

**TOWN OF UXBRIDGE  
SPRING ANNUAL TOWN MEETING  
JUNE 13, 2007**

CONTINUED FROM THE SPRING ANNUAL TOWN MEETING OF MAY 8, 2007

*Pursuant to the foregoing Warrant, the inhabitants of the Town of Uxbridge, qualified to vote in the Town elections and in Town affairs, met at the High School Gymnasium, in Precinct 2, in said Uxbridge, and transacted the following business:*

Town Moderator Harold Klei called the continued Spring Annual Town Meeting (“SATM”) to order at 7:00 p.m. and led the assembly in the Pledge of Allegiance to the flag.

**Motion:** To recess the SATM to convene the Special Town Meeting posted for June 13, 2007.

**Town Meeting Action: Moderator declared motion carried**

After special town meeting adjourned, the Spring Annual Town Meeting was gaveled back into session at 8pm.

**ARTICLE 5: TOWN BUDGET**

To see if the Town will vote to fix compensation of all elected officials of the town, provide for a reserve fund, determine sums to be raised and appropriated, including those from available funds, in order to defray expenses including debt and interest for fiscal year 2008 (FY08) – approve the budget, or take any other action related thereto. (Town Manager)

**Vote Needed:** Requires simple majority provided none of the money is coming from Stabilization. Stabilization requires a 2/3 vote.

The Moderator entertained a new main motion for Article 5. The Moderator read and provided the following written explanation, dated June 10, 2007, to the Town Manager:

“The May 8, 2007 Spring Annual Town Meeting was in open debate on the motion under article 5: The Budget, when the meeting adjourned to June 13, 2007. I have received inquiries concerning the proceedings followed during the open debate of The Budget and the proceedings to be followed on June 13<sup>th</sup>. This letter conveys my decision as Uxbridge’s Town Moderator, whose responsibility is to regulate the proceedings of town meeting, as to what proceedings will be followed on June 13<sup>th</sup>.

On May 8, 2007, during open debate on The Budget, debate was incorrectly resumed following a passed motion to move the question. If I am to err, I would prefer to err on the side of allowing debate. However, this err means the proceedings concerning The Budget have been incorrectly decided.

On June 13<sup>th</sup>, upon the resumption of open debate on The Budget, I will recognize and accept a substitute main motion under Article 5. All previous proceedings including main motions, amendments and votes concerning article 5 were incorrectly decided.

As Town Moderator, I shall preside over all Town Meetings, regulate the proceedings thereof, decide all questions of order and make public declaration of all votes. On June 13<sup>th</sup>, Town Meeting shall and must be allowed to properly debate and to properly decide all motions and all amendments concerning Article 5. This result is both equitable and just as the will of the majority will prevail and the rights of the minority will be protected. The most direct proceeding under my authority to accomplish this equitable and just result is to allow a substitute main motion under Article 5 and to begin open debate anew.”

Selectman James Dwyer presented a Point of Order objecting to a new motion for Article 5 and read the following statement:

“Mr. Moderator: I rise on a point of order because what is being proposed is illegal and equally important, contrary to proper procedure spelled out in Town Meeting Time.

The proposed action, as you have stated it, violates the Uxbridge bylaws, Section II, Subsection N: it states “When a question is put [moved – as in the present case] the sense of the meeting shall be determined” in a manner of voting decided by the Moderator.

The proposed action, as you have stated it, further violates the letter and spirit of “Town Meeting Time” the rules governing our Town Meeting – specifically what is and is not permitted once the question has been moved; either to table the question or to put it to a vote. Any motion, including the motion to adjourn to a specific time, as we did, is of doubtful legality when the action called for by the meeting is a vote to determine the sense or intent of that meeting on the question.

I fully recognize your good intentions in suggesting your intended process which we discussed in both a personal telephone conversation and publicly at a meeting of the Uxbridge Board of Selectmen on June 11<sup>th</sup>. However, the cumulative wisdom of centuries of parliamentary procedures, as summarized in Town Meeting Time, suggests otherwise, specifically that, whether the rules “be in all cases the most rational or not is really not of so great importance. It is much more material that there should be a rule to go by that what the rule is...”

The extreme seriousness of the Moderator’s responsibility, your responsibility, to put the question under Article 5, or any question, to a vote is best understood by history, specifically in 1902 by a New Hampshire law that “provides that any Moderator who willfully neglects or refuses to make any vote certain by a poll, or who willfully violates or neglects to enforce any rule of proceeding which has been established by any vote of the town or otherwise, shall be fined not more than \$500 or imprisoned for not more that six months.

I respectfully hope that you will seriously consider these objective comments and do not, as you have more than once stated, “err” when it is possible to uphold both the letter and spirit of our rules and traditions. It will be far better to resolve this in this forum than have it resolved by the Attorney General.”

In response to the Point of Order, the Moderator noted disagreement with the statement presented by Selectman Dwyer and ruled that the Town Meeting will proceed with a new motion on Article 5.

**Motion 1:** Move that \$34,708,758.00 be appropriated, as set forth in line items under the column “FY 2008 Town Manager Recommendation” in the budget prepared by the Town Manager for recommendation at the Annual Town Meeting on May 8, 2007, as most recently revised for the Continued Town Meeting on June 13, 2007: provided that the sum of \$1,190,000.00 to be transferred from Stabilization, and the balance to be raised by taxation and transferred from revenue funds as set forth in the column entitled “FY08 projected revenues TM 6/13/07” on the sheet entitled “Revenue Projections – Version 3 Town Meeting 6/13/07; each item considered a separate appropriation.

**Recommendation of the Finance Committee:** Unfavorable action.

Chairman Ed Mahary noted unfavorable action as voted on at a meeting held earlier that afternoon.

**Motion 2 - amendment:** Move to amend line item \$145,100 treasurer/collector salaries be reduced by \$11,000 to read \$192,226.

**Town Meeting action: Moderator declared motion failed**

**Motion 3 - amendment:** Move to restore funding in the amount of \$3,000 to the Council on Aging budget expense line item.

**Town Meeting action: Moderator declared motion carried**

**Motion 4:** Move to vote using a secret ballot.

**Town Meeting action: Moderator declared motion failed**

**Motion 5 - amendment:** Move to amend the original motion on Article 5 transfer from stabilization from \$1,190,000 to \$1,193,000.

**Town Meeting action: Moderator declared motion carried**

**Motion 6:** Move the question.

**Town Meeting action: Moderator declared motion carried**

**Town Meeting action on Motion 1: Moderator declared motion carried 2/3 majority**

A hand count on the main motion was conducted. The Moderator declared that the motion carried.

A standing vote was requested. A 2/3 vote (239) was needed for passage. The Moderator declared that the motion carried.

**Motion 7:** Motion to reconsider.

**Town Meeting action: Moderator declared motion failed**

#### **ARTICLE 6: CAPITAL IMPROVEMENT PROGRAM/PROJECTS**

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds, including funds previously appropriated to other uses, a sum or sums of money to accounts for capital projects to be specified at the Spring Annual Town Meeting, or take any action relative thereto or thereon. (Town Manager)

**Recommendation of the Finance Committee:** No recommendation.

**Vote Needed:** n/a

**Town Meeting action: No motion therefore no action**

#### **ARTICLE 7: SEWER DEPARTMENT BUDGET (ENTERPRISE FUND)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, or otherwise provide a sum or sums of money for the salaries, expenses and debt service of the Sewer Department Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Sewer Department Enterprise Fund received during fiscal year 2008. Said sum to be spent under the direction of the Superintendent of Public Works, or take any other action related thereto. (Town Manager)

**Recommendation of Finance Committee:** Favorable action. (6-0).

**Vote Needed:** Requires a simple majority provided none of the money is coming from Stabilization.

**Motion:** Move that the sums set forth in the last column below (“FY08 Budget TM Recommended”), up to and including the line entitled “Total” be appropriated to the FY08 Sewer (Waste Water) Department Enterprise Fund Account to be expended for the respective purposes set forth in the third column, each item being considered a separate appropriation.

<b>Sewer (Waste Water) Dept. Enterprise Fund</b>			<b>FY 07 Budget</b>	<b>FY 08 Budget Dept. Request</b>	<b>FY08 Budget TM Recommended</b>
440100	Wastewater	Salaries	\$287,814.00	\$ 321,201.00	\$ 322,973.00
440200	Wastewater	Expenses	\$539,814.00	\$ 538,994.00	\$ 540,794.00
440700	Wastewater	Debt	\$ 89,178.00	\$ 87,938.00	\$ 87,938.00
440500	Wastewater	Equipment Replacement	\$ -	\$ 263,000.00	\$ 5,000.00
		Subtotal Expenses	\$628,992.00	\$ 889,932.00	\$ 633,732.00
		<b>Total</b>	<b>\$916,806.00</b>	<b>\$1,211,133.00</b>	<b>\$ 956,705.00</b>

\$956,705.00 to come from enterprise revenues.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 8: WATER DEPARTMENT BUDGET (ENTERPRISE FUND)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, or otherwise provide a sum or sums of money for the salaries, expenses and debt service of the Water Department Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Water Department Enterprise Fund received during fiscal year 2008. Said sum to be spent under the direction of the Superintendent of Public Works, or take any other action related thereto. (Town Manager)

**Recommendation of the Finance Committee:** Favorable action. (6-0).

**Vote Needed:** Requires a simple majority provided none of the money is coming from Stabilization.

**Motion:** Move that the sums set forth in the last column below (“FY08 Budget TM Recommendation”), up to and including the line entitled “Total”, be appropriated to the FY08 Water Department Enterprise Fund Account to be expended for the respective purposes set forth in the third column, each item being considered a separate appropriation.

<b>Water Department Enterprise Fund</b>			<b>FY 07 Budget</b>	<b>FY 08 Budget Dept. Request</b>	<b>FY08 Budget TM Recommendation</b>
450100	Water	Salaries	\$307,315.00	\$ 330,532.00	\$ 332,304.00
450200	Water	Expenses	\$341,866.00	\$ 371,426.00	\$ 390,226.00
450700	Water	Debt	\$135,730.00	\$ 259,822.00	\$ 259,822.00
450500	Water	Equipment Replace.	\$ -	\$ 98,000.00	\$ 80,000.00
		Subtotal Expenses	\$477,596.00	\$ 729,248.00	\$ 730,048.00
		<b>Total</b>	<b>\$784,911.00</b>	<b>\$1,059,780.00</b>	<b>\$ 1,062,352.00</b>

\$1,062,352.00 to come from enterprise revenues.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 9: AMBULANCE DIVISION BUDGET (ENTERPRISE FUND)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, or otherwise provide a sum or sums of money for the salaries and expenses of the Ambulance Division Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Ambulance Division received during fiscal year 2008. Said sum to be spent under the direction of the Fire Chief, or take any other action related thereto. (Town Manager)

**Recommendation of the Finance Committee:** Favorable action. (6-0).

**Vote Needed:** Requires a simple majority provided none of the money is coming from Stabilization. Stabilization requires a 2/3 vote.

**Motion:** Move that the sums set forth in the last column below (“FY08 Budget TM Recommendation”), up to and including the line entitled “Total”, be appropriated to the FY08 Ambulance Division Enterprise Fund Account to be expended for the respective purposes set forth in the third column, each item being considered a separate appropriation.

Ambulance Division Enterprise Fund			FY 07 Budget	FY 08 Budget Dept. Request	FY08 Budget TM Recommendation
231100	Ambulance	Salaries	\$342,039.00	\$ 346,645.00	\$ 347,449.00
231200	Ambulance	Expenses	\$121,230.00	\$ 120,787.00	\$ 125,787.00
231500	Ambulance	Special Outlay	\$ 60,000.00	\$ -	\$ 20,000.00
		Subtotal Expenses	\$181,230.00	\$ 120,787.00	\$ 145,787.00
		<b>Total</b>	<b>\$523,269.00</b>	<b>\$ 467,432.00</b>	<b>\$ 493,236.00</b>

\$493,236.00 to come from enterprise revenues.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 10: CABLE ACCESS**

To see if the Town will vote to transfer a sum or sums of money for the salaries and expenses of the Cable PEG Access for the ensuing fiscal year, such sums of money to be offset by Cable PEG Access “Receipts Reserved for Appropriation Account”, or take any other action related thereto. (Town Manager)

**Recommendation of the Finance Committee:** Favorable action. (6-0).

**Vote Needed:** Requires a simple majority provided none of the money is coming from Stabilization. Stabilization requires a 2/3 vote.

**Motion:** Move that the sums set forth in the last column below (“FY08 Budget TM Recommendation”), up to and including the line entitled “Total” be appropriated to the FY08 Cable PEG Access budget to be expended for the respective purposes set forth in the first column, each item being considered a separate appropriation.

Cable PEG Access	FY 07 Budget	FY 08 Budget Dept. Request	FY08 Budget TM Recommendation
Salaries	\$ 49,665.00	\$ 50,000.00	\$ 50,958.00
Expenses	\$ 72,335.00	\$ 24,082.00	\$ 24,082.00
Capital Outlay	\$	\$ 50,000.00	\$ 50,000.00
Subtotal Expenses	\$ 72,335.00	\$ 74,082.00	\$ 74,082.00
<b>Total</b>	<b>\$ 122,000.00</b>	<b>\$ 124,082.00</b>	<b>\$ 125,040.00</b>

\$125,040.00 to come from the Cable PEG Access Receipts Reserved for Appropriation.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 11: APPROPRIATION TO FUND GOOD SHEPHERD SCHOOL BUILDING RENT**

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to pay FY08 annual rent and associated costs for utilities in the Good Shepherd School Building, or take any other action related thereto. (School Committee)

**Recommendation of the Finance Committee:** Favorable action. (6-1).

**Vote Needed:** Requires a 2/3 vote.

**Motion:** Move that the town vote to transfer and to appropriate the sum of \$120,000 from Stabilization to the Good Sheppard Lease account # 001-395-5271-0000-000-2-0000-0-0 to pay FY08 annual rent and associated

costs for utilities in the Good Shepherd School Building which currently houses Pre-K through Kindergarten classes.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 12: MASTER PLAN**

To see if the Town will vote to raise and appropriate and /or transfer from available funds, a sum of money, not to exceed \$120,000, to fund a Town Master Plan, or take any other action related thereto. (Capital Planning Committee and Finance Committee)

**Recommendation of the Finance Committee:** To pass over and defer the article until the Fall Annual Town Meeting. (7-0).

The Finance Committee believes that developing a Master Plan is a critical step in the future for the Town. Scheduling issues did not allow a full discussion with the Planning Board, but at the Finance Committee public hearing on the article, the Chair of the Planning Board was in support of this endeavor. Additionally, during the Finance Committee public hearings, several department heads and members of the public expressed interest in being involved in this effort. We recommend deferring this article because of the present budget situation and we encourage those who wanted to take a leadership role in developing the plan to begin the internal process now and the Finance Committee will call the first meeting shortly after the Spring Annual Town Meeting.

**Vote Needed:** n/a

**Town Meeting Action: No motion therefore no action**

**ARTICLE 13: JOINT RECYCLING PROGRAM WITH TOWN OF BLACKSTONE**

To see if the Town will vote to raise and appropriate and/or transfer from available funds \$3,500.00 to fund a joint FY08 recycling program with the Town of Blackstone, or take any other action related thereto. (Board of Health)

**Recommendation of the Finance Committee:** Favorable action. (7-0).

This is the third year of a program established at a previous Town Meeting.

**Vote Needed:** Requires a simple majority provided none of the money is coming from Stabilization. Stabilization requires a 2/3 vote.

**Motion:** Move to raise \$3,500.00 and appropriate to account # 002-510-5301-0000-000 to fund a joint recycling program with the Town of Blackstone.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 14: CENTRAL MA MOSQUITO CONTROL DISTRICT**

To see if the Town will vote to become a member in the Central Massachusetts Mosquito Control Project, pursuant to Massachusetts General Laws Chapter 252, Section 5A and other applicable sections of said law, and to raise and appropriate and /or transfer from available funds if applicable for such membership, or take any action relative thereto. (Board of Health)

**Recommendation of the Finance Committee:** No action.

The Finance Committee announced that they subsequently (6/13/07) recommend no action at this point in time and suggested that the article could be moved to the Fall Annual Town Meeting.

**Vote Needed:** Requires a simple majority provided none of the money is coming from Stabilization. Stabilization requires a 2/3 vote.

**Motion 1:** Move to participate in the Central Massachusetts Mosquito Control Project.

**Motion 2:** Move to table the article.

**Town Meeting Action: Moderator declared motion failed**

**Motion 3:** Move the question.

**Town Meeting Action: Moderator declared motion carried**

**Town Meeting Action on Motion 1: Moderator declared motion carried**

**ARTICLE 15: PAY AS YOU THROW TRASH COLLECTION/RECYCLING FUND**

To see if the Town vote to establish a Solid Waste and Recycling Enterprise fund pursuant to the provisions of G.L. Ch. 44 sec. 53F ½ to be effective July 1, 2007, or take any action relative thereto. (Board of Health)

**Recommendation of the Finance Committee** Favorable action. (6-0-1).

This article sets up an enterprise account and begins the RFP process to implement a service of solid waste and recycling services for the Town. There will need to be a second vote in the future to fund the account once a service provider is chosen.

**Vote Needed:** Requires a simple majority.

**Motion:** Move to establish a Solid Waste and Recycling Enterprise fund pursuant to the provisions of MGL. Ch. 44 sec. 53F ½ to be effective July 1, 2007.

**Town Meeting Action: Moderator declared motion carried**

**ARTICLE 16: REVOLVING FUND ACCOUNTS**

To see if the Town will vote to establish and authorize GLc.44, §53e ½ revolving funds for the continuation of: engineering and legal costs, not to exceed \$50,000, derived from Planning Board fees, under the Planning Board; engineering and legal costs, not to exceed \$15,000, derived from Zoning Board of Appeals fees, under the Zoning Board of Appeals; Library book repairs, not to exceed \$6,000, derived from late fines and fees, under the Library Trustees; recreation program costs, not to exceed \$10,000, to be derived from program fees, under the Recreation Committee; recycling program costs, not to exceed \$2,000, derived from disposal fees, under the Board of Health; engineering costs, not to exceed \$50,000, derived from septic permits and inspection fees, under the Board of Health; compost bin costs, not to exceed \$2,000, derived from compost bin sales, under the Board of Health; or take any other action related thereto. (Town Manager)

**Recommendation of the Finance Committee** Favorable action. (7-0).

Favorable action is for the Library book repairs, recreation programs and BOH compost bin revolving accounts.

**Vote Needed:** Requires a simple majority.

**Motion:** Move to establish and authorize the following 53e ½ revolving funds for the continuation of: Library book repairs, not to exceed \$6,000, derived from late fines and fees, under the Library Trustees; recreation program costs, not to exceed \$10,000, to be derived from program fees, under the Recreation Committee; and recycling program costs, not to exceed \$2,000, derived from disposal fees, under the Board of Health.

**Amendment to Motion:** Library book repairs, not to exceed \$12,000, to be arrived from late fines and fees (to replace the line that reads Library book repairs not to exceed \$6,000).

**Town Meeting Action: Moderator declared motion carried**

**Town Meeting Action on amended motion: Moderator declared motion carried**

**ARTICLE 17: PURCHASE OF WELLHEAD PROTECTION LAND**

To see if the Town will vote to transfer a sum or sums of money from the Water Enterprise Fund to the Water Capital Outlay account # 650.450.5850.5.0004 for the purpose of acquiring +/-4.87 acres of wellhead protection land from the Bouchard family abutting the Blackstone Street well field. Said parcel is more specifically described as Parcel "C" as shown on a plan entitled "Division of Land Blackstone Street Uxbridge Massachusetts" prepared by Andrews Survey and Engineering, Inc, dated 11-09-05 and being a portion of deed 5315/472, Plan Book 319, Plan 108 (map 26, lot 248) owned by William L and Karen Bouchard; or take any other action relating thereto. (Board of Selectmen/DPW Superintendent)

**Recommendation of the Finance Committee:** Favorable action (7-0). This is a continuation of the Water Management plan developed by the Department of Public Works. This increases the buffer zone around the well fields as specified by MGL.

**Vote Needed:** Requires simple majority

**Motion:** Move to transfer and appropriate \$115,000.00 from the Water Enterprise Fund to the Water Capital Outlay account # 650.450.5850.5.0004 for the purpose of acquiring +/-4.87 acres of wellhead protection land from the Bouchard family abutting the Blackstone Street well field.

**Town Meeting Action: Moderator declared motion carried**

### **ARTICLE 18: IMPROVEMENTS TO THE MUNICIPAL WATER SUPPLY SYSTEM**

To see if the Town will vote to appropriate the sum of \$4,600,000.00 for the purpose of improving the Municipal Water Supply System, including the replacement of the 1907 High Street water tank, construction and replacement of water lines from said tank to North Main Street and acquiring any and all easements necessary for the project; that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is authorized to borrow up to \$4,600,000.00 under Chapter 44 of the General Laws or any other enabling authority; that the Board of Selectmen is authorized to apply for, accept and expend and available federal or state funds or grants and/or gifts of any kind for the purpose of this project; that the Board of Selectmen is authorized to take any other action necessary to carry out this project; and further that while this borrowing shall be a general obligation of the Town, it is the intent of the Town that the principle and interest on this borrowing will be paid for from the Water Enterprise Fund and/or the Water System Development Account; or take any other action relating thereto. (Board of Selectmen/DPW Superintendent)

**Recommendation of the Finance Committee:** Favorable action. (7-0).

This is a continuation of the Water Management plan developed by the Department of Public Works.

**Vote Needed:** Requires a 2/3 majority.

**Motion:** Move to accept Article 18 as printed.

**Town Meeting Action: Moderator declared motion carried**

### **ARTICLE 19: STABILIZATION FUND BY-LAW**

To see if the Town will vote to accept a new Town By-Law for the Stabilization Fund, By-Law Number \_\_\_\_\_ Stabilization Fund " at the Spring Annual Town Meeting the Stabilization Fund shall be increased so that it's balance is equal to 5% of the proposed operating budget" or take any other action relative thereto. (Finance Committee)

**Recommendation of the Finance Committee:** No action. (7-0).

The Committee feels strongly that the Town has to become more diligent in funding the Stabilization Fund and keeping the Fund at a suitable level. This allows the Town to keep a strong bond rating and provide funds for Town emergencies. The Committee will establish a financial policy to address this issue.

**Vote Needed:** n/a

There was a motion to move Article 19 but then a motion was made to withdraw it. The Moderator asked for unanimous consent to withdraw the motion, which the assembly granted.

**Town Meeting Action: No motion therefore no action**

### **ARTICLE 20: ACCEPTANCE OF MGL CHAPTER 32 B, SECTION 18 – MEDICARE HEALTH BENEFITS FOR TOWN RETIREES**

To see if the Town will vote to accept the provisions of G.L. c. 32B, Section 18, requiring that all eligible retirees of the Town utilize the federal Medicare program for health insurance, by voting that the Town shall require all retirees, their spouses and dependents who are enrolled in Medicare Part A at no cost to a retiree, his/her spouse or dependents, or eligible for coverage thereunder at no cost to a retiree, his/her spouse or dependents, to enroll in a medicare health benefits supplement plan offered by the Town, or take any action relative thereto. (Board of Selectmen/Town Manager)

**Recommendation of the Finance Committee:** No recommendation.

**Vote Needed:** n/a

**Town Meeting Action: No motion therefore no action**

**ARTICLE 21: ASSOCIATE PLANNING BOARD MEMBER**

To see if the Town will vote to amend the Uxbridge Zoning By-laws as allowed under MGL C.40A S.9 by adding a new Section XV to read as follows “The Town Manager may appoint one associate member to the Planning Board who may sit on the Board for the purposes of acting on a special permit application, in the case of absence, inability to act, or conflict of interest, on the part of any member of the Planning Board or in the event of a vacancy on the Board” and renumber the By-law accordingly; or take any other action relative thereto. (Planning Board)

**Recommendation of the Finance Committee:** Favorable action. (5-2).

The Committee feels that approval of this article will increase the efficiency of the planning process and will benefit the community. An amendment to the Charter is required in concert with this bylaw. (It should be noted that Town Counsel informed Town meeting stated that a Charter change would not be required.)

**Recommendation of the Planning Board:** The Planning Board gives favorable recommendation to Article 21.

**Vote Needed:** Requires a 2/3 vote and a Planning Board report.

**Motion:** Move to amend the Uxbridge Zoning Bylaws as allowed under MGL C.40A S.9 by adding a new Section XV to read as follows: “The Town Manager may appoint one associate member to the Planning Board who may sit on the board for the purposes of acting on a special permit application, in the case of absence, inability to act, or conflict of interest, on the part of any member of the Planning Board or in the event of a vacancy on the Board” and renumber the Bylaws accordingly.

**Town Meeting Action:** Moderator declared motion carried by unanimous vote.

**ADJOURN**

**Motion:** Move to dissolve the 2007 Annual Town Meeting at 10:45 p.m.

**Town Meeting Action:** Moderator declared motion passed unanimously

A True Attest,

Joseph H. Kaplan  
Uxbridge Town Clerk