

STM 2018 MOTIONS

*MOVER: Doug Levine*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 1: PAY PREVIOUS FISCAL YEARS UNPAID BILLS**

I MOVE YOU SIR:

MOVED: that Article 1 be adopted under the Abbreviated  
Presentation Procedure

OR

MOVED: that the Town approve the payment of bills of prior fiscal years as listed on page 5 of the Warrant for the November 13, 2018 Special Town Meeting from the Fiscal Year 2019 appropriation for the Facilities Budget to be used to pay the bills so listed as items number 1, 2, 3, 4, and 5 and from the Fiscal Year 2019 appropriation for the School Budget to be used to pay the bills so listed as items number 6, 7, 8, 9, and 10.

**9/10 vote required**

*MOVER: Doug Levine*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 2: CURRENT YEAR TRANSFERS**

I MOVE YOU SIR:

MOVED: that Article 2 be adopted under the Abbreviated Presentation Procedure

OR

MOVED: that the following sums be appropriated as listed on page 6 of the Warrant for the November 13, 2018 Special Town Meeting to be expended by the following officers, boards and committees in Fiscal Year 2019 for the following purposes:

<u>Purpose</u>	<u>Amount</u>	<u>Officer, Board or Committee</u>
1. Information Technology Expense	\$100,000	Town Administrator
2. Police Personnel Services	\$ 25,100	Police Chief

**For a total of current year transfers of \$125,100**

And further, that said appropriations be provided by transferring \$125,100 from the Information Technology Personnel Services line item.

**Majority vote required**

*MOVER: Phil Schneider*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 3: FUND FISCAL YEARS 2018 AND 2019 TOWN SUCCESSOR COLLECTIVE BARGAINING AGREEMENT**

I MOVE YOU SIR:

MOVED: that the Town transfer and appropriate \$135,000 from the FY19 Budgeted Reserve for Salary Settlement account to the Police Personnel Services line and the sum of \$25,100, as transferred and appropriated under Article 2 of this Town Meeting, totaling \$160,100 for the purpose of funding FY19 and retroactively funding FY18 of the incremental cost increases of the collective bargaining agreement for the period of July 1, 2017 through June 30, 2019 between the Town of Wayland and the New England Police Benevolent Association, Inc., Local 176, as follows, and that the Finance Director be authorized to distribute such amounts, as appropriate, to and among the department personnel and line items affected thereby.

Total retroactive cost FY18	\$ 76,947
Total incremental cost FY 19	<u>\$ 83,153</u>
Total to be transferred	\$160,100

**Majority vote required**

STM 2018 MOTIONS

*MOVER: Dan Hill*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 4: ZONING: UPDATE FLOOD PLAIN MAPS**

I MOVE YOU SIR:

MOVED: that the Town amend Chapter 198 of the code of the Town of Wayland, the Town's Zoning Bylaw by adopting the revision to Section 198-302.1.2, the Federal Flood Protection District, as printed in Article 4 on Page 8 of the Warrant for the November 13, 2018 Special Town Meeting.

**2/3 vote required**

*MOVER: Lea Anderson*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 5: FUND ASBESTOS MITIGATION AT RIVER’S EDGE**

I MOVE YOU SIR:

MOVED: that the Town appropriate the sum of \$790,530 to be expended under the direction of the Board of Selectmen for the removal and related costs of removal of asbestos containing materials and associated soil on Town-owned land on Boston Post Road in Wayland, MA as shown on Assessor’s map 22, lots 3, 6 and 7, also known as the River’s Edge Site, such costs to include but not be limited to costs for contractor, administrative, legal, consulting, environmental and engineering services and compliance fees, and to meet this appropriation, the Town Treasurer, with approval of the Board of Selectmen is authorized to borrow said sum pursuant to the provisions of G.L. c. 44, §§7 or 8, or any other enabling authority, and to issue bonds or notes of the Town therefor; and further, that 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.

**2/3 vote required for borrowing**

*MOVER: Dan Hill*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 6: ZONING: ESTABLISH DISTRICT FOR MARIJUANA ESTABLISHMENTS AND MEDICAL MARIJUANA TREATMENT CENTERS**

I MOVE YOU SIR:

MOVED: that the Town (1) amend the Town’s Zoning Map to create a new Marijuana Establishments overlay zoning district comprising of Wayland parcels Map 22-010, 21-005, 21-008A, 21-002, 21-004, 21-002A, 21-001,21-008, 21-006A, 21-006 and 21-003; (2) amend Chapter 198 of the Code of Wayland, the Town’s Zoning Bylaw, by adding Article 26 “Marijuana Establishments District”; and (3) amend Chapter 198, Attachment 3 of the Code of Wayland, the Table of Permitted Principal Uses by District to include the Marijuana Establishments District as printed in Article 6 on Pages 12-20 of the Warrant for the November 13, 2018 Special Town Meeting.

**2/3 vote required**

*MOVER: Dan Hill*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 7: ZONING: PROHIBIT RECREATIONAL MARIJUANA ESTABLISHMENTS**

I MOVE YOU SIR:

MOVED: that the Town amend Chapter 198 of the code of the Town of Wayland, the Town's Zoning Bylaw by adopting the revision to Section 198-803, Classification of Principal Uses, Section 803.5, Prohibited Uses, as printed in Article 7 on Page 24 of the Warrant for the November 13, 2018 Special Town Meeting.

**2/3 vote required**

*MOVER: Dan Hill*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 8: ZONING: USE OF PRE-EXISTING NONCONFORMING  
LAND THAT CONSISTS OF MORE THAN SIX  
DWELLING UNITS**

I MOVE YOU SIR:

MOVED: that the Town amend Chapter 198 of the code of the Town of Wayland, the Town’s Zoning Bylaw, by inserting a new Section 401.1.2.1 as printed in Article 8 on Page 27 of the Warrant for the November 13, 2018 Special Town Meeting, subject to amending Section 401.1.2.1 by striking the following text in subparagraph (iv): “or the division of the title to the Lot in any manner that results in more the one person or entity holding a fee simple title interest to the Lot or fraction thereof (i.e., a condominium)” .

**2/3 vote required**

*MOVER: John Sax*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 9: LOKER GRASS FIELD**

I MOVE YOU SIR:

MOVED: that the Town:

- 1) appropriate the sum of \$1,500,000 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 field (soccer U12 size 100 yd. X 60 yd.) at the Loker Conservation & Recreation Area including playing surfaces, drainage, landscaping, traffic (including a Rt. 30 traffic congestion mitigation plan to deal with the 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) authorize the Treasurer with the approval of the Board of Selectmen, to borrow \$1,500,000 pursuant to G. L. c. 44, §§7 or 8 or any other enabling authority, and issue bonds or notes of the Town therefor; and
- 3) 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 cost 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.

**2/3 vote required for borrowing**

*MOVER: Duane Galbi*

**MOTION – 2018 SPECIAL TOWN MEETING**

**ARTICLE 10: LIMIT DISCHARGE OF WEAPONS**

I MOVE YOU SIR:

MOVED: that the Town amend §139-8 of Chapter 139 of the code of the Town of Wayland by deleting said section and replacing it with the following new section 139-8:

A No person shall carry uncased or unholstered firearms, rifles, shotguns, or pistols or discharge explosives on Town property without the prior written permission of the Board of Selectmen, or in the case of school property without the written permission of the board or officer in charge of said school, or on private property without the written permission of its owner or legal occupant thereof. This provision shall not apply to law enforcement personnel authorized by law to carry such firearms.

B. No person shall fire or discharge any type of firearm, rifle, shotgun, or pistol on land within the confines of the Town unless they are at least 1000 feet from the nearest dwelling and 1000 feet within the property line of said land, except with the consent of the owner or legal occupant of said property. This shall not apply to any lawful use within the Town where the discharge of any type of firearm is permitted prior to the effective date of this bylaw.

C. This section does not apply to the lawful defense of life or property, or to the discharge of firearms in accordance with state or federal law, or to any person in the performance of some legal duty, or to the otherwise lawful discharge of blank ammunition.

**Majority vote required**