

**WARRANT FOR
ANNUAL TOWN MEETING
AND
SPECIAL TOWN MEETING**

ELECTION

Saturday, April 2, 2016



**ANNUAL TOWN MEETING
Monday, April 25, 2016**

**SPECIAL TOWN MEETING
Wednesday, April 27, 2016**

TOWN OF ARLINGTON

TOWN WARRANT
THE COMMONWEALTH OF MASSACHUSETTS
Middlesex, ss.

To the Constables of the Town of Arlington, in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Arlington qualified to vote in elections, to meet at the polling places designated for the several Precincts in said Town on

SATURDAY
THE SECOND DAY OF APRIL 2016

at eight o'clock in the forenoon, to act on the following articles, namely:

ARTICLE 1 TO ELECT BY BALLOT:

- A) One Moderator for three years**
- B) One Selectman for three years**
- C) One Assessor for three years**
- D) Two School Committee Members for three years**
- E) One Member of the Arlington Housing Authority for five years**

Also, in accordance with the provisions of Chapter 43A of the General Laws, the number of Town Meeting Members hereinafter specified:

- PRECINCT 1 - Four for three years; One for one year (to fill a vacancy); One for two years (to fill a vacancy)**
- PRECINCT 2 - Four for three years; One for two years (to fill a vacancy)**
- PRECINCT 3 - Four for three years;**
- PRECINCT 4 - Four for three years; One for two years (to fill a vacancy); Two for one year (to fill vacancies)**
- PRECINCT 5 - Four for three years; One for two years (to fill a vacancy)**
- PRECINCT 6 - Four for three years;**
- PRECINCT 7 - Four for three years;**
- PRECINCT 8 - Four for three years;**
- PRECINCT 9 - Four for three years;**
- PRECINCT 10 - Four for three years;**
- PRECINCT 11 - Four for three years; One for one year (to fill a vacancy)**
- PRECINCT 12 - Four for three years; One for one year (to fill a vacancy)**
- PRECINCT 13 - Four for three years;**
- PRECINCT 14 - Four for three years;**
- PRECINCT 15 - Four for three years;**
- PRECINCT 16 - Four for three years;**
- PRECINCT 17 - Four for three years;**
- PRECINCT 18 - Four for three years; One for one year (to fill a vacancy)**
- PRECINCT 19 - Four for three years;**
- PRECINCT 20 - Four for three years;**
- PRECINCT 21 - Four for three years.**

For these purposes, the polls will be opened at eight o'clock A.M. and remain open until eight o'clock P.M., at each of the polling places designated, viz.:

- Precinct 1 Thompson School, 187 Everett Street
- Precinct 2 Hardy School, entrance on Brooks Avenue
- Precinct 3 Thompson School, 187 Everett Street
- Precinct 4 Hardy School, entrance on Brooks Avenue
- Precinct 5 Thompson School, 187 Everett Street
- Precinct 6 Hardy School, entrance on Brooks Avenue
- Precinct 7 Chestnut Manor, entrance on Chestnut Terrace
- Precinct 8 Town Hall, entrance on Massachusetts Avenue
- Precinct 9 Chestnut Manor, entrance on Chestnut Terrace
- Precinct 10 Town Hall, entrance on Massachusetts Avenue
- Precinct 11 Bishop School, entrance on Stowcroft Road
- Precinct 12 Brackett School, entrance on Eastern Avenue
- Precinct 13 Stratton School, entrance on Mountain Avenue
- Precinct 14 Brackett School, entrance on Eastern Avenue
- Precinct 15 Stratton School, entrance on Mountain Avenue
- Precinct 16 Dallin School, entrance on Florence Avenue
- Precinct 17 Stratton School, entrance on Mountain Avenue
- Precinct 18 Dallin School, entrance on Florence Avenue
- Precinct 19 Peirce School, entrance on Newland Road
- Precinct 20 Park Avenue Congregational Church, entrance on Paul Revere Road
- Precinct 21 Peirce School, entrance on Newland Road

You are also required to notify and warn the said inhabitants to meet at the Town Hall in said Town on Monday the 25th day of April, 2016, at eight o'clock in the evening, at which time and place the following articles are to be acted upon and determined exclusively by Town Meeting Members, in accordance with and subject to the referenda provided for by Chapter 43A of the General Laws.

ARTICLE 2

STATE OF THE TOWN ADDRESS

To hear the Chair of the Board of Selectmen review important events in the past year in Arlington and preview expectations for next year.

(Inserted at the request of Vision 2020)

ARTICLE 3

REPORTS OF COMMITTEES

To receive, hear, and act upon the reports of the Board of Selectmen, Finance Committee, Redevelopment Board, and other committees, commissions, and boards heretofore appointed, including, without limitation: Permanent Town Building Committee (April 23, 1969), Vision 2020 Standing Committee (June 8, 1992), Commission on Disability (May 3, 1993), School Facilities "Working Group" (May 4, 1994), Bylaw Recodification Study Committee (May 9, 1994), Affordable Housing Task Force (May 3, 1999), Uncle Sam Committee (May 17, 1999), Maintenance Study Committee (May 1, 2000), Alewife Brook Advisory Committee (May 15, 2000), Community Preservation Act Study Committee (May 21, 2001), Power Company Feasibility Committee (May 6, 2002), Post-Employment Medical Benefits Committee (May 17, 2004), Trust Fund Policies Committee (May 17, 2004), Information Technology Advisory Committee (May 17, 2004), Explore Options for Additional Burial Spaces Committee (April 26,

2006), State Aid Task Force Committee (April 26, 2006), or dissolve any inactive committees; and take any action related thereto.

(Inserted at the request of the Town Moderator)

ARTICLE 4 APPOINTMENT OF MEASURER OF WOOD AND BARK

To choose and appoint all the usual Town Officers not hereinbefore mentioned, in such a manner as the Town may determine; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 5 ELECTION OF ASSISTANT TOWN MODERATOR

To elect a Town Meeting Member as Assistant Moderator for a term of one year, as provided in Title I, Article 1, Section 11.A, of the Bylaws; or take any action related thereto.

(Inserted at the request of the Town Moderator)

ARTICLE 6 ZONING BYLAW AMENDMENT/ MIXED USE IN BUSINESS AND INDUSTRIAL ZONES

To see if the Town will vote to amend the Zoning Bylaw to revitalize Business and Industrial Zoning Districts by altering and expanding ARTICLE 2 DEFINITIONS, to include “Mixed Use” and to include new industries; and amending Section 3.02, Description of Zoning Districts; and amending SECTION 4.04 Mixed Uses; and amending SECTION 5.04 TABLE OF USE REGULATIONS, to allow Mixed Use in all Business and Industrial zones; and amending ARTICLE 6 TABLE OF DIMENSIONAL AND DENSITY REGULATIONS for Mixed Use development in Business and Industrial zones; and amending SECTION 11.06—Environmental Design Review to include mixed use; or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 7 ZONING BYLAW AMENDMENT/ PARKING IN BUSINESS, INDUSTRIAL AND MULTI-FAMILY RESIDENTIAL ZONES

To see if the Town will vote to amend the Zoning Bylaw, ARTICLE 8 OFF STREET PARKING AND LOADING REGULATIONS, to facilitate development in R5, R6, Business and Industrial zones by allowing a reduction of the parking requirements by special permit when accompanied by an accepted plan to manage transportation demand (to be defined in the bylaws as “Transportation Demand Management”); or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 8 ZONING BYLAW AMENDMENT/RESIDENTIAL ZONING CHANGES - DEFINITIONS

To see if the Town will vote to amend the Zoning Bylaw, ARTICLE 2 DEFINITIONS, to encourage responsible new residential development by amending “Basement”, “Cellar”, “Attic”, “Story”, “Half Story”, and “Gross Floor Area (GFA)”;

or take any action thereto.
(Inserted at the request of the Redevelopment Board)

ARTICLE 9 ZONING BYLAW AMENDMENT/RESIDENTIAL ZONING CHANGES - DIMENSIONS

To see if the Town will vote to amend the Zoning Bylaw, SECTION 6.00 TABLE OF DIMENSIONAL AND DENSITY REGULATIONS, to encourage responsible new residential

By re-lettering subparagraph e. as d. and striking out therein the words “all weather habitable” and inserting in place thereof the word “enclosed”; and

By re-lettering subparagraph f. as e., and changing (1) to (3);

By striking out the balance of said definition and inserting in place thereof the following:

The following exceptions apply to one, two, and three-family houses and duplexes:

- 1. open or lattice-enclosed fire escapes.*
- 2. open porches and balconies.*

In addition to the foregoing exceptions 1 and 2, the following exceptions apply to all other structures:

- 3. areas used for or off-street loading purposes;*
- 4. that part of basements and cellars devoted exclusively to mechanical uses accessory to the operation of the building;*
- 5. attic space and other areas for elevator machinery or mechanical equipment accessory to the operation of the building.*

So that said section shall read as follows:

Gross Floor Area:

The sum of the gross horizontal areas of all the floors of a principal building and its accessory building or buildings on the same lot, including basements and cellars, as measured from the exterior faces of the exterior walls, or centerlines of walls separating two (2) buildings, including:

- a. elevator shafts and stairwells on each floor,
- b. that part of attic space with headroom, measured from subfloor to the bottom of the roof joists, of seven feet or more;
- c. interior mezzanines, and penthouses;
- d. enclosed porches and balconies; and
- e. parking garages;

The following exceptions apply to one, two, and three-family houses and duplexes:

1. open or lattice-enclosed fire escapes.
2. open porches and balconies.

In addition to the foregoing items 1 and 2, the following exceptions apply to all other structures:

3. areas used for off-street loading purposes;
4. that part of basements and cellars devoted exclusively to mechanical uses accessory to the operation of the building;
5. attic space and other areas for elevator machinery or mechanical equipment accessory to the operation of the building.

or take any action related thereto.

(Inserted at the request of Wynelle Evans and ten registered voters)

ARTICLE 14 **ZONING BYLAW AMENDMENT/INCREASING SPACE BETWEEN BUILDINGS**

To see if the Town will vote to amend the Zoning Bylaw, in Section 6.00, by adding in the heading entitled *Minimum Yard, Ft.*, in the column *Side*, in lines R0, R1, and R2, and the figure 10^A a lettered reference to another sequentially lettered footnote, which footnote is to read as follows:

provided that the side wall of a new, or altered house shall be at least 30 feet from the nearest wall of any adjoining dwelling.

or take any action related thereto.

(Inserted at the request of John L. Worden III and ten registered voters)

ARTICLE 15 **ZONING BYLAW AMENDMENT/LARGE ADDITIONS PROVISIONS**

To see if the Town will vote to amend the Zoning Bylaw, Section 6.08, by adding in the first sentence after the word “addition” the words:

to, or reconstruction or replacement (hereinafter and for the purposes of this section collectively referred to as “alteration”) of an existing house,

and by striking out the words “such addition is constructed within the existing foundation or” and by inserting the words “and scale” after “setbacks” and by changing the word “abutting” to “nearby” and by inserting after the word “uses” the words: “and the potential effects of shadows and on sunlight upon the same”

so that said section will read as follows:

Section 6.08 – Large Additions in Residential Districts

No alteration or addition to, or reconstruction or replacement (hereinafter and for the purposes of this section collectively referred to as “alteration”) of an existing house, permitted as of right or by special permit in an R0, R1, or R2 District which increases the size of a building by 750 square feet or by 50% or more of the original building’s gross floor area shall be allowed unless there is a finding by the Special Permit Granting Authority, acting pursuant to Section 10.11, that the alteration is in harmony with other structures and uses in the vicinity. In making its determination, the Special Permit Granting Authority shall assess, among other relevant facts, the dimensions, setbacks, and scale of the proposed alteration in relation to nearby structures and uses and the potential effects of shadows and on sunlight upon the same and determine its conformity to the

purposes set forth in Article 1, Section 1.03, of the Zoning Bylaw. Requests for building permits for additions or alterations which when combined with an alteration or addition within the previous five years which would require a special permit finding shall be deemed to require such a finding.

or take any action related thereto.

(Inserted at the request of John L. Worden III and ten registered voters)

ARTICLE 16

ZONING BYLAW AMENDMENT/REVISION OF HEIGHT CALCULATIONS

To see if the Town will vote to amend the Zoning Bylaw, in Article 2, by changing the definition of *Height of Building*, by inserting after the first sentence the following:

In the case of a sub-surface garage, the distance between the floor of the garage and the average grade of the curb line abutting the property shall be added to the building height for the purpose of determining compliance with the height limitation.

and in the present second sentence, deleting the words

the height is the vertical distance of the highest point of the roof above the average finished grade of the ground adjoining the building as computed before the building is actually erected.

and inserting in place thereof the following:

height shall be computed from the highest point of the roof to the lowest part of exposed wall at the finished grade, regardless of where such elements are located with respect to each other.

and by deleting the words

This definition excludes penthouses, bulkheads, and other allowable superstructures above the roof line.

and inserting in place thereof the following:

In computing the highest point of the roof in either case, elevator shafts, bulkheads for access to the roof, chimneys, antennae, ventilators, and the like shall not be included.

so that said definition will now read as follows:

Height of Building:

The vertical distance of the highest point of the roof above the average grade of the curb line abutting the property. In the case of a sub-surface garage, the distance between the floor of the garage and the average grade of the curb line abutting the property shall be added to the building height for the purpose of determining compliance with the height limitation. In the R0, R1, and R2 zoning districts, where the lot has a slope in excess of

five (5) per cent, height shall be computed from the highest point of the roof to the lowest part of exposed wall at the finished grade, regardless of where such elements are located with respect to each other. In computing the highest point of the roof in either case, elevator shafts, bulkheads for access to the roof, chimneys, antennae, ventilators, and the like shall not be included.

or take any action related thereto.

(Inserted at the request of John L. Worden III and ten registered voters)

ARTICLE 17 **ZONING BYLAW AMENDMENT/REVISING DEFINITION OF HALF-STORY**

To see if the Town will vote to amend the Zoning Bylaw, in Article 2, by changing the definition of *Story, Half*, by striking out the words “where less than one half the floor area has a clear height of seven feet three inches or more” and by adding thereto the following:

where less than half of the floor area, including dormers, stairwells, closets, and areas dedicated exclusively to mechanical uses necessary to the operation of the building, has a clear height of seven (7) feet or more.

so that said the same will now read as follows:

Story, Half:

A story which is under a gable, hipped, or gambrel roof, where less than half of the floor area, including dormers, stairwells, closets, and areas dedicated exclusively to mechanical uses necessary to the operation of the building, has a clear height of seven (7) feet or more.

or take any action related thereto.

(Inserted at the request of John L. Worden III and ten registered voters)

ARTICLE 18 **BYLAW AMENDMENT/EXPANDING EQUAL PROTECTION**

To see if the Town will vote to amend Title II, Article 9 of the Town Bylaws to promote equality by amending the Arlington Human Rights Commission's stated purpose to include additional and more comprehensive protected classes of persons and further to authorize the Commission to take action within the scope of its powers defined therein to protect and promote equality for such additional and more comprehensive protected classes of persons; or take any action related thereto.

(Inserted at the request of the Arlington Human Rights Commission)

ARTICLE 19 **BYLAW AMENDMENT/ARLINGTON HUMAN RIGHTS COMMISSION EXECUTIVE DIRECTOR**

To see if the Town will vote to amend Title II, Article 9 of the Town Bylaws to modify and clarify the position of Executive Director to the Commission, including the conditions and process of appointment; or take any action related thereto.

(Inserted at the request of the Arlington Human Rights Commission)

ARTICLE 20 **BYLAW AMENDMENT/ARLINGTON HUMAN RIGHTS COMMISSION CHAIRPERSONS**

To see if the Town will vote to amend Title II, Article 9 of the Town Bylaws (Section 3.E.1 Executive Director, Officers, Quorum and Adoption of Rules and Regulations) to read, "The Commission shall elect a Chairperson or two Co-Chairpersons from among its members at the first meeting of every year"; or take any action related thereto.

(Inserted at the request of the Arlington Human Rights Commission)

ARTICLE 21 **BYLAW AMENDMENT/ARLINGTON COMMISSION ON ARTS AND CULTURE MEMBERSHIP**

To see if the Town will vote to amend Title II, Article 8 of the Town Bylaws to increase the number of members of the Arlington Commission on Arts and Culture from seven to nine; or take any action related thereto.

(Inserted at the request of the Arlington Commission on Arts and Culture)

ARTICLE 22 **BYLAW AMENDMENT/TREE PRESERVATION BYLAW**

To see if the Town will vote to amend the Town Bylaws to establish a Tree Preservation Bylaw to preserve or replace trees over a specific size within the setback of private property in cases of significant demolition and/or major construction, including providing enforcement measures and/or fines for non-compliance; or take any action related thereto.

(Inserted at the request of the Tree Committee)

ARTICLE 23 **BYLAW AMENDMENT/ELECTRONIC DISTRIBUTION OF NOTICES AND MATERIALS**

To see if the Town will vote to amend the Town Bylaws to provide for a method of electronic distribution of the Warrant and all required notices and materials to Town Meeting Members; or take any action related thereto.

(Inserted at the request of the Town Moderator, Town Clerk and Town Meeting Procedures Committee)

ARTICLE 24 **BYLAW AMENDMENT/CAMPING ON PUBLIC PROPERTY**

To see if the Town will vote to amend the Town Bylaws to establish an Article prohibiting camping on all public property; or to take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 25 **BYLAW/DEMOLITION BY NEGLECT OF HISTORIC BUILDINGS**

To see if the Town will vote to adopt a general bylaw to prevent the loss of historic buildings from neglect leading to irrevocable deterioration; or take any action related thereto.

(Inserted at the request of Carol Kowalski and ten registered voters)

ARTICLE 26 **VOTE/EMAIL ACCOUNTS FOR MEMBERS OF PUBLIC BODIES**

To see if the Town will vote to provide email accounts for the exclusive use of Town business to members of the Board of Selectmen, School Committee, Finance Committee, Board of Assessors, Redevelopment Board, and possibly other public bodies; or take any action related thereto.

(Inserted at the request of Christopher Loreti and ten registered voters)

ARTICLE 27

VOTE/LOBBYING BY PUBLIC OFFICIALS

To see if the Town will vote to prohibit policy-making elected and appointed officials from lobbying or engaging others to lobby on their behalf, on matters affecting the Town unless the specific lobbying initiatives have been approved at an open session of a public meeting of a public body of the Town; or take any action related thereto.

(Inserted at the request of Christopher Loreti and ten registered voters)

ARTICLE 28

VOTE/AUTHORIZING COMMUNITY CHOICE AGGREGATION

To see if the Town will authorize the Board of Selectmen to commence a Community Choice Aggregation Program (CCA) and contract for electric supply as authorized by M.G.L. 164, Section 134, and through CCA decrease greenhouse gas emissions from the generation of electricity for Arlington residents and businesses by pursuing an increased amount of Class I designated renewable energy than is required by the Massachusetts Renewable Portfolio Standard (RPS); or to take any other action relative thereto.

(Inserted at the request of the Town Manager)

ARTICLE 29

REMOVAL OF EASEMENT RESTRICTION

To see if the Town will vote to abandon the easement/building lines as may exist upon the real property located at the corner of 54 Pleasant View and Spring Street, as taken and established on April 6, 1942 and recorded at Middlesex South Registry of Deeds Book 6591, page 1 and as shown as lots 83 and 84 on a Plan filed with the taking being Plan No. 213 of 1942, determine the contingencies that will be attached to said release; or take any action related thereto.

(Inserted at the request of David D. Dolan and ten registered voters)

ARTICLE 30

TRANSFER OF TOWN PROPERTY/1 GILBOA ROAD

To see if the Town will vote to transfer the ownership and care and custody of the land and structures located at 1 Gilboa Road, currently owned by the Town of Arlington, to the Arlington Housing Authority for the perpetual use of the same for affordable housing purposes and compliant with all terms and conditions such that the affordable housing developed and occupied thereon meets the Commonwealth’s requirements for inclusion in the Town’s Subsidized Housing Inventory, AND FURTHER,

to authorize the Board of Selectmen and any other municipal entity required by law, to seek the approval of the General Court, all as required by Article 97 of the Massachusetts Declaration of Rights, to remove said 1 Gilboa Road from the protections of Article 97 and, as permitted by Article 97, authorize the placement of a Conservation Restriction or other instrument protecting an equivalent or greater land area for conservation purposes identified as a portion or total of the Arlington’s “Great Meadow” and located Lexington, Massachusetts, or other sufficient land area identified by the Town;

AND FURTHER, to authorize the Board of Selectmen to take whatever steps are necessary to accomplish and fulfill the goals of this Article; or take any action related thereto.

(Inserted at the request of John Belskis and ten registered voters)

ARTICLE 31

ACCEPTANCE/LOCAL OPTION TAXES

To see if the Town will vote to accept any local option taxes or other revenue raising options, which are made available to cities and towns through enactments of the legislature, by state

regulation or court action; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 32

ENDORSEMENT OF CDBG APPLICATION

To see if the Town will vote to endorse the application for Federal Fiscal Year 2017 prepared by the Town Manager and the Board of Selectmen under the Housing and Community Development Act of 1974 (PL 93-383) as amended; or take any action related thereto.

(Inserted by the Board of Selectmen and at the request of the Town Manager)

ARTICLE 33

REVOLVING FUNDS

To see if the Town will vote to reauthorize revolving funds established under various previous votes of the Town, to hear or receive a report concerning the receipts and expenditures of same, to establish new revolving funds or to amend the votes under any previously adopted revolving funds, to appropriate a sum of money to fund same, to determine how the money shall be raised or expended; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 34

POSITIONS RECLASSIFICATION

To see if the Town will vote to make additions, deletions and/or modifications to the Classification and Pay Plan, appropriate a sum of money to fund same if necessary, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Human Resources)

ARTICLE 35

APPROPRIATION/TOWN BUDGETS

To see if the Town will vote to make appropriations to defray Town obligations, liabilities, outlay and expenses and especially for or relating to all or any of the boards, departments, purposes and matters hereinafter mentioned, and to provide for the disposal of motor vehicles and other personal property belonging to the Town, determine how the money shall be raised and expended; or take any action related thereto: Finance Committee, Board of Selectmen, Town Manager, Human Resources, Comptroller, Information Technology, Town Treasurer and Collector of Taxes, Assessors, Legal and Workers' Compensation, Town Clerk, Registrars, Planning and Community Development, Redevelopment Board, Parking, Zoning Board of Appeals, Public Works, Cemeteries, Community Safety, School Department, Libraries, Human Services, Insurance, Non-Contributory Pensions, Contributory Pensions, Town Debt and Interest, Reserve Fund, and/or any other Town Departments, Boards, Commissions or Committees, Water and Sewer Enterprise Fund, Recreation Enterprise Fund, Council on Aging Transportation Enterprise Fund, Veterans' Memorial Rink Enterprise Fund, and Youth Services Enterprise Fund.

(Inserted by the Board of Selectmen and at the request of the Town Manager)

ARTICLE 36

CAPITAL BUDGET

To see if the Town will vote to appropriate a sum of money to defray the expense of purchasing, leasing, or bonding of capital equipment, infrastructure, buildings or other projects of the Town or to acquire real property for municipal purposes; to appropriate a sum of money to fund previously incurred or future Town debt, to acquire land for said projects where necessary by purchase, eminent domain taking or otherwise, determine how the money shall be raised including the

possibility of borrowing any or all of the same, or the transfer of funds from any previous appropriation, determine how such money shall be expended; or take any action related thereto.

(Inserted by the Board of Selectmen and at the request of the Town Manager and the Capital Planning Committee)

ARTICLE 37 **RESCIND BORROWING AUTHORIZATIONS FROM PRIOR YEARS**

To see if the Town will vote to rescind the authority to borrow, from prior years' authorizations, the amounts remaining with regard to any numbered prior Annual and/or Special Town Meeting Warrant Articles; or take any action related thereto.

(Inserted at the request of the Town Treasurer)

ARTICLE 38 **APPROPRIATION/MUGAR PROPERTY APPLICATION REVIEWS**

To see if the Town will appropriate or transfer a sum of money to fund support of the review and/or comment of any application or request for approval to the Town or the Commonwealth of Massachusetts for or accessory or otherwise related to the construction of residential dwelling units off of Dorothy Road in Arlington, Massachusetts (otherwise known as the "Thorndike Place" or the "Mugar Property"), including payment of legal, consultant, expert, and technical review fees in furtherance of such review and/or comment, and any legal actions reasonably arising there from permissible under law; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 39 **APPROPRIATION/PUBLIC ART**

To see if the Town will appropriate a sum of money to fund the selection, acquisition, maintenance, and placement of public art at multiple locations in Arlington, said sum to be raised by the general tax and expended under the direction of the Town Manager; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 40 **APPROPRIATION/CAPITAL BUDGET/SCHOOL CAPACITY EXPANSION**

To see if the Town will vote to appropriate a sum of money for capacity expansion, temporary or permanent, at any of the Town's school buildings, determine how the money shall be raised and expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of Steve Liggett and ten registered voters)

ARTICLE 41 **APPROPRIATION/FINANCING OF CONSTRUCTION OR RECONSTRUCTION OF SEWERS AND SEWERAGE FACILITIES**

To see if the Town will vote to appropriate a sum of money for the purpose of financing the construction or reconstruction of sewers and sewerage facilities for inflow/infiltration reduction or system rehabilitation, including costs incidental and related thereto, and to determine how the appropriation shall be raised or expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Public Works)

ARTICLE 42 **APPROPRIATION/FINANCING OF CONSTRUCTION OR
RECONSTRUCTION OF WATER MAINS AND WATER
FACILITIES**

To see if the Town will vote to appropriate a sum of money for the purpose of financing the construction or reconstruction of water mains and water facilities, including costs incidental and related thereto, and to determine how the appropriation shall be raised and expended including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Public Works)

ARTICLE 43 **APPROPRIATION/MINUTEMAN REGIONAL
VOCATIONAL TECHNICAL HIGH SCHOOL**

To see if the Town will vote to appropriate a sum of money for the purpose of paying the Town’s apportioned share of the operating and maintenance costs, including capital costs, of the Minuteman Regional Vocational Technical High School, determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of Minuteman Regional Vocational School District Committee)

ARTICLE 44 **APPROPRIATION/COMMITTEES AND COMMISSIONS**

To see if the Town will vote to appropriate a sum or sums of money to be expended under the direction of various committees, commissions, and boards of the Town, determine how the money shall be raised; provided that any funds appropriated hereunder shall remain under the jurisdiction of said entities until expended at their direction, unless otherwise appropriated by the Town Meeting; the entities included hereunder, without limitation, are: Arlington Historical Commission, Arlington Recycling Committee, Avon Place Historic District Commission, Broadway Historic District Commission, Central Street Historic District Commission, Mt. Gilboa/Crescent Hill Historic District Commission, Jason/Gray Historic District Commission, Pleasant Street Historic District Commission, Russell Historic District Commission, Conservation Commission, Capital Planning Committee, Commission on Disability, Personnel Board, Public Memorial Committee, Human Rights Commission, Arlington Committee on Tourism and Economic Development, Vision 2020, Transportation Advisory Committee, Arlington Commission on Arts and Culture, and any other Town Committee or Commission; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 45 **APPROPRIATION/TOWN CELEBRATIONS**

To see if the Town will vote to appropriate a sum or sums of money to be expended under the direction of the Town Manager for the following celebrations and memorials, determine how the money shall be raised and expended; or take any action related thereto:

- Veterans’ Day Parade
- Memorial Day Observation and the Patriots’ Day Celebration
- Display of American Flags on Massachusetts Avenue
- Placing of American Flags on the Graves of Veterans

(Inserted at the request of the Town Manager)

ARTICLE 46

APPROPRIATION/MISCELLANEOUS

To see if the Town will vote the following:

Legal Defense – To appropriate a sum of money to replenish the Legal Defense Fund established under Article 13, Section 5 of Title 1 of the Town Bylaws, Out-Of-State Travel – To appropriate a sum of money for expenses incurred outside the Commonwealth and as described in the General Laws, Chapter 40, Section 5, Paragraph 34, said appropriation to be expended under the direction of the Board of Selectmen and the Town Manager, Indemnification of Medical Costs, to appropriate a sum of money in accordance with the provisions of Chapter 41, Section 100B of the General Laws, to indemnify certain retired Police Officers and Firefighters for all reasonable medical and surgical expenses which they incurred, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 47

APPROPRIATION/WATER BODIES FUND

To see if the Town will vote to appropriate up to \$50,000 to the Town’s Water Bodies Fund for the maintenance, treatment, and oversight of all the Town’s water bodies, said sum to be raised by the general tax and expended under the direction of the Town Manager, who will also report to Town Meeting on the status of the fund; or take any action related thereto.

(Inserted at the request of the Vision 2020 Standing Committee and its Spy Pond and Reservoir Task Groups, and the Arlington Conservation Commission)

ARTICLE 48

**APPROPRIATION/HARRY BARBER
COMMUNITY SERVICE PROGRAM**

To see if the Town will vote to appropriate the sum of \$7,500.00 for the Harry Barber Community Service Program for the Council on Aging, to determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Council on Aging)

ARTICLE 49

**APPROPRIATION/PENSION ADJUSTMENT FOR FORMER
TWENTY-FIVE YEAR/ACCIDENTAL DISABILITY EMPLOYEES**

To see if the Town will vote to appropriate a sum of money to implement the provisions of Chapter 32 of Massachusetts General Laws Section 90A, 90C, 90D and 90E, pursuant to which the Town pays up to fifty percent of the maximum salary as set forth in the Compensation and Pay Plan for the position formerly held by retired employees with twenty-five or more years of service to the Town and those employees who retired under an Accidental Disability; provided, however, that no one who retires after May 1, 2010 shall be eligible under this vote unless they qualify for at least a fifty percent pension, without this vote upon their retirement; this adjustment to be paid to those who qualify and administered in accordance with prior practice and understanding relating to the retirement allowance of said retirees; determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Contributory Retirement Board)

ARTICLE 50

**APPROPRIATION/OTHER POST EMPLOYMENT
BENEFITS (OPEB) TRUST FUND**

To see if the Town will vote to accept into the Other Post Employment Benefits (OPEB) Trust Fund, established by Chapter 161 of the Acts of 2005, an appropriation of funds and/or the transfer of additional monies that the Town may deem advisable from other sources, including any monies previously deposited into any of the Town’s stabilization funds for this purpose, in

order to administer and fund its OPEB obligation as described in the said Chapter 161 of the Acts of 2005; determine how the monies shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Contributory Retirement Board)

ARTICLE 51 **APPROPRIATION/LONG TERM STABILIZATION FUND**

To see if the Town will make an appropriation to the Long Term Stabilization Fund in accordance with the provisions of the General Laws, Chapter 40, Section 5B, as amended, or other appropriate provisions of law, determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 52 **APPROPRIATION/OVERLAY RESERVE**

To see if the Town will vote to appropriate a sum of money from previous years overlay reserve surplus accounts, determine to what purpose this appropriation shall be made; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 53 **TRANSFER OF FUNDS/SPECIAL EDUCATION STABILIZATION FUND**

To see if the Town will vote to transfer a sum of money between the Special Education Stabilization Fund and the Arlington Public Schools in accordance with the provisions of the General Laws, Chapter 40, Section 5B, as amended, or other appropriate provisions of law; determine how much money should be transferred into or out of such Stabilization Fund; or take any action related thereto.

(Inserted at the request of the Arlington School Committee)

ARTICLE 54 **TRANSFER OF FUNDS/CEMETERY**

To see if the Town will vote to transfer a sum of money to the Cemetery Commissioners for the improvement of Town cemeteries, said sum shall be taken from the Mt. Pleasant Cemetery "Sale of Lots and Graves or Perpetual Care Funds"; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 55 **USE OF FREE CASH**

To see if the Town will vote to authorize the taking of a sum of money voted for appropriations heretofore made at the Town Meeting under the Warrant and not voted to be borrowed from available funds in the Treasury, and authorize the Assessors to use free cash in the Treasury to that amount in the determination of the tax rate for the Fiscal Year beginning July 1, 2016; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 56 **APPROPRIATION/FISCAL STABILITY STABILIZATION FUND**

To see if the Town will make an appropriation to or from the Fiscal Stability Stabilization Fund created under Article 65 of the 2005 Annual Town Meeting or any other enabling action of Town Meeting in accordance with the provisions of the General Laws, Chapter 40, Section 5B, as amended, or other appropriate provisions of law, determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 57

APPROPRIATION/ COMMUNITY PRESERVATION FUND

To see if the Town will vote to make appropriations from the Community Preservation Fund for eligible community preservation projects; for community preservation reserve accounts for historic preservation, open space and recreation, and affordable housing; for Community Preservation Committee administrative expenses or other eligible expenses; or take any action related thereto.

(Inserted at the request of the Community Preservation Committee)

ARTICLE 58

RESOLUTION/COMMUNITY PRESERVATION PLAN

To see if the Town will accept, receive, or resolve to endorse the Community Preservation Plan adopted by the Community Preservation Committee; or take any action related thereto.

(Inserted at the request of the Community Preservation Committee)

ARTICLE 59

RESOLUTION/HANDICAP PARKING SPACES

To see if the Town will resolve to support policies that encourage the inclusion and designation of at least five percent (5%) , and no more than ten percent (10%) overall, handicapped parking spaces in any on-street public parking located in any Business District (B1,2,3,4,5), so as to facilitate access for people with disabilities; or take any action related thereto.

(Inserted at the request of the Commission on Disability)

ARTICLE 60

RESOLUTION/RETURN OF PRECINCT 17 TO HIGHLAND FIRE STATION

To see if the Town will vote to request that the Board of Selectmen return the Precinct 17 Polling Place to the Highland Fire Station located at 1007 Massachusetts Avenue from its present location at the Stratton School without delay; or take any action related thereto.

(Inserted at the request of John R. Leonard and ten registered voters)

.... (SIGNED)

....A true copy.

Attest:

(SIGNED)

KEVIN F. GREELEY
DIANE M. MAHON
DANIEL J. DUNN
STEVEN M. BYRNE
JOSEPH A. CURRO, JR.

SELECTMEN
OF THE
TOWN
OF
ARLINGTON

RICHARD BOYLE
CONSTABLE

**Warrant For
SPECIAL TOWN MEETING
Wednesday, April 27, 2016**

**TOWN WARRANT
COMMONWEALTH OF
MASSACHUSETTS**

Middlesex, ss.

To the Constables of the Town of Arlington, in said County:

GREETINGS

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Arlington to meet in the

**Town Hall
In said Town on
WEDNESDAY THE 27TH DAY OF APRIL 2016**

at 8:00 P.M., at which time and place the following articles are to be acted upon and determined exclusively by Town Meeting Members, in accordance with, and subject to, the referenda provided by Chapter 43A of the General Laws.

ARTICLE 1 **AMENDMENTS TO FY2016 BUDGETS**

To see if the Town will vote to revise various FY2016 appropriations previously voted by the 2015 Annual Town Meeting; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 2 **TRANSFER OF FUNDS/SPECIAL EDUCATION
STABILIZATION FUND**

To see if the Town will vote to transfer a sum of money between the Special Education Stabilization Fund and the Arlington Public Schools in accordance with the Provisions of the General Laws, Chapter 40, Section 5B, as amended, or other appropriate provisions of law; determine how much money should be transferred into or out of such Stabilization Fund; or take any action related thereto.

(Inserted at the request of the Arlington School Committee)

ARTICLE 3 **CAPITAL BUDGET/SCHOOL CAPACITY EXPANSION**

To see if the Town will vote to appropriate a sum of money for either the design or construction of capacity expansion, temporary or permanent, at any of the Town's school buildings, determine how the money shall be raised and expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager and the Capital Planning Committee)

ARTICLE 4 **CAPITAL BUDGET/STRATTON SCHOOL RENOVATION**

To see if the Town will vote to appropriate a sum of money for renovations to the Stratton School, determine how the money shall be raised and expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager and the Capital Planning Committee)

ARTICLE 5 **CAPITAL BUDGET/ARLINGTON HIGH SCHOOL FEASIBILITY STUDY - MSBA**

To see if the Town will vote to appropriate, borrow, or transfer from available funds, an amount of money to be expended under the direction of the Arlington High School Building Committee for an Arlington High School Project Feasibility Study, Arlington High School, located at 869 Massachusetts Avenue, Arlington, MA, for which feasibility study the Town may be eligible for a grant from the Massachusetts School Building Authority. The MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in connection with the feasibility study in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town.

(Inserted at the request of the Town Manager)

ARTICLE 6 **MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL: BOND AUTHORIZATION FOR MINUTEMAN SCHOOL CONSTRUCTION**

To see if the Town will vote to approve debt authorized by vote of the Minuteman Regional Vocational Technical School District for the purpose of paying Arlington’s apportioned capital costs for the construction of a new Regional Vocational Technical School building in Lincoln Massachusetts, the design for which having been approved by the Regional School Committee, said sum to be expended at the direction of the Minuteman School Building Committee; or take any action related thereto.

(Inserted at the request of the Town Manager)

.... (SIGNED)
....A true copy.
Attest:

(SIGNED)
KEVIN F. GREELEY
DIANE M. MAHON
DANIEL J. DUNN
STEVEN M. BYRNE
JOSEPH A. CURRO, JR.

SELECTMEN
OF THE
TOWN
OF
ARLINGTON

RICHARD BOYLE
CONSTABLE

HOW TO VOTE BY ABSENTEE BALLOT

Reasons for voting absentee

You may vote absentee if you are registered and will be unable to vote at the polls on Election Day because of

Absence from the Town
Physical disability
Religious beliefs

Illegal absentee voting is punishable by a fine of up to \$10,000 and up to five years in prison.

Applying for an absentee ballot

You must apply for an absentee ballot from the Town Clerk no later than noon of the day before the election. Applications may be mailed or hand delivered and you may use any form of written communication (letter or postcard) or the official application form.

Include on the application

Your name as registered
Your registration address
Precinct, if you know it
The precise address to which you wish the ballot sent
Your own signature

Requesting to vote by mail

A ballot will be sent to any address you specify including your own home. Be sure to apply early because the ballots must be sent by mail and may be returned by mail or hand delivered.

Requesting to vote in person

If you prefer, you may request to vote in person before Election Day. You may vote at the Town Hall before Election Day at a time arranged with the Clerk, but application for your ballot must be made no later than noon of the day before the election. A voter may apply for an absentee ballot and then vote over-the-counter during the same visit.

Applying to vote if you are absent from the state, in the armed services or a prisoner

Registered and unregistered residents of Massachusetts outside the state and residents on active duty in the armed forces and merchant marine and their spouses or dependents, and prisoners, may vote absentee. They may request an absentee ballot from the Town where they legally reside (if outside the U.S., where they resided last before leaving). In addition, a close relative may apply on their behalf in person at the Town Clerk's Office.

A parent of a registered voter who is a student at a Massachusetts college or university may apply for an absentee ballot on the student's behalf to the Town Clerk where the student is registered.

In all cases, unregistered voters must register in person when they return to the state, since this does not establish permanent registration.

What if I am permanently physically disabled?

If you are permanently physically disabled and cannot cast your vote at the polling place, you may file a letter from your physician with the Town Clerk, stating that you are permanently unable to cast your vote at the polling place because of physical disability. A completed application for an absentee ballot, for you to sign and return, must be mailed by the Town Clerk to you at least 28 days before every primary and election.

NOTE: Voters who are admitted to a health care facility after noon of the fifth day before an election may apply for an absentee ballot up until the polls close on the day of the election (rather than noon the day before the election) and must designate a person to hand deliver and return the absentee ballot.