

THE COMMONWEALTH OF MASSACHUSETTS

TOWN WARRANT

Worcester, SS.

TO EITHER OF THE CONSTABLES OF THE TOWN OF SUTTON 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 the Town of Sutton, qualified to vote in Town elections and in Town affairs, to assemble in **The Simonian Center for Early Learning**, Boston Road in said **SUTTON** on

**MONDAY, THE TWELFTH DAY OF
MAY, 2014**

At **7:00 o'clock in the evening**. Then and there to act on the following article(s) to wit:

ARTICLE 1

**AUTHORITY: Elected Board
SPONSOR: Board of Selectmen**

To receive the reports of the Town Officers and Committees.

ARTICLE 2

**AUTHORITY: Multiple Member Body
SPONSOR: Cemetery Commissioners**

To see if the Town will vote to authorize the Cemetery Commissioners to employ themselves in the work of the several cemeteries and to fix the compensation to be paid from appropriations for said department, or act or do anything in relation thereto.

ARTICLE 3

**AUTHORITY: Multiple Member Body
SPONSOR: Board of Health**

To see if the Town will vote to authorize the Board of Health to employ themselves in the performance of their work necessary to maintain health standards set by their department, and to fix the compensation to be paid from appropriations for said department, or act or do anything in relation thereto.

ARTICLE 4

AUTHORITY: Multiple Member Body
SPONSOR: Sewer Commissioners

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Sewer Department, or act or do anything in relation thereto.

ARTICLE 5

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Transfer Station, or act or do anything in relation thereto.

ARTICLE 6

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to raise and appropriate, transfer from available funds in the Treasury, or borrow, if necessary, to pay Town Debts and Charges for the ensuing 2015 Fiscal Year, or act or do anything in relation thereto.

ARTICLE 7

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to raise and appropriate a sum of money for the purchase of departmental equipment, the remodeling, reconstructing and making of extraordinary repairs to Town buildings, the cost of engineering services relating to the development of Town owned property and other purposes relating to the Town's Fiscal Year FY2015 Capital Projects Plan; to determine whether this appropriation shall be raised by borrowing or otherwise; or act or do anything in relation thereto.

ARTICLE 8

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money and appropriate the same to various underfunded accounts, or act or do anything in relation thereto.

ARTICLE 9

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of for the purposes of paying prior year invoices, or act or do anything in relation thereto.

ARTICLE 10**AUTHORITY: Elected Board****SPONSOR: Blackstone Valley Regional
School Committee**

To see if the Town will vote to approve the \$2,900,000 borrowing authorized by the Blackstone Valley Regional School Committee, for the purpose of paying costs of renovating and reconfiguring Blackstone Valley Regional Vocational Technical High School, 65 Pleasant Street, Upton MA, including the payment of all costs incidental or related thereto (the "Project"); provided that the approval of the District's borrowing by this vote shall be subject to and contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2½); or act or do anything in relation thereto.

ARTICLE 11**AUTHORITY: Elected Board****SPONSOR: School Committee**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$523.00 to the school student activities/student council fund, or act or do anything in relation thereto.

ARTICLE 12**AUTHORITY: Elected Board****SPONSOR: Board of Selectmen**

To see if the Town will vote to authorize the following revolving fund accounts under M.G.L. Chapter 44 Section 53E ½ for the fiscal year beginning July 1, 2014, or act or do anything in relation thereto.

FUND	REVENUE SOURCE	AUTHORITY TO SPEND FUNDS	USE OF FUND	SPENDING LIMIT	DISPOSITION OF PRIOR FISCAL YEAR FUND BALANCE	RESTRICTION S/ COMMENTS
Planning Board	Applicant Receipts	Planning Board	Professional Services & Advertising	\$75,000	Encumber	None
Conservation Application Fees	Applicant Fees	Conservation Commission	Wetlands & Riverfront District Regulations Enforcement, including salaries & expenses.	\$15,000	Encumber	None
Fire Department Revolving	Hazmat incidents	Fire Department	Wages and expenses	\$ 50,000	Encumber	None
Public Shade Tree Revolving	Payments for Service, fines/penalties	Planning Department	Tree maintenance and/or replacement	\$ 50,000	Encumber	None
Board of Health	Intermunicipal Agreements	Administration	Public Health Nurse	\$50,000	Available for Expenditure	None
Cable Access	Cable access fees	Cable Department	Cable operations	\$75,000	Encumber	None

ARTICLE 13

AUTHORITY: Multiple Member Body
SPONSOR: Sewer Commissioners

To see if the Town will vote to transfer from the Sewer Enterprise Fund Retained Earnings the sum of \$35,000.00 for the purpose of purchasing and installing motors, valves and a flow meter at the sewer plant and pump stations, or take any action in relation thereto.

ARTICLE 14

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to release any right, title and interest held by the Town, if any, to remove gravel banks from the property located at 25 Oakhurst Road and described in a deed recorded with the Worcester South District Registry of Deeds in Book 6640, Page 304, on such terms and conditions, and for such consideration, which may be nominal consideration, as the Board deems appropriate, or take any action in relation thereto.

ARTICLE 15

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen, as the Board of Park Commissioners, to acquire, for park purposes under the provisions of G.L. c.45, §3, by purchase, gift, eminent domain or otherwise, all or a portion of the parcel of land located at 7 Darling Lane and shown on Assessors Map 54 as Parcel 76, or take any action in relation thereto.

ARTICLE 16

AUTHORITY: Elected Board
SPONSOR: Board of Selectmen

To see if the Town will vote to authorize and approve an agreement for Payment-In-Lieu-Of-Taxes (PILOT) pursuant to the provisions of G.L. c.59, §38H(b), and any other enabling legislation, between the Town and Nexamp for a solar facility to be installed, owned and operated by Nexamp on land located on Oakhurst Road, upon such terms and conditions consistent with this vote as the Board of Selectmen deem to be in the best interests of the Town; and further to authorize the Board of Selectmen to take such action as may be necessary to carry out the vote taken hereunder, or act or do anything in relation thereto.

ARTICLE 17

AUTHORITY: Multiple Member Body
SPONSOR: Bylaw and Charter Review Committee

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation to amend the Town Charter by repealing Chapter 308 of the Acts of 2000 in its entirety, and establishing as the Charter for the Town of Sutton that set forth in a document entitled, "Charter – Spring 2014 (Final Recommendations of the Charter Review Committee)", which document is on file with the Town Clerk and available on the Town's website and makes certain clerical, ministerial and non-substantive changes throughout including spelling, grammar and capitalization, and eliminate no-longer applicable transitional provisions, as well as makes certain substantive changes including but not limited to changing the title of the Town Administrator to Town Manager, inserting provisions authorizing the appointment of associate members to multiple-member bodies, and updating the recall provision to be consistent with state election law; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and that the Board of Selectmen is authorized to approve amendments which shall be within the scope of the general public objectives of the petition, or act or do anything in relation thereto.

ARTICLE 18

AUTHORITY: Citizen Petition
SPONSOR: Paul Kowalis

To see if the Town will vote to raise and appropriate, transfer from available funds in the treasury or borrow under the provisions of MGL c.44, or any other enabling authority, a sum of money not to exceed the sum of \$7,500 for the control of Eurasian Watermilfoil, Fanwort or algae in Lake Singletary, or act or do anything in relation thereto.

ARTICLE 19

AUTHORITY: Multiple Member Body
SPONSOR: Planning Board

To see if the Town will vote to approve the filing of an application with the Interagency Permitting Board for the designation of land described below as Priority Development Sites and to authorize the Board of Selectmen and such other Town Officials as they may designate to take such action as may be necessary to effectuate the vote taken hereunder, or act or do anything in relation thereto.

Assessors Map and Parcels: Map 2 Parcel 4, Map 2 Parcel 10, Map 3 Parcel 1, Map 3 Parcel 2; Map 3 Parcel 3; Map 3 Parcel 4; Map 3 Parcel 5; Map 3 Parcel 6, Map 5 Parcel 87, Map 5 Parcel 88, Map 5 Parcel 90, Map 5 Parcel 94, Map 5 Parcel 98, Map 5 Parcel 100, Map 6 Parcel 1, Map 6 Parcel 2, Map 6 Parcel 3, Map 6 Parcel 4, Map 6 Parcel 5, Map 6 Parcel 6, Map 6 Parcel 7, Map 6 Parcel 8, Map 6 Parcel 9, Map 6 Parcel 10, Map 6 Parcel 12, Map 6 Parcel 13, Map 6 Parcel 14, Map 6 Parcel 15, Map 6 Parcel 16, Map 6 Parcel 17, Map 6 Parcel 18, Map 6 parcel 19, Map 6 Parcel 20, Map 6 Parcel 21, Map 6 Parcel 22, Map 6 Parcel 23, Map 6 Parcel 24, Map 6 Parcel 25, Map 6 Parcel 26, Map 6 Parcel 27, Map 6 Parcel 28, Map 6 Parcel 29, Map 6 Parcel 30, Map 6 Parcel 56, Map 6 Parcel 57, Map 6 Parcel 58, Map 6 Parcel 154, Map 6 Parcel 202, Map 6 Parcel 203, Map 6 Parcel 208, Map 6 Parcel

217, Map 10 Parcel 94, Map 10 Parcel 97, Map 11 Parcel 39, Map 11 Parcel 40, Map 11 Parcel 41, Map 11 Parcel 42, Map 11 Parcel 142, Map 11 Parcel 161 and a portion of Map 3 Parcel 7; Map 3 Parcel 8, Map 3 Parcel 22; Map 5 Parcel 46, Map 5 Parcel 67, Map 5 Parcel 89, Map 5 Parcel 99, Map 6 Parcel 216.

more particular described below:

Beginning at the most northerly corner thereof at a point in the centerline of the Blackstone River at the Millbury-Sutton town line;

Thence Southeasterly by the centerline of the Blackstone River about 2,966 feet;

Thence Southerly by the centerline of Cold Spring Brook about 399 feet;

Thence Northwesterly by land of CBC Realty Trust about 112 feet;

Thence Southwesterly by land of CBC Realty Trust about 202 feet;

Thence Southeasterly by land of CBC Realty Trust about 198 feet;

Thence Northeasterly by land of CBC Realty Trust about 31 feet;

Thence Southerly by the centerline of Cold Spring Brook about 674 feet;

Thence Southeasterly by the southwesterly line of Providence Road about 229 feet;

Thence Southerly by the westerly line of Buttonwood Avenue about 1678 feet;

Thence Northwesterly by land of Marengo about 54 feet;

Thence Southwesterly by land of Marengo about 184 feet;

Thence Westerly by land of Marengo about 237 feet;

Thence Northerly by land of Marengo about 208 feet;

Thence Westerly by land of Marengo about 231 feet;

Thence Southerly by land of Marengo about 372 feet;

Thence Easterly by land of Marengo about 462 feet;

Thence Southerly by the westerly line of Buttonwood Avenue about 1671 feet;

Thence Southwesterly by the northwesterly line of Boston Road about 1,751 feet;

Thence Northwesterly by land of Puchek about 199 feet;

Thence Northerly by land of Daysal about 192 feet;

Thence Southwesterly by land of Daysal about 106 feet;

Thence Northwesterly by the easterly line of Dudley Road about 601 feet;

Thence Northeasterly by land of Sneade about 318 feet;

Thence Northwesterly by land of Sneade about 249 feet;

Thence Northeasterly by land of Lore about 399 feet;

Thence Northwesterly by land of Lore about 446 feet;

Thence Northeasterly by land of Aggregate Industries about 203 feet;

Thence Northerly by land of Aggregate Industries about 256 feet;

Thence Northwesterly by land of Aggregate Industries about 678 feet;

Thence Northwesterly through land of Aggregate Industries about 407 feet;

Thence Northwesterly by land of Aggregate Industries about 625 feet;

Thence Easterly by land of Vera about 65 feet;

Thence Northerly by land of Vera about 249 feet;

Thence Northwesterly by land of Vera about 520 feet;

Thence Northeasterly by land of Dauphinais about 416 feet;

Thence Northwesterly by land of Dauphinais about 360 feet;

Thence Northeasterly by land of Fox about 250 feet;

Thence Northwesterly by the westerly line of the existing New England Power Company electric transmission easement, by land of Fox, through land of Aggregate Industries about 677 feet;

Thence Northeasterly by land of Courtney about 123 feet;
Thence Northwesterly by land of Courtney about 168 feet;
Thence Southwesterly by land of Courtney about 114 feet;
Thence Northwesterly by the westerly line of the existing New England Power Company electric transmission easement through land of Aggregate Industries about 173 feet;
Thence Northeasterly by an extension of the Millbury-Sutton town line through land of Aggregate Industries about 391 feet to a town corner;
Thence Northeasterly by the Millbury-Sutton town line about 2,107 feet to the point of beginning.

Containing about 432 acres.

And you are directed to serve this Warrant, by posting copies attested by you in the following places:

**the store in Sutton Center
the Town Hall (Municipal Center)
each of the Post offices
the Senior Center, Hough Road
the Whittier's Farm Milk Store, Douglas Road
the store in Manchaug at the Four Corners
the elderly housing community center
the store in Heritage mall in Wilkinsonville
advertise on the local cable channel and notify newspapers of local circulation.**

In said SUTTON, at least SEVEN days before the holding of said meeting.

HEREOF FAIL NOT, and make due return of this Warrant with your doings thereon, to the Town Clerk of said Sutton on or before time holding the meeting.

Given under our hands this 15th day of APRIL in the year Two Thousand and Fourteen.

SUTTON BOARD OF SELECTMEN

John L. Hebert, Chair

Kenneth Stuart, Vice Chair

David Hall, Clerk

Richard Hersom

Michael Chizy

POSTED:

DATE

CONSTABLE