

- Articles  
Listing

## ARTICLE LIST FOR MONDAY, APRIL 29, 2019 ANNUAL TOWN MEETING

### Grouped by Sponsor

Article	April 2019 Article Name	Sponsor	Assignee Selectmen	Assignee FinCom	Position Selectmen	Position FinCom
A	Recognize Citizens and Employees for Particular Service to the Town	Board of Selectmen				
B	Pay Previous Fiscal Year Unpaid Bills	Board of Selectmen				
C	Current Year Transfers	Board of Selectmen				
D	OPEB Funding	Board of Selectmen,				
E	Provide Funds for a Study of the Long-term Viability of the Current Town Building vs. Its Use for Other Purposes	Board of Selectmen				
F	Compensation for Town Clerk	Board of Selectmen				
G	Fiscal Year 2020 Revolving Fund Expenditure	Board of Selectmen				
H	Choose Town Officers	Board of Selectmen				
I	Hear Reports	Board of Selectmen				
J	Sell or Trade Vehicles and Equipment	Board of Selectmen				

## ARTICLE LIST FOR MONDAY, APRIL 29, 2019 ANNUAL TOWN MEETING

Article	April 2019 Article Name	Sponsor	Assignee Selectmen	Assignee FinCom	Position Selectmen	Position FinCom
K	Rescind Authorized But Unissued Debt	Board of Selectmen				
L	Personnel Bylaws and Wage & Classification Plan	Board of Selectmen				
M	Personnel By-laws and Wage Classification Plan	Personnel Board				
N	Overtime Settlement - Police	Personnel Board				
O	Overtime Settlement - Fire	Personnel Board				
P	FY 2020 Omnibus Budget	Finance Committee				
Q	Loker Turf Field Construction	Recreation Commission				

## ARTICLE LIST FOR MONDAY, APRIL 29, 2019 ANNUAL TOWN MEETING

Article	April 2019 Article Name	Sponsor	Assignee Selectmen	Assignee FinCom	Position Selectmen	Position FinCom
R	High School Athletic Complex Renovation	School Committee				
S	Revolving Fund for Funding Compliance Measures Under Chapter 194 By Law	Conservation Commission				
T	Appropriate Funds for Snake Book Dam Valve Repairs	Conservation Commission				
U	Automatic Water Meter Reading	Board of Public Works				
V	Medical Marijuana Overlay District – Amend Article 26	Planning				
W	Community Preservation Fund General Budget – Set Asides and Transfers	Community Preservation Committee				

## ARTICLE LIST FOR MONDAY, APRIL 29, 2019 ANNUAL TOWN MEETING

Article	April 2019 Article Name	Sponsor	Assignee Selectmen	Assignee FinCom	Position Selectmen	Position FinCom
X	CPA Recreation Projects to Include Construction of Board Ramp on Dudley Pond and Outdoor Classroom and Pollinator Garden at Cow Common	Community Preservation Committee				
Y	CPA Historic Preservation Projects to Restore Fence at First Parish Church, Preserve Arched Window at Cochituate Village Apartments, and Restore Stone's Bridge	Community Preservation Committee				
Z	CPA Funding for Housing Consultant	Community Preservation Committee				
AA	CPA Recreation Project to Rehabilitate and Restore Walking Trails and Construct Limited Parking at Loker Conservation and Recreation Area	Community Preservation Committee				
BB	Partial Funding For Construction of Part 2 of The Wayland High School Master Athletic Plan	Community Preservation Committee				
CC	Wayland Welcomes	Petitioner				



## ARTICLE LIST FOR MONDAY, APRIL 29, 2019 ANNUAL TOWN MEETING

Article	April 2019 Article Name	Sponsor	Assignee Selectmen	Assignee FinCom	Position Selectmen	Position FinCom
DD	Accept Spencer Circle as a Public Way	Petitioner				
EE	Resolution to Create a Committee to Organize a Wayland Music Festival	Petitioner				
FF	Ban Plastic Straws in Wayland. Straws Remain Available for Those Who Need Them.	Petitioner				
GG	Limit Carrying of Weapons in Town Buildings and to Town Events	Petitioner				
HH	Build a Grass Athletic Field on Loker Recreation and Conservation Area Property	Petitioner				
II						

## **ARTICLE A: RECOGNIZE CITIZENS AND EMPLOYEES FOR PARTICULAR SERVICE TO THE TOWN**

*Proposed by: Board of Selectmen*

*Estimated Cost: \$0.00*

To determine whether the Town will recognize the achievements and contributions to Town government of citizens and employees:

1. To recognize citizens who have served in a volunteer capacity on elected and/or appointed boards, committees, and commissions for a minimum of 25 years (service need not be consecutive);
2. To recognize employees who have retired since the previous Annual Town Meeting or intend to retire prior to June 30, 2019, subject to a minimum of 20 years of service;
3. To request Town Meeting observe a moment of silence in memory of elected or appointed volunteers, employees with at least 10 years of service, or an employee while in service to the Town without regard to tenure who shall have passed away since the adjournment of the 2018 Annual Town Meeting.

The following citizens are recognized for their extensive service to the Town: *Per Town Clerk, no volunteers meeting the criteria this year.*

The following town and school employees have retired since the 2018 Annual Town Meeting or will retire before June 30, 2019 and have or will have served the Town for over 20 years: *Town Clerk is working with the Town Administrator's Office to provide any names.*

The following elected or appointed volunteers or employees have passed away since the 2018 Annual Town Meeting: *Per Town Clerk, no volunteers met the criteria this year.*

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE B: PAY PREVIOUS FISCAL YEAR UNPAID BILLS**

*Proposed by: Board of Selectmen*

*Estimated Cost: \$4,921.62*

To determine whether the Town will vote to:

- (a) pay the bills of the prior fiscal years,
- (b) appropriate a sum of money for the payment of the foregoing bills of prior fiscal years; and
- (c) provide for such appropriation by taxation, by transfer from unappropriated funds, by transfer of funds already appropriated for another purpose, by borrowing, or otherwise.

Fiscal 2018 liabilities to be paid using Fiscal 2019 appropriations:

1. Eversource	\$1,774.18	FY2019 School Budget	Utilities
2. Keane Fire and Safety System	\$1,681.44	FY2019 School Budget	Service Fire Extinguishing
3. Buckeye	\$1,466.00	FY2019 School Budget	School Floor Maintenance
Total	\$4,921.62		

*Some additions may be made later if additional bills are found.*

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## ARTICLE C: CURRENT YEAR TRANSFERS

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to appropriate a sum or sums of money for the operation and expenses of various Town Departments for the current fiscal year; to determine whether such appropriation shall be provided by taxation, by transfer from unappropriated funds, by transfer of funds already appropriated for another purpose, by funds received as grants from the Commonwealth or federal government, otherwise; and to determine which Town officer, board, or committee of combination of them, shall be authorized to expend the money or monies appropriated therefor.

Current Year Transfer FY19

Purpose:	AMOUNT
1)	
<b>TOTAL</b>	<b>\$</b>
Funding Sources:	
1)	
<b>TOTAL</b>	<b>\$</b>

*None known at this time. Some additions may be made later if a need is identified.*

### FINANCE COMMITTEE COMMENTS:

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## ARTICLE D: OPEB FUNDING

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to:

a) authorize the transfer of funds from the following enterprise and revolving funds to the General Fund:

- |                   |           |
|-------------------|-----------|
| 1) Food Service   | \$ 25,000 |
| 2) Children's Way | \$ 25,000 |

b) appropriate an aggregate amount of \$xx,xxx to be deposited in the Town's Other Post-Employment Benefits Trust Fund which amount shall be provided by transferring the following sums of money from the enterprise and revolving funds:

- |                          |          |
|--------------------------|----------|
| 1) Food Service          | \$       |
| 2) BASE                  | \$       |
| 3) Children's Way        | \$       |
| 4) Full Day Kindergarten | \$       |
| 5) Water                 | \$       |
| 6) Transfer Station      | \$       |
| 7) Recreation            | \$       |
| 8) Pegasus               | \$       |
| 9) Building Use          | \$       |
| 10) Enrichment           | \$ ; and |

c) appropriate \$500,000 to be deposited in the Town's Other Post-Employment Benefits Trust Fund; and determine whether such appropriation shall be provided by taxation, by transfer from unappropriated funds, by transfer of funds already appropriated for another purpose or otherwise.

*\*Amounts in a) and b) to be finalized by Finance Director.*

### FINANCE COMMITTEE COMMENTS:

#### ARGUMENTS IN FAVOR:

#### ARGUMENTS OPPOSED:

#### RECOMMENDATIONS:

#### QUANTUM OF VOTE:

**ARTICLE E: PROVIDE FUNDS FOR A STUDY OF THE LONG-TERM VIABILITY OF THE CURRENT TOWN BUILDING VS. ITS USE FOR OTHER PURPOSES**

*Proposed by: Board of Selectmen*

*Estimated Cost: Not to exceed \$30,000*

To determine whether the Town will vote to approve expenditure, not to exceed \$30,000, for the purpose of hiring a consulting and/or architectural firm to consider the efficiency and viability of the current Town Building in its current use. Such study shall consider, but not be limited to analyzing: i) the costs to the Town of maintaining the building over the next five to ten years; ii) the costs of operating the current facility as compared to the cost of operating a new facility that might be somewhat smaller than the current building, and might be considered to be more energy efficient and would be anticipated to require fewer expenditures for repairs and maintenance; iii) the efficiency of working in a building that was designed as a school and not as a building for use as Town offices – which includes looking at the personnel and space needs of departments and the adjacency of those departments within the building; iv) alternative uses for the Town Building, if not for Town offices, which may be for Town or private uses. If for private uses, the study should include an analysis of the potential revenue to the Town from a combination of sale or ground lease revenue and from annual property tax revenues.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## **ARTICLE F: COMPENSATION FOR THE TOWN CLERK**

*Proposed by: Board of Selectmen*

*Estimated Cost: \$80,585*

To determine whether the town will vote to fix the salary for the Town Clerk, pursuant to Massachusetts General Laws Chapter 41, Section 108, to be effective July 1, 2019.

### **SALARY SCHEDULE – TOWN CLERK**

	<b><u>FY 2019</u></b>	<b><u>FY 2020</u></b>
Town Clerk	\$ 78,812	\$ 80,585

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE G: FISCAL YEAR 2020 REVOLVING FUND EXPENDITURE LIMITS**

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine if the Town will vote to set the following enumerated dollar figures as the total amount to be expended from the respective authorized revolving funds for Fiscal Year 2020, or take any action relative thereto:

1. Transfer Station: \$500,000\*
2. Council on Aging: \$50,000
3. School Department / Professional Development: \$13,000
4. School Department / Curriculum: \$8,000
5. Recreation: \$700,000\*
6. Recreation Athletic Fields: \$225,000\*
7. Conservation Community Gardens: \$3,000

\*Department Head still finalizing amount as of January 14, 2019.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**



## **ARTICLE H: CHOOSE TOWN OFFICERS**

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to choose Town officers, agents, trustees, councils, commissioners, boards, and committees not elected by official ballot

Trustees of the Allen Fund	Michael B. Patterson
	Lynn S. Dowd
Fence Viewers	The Selectmen
Field Drivers	The Constables
Measurers of Wood and Bark	Paul Doerr
	Lewis S. Russell, Jr.
	John R. Sullivan
Surveyors of Lumber	Susan W. Pope
	Jean B. Pratt
	Richard Hoyt

*Need to confirm all nominees' ability and willingness to serve.*

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE I: HEAR REPORTS**

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to receive and act upon reports of Town officers, agents, trustees, commissioners, boards and committees.

Board of Assessors

Community Preservation Committee

Planning Board

*There may be other committees that decide to submit a report for Town Meeting.*

### **FINANCE COMMITTEE COMMENTS:**

### **ARGUMENTS IN FAVOR:**

### **ARGUMENTS OPPOSED:**

### **RECOMMENDATIONS:**

### **QUANTUM OF VOTE:**

## ARTICLE J: SELL OR TRADE VEHICLES AND EQUIPMENT

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to authorize the Board of Selectmen to sell or otherwise dispose of surplus vehicles, equipment, or other personal property in connection with the purchase of new vehicles, equipment, or other personal property.

<u>Department</u>	<u>Vehicle/Equipment</u>	<u>Year</u>
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*No vehicles or equipment have been identified for sale or trade as of the time the Warrant closes. This is a placeholder article in case any are identified.*

### FINANCE COMMITTEE COMMENTS:

#### ARGUMENTS IN FAVOR:

#### ARGUMENTS OPPOSED:

#### RECOMMENDATIONS:

#### QUANTUM OF VOTE:

## **ARTICLE K: RESCIND AUTHORIZED BUT UNISSUED DEBT**

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to rescind the previously authorized but unissued debt in the amount of \$xxx related to the following borrowing authorizations, at various town meetings that are deemed no longer necessary because the projects funded by the borrowings have been completed:

1) Purpose of Debt  
number

Authorized Town Meeting date and article

*No debt has been identified to be rescinded at the time the warrant closes. This is a placeholder article in case any is identified.*

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE L: PERSONNEL BYLAWS AND WAGE & CLASSIFICATION PLAN**

*Proposed by: Board of Selectmen*

*Estimated Cost:*

To determine whether the Town will vote to amend the Code of the Town of Wayland, Chapter 43, PERSONNEL and the Personnel Wage and Salary Classification Plan (Appendix B) previously adopted by the Town for non-union Town employees, and further, to determine whether the Town will vote to raise and appropriate, transfer from available funds, transfer from funds already appropriated for another purpose, or otherwise, the sum of \$xxx for the purpose of funding said adjustments to wages and salaries for non-union Town employees for fiscal year 2020, and to authorize the Town Accountant to allocate said sums to and among the personnel and line items affected thereby in such amounts as are proper and required.

*Need amount for non-union wage and salary increases.*

### **FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## **ARTICLE M: PERSONNEL BYLAWS AND WAGE & CLASSIFICATION PLAN**

*Proposed by: Personnel Board*

*Estimated Cost:*

To determine whether the town will vote to amend the Code of the Town of Wayland, Chapter 43, PERSONNEL, and the Personnel Wage and Salary Classification Plan (Appendix TBD) previously adopted by the Town for non-union Town employees.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE N: OVERTIME SETTLEMENT - POLICE**

*Proposed by: Personnel Board*

*Estimated Cost:*

To determine whether the Town will vote to transfer \$TBD from TBD to retroactively fund overtime compensation to individual police officers pursuant to settlement agreements between the Town of Wayland and each individual police officer, and further to authorize the Finance Director to distribute said amounts as appropriate to such police officers.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE O: OVERTIME SETTLEMENT – FIRE**

*Proposed by: Personnel Board*

*Estimated Cost:*

To determine whether the Town will vote to transfer \$TBD from TBD to retroactively fund overtime compensation to individual Fire Department employees pursuant to settlement agreements between the Town of Wayland and each individual Fire Department employee, and further to authorize the Finance Director to distribute said amounts as appropriate to such Fire Department employees.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**



## **ARTICLE P: FY 2020 OMNIBUS BUDGET**

*Proposed by: Finance Committee*

*Estimated Cost:*

To determine what sum of money the town will appropriate for the operation and expenses of the town including capital expenses for equipment, improvements or other purposes, and determine whether such appropriation shall be provided by taxation, by transfer from unappropriated funds, by transfer of funds already appropriated for another purpose, by borrowing or otherwise.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE Q: LOKER TURF FIELD CONSTRUCTION**

*Proposed by: Recreation Commission*

*Estimated Cost: \$3,753,901*

To determine whether the Town will vote to:

- 1) Appropriate a sum of money of not more than \$3,753,901 to be expended under the direction of the Wayland Recreation Commission for designing, permitting, engineering and constructing a multi-purpose synthetic turf athletic playing field at the Loker Conservation & Recreation Area including playing surfaces, lighting, drainage, landscaping, recreational amenities, access and parking areas; and any and all other costs incidental or related thereto;
- 2) Provide for said appropriation by borrowing, taxation, transfer from unappropriated funds, transfer from available funds appropriated for other purposes, or otherwise, provided not more than \$150,000 of the funds appropriated shall be transferred from the Recreation Stabilization Fund uncommitted funds for designing, permitting, engineering and constructing a multi-purpose synthetic turf athletic playing field at the Loker Conservation & Recreation Area including playing surfaces, lighting, drainage, landscaping, recreational amenities, access and parking areas; and any and all other costs incidental or related thereto;
- 3) Authorize the Town Treasurer with the approval of the Board of Selectmen, to borrow up to said sum pursuant to G.L. c. 44, §§7 or 8 or any other enabling authority, and issue bonds or notes of the Town therefor; and
- 4) Authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder in accordance with G.L. c.44, §20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE R: HIGH SCHOOL ATHLETIC COMPLEX RENOVATION**

*Proposed by: School Committee (and Recreation Commission?) Estimated Cost: \$7.75 MM*

To determine whether the Town will vote to:

- 1.) appropriate the sum of \$7.75MM to be expended under the direction of the School Committee for design, engineering and construction of Parts 1 and 2 of the Wayland High School Facility Strategic Master Plan (High School Athletic Preferred Improvement Plan), including any and all other costs incidental or related thereto;
- 2.) provide for said appropriation by transferring \$175,000 from funds in the Recreation: Athletic Field Revolving Fund, and transferring \$500,000 from the Community Preservation fund Account (CPC funds are exclusively for Part 2 of the project);
- 3.) authorize the Town Treasurer with the approval of the Board of Selectmen, to borrow the sum of \$7.075MM pursuant to G.L c.44, §§7 or 8 or any other enabling authority, and issue bonds or notes of the Town therefor; and

authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved hereunder in accordance with G.L. c.44, §20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

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### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

**ARTICLE S: REVOLVING FUND FOR FUNDING COMPLIANCE  
MEASURES UNDER CHAPTER 194 BYLAW**

*Proposed by: Conservation Commission*

*Estimated Cost:*

To establish a revolving fund for achieving compliance under the Chapter 193 Stormwater and Land Disturbance bylaw in situations where project site constraints limit full compliance or if the applicant is seeking an after-the-fact permit for work performed without prior approval. The fees collected would be used to enhance and restore habitats on conservation properties and improve surface water quality.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## **ARTICLE T: APPROPRIATE FUNDS FOR SNAKE BROOK DAM VALVE REPAIRS**

*Proposed by: Conservation Commission*

*Estimated Cost: \$115,000*

To determine whether the Town will vote to:

- a) Appropriate a sum of money to be expended under the direction of the Conservation Commission for the purpose of designing and permitting the repairs recommended by the Town's contracted engineer to make the low-level outlet operational and to provide access to the low-level outlet inside the gatehouse;
- b) Determine whether such appropriation shall be provided by taxation, by transfer from unappropriated funds, transfer from available funds already appropriated for another purpose, by borrowing under Massachusetts General Law Chapter 44 or other enabling authority, or otherwise;
- c) Authorize the Town Administrator to take any action necessary to carry out this program, and;
- d) Provided that a qualified contractor with expertise in dam repairs is contracted to perform the necessary design and permitting documents.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## **ARTICLE U: AUTOMATIC WATER METER READING**

*Proposed by: Board of Public Works*

*Estimated Cost: \$1,300,000*

To determine whether the Town will authorize the Board of Public Works (BoPW) to:

- a) appropriate the sum of \$1,300,000 to purchase and install automatic water meter reading equipment and software to enable customers to track their water use; and
- b) provide said funds by transfer from the Water Enterprise Fund Retained Earnings.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

**ARTICLE V: MEDICAL MARIJUANA OVERLAY DISTRICT – AMEND ARTICLE 26**

*Proposed by: Planning Board*

*Estimated Cost:*

See Enclosed (I have attached this information as a separate document for reference)

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

(For Article V)

**ARTICLE 1: ZONING: AMEND ARTICLE 26 MARIJUANA ESTABLISHMENTS AND MEDICAL MARIJUANA TREATMENT CENTERS.**

Sponsored by: Planning Board

Estimated Cost: None

To see whether the Town will vote to amend Chapter 198 of the code of the Town of Wayland, the Town's Zoning Bylaw, by making the following revisions:

**SECTION ONE:**

Delete Article 26 of Chapter 198 of the code of the Town of Wayland and replace it with the following:

**ARTICLE 26**

**Medical Marijuana District**

**§198-2601 Purpose and intent**

2601.1. The purpose of this section is to provide for the placement of Medical Marijuana Treatment Centers in suitable locations in the Town of Wayland (the "Town") in recognition of and in accordance with "Medical Use of Marijuana," M.G.L. c. 94I. The specific purpose of this section is to safeguard the built environment by permitting compliance with state law in a manner consistent with community and neighborhood concerns, while also ensuring that those entities permitted to operate a Medical Marijuana Treatment Center, as defined herein, comply with the relevant provisions of Chapter 55 of the Acts of 2017, and the regulations promulgated by the Cannabis Control Commission (CCC) found at 935 CMR 500.000 et seq. and the Department of Public Health found at 105 CMR 725.000 et seq., and any successor statutes and regulations, as applicable.

**§198-2602 Definitions**

2602.1 As used in this article, the following terms shall have the meanings indicated:

**MEDICAL MARIJUANA TREATMENT CENTER** – an entity that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers.



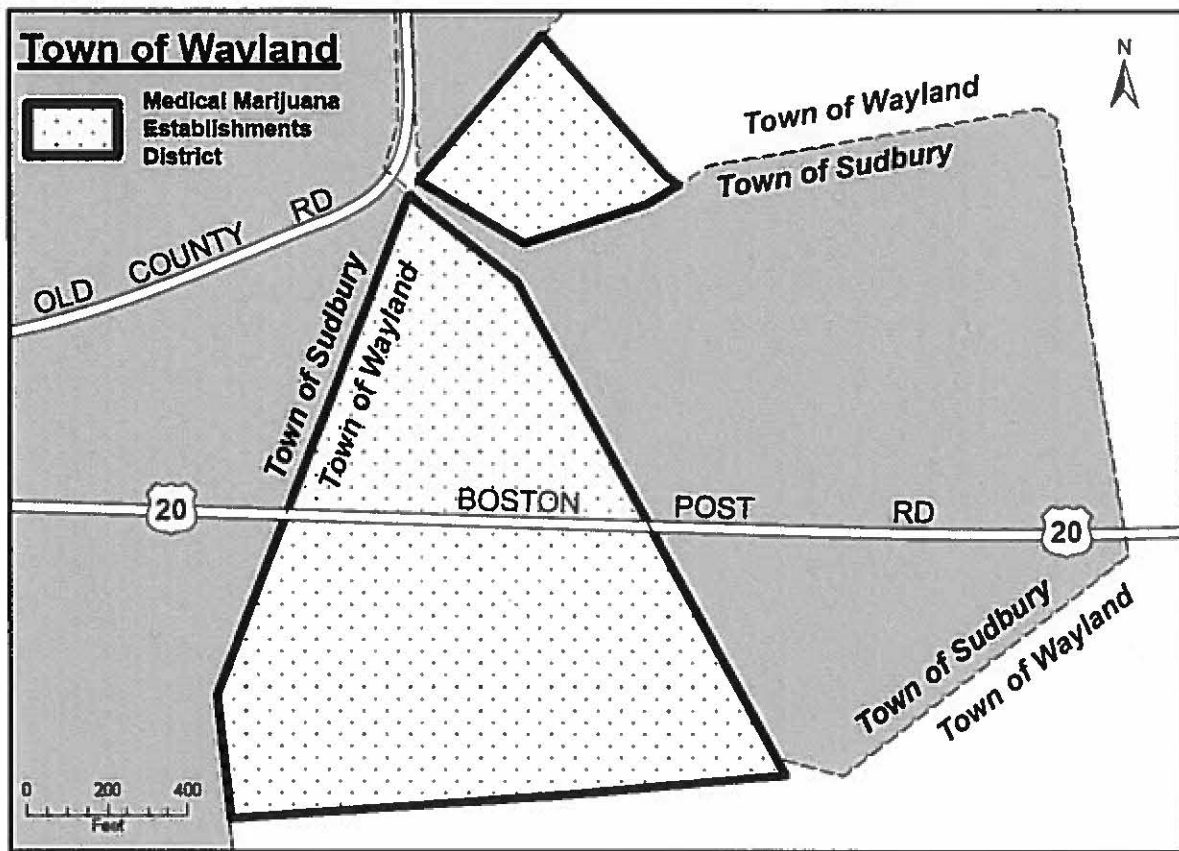


Figure 1

2603.1.2 Medical Marijuana Treatment Centers may only be sited within the Medical Marijuana District, as further defined as Wayland Assessors Parcels 21-010, 21-005, 21-008A, 21-002, 21-004, 21-002A, 21-001, 21-008, 21-006A, 21-006 and 21-003, as per Figure 1, below.

2603.1.3 No Medical Marijuana Treatment Center shall be located within 500 feet of a pre-existing public or private school providing education in kindergarten or any of grades 1 through 12. The distance shall be measured in a straight line from the nearest point of the property line in question to the nearest point of the property line where the Medical Marijuana Treatment Center is or will be located.

2603.1.4 Within the Medical Marijuana District, all requirements of the underlying zoning district remain in effect, except where these regulations provide an alternative to such requirements. If the provisions of the Medical Marijuana District are silent on a zoning regulation, the requirements of the underlying district shall apply. If the provisions of the Medical Marijuana District conflict with the requirements of the underlying district, the requirements of the Medical Marijuana District shall control.

§198-2604 Designated Number Medical Marijuana Treatment Centers

2604.1.2 The total number of Medical Marijuana Treatment Centers shall not exceed one (1).

§198-2605 Special Permit Required.

2605.1.1 Medical Marijuana Treatment Center shall not be operated or expanded without first obtaining a Special Permit from the Special Permit Granting Authority in accordance with Article 2 of the Zoning Bylaw.

2605.1.2 The Special Permit Granting Authority for Medical Marijuana Treatment Center shall be the Planning Board.

2605.1.3 A Special Permit shall only be valid for use by the Applicant and will become null and void upon the sale or transfer of the License of an Medical Marijuana Treatment Center.

2605.1.4 The Special Permit shall lapse if construction has not begun on the project within 2 years of obtaining said permit, as determined by the Building Inspector or their designee(s).

§198-2606 Site Plan Review. Applications to operate Medical Marijuana Treatment Center shall be subject to Article 6 of the Zoning Bylaw. The site plan shall be submitted in conjunction with the Special Permit application and joined to the final approval for the Special Permit.

§198-2607 General Requirements for Medical Marijuana Treatment Centers

2607.1.1 Outside storage. No outside storage of marijuana, Marijuana Products, or related supplies shall be permitted, except at open-air, outdoor cultivation facilities.

2607.1.2 Visibility of activities. All activities shall be conducted indoors, except for open-air, outdoor cultivation facilities or Marijuana Transporters.

2607.1.3 Paraphernalia. No retail marijuana, Marijuana Products, or paraphernalia shall be displayed so as to be visible from outside of the licensed premises.

2607.1.4 Hours of operation. There shall be no hourly restrictions on a Medical Marijuana Treatment Center, unless imposed by the Special Permit Granting Authority.

2607.1.5 On-site consumption of marijuana. On-site consumption is prohibited.

2607.1.6 Marijuana cultivation, processing and product manufacturing may be permitted uses of premises used by Medical Marijuana Treatment Centers, provided that such uses are expressly approved by the Special Permit Granting Authority, such uses are incidental to the principal use of dispensing of Medical Marijuana, and limited to serving the needs of clients and customers of the Medical Marijuana Treatment Center at the specific location for which the special permit is sought. §198-2608 Design Requirements for Medical Marijuana Treatment Centers.

2608.1.1 Permanent location. All Centers shall be operated from a fixed location within a fully enclosed building.

2608.1.2 Signage. All signage must comply with the regulations set forth in Article 5

2608.1.3 Lighting. Outdoor light levels shall not exceed one (1) foot-candle along property lines, nor ten (10) foot-candles for any location on the property. Any light poles, new or existing, may not exceed eighteen (18) feet in overall height. All outdoor light fixtures must be shielded and aimed down in order to prevent light trespass onto adjacent properties. Medical Marijuana Treatment Centers may not illuminate growing operations between dusk and dawn, unless within a fully-enclosed, opaque building. The Special Permit Granting Authority may modify this requirement for adequate security or other reasons specified.

2608.1.4 Landscaping shall be designed in harmony with the building with surrounding uses as stated in Article 6.

2608.1.5 Parking. Off-street parking must be as stated in section §198-506. Off-street loading must be as stated in section §198-507. For buildings or sites that contain more than one type of marijuana use, each use shall be calculated separately and parking provided for each use on-site, based on gross floor area of the individual uses. These requirements may be modified or waived by the Special Permit Granting Authority.

2608.1.6 Drive through facilities. On-site drive through facilities shall be prohibited. 2608.1.7

Fencing. Fencing may be required if determined necessary by the Special Permit-Granting Authority. In no instance shall barbed-wire fencing be permitted.

2608.1.8 Odor Control. Medical Marijuana Treatment Centers engaged in cultivation, processing, product manufacturing, storage and/or transportation shall employ odor control technology such that no odor from the ME can be detected by a person with an unimpaired and otherwise normal sense of smell at the exterior of the Medical Marijuana Treatment Center or at any adjoining use or property.

§198-2609 Filing Requirements. Applications to permit a Medical Marijuana Treatment Center must be submitted to the Planning Board. Such applications shall include the following:

2609.1.1 Site Plan. A site plan shall be submitted that includes all information required under Article 6, Site Plan Approval, and must also include the following:

2609.1.2 The names, mailing addresses, phone numbers, email addresses, and signatures of the applicant, owner, and operator.

2609.1.3 Physical address (if one exists), and the map, lot, and block number of the proposed site.

2609.1.4 Security Plan. The security plan shall be delivered directly to the local Police Chief and reviewed and approved by the local Police Chief, or their designee to ensure the safety of employees, patrons, and the public to protect the premises from theft or other criminal activity.

The Security Plan shall include the following:

2609.1.5 An interior floorplan (including secured areas, windows, doors, etc.)

2609.1.6 Exterior lighting

2609.1.7 Fencing (if any)

2609.1.8 Gates (if any)

2609.1.9 Alarms

2609.1.10 24 Hour cameras

2609.1.11 Any other security measures as requested by the Police

Chief.

2609.1.12 Traffic Study. The Special Permit Granting Authority may require a traffic study that includes an analysis of traffic generation, circulation, and off-street parking demand to determine sufficient parking and optimum configuration for site ingress and egress.

2609.1.13 Photometric Plan. A photometric plan may be required by the Special Permit Granting Authority, or their designee, before or after the marijuana use is in operation.

2609.1.14 State License. Proof of a Provisional Certificate of Registration from the Department of Health or any successor licensing entity shall be required for Medical Marijuana Treatment Centers.

2609.1.15 Proof of Site Control. Evidence that the Applicant has site control and the right to use the site for a marijuana use in the form of a deed, valid lease, or purchase & sale agreement or a notarized statement from the property owner certifying the Applicant has site control.

2609.1.16 Energy Resource Plan. All Centers engaged in marijuana cultivation, processing and product manufacturing shall submit an energy and resource use plan to the Special Permit Granting Authority to demonstrate best practices for resource conservation. The plan shall include an electrical system overview, proposed energy demand, ventilation system and air quality, proposed water system and utility demand.

§198-2610 Discontinuance of Use.

2610.1 Any Medical Marijuana Treatment Centers permitted under this Section shall be required to remove all material, plants, equipment, and other paraphernalia in compliance with regulations established by the CCC within thirty (30) days after the expiration or voiding of its license.

§198-2611 Annual Inspections for Medical Marijuana Treatment Centers

2611.1.1 Any operating Medical Marijuana Treatment Center within the Town shall be inspected annually by the Building Inspector, or their designee(s), to ensure compliance with this section and with any conditions imposed by the Special Permit Granting Authority as a condition of the Special Permit approval.

2611.1.2 The first annual inspection shall be more than one (1) year, but not more than two (2) years after beginning operation.

§198-2613 Other laws remain applicable.

2613.1.1 License Required. At all times while a permit is in effect all Medical Marijuana Treatment Centers shall possess a valid Provisional License or Certificate of Registration from the Department of Public Health, CCC or other state licensing entity, as applicable.

2613.1.2 Prior to the issuance of a Special Permit the Medical Marijuana Treatment Center must have entered into a Host Community Agreement (HCA) with the Town. The HCA shall, at a minimum, include or reference the following:

2613.1.3 A Community Impact Fee, not to exceed 3% of gross sales, may be applied to any Marijuana Retailer, in compliance with G.L. c. 94G, § 3(d), if applicable.

2613.1.4 A description of the activities that will occur on site.

2613.1.5 Hours of operation.

§198-2614 Independent Consultants

2614.1.1 Due to the complex technical character of the information to be provided by an applicant pursuant to these regulations and the monitoring, testing and inspection of facilities and operations, the Special Permit Granting Authority may hire at the applicant's expense such consultants as it deems reasonably necessary to assist said authority in making determinations under this Bylaw.

## SECTION TWO:

Amend the Table of Permitted Principal Uses as follows:

**Table of Permitted Principal Uses by Districts**

Overlay Districts	Description
<i>Medical Marijuana Establishments District</i>	<i>Requirements of Article 26 apply-SP</i>

**REDLINED VERSION**

<b>ARTICLE 1:</b>	<b>ZONING: Amend Article 26 MARIJUANA ESTABLISHMENTS AND MEDICAL MARIJUANA TREATMENT CENTERS AS AMENDED</b>
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**ARTICLE 26**

**Medical Marijuana District**

**§198-2601 Purpose and intent**

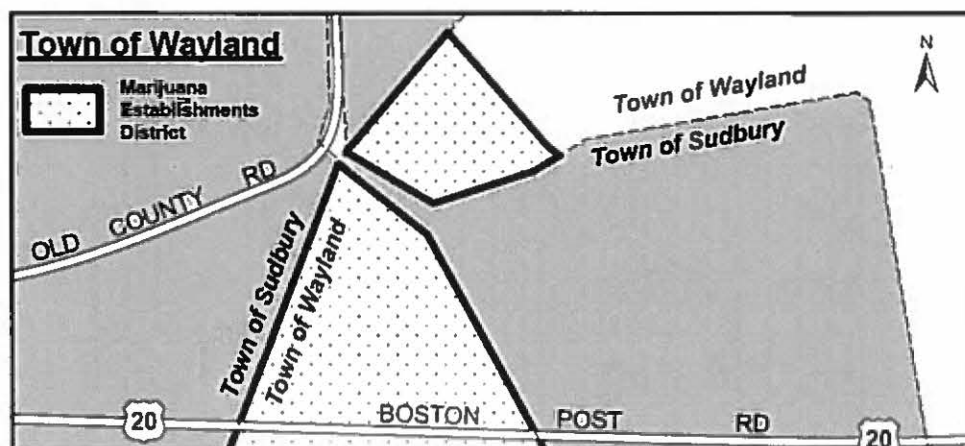
2601.1. The purpose of this section is to provide for the placement of Medical Marijuana Treatment Centers in suitable locations in the Town of Wayland (the "Town") in recognition of and in accordance with "Medical Use of Marijuana," M.G.L. c. 94I. The specific purpose of this section is to safeguard the built environment by permitting compliance with state law in a manner consistent with community and neighborhood concerns, while also ensuring that those entities permitted to operate a Medical Marijuana Treatment Center, as defined herein, comply with the relevant provisions of Chapter 55 of the Acts of 2017, and the regulations promulgated by the Cannabis Control Commission (CCC) found at 935 CMR 500.000 et seq. and the Department of Public Health found at 105 CMR 725.000 et seq., and any successor statutes and regulations, as applicable.

**§198-2602 Definitions**

2602.1 As used in this article, the following terms shall have the meanings indicated:

**MEDICAL MARIJUANA TREATMENT CENTER** – an entity that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers.

**2603.1.2** Medical Marijuana Treatment Centers may only be sited within the Medical Marijuana District, as further defined as Wayland Assessors Parcels 21-010, 21-005, 21-008A, 21-002, 21-004, 21-002A, 21-001, 21-008, 21-006A, 21-006 and 21-003, as per Figure 1, below.





2603.1.3 No Medical Marijuana Treatment Center shall be located within 500 feet of a pre-existing public or private school providing education in kindergarten or any of grades 1 through 12. The distance shall be measured in a straight line from the nearest point of the property line in question to the nearest point of the property line where the Medical Marijuana Treatment Center is or will be located.

2603.1.4 Within the Medical Marijuana District, all requirements of the underlying zoning district remain in effect, except where these regulations provide an alternative to such requirements. If the provisions of the Medical Marijuana District are silent on a zoning regulation, the requirements of the underlying district shall apply. If the provisions of the Medical Marijuana District conflict with the requirements of the underlying district, the requirements of the Medical Marijuana District shall control.

§198-2604 Designated Number Medical Marijuana Treatment Centers

2604.1.2 The total number of Medical Marijuana Treatment Centers shall not exceed one (1).

§198-2605 Special Permit Required.

2605.1.1 Medical Marijuana Treatment Center shall not be operated or expanded without first obtaining a Special Permit from the Special Permit Granting Authority in accordance with Article 2 of the Zoning Bylaw.

2605.1.2 The Special Permit Granting Authority for Medical Marijuana Treatment Center shall be the Planning Board.

2605.1.3 A Special Permit shall only be valid for use by the Applicant and will become null and void upon the sale or transfer of the License of an Medical Marijuana Treatment Center.

2605.1.4 The Special Permit shall lapse if construction has not begun on the project within 2 years of obtaining said permit, as determined by the Building Inspector or their designee(s).

§198-2606 Site Plan Review. Applications to operate Medical Marijuana Treatment Center shall be subject to Article 6 of the Zoning Bylaw. The site plan shall be submitted in conjunction with the Special Permit application and joined to the final approval for the Special Permit.

§198-2607 General Requirements for Medical Marijuana Treatment Centers

2607.1.1 Outside storage. No outside storage of marijuana, Marijuana Products, or related supplies shall be permitted, except at open-air, outdoor cultivation facilities.

2607.1.2 Visibility of activities. All activities shall be conducted indoors, except for open-air, outdoor cultivation facilities or Marijuana Transporters.

2607.1.3 Paraphernalia. No retail marijuana, Marijuana Products, or paraphernalia shall be displayed so as to be visible from outside of the licensed premises.

2607.1.4 Hours of operation. There shall be no hourly restrictions on a Medical Marijuana Treatment Center, unless imposed by the Special Permit Granting Authority.

2607.1.5 On-site consumption of marijuana. On-site consumption is prohibited.

2607.1.6 Marijuana cultivation, processing and product manufacturing may be permitted uses of premises used by Medical Marijuana Treatment Centers, provided that such uses are expressly approved by the Special Permit Granting Authority, such uses are incidental to the principal use of dispensing of Medical Marijuana, and limited to serving the needs of clients and customers of the Medical Marijuana Treatment Center at the specific location for which the special permit is sought.

§198-2608 Design Requirements for Medical Marijuana Treatment Centers.

2608.1.1 Permanent location. All Centers shall be operated from a fixed location within a fully enclosed building.

2608.1.2 Signage. All signage must comply with the regulations set forth in Article 5

2608.1.3 Lighting. Outdoor light levels shall not exceed one (1) foot-candle along property lines, nor ten (10) foot-candles for any location on the property. Any light poles, new or existing, may not exceed eighteen (18) feet in overall height. All outdoor light fixtures must be shielded and aimed down in order to prevent light trespass onto adjacent properties. Medical Marijuana Treatment Centers may not illuminate growing operations between dusk and dawn, unless within a fully-enclosed, opaque building. The Special Permit Granting Authority may modify this requirement for adequate security or other reasons specified.

2608.1.4 Landscaping shall be designed in harmony with the building with surrounding uses as stated in Article 6.

2608.1.5 Parking. Off-street parking must be as stated in section §198-506. Off-street loading must be as stated in section §198-507. For buildings or sites that contain more than one type of marijuana use, each use shall be calculated separately and parking provided for each use on-site, based on gross floor area of the individual uses. These requirements may be modified or waived by the Special Permit Granting Authority.

2608.1.6 Drive through facilities. On-site drive through facilities shall be prohibited. 2608.1.7 Fencing. Fencing may be required if determined necessary by the Special Permit-Granting Authority. In no instance shall barbed-wire fencing be permitted.

2608.1.8 Odor Control. Medical Marijuana Treatment Centers engaged in cultivation, processing, product manufacturing, storage and/or transportation shall employ odor control technology such that no odor from the ME can be detected by a person with an unimpaired and otherwise normal sense of smell at the exterior of the Medical Marijuana Treatment Center or at any adjoining use or property.

§198-2609 Filing Requirements. Applications to permit a Medical Marijuana Treatment Center must be submitted to the Planning Board. Such applications shall include the following:

2609.1.1 Site Plan. A site plan shall be submitted that includes all information required under Article 6, Site Plan Approval, and must also include the following:

2609.1.2 The names, mailing addresses, phone numbers, email addresses, and signatures of the applicant, owner, and operator.

2609.1.3 Physical address (if one exists), and the map, lot, and block number of the proposed site.

2609.1.4 Security Plan. The security plan shall be delivered directly to the local Police Chief and reviewed and approved by the local Police Chief, or their designee to ensure the safety of employees, patrons, and the public to protect the premises from theft or other criminal activity.

The Security Plan shall include the following:

2609.1.5 An interior floorplan (including secured areas, windows, doors, etc.)

2609.1.6 Exterior lighting

2609.1.7 Fencing (if any)

2609.1.8 Gates (if any)

2609.1.9 Alarms

2609.1.10 24 Hour cameras

2609.1.11 Any other security measures as requested by the Police Chief.

2609.1.12 Traffic Study. The Special Permit Granting Authority may require a traffic study that includes an analysis of traffic generation, circulation, and off-street parking demand to determine sufficient parking and optimum configuration for site ingress and egress.

2609.1.13 Photometric Plan. A photometric plan may be required by the Special Permit Granting Authority, or their designee, before or after the marijuana use is in operation.

2609.1.14 State License. Proof of a Provisional Certificate of Registration from the Department of Health or any successor licensing entity shall be required for Medical Marijuana Treatment Centers.

2609.1.15 Proof of Site Control. Evidence that the Applicant has site control and the right to use the site for a marijuana use in the form of a deed, valid lease, or purchase & sale

agreement or a notarized statement from the property owner certifying the control.

Applicant has site

**2609.1.16** Energy Resource Plan. All Centers engaged in marijuana cultivation, processing and product manufacturing shall submit an energy and resource use plan to the Special Permit Granting Authority to demonstrate best practices for resource conservation. The plan shall include an electrical system overview, proposed energy demand, ventilation system and air quality, proposed water system and utility demand.

**§198-2610** Discontinuance of Use

**2610.1** Any Medical Marijuana Treatment Centers permitted under this Section shall be required to remove all material, plants, equipment, and other paraphernalia in compliance with regulations established by the CCC within thirty (30) days after the expiration or voiding of its license.

**§198-2611** Annual Inspections for Medical Marijuana Treatment Centers

**2611.1.1** Any operating Medical Marijuana Treatment Center within the Town shall be inspected annually by the Building Inspector, or their designee(s), to ensure compliance with this section and with any conditions imposed by the Special Permit Granting Authority as a condition of the Special Permit approval.

**2611.1.2** The first annual inspection shall be more than one (1) year, but not more than two (2) years after beginning operation.

**§198-2613** Other laws remain applicable.

**2613.1.1** License Required. At all times while a permit is in effect all Medical Marijuana Treatment Centers shall possess a valid Provisional License or Certificate of Registration from the Department of Public Health, CCC or other state licensing entity, as applicable.

**2613.1.2** Prior to the issuance of a Special Permit the Medical Marijuana Treatment Center must have entered into a Host Community Agreement (HCA) with the Town. The HCA shall, at a minimum, include or reference the following:

**2613.1.3** A Community Impact Fee, not to exceed 3% of gross sales, may be applied to any Marijuana Retailer, in compliance with G.L. c. 94G, § 3(d), if applicable.

**2613.1.4** A description of the activities that will occur on site.

**2613.1.5** Hours of operation.

**§198-2614** Independent Consultants

**2614.1.1** Due to the complex technical character of the information to be provided by an applicant pursuant to these regulations and the monitoring, testing and inspection of facilities and operations, the Special Permit Granting Authority may hire at the applicant's expense such consultants as it deems reasonably necessary to assist said authority in making determinations under this Bylaw.

## SECTION TWO:

Amend the Table of Permitted Principal Uses as follows:

**Table of Permitted Principal Uses by Districts**

Overlay Districts	Description
<i>Medical Marijuana Establishments District</i>	<i>Requirements of Article 26 apply-SP</i>



## **ARTICLE W: COMMUNITY PRESERVATION FUND GENERAL BUDGET – SET ASIDES AND TRANSFERS**

*Proposed by: Community Preservation Committee*

*Estimated Cost: \$697,206.26 = set aside  
\$104,375 = transfer*

To determine:

- a) whether the Town will vote to set aside from the Community Preservation Fund's Uncommitted Fund for later spending:
  - i. \$104,375 for open space, but not including land for recreational use, \$104,375 for historic preservation, and \$104,375 for community housing pursuant to Massachusetts General Laws Chapter 44B, Section 6 for FY 2020;
  - ii. \$10,000 for administrative expenses;
- b) whether the Town will vote to set aside from the Community Preservation Fund for later spending \$374,081 of which \$200,000 shall come from the Open Space Fund and \$174,081 from the Uncommitted Fund for annual debt service obligations for the purchase of the conservation restriction on Mainstone Farm, as previously approved by Town Meeting; and
- c) whether the Town will vote to transfer funds in the amount of \$104,375 from the Community Housing Fund of the Community Preservation Fund to the Wayland Municipal Affordable Housing Trust Fund.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

**ARTICLE X: CPA RECREATION PROJECTS TO INCLUDE CONSTRUCTION OF  
BOAT RAMP ON DUDLEY POND AND OUTDOOR CLASSROOM AND  
POLLINATOR GARDEN AT COW COMMON**

*Proposed by: Community Preservation Committee*

*Estimated Cost: \$24,000*

To determine whether the Town will vote to appropriate monies from the Community Preservation Fund's Uncommitted Fund for the following recreation projects:

- i) up to \$21,000 to be expended by the Board of Public Works to construct a boat launch at Dudley Pond; and
- ii) up to \$3,000 to be expended by the Wayland Conservation Commission to construct at Cow Common an outdoor classroom and plant a native pollinator garden.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

**ARTICLE Y: CPA HISTORIC PRESERVATION PROJECTS TO RESTORE FENCE AT FIRST PARISH CHURCH, PRESERVE ARCHED WINDOW AT COCHITUATE VILLAGE APARTMENTS, AND RESTORE STONE'S BRIDGE**

*Proposed by: Community Preservation Committee*

*Estimated Cost: \$320,500*

To determine whether the Town will vote to appropriate up to:

- i) \$17,000 from the Community Preservation Fund's Historic Preservation Fund to be expended by the First Parish Church with approval of the Wayland Historical Commission to preserve and rehabilitate historic fencing of granite posts and wood rails along Boston Post Road and Cochituate Road at the First Parish Church, primarily in the Town's right-of-way; and
- ii) \$3,500 from the Community Preservation Fund's Historic Preservation Fund to be expended by the Wayland Housing Authority with approval of the Wayland Historical Commission to preserve the segmental arched window on the north side of the 1948 addition of the historic Cochituate School, now community housing known as Cochituate Village Apartments; and
- iii) \$300,000 from the Community Preservation Fund of which \$100,000 shall come from the Historic Preservation Fund and \$200,000 shall come from the Uncommitted Fund to be expended by the Permanent Municipal Building Committee to preserve the historic ca. 1858 Stone's Bridge over the Sudbury River.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## **ARTICLE Z: CPA FUNDING FOR HOUSING CONSULTANT**

*Proposed by: Community Preservation Committee*

*Estimated Cost: \$15,000*

To determine whether the Town will vote to appropriate up to \$15,000 from the Community Preservation Fund's Uncommitted Fund to be expended by the Board of Selectmen or their designee(s) to engage one or more housing consultants to support, coordinate, and advance the Town's affordable housing efforts including but not limited to monitoring for compliance with deed restrictions and other applicable requirements, reporting the findings of such monitoring to the Town Administrator, and working with Town Counsel on resolution of violations; providing public education about accessing, creating, and supporting community housing; assisting Town departments, boards, committees, and the Wayland Municipal Affordable Housing Trust Fund on affordable housing issues; providing expertise for advancing community housing projects such as the River's Edge development, securing funding, and resolving issues with regulatory agencies; producing reports and plans regarding affordable housing in Wayland; and keeping the Town Administrator or her designee(s) apprised of affordable housing activities in or affecting Wayland, but not for membership fees; and, for the purposes of this Article, the term "affordable housing" shall mean income-restricted community housing, consistent with the Community Preservation Act, G.L. c. 44B.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

**ARTICLE AA: CPA RECREATION PROJECT TO REHABILITATE AND RESTORE  
WALKING TRAILS AND CONSTRUCT LIMITED PARKING AT  
LOKER CONSERVATION AND RECREATION AREA**

*Proposed by: Community Preservation Committee*

*Estimated Cost: \$118,000*

To determine whether the Town will vote to appropriate the following sums of money to be transferred from the Community Preservation Fund's Uncommitted Fund for Recreational use:

- i) up to \$15,000 to be expended by the Recreation Commission to restore and rehabilitate walking trails at the Loker Conservation and Recreation Area;
- ii) up to \$103,000 to be expended by the Wayland Recreation Commission to construct a parking area to accommodate limited parking for trail use and to include Americans with Disabilities Act (ACT)-compliant parking at the Loker Conservation and Recreation Area.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

**ARTICLE BB: PARTIAL FUNDING FOR CONSTRUCTION OF PART 2 OF THE  
WAYLAND HIGH SCHOOL MASTER ATHLETIC PLAN**

*Proposed by: Community Preservation Committee*

*Estimated Cost: \$500,000*

To determine whether the Town will vote to appropriate a sum of money from the Community Preservation Fund's Uncommitted Fund for Recreational use of:

- a) up to \$500,000 to be expended by the Wayland School Committee as partial funding for the construction of the Wayland High School athletic facilities, including tennis court and softball field swap, and outdoor basketball court renovations and adjacent parking lot renovations.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## ARTICLE CC: WAYLAND WELCOMES

*Proposed by: Petitioner*

*Estimated Cost:*

To determine whether the Town will vote to ensure that Wayland remains a welcoming community for all individuals who visit, work, or live here by:

- (a) adopting the following formal policies relative to immigrants who work, live, or visit Wayland, adhering to current practices already taken by the Wayland Police Department
- (b) joining the growing number of towns and cities in Massachusetts and across the country that have expressed their support of immigrants by becoming welcoming communities.

WHEREAS: aligned with our country's core values, our Town government, the Town's police department, and schools continue to welcome everyone regardless of their ethnicity, religion, race, gender identity, or sexual orientation

WHEREAS: the Wayland Police Department and Town agencies have a strong history of working to protect the rights and just treatment of all individuals, including undocumented immigrants.

WHEREAS: the enforcement of the nation's federal civil immigration laws is the sole responsibility of the federal government and not that of state or local agencies or departments.

WHEREAS: the trust that undocumented immigrants have in Town employees, including law enforcement personnel and local medical and domestic violence agencies, is paramount to the well-being of our community and the safety of all residents

BE IT RESOLVED: that Town Meeting affirms and codifies the following eight principles as official Town policy:

1. No employee of Wayland inquires about the immigration status of an individual, including but not limited to, a crime victim, a witness, or a person who calls or approaches the police or other Town employee, unless necessary to facilitate a criminal investigation, protect the personal safety of an individual, or keep the peace.
2. The enforcement of the nation's federal civil immigration laws is solely the responsibility of the federal government, not the Wayland Police Department or other Town agencies. No local police officer or employee of Wayland performs the functions of an immigration officer, and no department of the Town uses Town funds, resources, facilities, property, or personnel to assist in the enforcement of federal civil immigration laws. Nothing in this section prevents an officer, employee, or department from lawfully discharging duties in compliance with and in response to a lawfully issued judicial warrant.
3. No police officer of Wayland arrests, detains, or prolongs an individual's detention based solely on their immigration status unless such detainer or document is accompanied by a judicial warrant.
4. No Wayland police officer or Town employee responds to any Immigration and Customs Enforcement (ICE) or Customs Border Protection (CBP) notification requests regarding civil immigration violations by providing any federal agency with information about an individual's incarceration status, hearing information, length of detention, home address, or personal

information.

5. Nothing in this Policy prohibits or restrain any Wayland law enforcement officer or Town employee from sending to, or receiving from, any local, state, or federal agency information regarding citizenship or immigration status, consistent with 8 U.S.C. § 1373.
6. No police officer of the Wayland Police Department allows ICE or CBP agents investigating a civil immigration violation access to municipal facilities or a person in custody unless acting under a duly authorized warrant.
7. The Wayland Police Department will continue to investigate reports of hate crimes, criminal discrimination, and criminal harassment of persons based upon their protected status, including, but not limited to, religion, race, ethnicity, or national origin without regard to the person's known or suspected immigration status within the United States.
8. Nothing shall prevent an officer or employee of the Town from lawfully discharging his or her duties in compliance with and in response to a court order from a court of competent jurisdiction, lawfully issued judicial warrant, judicial subpoena, or judicial detainer or acting when necessary to protect public or personal safety.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**



**ARTICLE DD: ACCEPT SPENCER CIRCLE AS A PUBLIC WAY (Check on this)**

*Proposed by: Petitioner*

*Estimated Cost:*

To determine whether the Town will vote to:

accept Spencer Circle as a public way, and any easements appurtenant thereto, as laid out by the Board of Selectman and/or the Highway Department and as shown on a plan or plans thereof; and to see if the Town will vote to authorize the Board of Selectman and/or the Highway Department to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and the acceptance of Spencer Circle, or other easements related to; and further, to authorize the Board of Selectman and/or the Highway Department, the Board of Public Works, and/or any other applicable Town of Wayland Board and their personnel and/or representatives, to take any and all related actions necessary or appropriate to accomplish the purposes of this Article and/or otherwise act thereon.

**FINANCE COMMITTEE COMMENTS:**

**ARGUMENTS IN FAVOR:**

**ARGUMENTS OPPOSED:**

**RECOMMENDATIONS:**

**QUANTUM OF VOTE:**

## **ARTICLE EE: RESOLUTION TO CREATE A COMMITTEE TO ORGANIZE A WAYLAND MUSIC FESTIVAL**

*Proposed by: Petitioner*

*Estimated Cost:*

To determine whether the Town will vote to:

Whereas Wayland values the arts and music, recognizing that music is a big part of all cultures,

Whereas we want opportunities that will be fun for all generations, from children to senior citizens,

Whereas bringing the community together in all roles (participating in organization, performance and audience) will make lasting Wayland memories,

Whereas at town meeting we often hear about the things people disagree about and this event would be an opportunity to reflect our shared values.

Therefore, we request the Board of Selectmen create a committee to develop and host a one-time, town-wide, intergenerational music festival in March 2020 that is free of charge. The committee should have a mix of youth and adults who will collaborate to create this celebration.

### **FINANCE COMMITTEE COMMENTS:**

### **ARGUMENTS IN FAVOR:**

### **ARGUMENTS OPPOSED:**

### **RECOMMENDATIONS:**

### **QUANTUM OF VOTE:**

## **ARTICLE FF: PLASTIC STRAW REDUCTION BYLAW**

*Proposed by: Petitioner*

*Estimated Cost: \$1,000 or \$100 (Check on this)*

**Ban plastic straws in Wayland.**

**Straws remain available for those who need them.**

To determine whether the Town will vote to amend the Town Bylaws by adding a Bylaw for the elimination of single use plastic drinking straws as presented below, and to determine whether the Town will vote to appropriate a sum of money to be expended by the Board of Public Works for compliance and enforcement of the bylaw; and determine whether such appropriation shall be provided by taxation, by transfer from unappropriated funds, by transfer of funds already appropriated for another purpose, by borrowing under Massachusetts General Laws Chapter 44 or other enabling authority, or otherwise.

### **Section 1. Purpose and Intent**

The production and use of single-use plastic drinking straws have significant impacts on the environment, including, but not limited to: contributing to the potential death of aquatic and land animals through ingestion; contributing to pollution of the natural environment; creating a burden to solid waste collection and recycling facilities; and requiring the use of millions of barrels of crude oil nationally for their manufacture. The purpose of this bylaw is to protect the Town's unique natural beauty and its water and natural resources by eliminating single-use plastic drinking straws that are distributed in the Town of Wayland and to promote the use of reusable drinking straws.

### **Section 2. Definitions**

2.1 Drinking straw means a small pipe that allows its user to more conveniently consume a beverage. A thin tube of paper, plastic or other material is used by placing one end in the mouth and the other in the beverage. 2.2 Restaurant a place where people pay to sit and eat meals that are cooked and served on the premises. 2.3 Reusable drinking straw means a straw that can be used on many multiple occasions. They come various materials, such as glass, stainless steel, and silicone. 2.4 Recyclable paper drinking straw means the same as a plastic drinking straw except that it is made of paper instead and is 100% recyclable. 2.5 BoPW means the Board of Public Works or the Board of Public Works' designee, which may be the Department of Public Works. 2.6 This bylaw shall be known as the Plastic Straw Reduction Bylaw.

### **Section 3. Use Regulations**

3.1 Single-use plastic drinking straws shall not be distributed at any restaurant within the Town of Wayland. 3.2 If a restaurant provides straws to customers, the straws must be one of the following (1) recyclable paper drinking straws, or (2) reusable drinking straws. 3.3 Plastic straws used by people who have disorders or illnesses which requires the use of plastic drinking straws, are still permissible.

### **Section 4. Effective Date**

This bylaw shall take effect six (6) months following approval of the bylaw by the Attorney General or January 1, 2018, whichever is later. Upon application of the owner or the owner's representative, the Board of Public Works may exempt a retail store from the requirements of this section for a period of up

to six (6) months upon a finding by the Board of Public Works that (1) the requirements of this section would cause undue hardship; or (2) a restaurant requires additional time in order to draw down an existing inventory of plastic straws.

#### **Section 5. Enforcement**

5.1 Enforcement of this bylaw shall be the responsibility of the Board of Public Works. The Board of Public Works shall determine the monitoring process to be followed, which may be limited to responding to citizen reports, incorporating the process into other town duties as appropriate. 5.2 Any restore distributing plastic checkout bags in violation of this bylaw shall be subject to a non-criminal disposition fine as specified in Section 2-2 of the bylaws, Noncriminal disposition of violations; enforcement. Any such fines shall be paid to the Town of Wayland. 5.3 Section 2-2 is amended to add a new section as follows: Violation of the Plastic Bag Reduction Bylaw (1) Penalty: 1st offense – Warning; 2nd offense - \$50 per day; 3rd and each subsequent offense - \$100 per day. (2) Enforcing persons: BoPW Section 6. Severability If any provision of this bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

#### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE GG: LIMIT CARRYING OF WEAPONS IN TOWN BUILDINGS AND TO TOWN EVENTS**

*Proposed by: Petitioner*

*Estimated Cost:*

To determine whether the Town will vote to:

Amend §139-8 of Chapter 139 of the code of the Town of Wayland by adding said section

(b) For the purposes of this paragraph, "firearm" shall mean any pistol, revolver, rifle or smoothbore arm from which a shot, bullet or pellet can be discharged.

No person, not being a law enforcement officer and notwithstanding any license obtained by the person pursuant to Mass. State Law Chapter 140, shall carry on the person a firearm, loaded or unloaded, or other dangerous weapon in any building on town property, or to any town sponsor gathering, including athletic events, on town property without the written authorization of the Board of Selectmen.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**

## **ARTICLE HH: BUILD A GRASS ATHLETIC FIELD ON LOKER RECREATION AND CONSERVATION AREA PROPERTY**

*Proposed by: Petitioner*

*Estimated Cost: \$1.5 Million*

**Build a grass athletic field on Loker Recreation and Conservation Area Property**

- 1) appropriate a sum of money of up to one-million five hundred thousand dollars to be expended under the direction of the Wayland Recreation Commission for the permitting, design, engineering, and construction of a multi-purpose grass athletic playing 100 yards by 60 yards at the Loker Conservation & Recreation Area including playing surfaces, drainage, landscaping, irrigation system, traffic (including a Rt 30 traffic congestion mitigation plan to deal with Loker field traffic), access (must meet all state and local emergency vehicle access requirements) and parking and any and all other costs incidental or related thereto;
- 2) determine whether said appropriation should be provided by taxation, transfer from unappropriated funds, transfer from available funds appropriated for other purposes, by borrowing, or otherwise;
- 3) authorize the Treasurer with the approval of the Board of Selectmen, to borrow said sum pursuant to G.L. c. 44, §§7 or 8 or any other enabling authority, and issue bonds or notes of the Town therefor; and
- 4) authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder in accordance with G.L. c.44, §20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

### **FINANCE COMMITTEE COMMENTS:**

#### **ARGUMENTS IN FAVOR:**

#### **ARGUMENTS OPPOSED:**

#### **RECOMMENDATIONS:**

#### **QUANTUM OF VOTE:**