

Annual Town Meeting  
October 21, 2013

Pursuant to the foregoing warrant, the inhabitants of the Town of Sutton, qualified to vote in Town Elections and in Town affairs, met in the Simonian Center for Early Learning, Boston Road, Monday the Twenty First day of October, 2013 at 7:00 o'clock in the evening, then and there to act on the following articles:

There were 76 voters and 16 non-voters in attendance.

**ARTICLE 1**

**SPONSOR: Board of Selectmen**

Voted unanimously to amend the vote taken on the Fiscal 2014 budget, as voted under Articles 6 and 7 of the May 13, 2013 Annual Town Meeting as printed in the Warrant under Article 1.

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article, as it is a customary article reflecting unbudgeted additional Chapter 70 (lottery) and new growth revenues and the appropriations thereof.*

**ARTICLE 2**

**SPONSOR: Board of Selectmen**

Voted unanimously to pass over this article.

**ARTICLE 3**

**SPONSOR: Board of Selectmen**

Voted unanimously to amend the vote taken on Article 7, FY2014 Capital Plan, of the May 13, 2013 Annual Town meeting as follows:

Transfer \$10,500 from Capital Stabilization Fund for Shaw Farm – Shaw Lane Upgrade and Parking Lot Design Engineering.

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article. Passage of the Article will approve a transfer from the Capital Stabilization Fund which will allow the Town to proceed with the Shaw Lane upgrade and parking lot design engineering.*

**ARTICLE 4**

**SPONSOR: Board of Selectmen**

Voted by a majority vote accept Chapter 40, Section 13D of the Massachusetts General Laws and direct the Town Accountant to create a Compensated Absences Reserve Fund.

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article. This article establishes a reserve account for funding future vacation and sick pay liabilities of Town employees which the Committee deems to be prudent.*

## **ARTICLE 5**

**SPONSOR: Board of Selectmen**

Voted unanimously to pursuant to Section 3-2 of the Home Rule Charter for the Town of Sutton to authorize the Board of Selectmen to appoint one (1) member of the Board of Selectmen to the School Building Committee and one (1) member of the Board of Selectmen to the Other Post Employment Benefits (OPEB) Committee.

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article allowing for representation by the Selectmen on these committees.*

## **ARTICLE 6**

**SPONSOR: Board of Selectmen**

Voted by a majority vote to pass over this article.

## **ARTICLE 7**

**SPONSOR: Charter & Bylaw Review Comm**

No motion was made on this article.

## **ARTICLE 8**

**SPONSOR: Planning Board**

Voted unanimously to approve the filing of an application with the Interagency Permitting Board for designation of land, as printed in the Warrant under Article 8, as a Priority Development Site and to authorize appropriate Town Officials to take such action as may be necessary to effectuate the vote taken hereunder.

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article. The Committee agrees with the Planning Board recommendation and felt that this article demonstrates the Town's willingness to encourage and support business development.*

The Planning Board voted 4-0-0 to recommend the article. Commentary: Although this article does not require a recommendation by the Board, the Board felt it was important to put forward and fully support an article that demonstrates the Town's willingness to entertain and support business development. This designation will give the Town priority on funding requests for infrastructure to support development in this area.

## **ARTICLE 9**

**SPONSOR: Planning Board**

Voted unanimously to amend the Zoning Map changing from Industrial (I) to Office Light Industrial (OLI) the entirety of the existing Industrial District located north of Buttonwood Avenue, west of Cold Spring Brook, southwest of the centerline of the Blackstone River, south of the Millbury-Sutton Town Line, and East of Dudley Road, as shown on the current Zoning Map dated January 1, 2013.

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article and agrees with the recommendations put forth by the Planning Board.*

The Planning Board voted 4-0-0 to recommend the article. Commentary: Rezoning this area will maintain most of the allowed uses and will add several more beneficial uses. For industrial uses more permitting control will be achieved without lengthening the permit process through Planning Board Special Permits. The re-zoning signals a desire to consider more varied, less heavy industrial uses for this area.

## ARTICLE 10

### SPONSOR: Board of Selectmen

Voted unanimously to approve a Tax Increment Financing Agreement between the Town, MCY Properties LLC, and Access TCA, Inc, confirm the Board of Selectmen's selection of the location of the project as an Economic Opportunity Area, and authorize the Board of Selectmen to submit to the Economic Assistance Coordinating Council an Economic Opportunity Area Application, Tax Increment Financing Plan and Certified Expansion Project Application, authorize appropriate Town Officials to take such action as may be necessary to effectuate this vote, and approve Article 10 as printed in the Warrant.

*Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article. The Committee believes that this is an appropriate use of the land and will result in steadily increasing additional revenues for the Town.*

## ARTICLE 11

### SPONSOR: Planning Board

Voted unanimously to amend the Zoning Bylaw section III.A.4. Table 1 – F. by adding railroad and railway express service as a permitted use in the Office Light Industrial (OLI) District as printed in the Warrant under Article 11.

As printed in the warrant:

	<b>R-1</b>	<b>R-2</b>	<b>V</b>	<b>B-2</b>	<b>I</b>	<b>OLI</b>
3. Railroad and railway express service	-	-	S	P	P	P

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article. There is currently an active railroad line and siding in this area and the Committee agrees with the Planning Board recommendation that the amendment will encourage use of the railroad.*

The Planning Board voted 4-0-0 to recommend the article. Commentary: There is an active railroad line and siding in the area that is proposed to be rezoned to OLI. The Board wants to encourage use of the railroad, so this use needs to be specifically allowed.

## ARTICLE 12

### SPONSOR: Library Trustees

Voted 54 yes to 17 no to authorize the Trustees of the Sutton Free Public Library to apply for, accept, and expend any state grants which may be available for a library building planning and design project.

*The Finance and Warrant Advisory Committee voted 7-0 not to recommend this article as insufficient information was presented and the Committee could not determine the need, future potential cost or obligations to the town.*

## **ARTICLE 13**

### **SPONSOR: Library Trustees**

Voted by a majority vote to authorize the Trustees of the Sutton Free Public Library to proceed with a feasibility study to examine the options for expanding and renovating its current library building, or building a new facility.

*The Finance and Warrant Advisory Committee voted 7-0 not to recommend this article as insufficient information was presented and the Committee could not determine the need, future potential cost or obligations to the town.*

## **ARTICLE 14**

### **SPONSOR: Michael McGovern**

Voted by a two-thirds vote to amend the Zoning Bylaw Section VI.H. Retreat Lots to allow access over a common driveway, as printed in the Warrant under Article 14.

As printed in the warrant:

Amend section f. to add the following to the end of the section “with the exception of access to a retreat lot via a common driveway for which a legal Special Permit has been acquired.”

*The Finance and Warrant Advisory Committee voted 7-0 to recommend passage of this article.*

The Planning Board voted 5-1-0, to recommend the article. Commentary: The Board felt there was no reason not to allow the possibility of retreat lots to also be accessed via a common driveway. The process of granting retreat lot approval and common drive approval is a special permit process that allows the ability to carefully review and consider whether each particular situation is safe. Additionally, both permits require approvals from the safety departments. The dissenting member felt the proposed change does not serve the Town well and that this type of access should be handled through the subdivision regulation process.

## **ARTICLE 15**

### **SPONSOR: Robert Cournoyer**

Voted **not** to amend the Zoning Bylaw Section IV.A. – Signs to allow roof mounted signs, as printed in the Warrant under Article 15.

Meeting dissolved at 8:00 pm

Respectfully submitted,  
Laura Caruso  
Town Clerk