



**SPRING TOWN MEETING MINUTES  
SATURDAY, MAY 15, 2021 @ 2:00 P.M.  
MCCLOSKEY SCHOOL – 62 CAPRON STREET  
UXBRIDGE, MASSACHUSETTS**

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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 McCloskey Field, in Precinct 1, in said Uxbridge, and transacted the following business on May 15, 2021:

Moderator Charles “Ed” Maharay called the Fall Town Meeting to order at 2:00pm, declaring the presence of a quorum (50 required, 144 voters present). Rules for conducting business and taking votes of the meeting were announced. All Town Meeting votes will be taken by electronic vote.

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**ARTICLE 1: COMMITTEE REPORTS**

To allow interested Committees/Departments to present reports and act thereon, or take any other action related thereto.

**SPONSOR:** Board of Selectmen

**COMMENTARY:** To hear the report of any outstanding committee or department and act thereon.

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

**A report of the Charter review committee was read and is included below:**

The Uxbridge Home Rule Charter (“Charter”) requires that a committee is to be established every ten years to review the Charter and prepare a report to Town Meeting. A Charter Review Committee (“CRC”) was formed in March, 2020 through selection of 9 individuals, with 3 selected by the Moderator, 2 by the Selectmen, 2 by the Finance Committee and 2 by the School Committee. Due to the Covid-19 pandemic, the committee postponed meetings until August, 2020, after which it started discussions about how the work of the committee should be conducted. Timelines, milestones and final work product expectations were established. The committee conducted interviews with current and former town employees, as well as current and former members of boards and committees to gather suggestions for changes to the Charter.

The CRC is in the final stages of deliberation regarding potential changes to language in the Charter and plans to present a petition for these proposed changes for an Article on the 2021 Fall Town Meeting Warrant. Significant topics include the role of Selectmen as Water and Sewer Commissioners,

considering a change from the word “Selectmen”, establishing a professional human resources position and changing procedures in the Police Department.

Residents are invited to visit the web page for the Charter Review Committee on the Uxbridge website where a link can be found to a survey for providing suggestions to the committee about language in the Charter. The Committee meets via Zoom on the first and third Mondays of each month at 6:30 pm and residents are invited to the meeting. The meeting agenda with the Zoom link is on the committee’s web page.

## **ARTICLE 2: BILLS OF PRIOR FISCAL YEAR – PASS OVER**

To see if the Town will vote pursuant to M.G.L. c.44, §64 to raise and appropriate and/or transfer from available funds such sums of money necessary for the purpose of paying outstanding bills from prior fiscal year(s), or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** Pass Over - There are no outstanding unpaid prior year bills.

**MOTION:** *Pass Over*

*Vote required for passage: 4/5<sup>th</sup> majority vote (M.G.L. c.44, §64) - simple majority if passing over.*

**FINANCE COMMITTEE RECOMMENDATION:** Pass Over

**BOARD OF SELECTMEN RECOMMENDATION:** Pass Over

**No Motion**

**No Action**

## **ARTICLE 3: FY 2021 SNOW AND ICE DEFICIT**

To see if the Town will vote to transfer from the Town Stabilization Fund a sum of money to balance the snow and ice account for 2021 deficits incurred pursuant to M.G.L. c.44, §31D, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** The estimated FY2021 overrun for snow and ice is \$125,000. The overrun will accommodate projections for labor, salt purchase to replenish supplies and monies for repairs and maintenance of equipment and grounds. This is an estimated number and the amount may be substituted on the floor should it need to be changed.

**MOTION:** *Move that the Town vote to appropriate the sum of \$125,000 to apply to deficits incurred in the FY2021 snow/ice budget and to meet said appropriation transfer the sum of \$125,000 from the Stabilization Fund.*

*Vote required for passage: requires a 2/3rds vote per M.G.L. c.4, §5B to transfer from the stabilization fund*

**FINANCE COMMITTEE RECOMMENDATION:** Favorable Action (6-0-0)

**BOARD OF SELECTMEN RECOMMENDATION:** Favorable Action (4-0-0)

**The motion was seconded**

**Moderator declares a 2/3rds majority vote, motion carries, Yes-95, No-6**

## **ARTICLE 4: TRANSFER FROM SEWER ENTERPRISE RETAINED EARNINGS**

To see if the Town will vote to transfer from sewer retained earnings the sum of \$500,000 to supplement the FY2021 budget, or take any other action related thereto.

**SPONSOR:** Town Accountant

**COMMENTARY:** This transfer will be to supplement the Wastewater Enterprise FY2021 budget.

**MOTION:** *Move that the Town vote to appropriate the use of \$500,000 from the Wastewater Enterprise Retained Earnings to supplement the FY'21 Wastewater Budget.*

*Vote required for passage: majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (5-0-1)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-56, No-40

**ARTICLE 5: TRANSFER FROM WATER ENTERPRISE RETAINED EARNINGS**

To see if the Town will vote to transfer from sewer retained earnings the sum of \$100,000 to supplement the FY2021 budget, or take any other action related thereto.

**SPONSOR:** Town Accountant

**COMMENTARY:** This transfer will be to supplement the Water Enterprise FY2021 budget.

**MOTION:** *Move that the Town vote to appropriate the use of \$100,000 from the Water Enterprise Retained Earnings to supplement the FY'21 Water Budget.*

*Vote required for passage: majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (5-0-1)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-75, No-32

**ARTICLE 6: TOWN BUDGET**

To see if the Town will vote to fix compensation of all 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 2022 (FY22) – approve the budget, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** Please see the expenditure details in the FY2022 Town Manager Budget document on the table below. The expanded budget broken down by salaries and expenses was posted on the town website on 4/29/21. Budgeted FY2022 salaries and expenses total \$46,155,522 a change of \$895,383 or 1.98% from FY2021.

**MOTION:** *Move that \$46,155,522 be appropriated, as set forth in individual budget appropriations listed under the column "FY22 Town Manager Budget", as described in the Spring Annual Town Meeting warrant in the budget prepared by the Town Manager, and as funding therefore; to transfer from local revenue, funds raised via taxation, and any other available funds; to raise and appropriate the total sum of \$46,155,522 at the Spring Annual Town Meeting warrant.*

*Vote required for passage: simple majority vote provided if none of the funds are coming from the stabilization fund. A 2/3rds vote per M.G.L. c.40, §5B to transfer from the stabilization fund.*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

## FY2022 TOWN MANAGER BUDGET

	General Fund		FY21 Appropriated	FY22 Town Manager Budget	Increase/ decrease
122	Board of Selectmen		26,998.00	27,409.00	411.00
123	Town Manager		215,318.00	211,374.00	(3,944.00)
131	Finance Committee		2,080.00	2,080.00	0.00
132	Reserve Fund		55,000.00	55,000.00	0.00
135	Accounting		169,916.00	161,189.00	(8,727.00)
141	Assessor		127,455.00	165,792.00	38,337.00
145	Treasury		361,735.00	372,949.00	11,214.00
151	Legal		100,000.00	100,000.00	0.00
155	Technology		256,000.00	334,000.00	78,000.00
160	Clerk		165,840.00	162,388.00	(3,452.00)
170	Land Use		72,188.00	48,975.00	(23,213.00)
171	Conservation		62,290.00	56,784.00	(5,506.00)
179	Economic Development		82,300.00	84,000.00	1,700.00
199	Town Facilities		566,654.00	665,873.00	99,219.00
	<b>Total General Government</b>		<b>2,263,774.00</b>	<b>2,447,813.00</b>	<b>184,039.00</b>
	General Fund		FY21 Appropriated	FY22 Town Manager Budget	Increase/ decrease
210	Police		2,632,100.00	2,800,204.00	168,104.00
220	Fire		1,534,810.00	1,899,376.00	364,566.00
240	Inspections		173,259.00	167,016.00	(6,243.00)
292	Animal Control		50,147.00	51,172.00	1,025.00
	<b>Total Public Safety</b>		<b>4,390,316.00</b>	<b>4,917,768.00</b>	<b>527,452.00</b>
10-300		School Dept	21,188,379.00	21,438,925.00	250,546.00
		School Transportation	1,682,142.00	1,736,341.00	54,199.00
10-380		BVT assessment	1,693,641.00	1,818,048.00	124,407.00
10-381		Norfolk Agricultural	514,314.00	451,800.00	(62,514.00)
10-382		Tri County	34,065.00	60,000.00	25,935.00
	<b>Total School</b>		<b>25,112,541.00</b>	<b>25,505,114.00</b>	<b>392,573.00</b>
421	PW Administration		124,407.00	137,333.00	12,926.00
422	Highway		875,902.00	858,675.00	(17,227.00)
423	Snow and Ice		460,000.00	598,500.00	138,500.00

425	Vehicle Maintenance		274,672.00	275,757.00	1,085.00
430	Street Lighting		72,800.00	32,000.00	(40,800.00)
	<b>Total Public Works</b>		<b>1,807,781.00</b>	<b>1,902,265.00</b>	94,484.00
510	Board of Health		136,434.00	121,518.00	(14,916.00)
541	Council on Aging		196,972.00	208,744.00	11,772.00
543	Veterans Services		267,919.00	270,372.00	2,453.00
	<b>Total Human Services</b>		<b>601,325.00</b>	<b>600,634.00</b>	(691.00)
610	Library		422,254.00	435,882.00	13,628.00
	<b>Total Library and Recreation</b>		<b>422,254.00</b>	<b>435,882.00</b>	13,628.00
700	Debt		2,204,657.00	2,292,558.00	87,901.00
	<b>Total Debt</b>		<b>2,204,657.00</b>	<b>2,292,558.00</b>	87,901.00
911	Retirement		1,911,212.00	2,107,323.00	196,111.00
912	Workers Comp		110,000.00	110,000.00	0.00
913	Sick Leave		36,722.00	36,000.00	(722.00)
	General Fund		FY21 Appropriated	FY22 Town Manager Budget	Increase/ decrease
914	Health Insurance		5,738,370.00	5,115,165.00	(623,205.00)
916	Medicare		335,000.00	360,000.00	25,000.00
	General Fund		FY21 Appropriated	FY22 Town Manager Budget	Increase/ decrease
919	Reserve for wage Adjustment		94,998.00	75,000.00	(19,998.00)
945	PL Insurance		227,849.00	250,000.00	22,151.00
	<b>Total Unclassified</b>		<b>8,454,151.00</b>	<b>8,053,488.00</b>	(400,663.00)
			45,256,799.00	46,155,522.00	898,723.00

**A separate vote will be taken for each major category in the budget.**

**The motion for General Government section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-116, No-6**

**The motion for Public Safety section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-117, No-3**

**The motion for Education section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-98, No-12**

**The motion for Public Works section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-110, No-9**

**The motion for Health & Human Services section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-110, No-8**

**The motion for Library section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-113, No-9**

**The motion for Debt Service section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-107, No-15**

**The motion for Other Unclassified section was seconded**

**Moderator declares a Simple majority vote, motion carries, Yes-109, No-11**

#### **ARTICLE 7: WASTEWATER ENTERPRISE FUND BUDGET**

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 Wastewater Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Wastewater Enterprise Fund received during fiscal year 2022, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** The Wastewater Enterprise Fund is based upon the collection of sewer charges to billing units and is entirely self-supporting. Benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against wastewater departmental revenue. The FY2022 Wastewater Enterprise Budget shows a decrease of \$416,196 or 10.42% from FY2021 (Excluding special purpose articles).

**MOTION:** *Move that the sum of \$3,579,106 be appropriated to the FY2022 Wastewater Enterprise Fund Account to be expended for the respective purposes set forth in the warrant, and that \$300,000 of the so-called ARPA (American Rescue Plan Act of 2021) funds be appropriated for Capital Infrastructure projects of the Wastewater Department.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (4-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

**The motion was seconded**

**Moderator declares a simple majority vote, motion carries, Yes-96, No-19**

#### **ARTICLE 8: WATER ENTERPRISE FUND BUDGET**

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 Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Water Enterprise Fund received during fiscal year 2022, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** The Water Enterprise Fund is based upon the collection of water charges to billing units and is entirely self-supporting. Debt, fuel, and benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against water departmental revenue. The FY2022 Water Enterprise Budget shows a decrease of \$162,652 or 7.26% over FY2021 operating budget (excluding

special articles). The use of retained earnings in the amount of \$41,000 is required in the FY2022 operating budget.

**MOTION:** *Move that the sum of \$2,077,888 be appropriated and \$41,000 of retained earnings be transferred to the FY2022 Water Department Enterprise Fund Account to be expended for the respective purposes set forth in the warrant and that \$100,000 of the so-called ARPA (American Rescue Plan Act of 2021) funds be appropriated for Capital Infrastructure projects of the Water Department.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (4-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The main motion was seconded

Motion to amend the main motion to “Move to allow \$43,000 from ARPA funds to be applied to the Water budget,”

The motion to amend was seconded

Moderator declares simple majority vote, motion to amend carries, Yes-92, No-14

**Amended Motion now reads:** *Move that the sum of \$2,077,888 be appropriated and \$41,000 of retained earnings and \$43,000 of so-called ARPA funds be transferred to the FY2022 Water Department Enterprise Fund Account to be expended for the respective purposes set forth in the warrant and that \$100,000 of the so-called ARPA (American Rescue Plan Act of 2021) funds be appropriated for Capital Infrastructure projects of the Water Department.*

Moderator declares a simple majority vote, amended motion carries, Yes-76, No-9

#### **ARTICLE 9: CABLE PEG ACCESS TELEVISION ENTERPRISE FUND BUDGET**

To see if the Town will vote to appropriate a sum or sums of money for the salaries and expenses of the Community Access Television budget for the ensuing fiscal year, such sums of money to be offset revenues received during FY 2022 by the Cable PEG Access Enterprise Fund, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** The Community Access Television budget is funded by charges unrelated to the tax levy. Benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against departmental revenue. The FY2022 Cable PEG access operating budget shows an increase of \$7,625 or 4.11% over FY2021.

**MOTION:** *Move that the sum of \$193,268 as set forth in the column (“FY2022 Town Manager Budget”), be appropriated to Community Access Television Account to be expended for the respective purposes set forth, with each item being considered a separate appropriation.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-107, No-4

A motion to take Article 16 out of order was made and seconded

Moderator declares a simple majority vote, motion carries, Yes-86, No-32



## **ARTICLE 16: LEASE AGREEMENT WITH UXBRIDGE YOUTH SOCCER LEAGUE**

To see if the Town will vote to authorize the Town Manager and/or Board of Selectmen to negotiate and enter into an extended lease agreement with Uxbridge Youth Soccer League in order to make improvements on the existing fields and other necessary field improvements at 320 Sutton Street, or take any other action related thereto.

**SPONSOR:** Board of Selectmen

**COMMENTARY:** The actual address is **285 Sutton Street** not 320 Sutton Street in the article. The Town is looking to enter into an extended lease agreement with the Uxbridge Youth Soccer League, that would allow the league to make improvements to the complex, a shared well with the Community Gardens, irrigation for the current field, new U14 fields for play and other investments by the league going forward. The lease would be for an extended period allowed by law and provide for extensions to protect both entities.

**MOTION:** *Move that Town Meeting authorize the Town Manager/Board of Selectmen to negotiate and enter into an extended lease for use and improvements to the Sutton Street soccer fields and to further authorize the Selectmen to enter into any agreements or petition for additional required relief as may be necessary to lease said property.*

*Vote required for passage: 2/3rds majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a 2/3rds majority vote, motion carries, Yes-113, No-8

## **ARTICLE 10: TRANSFER FROM STABILIZATION TO OPEB - PASS OVER**

To see if the Town will vote to transfer \$40,000 balance of meals tax from FY2020, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** This article is not necessary as the legislature passed a Special Act that allows automatic transfer of meals tax to the OPEB account.

**MOTION:** *Move to pass over Article 10.*

*Vote required for passage: majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

No Motion

No Action

## **ARTICLE 11: RESCIND AUTHORIZED, UNISSUED DEBT**

To see if the Town will vote to rescind the following unissued balances of appropriations and borrowing authority voted by the Town, which amounts are no longer needed for the purpose for which they were approved, or take any other action relative thereto.

<u>Vote Date</u>	<u>Article</u>	<u>Purpose</u>	<u>Amount to be Rescinded</u>
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June 19, 2019 & June 22, 2010	1	High School construction	\$ 134,522
May 10, 2011	11	DPW equipment (combination dump truck)	\$ 12,000
November 19, 2013	13	Comprehensive wastewater management plan	\$ 190,000
May 12, 2015	S-2	Fire Station	\$1,050,000

**SPONSOR:** Town Manager

**COMMENTARY:** Authorization to borrow these amounts were approved at past Town Meetings; the ability to borrow these funds is not needed and the Treasurer is asking that the authorization be rescinded.

**MOTION:** *Move that the Town hereby vote as noted in the above chart to rescind the unissued balances of appropriations and borrowing authority voted by the Town, which amounts are no longer needed for the purpose for which they were approved.*

*Vote required for passage: majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-87, No-1

### **ARTICLE 12: REVOLVING FUND ACCOUNTS**

To see if the Town will vote to authorize GLc.44, §53E ½ revolving funds for the continuation of: Library book repairs, not to exceed \$15,000, derived from late fines and fees, under the Library Trustees; recreation program costs, not to exceed \$10,000, derived from program fees, under the Recreation Committee; compost bin costs, not to exceed \$2,000, derived from compost bin sales, under the Board of Health; operational and restoration costs associated with the Uxbridge Community Garden, not to exceed \$20,000, to be derived from user fees and donations, under the Community Garden Committee; first aid/CPR training, not to exceed \$10,000, derived from course tuition and fees, under the Fire Chief; securing and/or demolition of buildings deemed unsafe and associated site cleanup, not to exceed \$30,000, derived from fees charged for those activities and 2.5% of permit revenue generated by the Inspectional Services Department, under the said department; Operation and restoration costs associated with Pout Pond; under the Pout Pond Recreation Committee, not to exceed \$25,000, derived from user and activity fees and concession sales; Uxbridge Dog Park Activities, for construction related and operational costs associated with the Uxbridge Dog Park; under the Dog Park Committee, not to exceed \$25,000, derived from user fees, donations, sponsorships, and/or purchases of memorial bricks; Board of Health, not to exceed \$50,000, derived from fund for use by the Board of Health in connection with Title V (Septic) and food related permits, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** This is the annual expenditure authorization article for the Town's revolving funds.

**MOTION:** *Move that the article be voted as written.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-88, No-3

### **ARTICLE 13: CARE AND CONDITION OF TOWN ROADS**

To see if the Town will vote to appropriate a sum or sums of money for capital projects as recommended by the Town Manager in conjunction with the Capital Committee, or take any other action related thereto.

**SPONSOR:** DPW Director

**COMMENTARY:** This request is a continuation of the proposal which began at the Fall 2017 Town Meeting. This proposal will continue to utilize a large portion of that capacity to spend funds annually via a warrant article, for the care and condition of town roads.

**MOTION:** *Move that the Town vote to raise and appropriate \$484,000 for the purpose of care and conditioning of Town roads.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-104, No-1

### **ARTICLE 14: CMRPC PER CAPITA RATE/APPROPRIATION**

To see if the Town will vote to approve a **0.30087 per capita**, as assessed upon the population of 13,457 persons in the Town of Uxbridge, as listed on the 2010 national census, and in doing so, vote to confirm the amount of \$4,048.81 appropriated for this purpose in this article to pay the Town's portion of the FY2022 operating expenses of the Central Massachusetts Regional Planning Commission (CMRPC) pursuant to M.G.L. Chapter 40B, Section 7, or take any other action related thereto.

**SPONSOR:** Town Manager

**COMMENTARY:** This article seeks funding for the FY2022 assessment by CMRPC, as approved by the Regional Planning Commission pursuant to c.40B, §7 of M.G.L. This assessment was previously raised within the general fund budget, but this year it was noted that Town Meeting must also approve the per capita rate upon which the assessment is based, which necessitates a special article.

**MOTION:** *Move that the Town vote to approve 0.30087 per capita, as assessed upon the population of 13,457 persons in the Town of Uxbridge, as listed on the 2010 national census, and in doing so, vote to confirm the amount of \$4,048.81 appropriated for this purpose in Article 6 to pay the Town's portion of the FY2022 operating expenses of the Central Massachusetts Regional Planning Commission (CMRPC) pursuant to M.G.L c.40B, §7.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-95, No-6

### **ARTICLE 15: ADOPTION OF CHAPTER 60, §23B RAISE MUNICIPAL LIEN CERTIFICATE CHARGE - PASS OVER**

To see if the Town will vote to allow the town to charge more than the standard \$25 for municipal lien certificates (MLC's). Communities that adopt this local option provision may charge more than \$25 to issue an MLC in the following cases: for residential properties of four or more families, \$100; for commercial, industrial and public utility properties, \$150; and, for farms and forests, \$50. Local acceptance of this provision would require a town meeting vote, or take any other action related thereto.

**SPONSOR:** Board of Selectmen

**COMMENTARY:** Pass Over - Towns are raising the fees under the authority granted in M.G.L. c 40, §22F. **Adoption of c.40, §22F passed at Uxbridge Town Meeting April 2001.** As such, the Tax Collector, may set a reasonable fee for the issuance of a certificate which would include a MLC. The new fee supersedes the fee already in place under M.G.L c. 60, §23B.

**MOTION:** *Pass Over*

*Vote required for passage: no vote required*

**FINANCE COMMITTEE RECOMMENDATION:** **Pass Over**

**BOARD OF SELECTMEN RECOMMENDATION:** **Pass Over**

**No Motion**

**No Action**

**ARTICLE 17: GRANT OF EASEMENT FOR PURPOSES OF ESTABLISHING A BIKE PATH**

To see if the Town will authorize the Select Board to grant an easement, as necessary, to support the use of a certain subsurface utility easement held by the Town located on several properties owned by the Town including properties at 80 and 330 River Road, 248 and 300 Quaker Highway and 280 and 434 Millville Road, along with other adjoining parcels, said easement to be granted for the purposes of establishing a bike path over the Town's sub surface easement; and further to authorize the Select Board and Town Manager to negotiate the terms of any agreements with respect to said easement, or take any other action related thereto.

**SPONSOR:** Board of Selectmen

**COMMENTARY:** This article would give the Town Manager or the Board of Selectmen the authority to grant Blackstone Heritage Corridor an easement on the existing Sewer easements on parcels of land owned by the Town of Uxbridge only. In this case, the warrant is not asking for the easement at this time, only that the authority be given to do so at a future time to continue the construction of the bike path.

SEE ATTACHMENT #1

**MOTION:** *Move that the Town be authorized to negotiate and enter into easements, as described in the warrant for properties owned by the Town including properties at 80 and 330 River Road, 248 and 300 Quaker Highway and 280 and 434 Millville Road, along with other adjoining parcels.*

*Vote required for passage: 2/3rds majority*

**FINANCE COMMITTEE RECOMMENDATION:** **Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION:** **Favorable Action (4-0-0)**

The motion was seconded

Moderator declares a 2/3rds majority vote, motion carries, Yes-100, No-4

**ARTICLE 18: AMEND THE ZONING BYLAW LANGUAGE IN §400-23, NUMBER OF MARIJUANA ESTABLISHMENTS, AND MEDICAL MARIJUANA TREATMENTS CENTERS**

To see if the Town will vote to amend §400-23 by removing the following section labeled Example A and replacing it with Example B.

**Example A – Current as approved by AG (REMOVE THE FOLLOWING):**

**A. Number of Marijuana Establishments and Medical Marijuana Treatment Centers**

1. The maximum number of marijuana retailers shall be no more twenty percent (20%) the total number of licenses which have been issued within Uxbridge for the retail of alcoholic beverages not to be drunk on the premises for the preceding fiscal year, or three in total, whichever the greater.
2. The maximum number of marijuana cultivators, marijuana testing facilities, research facilities, marijuana product manufacturer or any other type of licensed marijuana-related business (exclusive of marijuana retailers or marijuana treatment centers) shall be no more than twelve (12) in total.
3. The maximum number of medical marijuana treatment centers shall be no more than three (3).

## **B. Number of Marijuana Establishments and Medical Marijuana Treatment Centers**

1. The Board of Selectman shall negotiate and execute a Host Community Agreement (HCA) with the proposed marijuana establishment or medical marijuana treatment center.
2. There shall be no maximum on the number of marijuana cultivators, marijuana testing facilities, research facilities, marijuana product manufacturer or any other type of licensed marijuana-related business (exclusive of marijuana retailers or marijuana treatment centers)

### **Example B – Corrected (REPLACE WITH):**

## **A. Number of Marijuana Establishments and Medical Marijuana Treatment Centers**

1. The maximum number of marijuana retailers shall be no more twenty percent (20%) the total number of licenses which have been issued within Uxbridge for the retail of alcoholic beverages not to be drunk on the premises for the preceding fiscal year, or three in total, whichever the greater.
2. There shall be no maximum on the number of marijuana cultivators, marijuana testing facilities, research facilities, marijuana product manufacturer or any other type of licensed marijuana-related business (exclusive of marijuana retailers or medical marijuana treatment centers)
3. The maximum number of medical marijuana treatment centers shall be no more than three (3).

## **B. Location and Uses Marijuana establishments or medical marijuana treatment centers are prohibited in all zoning districts, except as otherwise permitted by these Bylaws, following the standards herein:**

1. The Board of Selectman shall negotiate and execute a Host Community Agreement (HCA) with the proposed marijuana establishment or medical marijuana treatment center.
2. Any marijuana establishment or medical marijuana treatment center must be located within whichever district permissible under Appendix A, Table of Use Regulations.  
, or take any other action related thereto.

**SPONSOR:** Board of Selectmen

<b>COMMENTARY:</b> This article would correct a typographical error in the language.
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**MOTION:** *Move that the Town vote to amend §400-23 of the Zoning Bylaws as printed in the warrant.*

*Vote required for passage: 2/3rds majority per M.G.L. c.40A, §5*

**FINANCE COMMITTEE RECOMMENDATION:** Favorable Action (5-0-0)

**BOARD OF SELECTMEN RECOMMENDATION:** Favorable Action (4-0-0)

**PLANNING BOARD RECOMMENDATION:** Favorable Action (5-0-0)

The main motion was seconded

A motion was made to table the article

Motion to Table was seconded

Moderator declares motion to table fails, Yes-40, No-45

Moderator declares a 2/3rds majority vote, the main motion carries, Yes-71, No-28

## **ARTICLE 19: MARIJUANA DELIVERY LICENSE ADOPTION & AMEND SECTIONS OF THE ZONING BYLAWS**

To see if the Town will vote to amend the Zoning Bylaw of the Town of Uxbridge by making the following changes thereto, by inserting the underlined text shown in § 400-23 A. Definitions as follows:

Marijuana Delivery Licensee - an entity that is authorized by the Cannabis Control Commission (CCC) to deliver Marijuana and Marijuana Products directly to Consumers, and as permitted by the CCC, Limited Delivery Licensee Marijuana Couriers to Patients and Caregivers. Included within this definition are Marijuana Delivery Operator and Marijuana Courier as those terms are defined by 935 CMR 500. Marijuana Delivery Licensees shall not be deemed Marijuana Retailers for the purpose of the maximum Marijuana Retailer limitations imposed under this bylaw.

Marijuana establishment - a marijuana cultivator, marijuana testing facility, marijuana research facility, marijuana product manufacturer, marijuana retailer, marijuana delivery licensee, or any other type of licensed marijuana-related business.

And further, to amend to amend the Zoning Bylaw of the Town of Uxbridge by making the following changes thereto, by inserting the underlined text shown in § 400-23 A. Number of Marijuana Establishments and Medical Marijuana Treatment Centers as follows:

2. There shall be no maximum on the number of marijuana cultivators, marijuana testing facilities, research facilities, marijuana product manufacturer, Marijuana Delivery Licensees, or any other type of licensed marijuana-related business (exclusive of marijuana retailers or marijuana treatment centers).

And further, to amend to amend the Zoning Bylaw of the Town of Uxbridge by making the following changes thereto, by inserting the underlined text shown in Table A Table of Use Regulations as follows:

Marijuana establishment (cultivation, production, <u>delivery</u> )	N	N	N	N	N	Y	Y	Y
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, or take any other action related thereto.

**SPONSOR:** Planning Board

**COMMENTARY:** The Cannabis Control Commission has established a new class of Marijuana related business license to allow for delivery of marijuana related products direct to purchaser by licensed delivery couriers. The approval of this class of license would allow this to occur in the Town of Uxbridge.

**MOTION:** *Move that the Zoning Bylaws be amended as printed in the warrant.*

*Vote required for passage: 2/3rds majority per M.G.L. c.40A, §5*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (5-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

**PLANNING BOARD RECOMMENDATION: Favorable Action (5-0-0)**

The motion was seconded

Moderator declares motion fails, Yes-50, No-52

**ARTICLE 20: AMEND THE SECTIONS OF THE ZONING BYLAWS WHICH ESTABLISH THE MAXIMUM NUMBER OF RETAIL MARIJUANA ESTABLISHMENTS**

To see if the Town will vote to amend the Zoning Bylaw to increase the number of marijuana retail facilities (excluding growers and medical treatment centers) from three (3) to six (6) by amending the zoning bylaw §400-23, subsection A 1., Marijuana Establishments, and Medical Marijuana Treatment Centers as follows:

A. Number of Marijuana Establishments and Medical Marijuana Treatment Centers

1. The maximum number of marijuana retailers shall be no more ~~than six (6) in total. 20 per cent the total number of licenses which have been issued within Uxbridge for the retail of alcoholic beverages not to be drunk on the premises for the preceding fiscal year, or three, whichever the greater.~~

, or take any other action related thereto.

**SPONSOR:** Board of Selectmen

**COMMENTARY:** The Town has already lifted the cap on non-retail marijuana businesses at a previous Town Meeting; this article would allow the number of allowed Retail establishments to go from the current maximum of 3 to a new maximum of 6.

**MOTION:** *Move that Town Meeting vote to amend the Zoning Bylaws by changing the maximum number of Retail Marijuana establishments from the current number of 3 to a new maximum of 6, as printed in the warrant.*

*Vote required for passage: 2/3rds majority per M.G.L. c.40A, §5*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (5-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

**PLANNING BOARD RECOMMENDATION: Favorable Action (5-0-0)**

No Motion

No Action

**ARTICLE 21: CITIZEN'S PETITION - REZONING OF SUMMERFIELD AT TAFT HILL**

To see if the Town will vote to amend the zoning map incorporated into its zoning by-laws to Rezone Parcel 23 4435 from Residential/Agricultural to Residential. Summerfield at Taft Hill, a 55+ condominium community comprised of 130 Units, occupies this 63.04-acre parcel with approximately 25% of the parcel zoned Residential and the remainder zoned Agricultural. The Residents of Summerfield at Taft Hill would like to see the property be completely Residential.

**COMMENTARY:** Citizen's petition articles are voted upon as written. SEE ATTACHMENT #2

**MOTION:** *Move to pass Article 21, the Citizen's petition, to rezone Summerfield at Taft Hill, as published in the Uxbridge Spring Annual Town Meeting Warrant*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (6-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**



**PLANNING BOARD RECOMMENDATION: Favorable Action (5-0-0)**

The motion was seconded

Moderator declares a 2/3rds majority vote, motion carries, Yes-79, No-20

**ARTICLE 22: CITIZEN'S PETITION - ACCEPT TUCKER HILL ROAD AS A PUBLIC WAY**

To see if the Town will vote to accept as a public way the street known as Tucker Hill Road as laid out by the Board of Selectmen in the name and behalf of the Town to acquire by gift easements and appurtenant rights in and for said way for the purpose for which public ways are used in the town, or take any action relating thereto.

**COMMENTARY:** Citizen's petition articles are voted upon as written. SEE ATTACHMENT #3

**MOTION:** *To see if the Town will vote to accept as a public way the street known as Tucker Hill Rd, as laid out by the Board of Selectmen, in the name and behalf of the Town, to acquire by gift, easements, and appurtenant rights in and for said way for the purpose for which public ways are used in the Town, or take any other action related thereto.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (5-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

**PLANNING BOARD RECOMMENDATION: Favorable Action (4-0-1)**

The motion was seconded

Moderator declares a simple majority vote, motion carries, Yes-74, No-18

**ARTICLE 23: CITIZEN'S PETITION - SELECT BOARD**

To change the name of the Board of Selectman to "Select Board" or an equally inclusive term.

**COMMENTARY:** Citizen's petition articles are voted upon as written. The Charter defines the name of the Board of Selectmen.

**MOTION:** *Move that the Town vote to change the name of the Board of Selectmen to the Select Board with elected representatives referred to as Select Board Members.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Favorable Action (5-0-0)**

**BOARD OF SELECTMEN RECOMMENDATION: Favorable Action (4-0-0)**

**PLANNING BOARD RECOMMENDATION: Favorable Action (5-0-0)**

The motion was seconded

Moderator declares a 2/3rds majority vote, motion carries, Yes-50, No-38

**ARTICLE 24: CITIZEN'S PETITION - EXTEND AGE RESTRICTED OVERLAY DISTRICT - PASS OVER**

To amend Section 400-41 in Article VIII of the Zoning Bylaw as shown on the attached sheets.

**COMMENTARY:** At the request of the petitioner, this Article will be passed over. Citizen's petition articles are voted upon as written.

**MOTION:** *Motion, if any, to be made by the petitioner.*

*Vote required for passage: simple majority*

**FINANCE COMMITTEE RECOMMENDATION: Pass Over**



**BOARD OF SELECTMEN RECOMMENDATION: Pass Over**  
**PLANNING BOARD RECOMMENDATION: Pass Over**

**No Motion**

**No Action**

\* \* \* \* \*

**All Articles having been acted upon a motion was made to dissolve the meeting.**

**The motion was seconded**

**Moderator declares a Unanimous vote, motion carries.**

**The Meeting adjourned at 4:06pm.**

A true copy attest,



Kelly J. Cote, CMC  
Uxbridge Town Clerk