17
  - Subsection 5.F, Solar Electric Installations – renumber as Section 18
  - Section 5.B, Subdivisions – renumber as Section 19
  - Section 1.1, Townwide Rate of Development – renumber as Section 20

C. by deleting from Section 4, Dimensional Requirements, the words, “See TABLE OF DIMENSIONAL REQUIREMENTS, Page 42A”, inserting the existing table from page 42A in its place with deleted text shown below in ~~strikethrough~~, and eliminating page 42A.

~~See TABLE OF DIMENSIONAL REQUIREMENTS, Page 42A~~

**TABLE OF DIMENSIONAL REQUIREMENTS**

	Minimum Lot Area	Minimum Lot Frontage on a Street	Minimum Front	Yard Rear (b) (c)	Depth Side (b) (c)	Maximum Height (d)	Maximum Building
<b>Residential Use</b>	1.5 acres <del>(63,340sf)</del>	150 ft	40 ft	40 ft	20 ft	2.5 stories or 35 ft	20%
<b>Business Use</b>	1.5 acres <del>(63,340sf)</del>	150 ft	50 ft	50 ft	50 ft	2.5 stories or 35 ft	20%
<b>Rear Lots</b>	1.5 acres plus access strip	40 ft on street 150 ft width of lot at front of house	40 ft	40 ft	20 ft	2.5 stories or 35 ft	20%



**ARTICLE 42**

To see if the Town will vote to **amend the Town of Petersham General By-laws**, as follows, such changes being shown in a copy of the full By-laws on file in the office of the Town Clerk; or act in relation thereto:

- A. Correct the page numbers in the Table of Contents to reflect prior amendments and revise the Table of Contents text as shown in the copy on file with the Town Clerk, including as shown below for the following article, with the deleted text shown in ~~striketrough~~ and the new text shown as underlined:

**Article XVI ~~Zoning-By-laws Deleted and replaced by a separate document~~...37**

- B. Reword the text for Article X as follows:

**ARTICLE X  
EARTH REMOVAL BY-LAW  
~~DELETED AND REPLACED BY ARTICLE XVI, ZONING BY-LAW SECTION 5.E.  
MOVED TO ZONING BY-LAW~~**

- C. In Article XVIII, Stretch Energy Code, delete the initial listing of sections after the title as follows: ~~Section 1—Definitions Section 2—Purpose Section 3—Applicability Section 4—Stretch Code~~; and insert the word “Section” before each numbered section.

- D. For Article XIX, Local Licenses and Permits, Denial, Revocation, or Suspension, revise the title so that it reads as follows:

**ARTICLE XIX  
LOCAL LICENSES AND PERMITS; DENIAL, REVOCATION, OR SUSPENSION  
~~FOR FAILURE TO PAY MUNICIPAL TAXES OR CHARGES~~**

**ARTICLE 43. CITIZEN PETITION – ROY NILSON, LEAD PETITIONER**

To see if the Town will vote to raise and appropriate, appropriate from available funds, take from the Stabilization Fund, borrow, or any combination thereof, the sum of **\$1,000.00** to **support the Petersham Friday Market and its 2018 program of up to 20 live music performances to be held on the town common**; or act in relation thereto.

**ARTICLE 44. CITIZEN PETITION – POLLY PILLSBURY, LEAD PETITIONER**

That the existing Town account of **\$47,152.32**, identified by the Town Accountant as No. 015192.003 - 'HandicapAcc/TownHall/Town Office', voted by the town citizens in 2016 for the construction of a Town Hall exterior ramp be made available if needed **to fund the construction of a mechanical lift inside the southwest corner of the Town Hall.**

**ARTICLE 45. CITIZEN PETITION – TREASURER, TAX COLLECTOR, TOWN CLERK,  
AND BOARD OF ASSESSORS, LEAD PETITIONERS**

To see if the Town will vote to accept the provisions of Mass General laws Chapter 41, Section 19K which provides an annual stipend to the Town Clerk for becoming certified by the Massachusetts Town Clerks Association or act in relation thereto.

**ARTICLE 46. CITIZEN PETITION – TREASURER, TAX COLLECTOR, TOWN CLERK,  
AND BOARD OF ASSESSORS, LEAD PETITIONERS**

To see if the Town will vote to accept the provisions of Mass General laws Chapter 41, Section 108P which provides an annual stipend to Collectors and Treasurers who have obtained certification by the Massachusetts Collectors and Treasurers Association or act in relation thereto.

**ARTICLE 47. CITIZEN PETITION – TREASURER, TAX COLLECTOR, TOWN CLERK,  
AND BOARD OF ASSESSORS, LEAD PETITIONERS**

To see if the Town will vote to accept the provisions of Mass General laws Chapter 59, Section 21A which provides an annual stipend to Assessors and Assistant Assessors who have obtained certification from the International Association of Assessing Officers or the Association of Massachusetts Assessors or act in relation thereto.

**ARTICLE 48. CITIZEN PETITION – TREASURER, TAX COLLECTOR, TOWN CLERK,  
AND BOARD OF ASSESSORS, LEAD PETITIONERS**

To see if the Town will vote to raise and appropriate the sum of **\$4,500.00** to pay the stipends of certified Town Officials as accepted in the previous three articles or act in relation thereto.

...

**And you are directed to serve this Warrant, by posting up attested copies thereof at the Petersham Town Offices, Petersham Post Office, and Petersham Package Store, in said Town, seven (7) days at least before the time of holding said meeting. 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 hands this MAY day of 23rd, 2018.

*K. J. Sellen*  
*H. J. Wooker*  
*[Signature]*

} Selectboard of Petersham, Massachusetts

A true copy. Attest: *Deirdre Lopez*  
*05-24-18*

} Constable of Petersham, Massachusetts

**Worcester, SS**

**Pursuant to the within Warrant, I have notified the inhabitants of the Town of Petersham, Massachusetts by posting up attested copies at the Petersham Town Offices, Petersham Post Office and Petersham Package Store, seven (7) days before the date of the meeting, as within directed.**

*Deirdre Lopez*  
*05-24-18*

} Constable of Petersham, Massachusetts