



TOWN OF MENDON
ANNUAL TOWN MEETING
MAY 6, 2022

THE COMMONWEALTH OF MASSACHUSETTS WORCESTER, SS

TO EITHER OF THE CONSTABLES OF THE TOWN OF MENDON, 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 said Town, qualified to vote in elections and in Town affairs, to meet at the Miscoc Hill School in said MENDON on the 6th day of May next, at 7:00 o'clock in the evening, then and there to act on the following articles:

- ARTICLE 1
(SELECT BOARD) To see if the Town will vote that any motion or amendment to increase any monetary articles or line items as proposed by the Finance Committee, presented at this Town Meeting Shall be OUT OF ORDER unless such motion, or amendment, states the source of funding as being from available free cash, or the line item or article that will be reduced by the same amount; or act or do anything in relation thereto.
- ARTICLE 2
(SELECT BOARD) To fix the salaries and compensations of the elected officials of the Town or act or do anything in relation thereto.
- ARTICLE 3
(SELECT BOARD) To determine what sums of money the Town will vote to raise and appropriate and/or transfer from available funds to defray charges and expenses of the Town including debt and interest and to provide for a reserve fund for the ensuing fiscal year; or act or do anything in relation thereto.
- ARTICLE 4
(SELECT BOARD) To see if the Town will vote to appropriate funds provided to the Town by the Commonwealth pursuant to so-called Chapter 90 type money and such other funds as the Commonwealth of Massachusetts Department of Transportation (including its Highway Division) may provide, and to authorize the Select Board to enter into contracts with the Massachusetts Department of Transportation (including its Highway Division) for so-called Chapter 90 type money and such other funds allocated to the Town; or act or do anything in relation thereto.
- ARTICLE 5
(SELECT BOARD) To see if the Town will vote to raise and appropriate and/or transfer from available sources a sum of money to fund the FY23 portion of the Assessor's Cyclical Inspection Program; or act or do anything in relation thereto.
- ARTICLE 6
(SELECT BOARD) To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to fund the FY23 portion of the Update Valuation Account; or act or do anything in relation thereto.
- ARTICLE 7
(SELECT BOARD) To see if the Town will vote to raise and appropriate and/or transfer a sum of money from available funds for Police Department State/Federal General Matching Grants; or act or do anything in relation thereto.
- ARTICLE 8
(SELECT BOARD) To see if the Town will vote to approve the Mendon Five Year Land Use Program, copies of which are available in the Town Clerk's office and at the Town website; or act or do anything in relation thereto.
- ARTICLE 9
(SELECT BOARD) To see if the Town will vote to appropriate and/or transfer from available funds from ATM 6-29-20 Art#24 FY2021; or act or do anything in relation thereto.
- ARTICLE 10
(SELECT BOARD) To see if the Town will vote to raise and appropriate, borrow, and/or transfer from available funds for the purchase or lease of a brush fire truck; and further, that the Select Board is authorized to accept any federal or state funds or grants and/or gifts of any kind for the purpose of this acquisition; or act or do anything in relation thereto.
- ARTICLE 11
(SELECT BOARD) To see if the Town will vote to transfer from available funds a sum of money for Town Hall campus improvements; or act or do anything in relation thereto.
- ARTICLE 12
(SELECT BOARD) To see if the Town will vote to transfer funds from the Inman Hill sale account for Town Hall campus improvements; or act or do anything in relation thereto.
- ARTICLE 13
(SELECT BOARD) To see if the Town will vote to transfer funds from the Complete Streets account for Town Hall campus improvements; or act or do anything in relation thereto.
- ARTICLE 14
(SELECT BOARD) To see if the Town will vote to transfer funds from the Police Station Building Project account for Town Hall campus improvements; or act or do anything in relation thereto.

**ARTICLE 15
(SELECT BOARD)**

To see if the Town will vote to transfer a sum of money from available funds for roof replacement at Inman Hill Road; or act or do anything in relation thereto.

**ARTICLE 16
(SELECT BOARD)**

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to operate the Water Enterprise Fund; or act or do anything in relation thereto.

**ARTICLE 17
(SELECT BOARD)**

To see if the Town will vote to set the limits on the Revolving Funds in accordance with M.G L.C. 53E1/2 as follows; or act or do anything in relation thereto.

Revolving Fund	Limit on Spending
Library	\$6,000
Planning Board	\$30,000
Highway	\$25,000
Conservation Commission	\$25,000
Parks	\$165,000
Fire Department	\$10,000
Title V (Board of Health)	\$25,000
Police Department	\$15,000

**ARTICLE 18
(CITIZEN
PETITION)**

To see if the Town will vote to amend Article XXIX of the General By-Laws of the Town by inserting therein a new section 2A as follows:
"Notwithstanding the foregoing, no person shall keep a rooster or roosters on a parcel of land less than three (3) acres in a residentially zoned area of the Town. Violation hereof may be punished by a fine up to \$200 for each day of violation." or take any other action in relation thereto. To be enforced by the Animal Inspector.

**ARTICLE 19
(CITIZEN
PETITION)**

I move to amend the Town of Mendon General By-Laws as Follows:
CHAPTER III - Duties of Town Officers: Section 10:

No person holding elected office within the Town of Mendon shall be eligible for employment with the Town of Mendon for a period of one (1) calendar year following his or her last day holding such elected office. Nothing contained in this section shall prohibit the Select Board from authorizing the Town Clerk to perform additional services as clerical assistant for the Zoning Board of Appeals, and the Select Board is hereby authorized, at any time and from time to time and pursuant to the provisions of Chapter 41, Section 19I of the Massachusetts General Laws, to take such action, and, subject to appropriation, to establish the amount of additional compensation to be paid to the Town Clerk for performing such additional services.

No person employed by or who holds a contract to provide services to the Town of Mendon, the Mendon-Upton Regional School District or the Blackstone Valley Vocational Regional School District shall be eligible to hold the office of Select Board in the Town of Mendon while so employed. Further, no member of the Select Board may become otherwise employed by the Town of Mendon or enter a contract to receive compensation for services from the Town of Mendon while holding the office of Select Board Member. This paragraph has been inserted to clarify Appendix A: Home Rule Petition: A3 – An Act Regulating Eligibility for the Office of Select Board: CHAPTER 188 of the Acts of 2000: Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows: SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, no person employed by the Town of Mendon, the Mendon-Upton Regional School District or the Blackstone Valley Vocational Regional School District shall be eligible to hold the office of Select Board in the Town of Mendon while so employed. Any person so employed and holding the office of Select Board in the Town of Mendon on the effective date of this act shall be permitted to serve the remainder of his term but shall be ineligible for re-election while so employed. SECTION 2. This act shall take effect upon its passage. Approved August 6, 2000,

**ARTICLE 20
(CITIZEN
PETITION)**

I move to amend the Town of Mendon General By-Laws as Follows:
CHAPTER III -Duties of Town Officers

Section 12. No elected member of the Select Board or Planning Board shall be appointed to or otherwise serve on the Conservation Committee or Zoning Board of Appeals, either as a Member or Alternate Member

**ARTICLE 21
(CITIZEN
PETITION)**

I move to amend the Town of Mendon General By-Laws as Follows:
CHAPTER VII - Records and Reports Records, Reports, and Meetings

Section 1 All officers, Boards and Committees of the Town shall keep records of their activities and of their accounts in suitable books. Said books shall be kept in their proper places in the respective Town Offices and shall not be removed therefrom. Said books shall, unless provided by law, be open to public inspection at any reasonable time, but shall remain during such inspection under the supervision of the Officer having custody thereof.

Section 2 All officers and committees of the Town having charge of the expenditure of Town money shall annually report thereon in writing in such manner as to give the citizens a fair and full understanding of how said money was expended.

Section 3 The annual Town Reports shall contain, in addition to the reports of the officers and committees, the official record of the annual Town Meeting and the official record of any special meetings of the Town held during the year, as well as such other matters as may be inserted by the Select Board under the discretion granted them by law.

Section 4 All public meetings (in-person, hybrid or full remote) will be recorded, both audio and visual, by the public meeting entity. If a public meeting is held fully remote (as provided by law), requirements for audio/visual recording remain.

Town Meetings are exempt from Open Meeting Law requirements under Massachusetts General Law.

**ARTICLE 22
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Affordable Housing Account to renew the position of the part-time Affordable Housing Coordinator for FY23; or act or do anything in relation thereto.

**ARTICLE 23
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Accounts to fund the FY23 Police Station Debt Exclusion; or act or do anything in relation thereto.

**ARTICLE 24
(CPA)**

To see if the Town will vote to set aside for later spending from the FY23 Community Preservation Revenues (10%) for open space; (10%) for historic preservation; (10%) for Affordable Housing, (65%) Budgeted Reserve and (5%) for administration; or act or do anything in relation thereto.

**ARTICLE 25
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Accounts to fund the renovations at the Mendon Town Beach; or act or do anything in relation thereto.

**ARTICLE 26
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Accounts to fund an ADA compliant walkway in the Town Hall Campus area to access the Town Hall and the old Taft Library; or act or do anything in relation thereto.

**ARTICLE 27
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Accounts to fund a Housing Production Plan; or act or do anything in relation thereto.

**ARTICLE 28
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Accounts to fund a survey for 52 Providence Street; or act or do anything in relation thereto.

**ARTICLE 29
(CPA)**

To see if the Town will vote to transfer a sum of money from the Community Preservation Accounts to fund a survey for an easement from the Muddy Brook Estates subdivision off Daniels Road to access a well site on 52 Providence Street; or act or do anything in relation thereto.

**ARTICLE 30
(BOARD OF
ASSESSORS)**

To see if the Town will vote to accept clause 54 of section 5 of Chapter 59 of the Massachusetts General Laws and authorize the Town to establish a minimum fair cash value required for a personal property account to be taxed, and further establish such minimum fair cash value at \$2,000; or act or do anything in relation thereto.

**ARTICLE 31
(LHD)**

To see if the Town will vote, pursuant to Massachusetts General Laws Chapter 40C, Section 3, and any other enabling law:

- (1) to receive the 2022 Historic District Expansion Study Report (available online and from the Town Clerk's Office), with recommendations, of the Local Historic District Commission.
- (2) to create the Washington Street Historic District and the Jotham Hayward Homestead District (6 Bates), A plan of the proposed districts is available online and at the Town Clerk's Office.
- (3) To amend the General By-Laws, Chapter 30, Local Historic Districts by inserting the maps of the 2 new districts as "Appendix 3: Washington Street District" and "Appendix 4: Jotham Hayward Homestead District" or act or do anything in relation thereto.

- ARTICLE 32
(SELECT BOARD)** To see if the Town will vote to amend the General By-Laws Chapter XXIVa Demolition Delay Bylaw; copies of the proposed amendments are available in the Town Clerk's office and at the Town website; or act or do anything in relation thereto.
- ARTICLE 33
(SELECT BOARD)** To see if the Town of Mendon will vote to transfer the care, custody, management, and control of approximately 15 acres of Town owned property located at 36 Milford St, shown as Parcel 36 on Mendon Assessors' Map 9, from the Select Board for general municipal purposes to the Select Board for disposition; or act or do anything in relation thereto.
- ARTICLE 34
(SELECT BOARD)** To see if the Town of Mendon will vote to transfer the care, custody, management, and control of approximately 10 acres of Town owned property located at 8 Morrison Drive, shown as Parcel 186 on Mendon Assessors' Map 8 from the Select Board for general municipal purposes to the Select Board for disposition; or act or do anything in relation thereto.
- ARTICLE 35
(SELECT BOARD)** To see if the Town of Mendon will vote to change the Highway Surveyor position from Elected Official to Appointed by the Board of Selectmen; or act or do anything in relation thereto.
- ARTICLE 36
(SELECT BOARD)** To see if the Town will vote to accept Brookview Lane, as laid out by the Select Board, as a public way within the Town, and to further authorize the Select Board to acquire, by gift, purchase, taking or otherwise, any fee, easement, or other interest in Brookview Lane; or act or do anything in relation thereto.
- ARTICLE 37
(SELECT BOARD)** To see if the Town will vote to accept Willowbrook Lane, as laid out by the Select Board, as a public way within the Town, and to further authorize the Select Board to acquire, by gift, purchase, taking or otherwise, any fee, easement, or other interest in Willowbrook Lane; or act or do anything in relation thereto.

And you are directed to serve this Warrant, by posting up attested copies thereof at three or more public places in said Town, 14 days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this 30th day of March, in the year of our lord two thousand twenty-two.

March 30 2022

[Signature]

[Signature]

Mendon Select Board

A True copy. Attest:

[Signature] #516 _____ Constable

Worcester, ss.

PURSUANT TO THE WITHIN WARRANT, I have notified and warned the inhabitants of the Town of Mendon by posting up attested copies of the same at:

Town Hall; Town Hall Website; Post Office, Taft Library

14 days before the date of the meeting, as within directed.

[Signature] #516 _____, Constable

