

Prior to the Call to Order of the Spring Annual Town Meeting of May 7, 2007, the Representative Town Meeting Members of Precincts 4 & 5 met at Walpole High School to fill vacancies in their precincts.

The following action was taken: Gaspar Grillo, of 8 Maude Terrace, was elected to fill the vacancy in Precinct 4, created by the resignation of Cliff Barnes and Patrick Manzo of 3 Harrison Avenue was elected to fill the vacancy in Precinct 5, created by the resignation of Frederick Marshall.



SPRING ANNUAL TOWN MEETING

TOWN OF WALPOLE

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

To any constable in the Town of Walpole

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the Town of Walpole, qualified to vote in elections in town affairs, to meet in the Auditorium of the **Walpole High School** in said Walpole on the

FIRST MONDAY IN MAY, IT BEING THE SEVENTH DAY OF SAID MONTH, 2007

at 7:30 p.m. then and there to see if the Town will vote to amend the By-laws and Zoning By-laws to said Town and act on the on the following articles:

Moderator Jon Rockwood called the meeting to order at 7:40 p.m. All rules and regulations concerning the call of a Spring Annual Town Meeting were fulfilled and a quorum was present.

The assembly pledged allegiance to the flag.

The Johnson Middle School String Band played the National Anthem.

Town Clerk, Ronald A. Fucile attested to the proper return of the Warrant. In accordance with the By-laws of the Town of Walpole, Article 1, the Selectmen gave notice of this Spring Annual Town Meeting in two (2) public places in each of the eight (8) precincts on March 1, 2007.

It was Moved and Seconded:

To waive the reading of the Warrant

Motion Was: So Voted

It was Moved and Seconded:

That all Motions of the Finance Committee be the Main Motions.

Motion Was: So Voted

Legal Counsel: was represented by Joyce Frank of Kopelman & Paige, P.C.

Tellers: Richard W. Brown, Elizabeth R. Nashawaty, Terri B. Thornton and William J. Buckley, Jr.

Miscellaneous Information:

Lincoln Lynch, III is the new Superintendent of Schools for the Town of Walpole and Jean Kenney, former principal of the Fisher School, is now Director of Curriculum, Instruction and Grants.

Resolutions were read for Anthony “Tony” Bruno, Wallace C. Duncan and Christine D. Peters.

A Resolution

Resolved: That we the Representative Town Meeting Members inscribe upon the record of the Spring Annual Town Meeting of May 7th, 2007:

Our recognition and sincere appreciation of the contributions rendered by the late Anthony J. “Tony” Bruno;

As a member of the By-Law Study Committee for 1973;

As a member of the Permanent Building Committee for 1975;

As a member of the School Committee from 1973 to 1977 and as Chairman in 1975;

As a member of the Board of Assessors from 1987 to 1992;

And as an original Representative Town Meeting Member from 1971 to 1993 and asked the question “are there any new positions in this budget?”

And Further:

In recognition of Tony’s passing on November 5, 2006 and in acknowledgement of the Town’s loss, we request the Moderator to observe a moment of silence in his memory;

And Further:

That the Town Clerk be instructed to send a copy of this Resolution to his family.

Resolution Was: So Voted

A Resolution

Resolved:

That we the Representative Town Meeting Members inscribe upon the record of the Spring Annual Town Meeting of May 7th, 2007;

Our recognition and sincere appreciation of the contributions rendered by the late Christine Diane Peters:

As a Teacher in the Town of Walpole from September 1969 to January 1973 and from September 1980 to June of 2001;

And as a Representative Town Meeting Member from 1978 to 1990;

And Further;

In recognition of Christine’s passing on May 2nd, 2007, and in acknowledgement of the Town’s loss, we request that the Moderator call for a moment of silence in Christine’s memory;

And Further;

That the Town Clerk be instructed to send a copy of this Resolution to her family.

Resolution Was: So Voted

A Resolution

Resolved: That we the Representative Town Meeting Members inscribe upon the record of the Spring Annual Town Meeting of May 7th, 2007;

Our recognition and sincere appreciation of the contributions rendered by the late Wallace C. Duncan;

As a member of the Personnel Board from 1963 to 1969;

As a member of the Finance Committee from 1970 to 1972;

As an Original Representative Town Meeting Member from 1971 to 1983;

And Further;

In recognition of Wallace's passing on February 1st, 2007 and in acknowledgement of the Town's loss, we request that the Moderator to observe a moment of silence in Wallace's memory;

And Further;

That the Town Clerk be instructed to send a copy of this Resolution to his family.

Resolution Was: So Voted

ARTICLE 1: To hear and act on the report of any committee or to choose any committee the Town may think proper and transact any other business that may legally come before the Town. (Petition of the Board of Selectmen)

The following RTM were elected to the Rules Committee:

- | | |
|------------|-------------------------|
| Precinct 1 | Marilyn A. Kelland |
| Precinct 2 | Craig W. Hiltz |
| Precinct 3 | John M. O'Leary |
| Precinct 4 | Thomas A. Driscoll |
| Precinct 5 | Brian C. Cherella |
| Precinct 6 | Bruce S. Bottomley |
| Precinct 7 | William J. Buckley, Jr. |
| Precinct 8 | Emidio DiVirgilio, Jr. |

ARTICLE 2: To see if the Town will vote to approve the amendments to the Personnel By-laws as found on file in the Office of the Town Clerk, or do or act anything in relation thereto. (Petition of the Personnel Board)

PRESENT: ARTICLE 19 - EDUCATION:

Any full time employee of the Town may participate in this program if the course(s) taken is job related and is approved by the Department Head and the Town Administrator, subject to sufficient funding. An employee should receive approval prior to registering for the course, reimbursement from the Town upon receipt of course credit and submission of expense voucher for tuition, laboratory costs, and books. The maximum allowable education aid for each school year shall be \$600.00 per employee. There is no reimbursement for the time spent during the course, mileage, or any other expenses.

PROPOSED: ARTICLE 19 – EDUCATION

Any full time employee of the Town may participate in this program if the course(s) taken is job related and is approved by the Department Head and the Town Administrator, subject to sufficient funding. An employee should receive approval prior to registering for the course **and after satisfactory completion, Grade C or better, will receive** reimbursement from the Town upon receipt of course credit and submission of expense voucher for tuition, laboratory costs, and books. The maximum allowable education aid for each school year shall be \$600.00 per employee. There is no reimbursement for the time spent during the course, mileage, or any other expenses.

CURRENT: ARTICLE 38 - EMPLOYEE COMPLAINT PROCEDURE:

It is the intent of the Town of Walpole to be equitable and fair in our relations with employees. Employees are encouraged to bring to the attention of appropriate management representatives any complaints regarding any phase of their employment. All such complaints will be promptly investigated and answered or adjusted in a manner consistent with established Town policy and sound employee relations principles.

Complaint Procedure:

Employees are encouraged to discuss all problems or differences of opinion with their supervisor. Usually difficulties can be resolved without going further. Occasionally, an unusual problem will arise that these discussions do not resolve. When this happens, supervisors should encourage employees to follow the steps of the complaint procedure which is available to employees to pursue at any time.

- A. The employee should discuss the complaint with his or her immediate supervisor. The supervisor should discuss the complaint normally within one week after notification by the employee.
- B. If within one week the employee is not satisfied with the result of the discussion with his/her supervisor, the employee will request that a meeting be scheduled by the supervisor between the department manager and the employee. This meeting will be held normally within one week of notification by the employee.
- C. If within one week after the meeting with the department manager the employee is still not satisfied, the employee will prepare a written statement of the request or complaint and will forward it within one week to the next level to Town Management. The manager will review and answer in writing the complaint normally within five working days. At either the manager's or the employee's request, a conference between the employee and the manager will be held, normally during those five days.
- D. If the manager's answer to the employee's request or complaint is not satisfactory to the employee, the employee should notify the Town of Walpole Personnel Board within one week. The Personnel Board will review all pertinent documents, records, and management's written answer and answer the request or complaint within thirty days after receiving it. The Personnel Board's decision will be final.

(Employees should consult with the Town Charter and/or their respective collective bargaining agreement prior to utilizing this by-law)

PROPOSED: ARTICLE 38 - EMPLOYEE COMPLAINT PROCEDURE:

It is the intent of the Town of Walpole to be equitable and fair in our relations with employees. Employees are encouraged to bring to the attention of appropriate management representatives any complaints regarding any phase of their employment. All such complaints will be promptly investigated and answered or adjusted in a manner consistent with established Town policy and sound employee relations principles.

Complaint Procedure:

Employees are encouraged to discuss all problems or differences of opinion with their supervisor. Usually difficulties can be resolved without going further. Occasionally, an unusual problem will arise that these discussions do not resolve. When this happens, supervisors should encourage employees to follow the steps of the complaint procedure which is available to employees to pursue at any time.

- Step 1: The employee should discuss the complaint with his or her immediate supervisor **within five (5) working days after the act or condition which is the basis of the complaint occurred.** The supervisor should discuss the complaint normally within one week after notification by the employee.
- Step 2: If within one week the employee is not satisfied with the result of the discussion with his/her supervisor, the employee will request, **in writing**, that a meeting be scheduled by the supervisor between the department manager and the employee **within five (5) working days after he/she has received the step 1 decision.** This meeting will be held normally within one week of notification by the employee.
- Step 3: If within one week after the meeting with the department manager the employee is still not satisfied, the employee will prepare a written statement of the request or complaint and will forward it within one week to the next level to Town Management. The manager will review and answer in writing the complaint normally within five working days. At either the manager's or the employee's request, a conference between the employee and the manager will be held, normally during those five days.
- Step 4: If the manager's answer to the employee's request or complaint is not satisfactory to the employee, the employee should notify the Town of Walpole Personnel Board within one week. The Personnel Board will review all pertinent documents, records, and management's written answer and answer the request or complaint within thirty days after receiving it. The Personnel Board's decision will be final.

(Employees should consult with the Town Charter and/or their respective collective bargaining agreement prior to utilizing this by-law)

Majority Vote Required – Motion Was: So Voted

ARTICLE 3: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town approve the new salary schedule as recommended by the Personnel Board as found on file in the Office of the Town Clerk.

TOWN OF WALPOLE

| PROFESSIONAL COMPENSATION & CLASSIFICATION PLAN | | | | | | | | | | | | | Effective 7/1/2007 | | |
|---|--------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|--------------------|---------|---------|
| | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 | Step 6 | Step 7 | Step 8 | Step 9 | Step 10 | Step 11 | Step 12 | Step 13 | Step 14 | Step 15 |
| Town Administrator | | | | | | | | | | | | | | | |
| P-37 | 99,293 | 101,279 | 103,304 | 105,371 | 107,478 | 109,628 | 111,820 | 114,056 | 116,338 | 118,664 | 121,038 | 123,458 | 125,928 | 128,446 | 131,015 |
| P-36 | 90,171 | 91,975 | 93,814 | 95,691 | 97,604 | 99,556 | 101,548 | 103,579 | 105,650 | 107,763 | 109,918 | 112,117 | 114,359 | 116,646 | 118,979 |
| DPW Director - Fire Chief - Police Chief | | | | | | | | | | | | | | | |
| P-35 | 81,052 | 82,673 | 84,326 | 86,013 | 87,733 | 89,488 | 91,277 | 93,103 | 94,965 | 96,864 | 98,802 | 100,778 | 102,793 | 104,849 | 106,946 |
| Asst Town Administrator - Finance Director | | | | | | | | | | | | | | | |
| P-34 | 75,048 | 76,549 | 78,080 | 79,641 | 81,234 | 82,859 | 84,516 | 86,206 | 87,931 | 89,689 | 91,483 | 93,313 | 95,179 | 97,082 | 99,024 |
| Bldg Insp/Comm - Community Devel Dir - Deputy Fire Chief - Deputy Police Chief | | | | | | | | | | | | | | | |
| P-33 | 69,488 | 70,878 | 72,295 | 73,741 | 75,216 | 76,720 | 78,255 | 79,820 | 81,416 | 83,044 | 84,705 | 86,399 | 88,127 | 89,890 | 91,688 |
| Accountant -Appraiser -Computer Network Adm -Engineer -Health Agent -Library Dir -Police Lt -Supt of Bldgs -Supt of Hwy & Pks -Supt of S&W | | | | | | | | | | | | | | | |
| P-32 | 64,352 | 65,639 | 66,952 | 68,291 | 69,657 | 71,050 | 72,471 | 73,921 | 75,399 | 76,907 | 78,445 | 80,014 | 81,614 | 83,247 | 84,912 |
| Supt of Highways - Supt of Parks - Town Planner | | | | | | | | | | | | | | | |
| P-31 | 59,581 | 60,773 | 61,988 | 63,228 | 64,493 | 65,783 | 67,098 | 68,440 | 69,809 | 71,205 | 72,629 | 74,082 | 75,564 | 77,075 | 78,616 |
| Asst. Eng - Asst.Supt of Hwy&Parks - Asst.Supt of S&W - Economic Dev & Grant Officer - Recreation Dir - Supt of Vehicle Maint - Town Clerk | | | | | | | | | | | | | | | |
| P-30 | 55,168 | 56,271 | 57,397 | 58,545 | 59,715 | 60,910 | 62,128 | 63,370 | 64,638 | 65,931 | 67,249 | 68,594 | 69,966 | 71,365 | 72,793 |
| Adult Service Librarian/Asst. Dir - Conservation Agent - Council on Aging Dir - Purchasing Agent | | | | | | | | | | | | | | | |
| P-29 | 51,079 | 52,100 | 53,142 | 54,205 | 55,289 | 56,395 | 57,523 | 58,673 | 59,847 | 61,044 | 62,265 | 63,510 | 64,780 | 66,076 | 67,397 |
| Animal Contr Officer/Veteran's Agt - Asst.Treasurer/Collector - Dep Health Agt - GIS Coord/Sr. Eng Aide - Personnel & Benefits Coord | | | | | | | | | | | | | | | |
| P-28 | 47,333 | 48,279 | 49,245 | 50,230 | 51,234 | 52,259 | 53,304 | 54,370 | 55,458 | 56,567 | 57,698 | 58,852 | 60,029 | 61,230 | 62,454 |
| Administrative Secretary - Asst. Accountant - Children's Librarian - Recreation Coordinator - Ref. Services Librarian - Tech Services Librarian | | | | | | | | | | | | | | | |
| P-27 | 43,794 | 44,669 | 45,563 | 46,474 | 47,404 | 48,352 | 49,319 | 50,305 | 51,311 | 52,337 | 53,384 | 54,452 | 55,541 | 56,652 | 57,785 |
| Administrative Assistant - Animal Contr Officer - Asst. Recreation Coord - Engineer Insp - PC Support Tech - Plan Review/Central Permit Adm | | | | | | | | | | | | | | | |
| P-26 | 38,092 | 38,854 | 39,631 | 40,424 | 41,233 | 42,057 | 42,898 | 43,756 | 44,631 | 45,524 | 46,435 | 47,363 | 48,310 | 49,277 | 50,262 |
| Engineering Aide | | | | | | | | | | | | | | | |
| P-25 | 34,766 | 35,461 | 36,170 | 36,894 | 37,631 | 38,384 | 39,152 | 39,935 | 40,733 | 41,548 | 42,379 | 43,227 | 44,091 | 44,973 | 45,872 |

TOWN OF WALPOLE

| HOURLY & ADMINISTRATIVE/PROFESSIONAL SALARY SCHEDULE | | | | | | | | | | | | | | Effective 7/1/2007 | |
|--|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|----------------|----------------|----------------|----------------|-------------------------------|----------------|
| | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 | Step 6 | Step 7 | Step 8 | Step 9 | Step 10 | Step 11 | Step 12 | Step 13 | Step 14 | Step 15 |
| H-16 | 28.76 | 29.33 | 29.92 | 30.52 | 31.13 | 31.75 | 32.39 | 33.03 | 33.69 | 34.37 | 35.06 | 35.76 | 36.47 | 37.20 | 37.95 |
| H-15 | 26.40 | 26.93 | 27.47 | 28.01 | 28.58 | 29.15 | 29.73 | 30.32 | 30.93 | 31.55 | 32.18 | 32.82 | 33.48 | 34.15 | 34.83 |
| Deputy Building Inspector - Sanitarian | | | | | | | | | | | | | | | |
| H-14 | 24.22 | 24.70 | 25.19 | 25.70 | 26.21 | 26.74 | 27.27 | 27.82 | 28.37 | 28.94 | 29.52 | 30.11 | 30.71 | 31.33 | 31.95 |
| Library/School/Community Liaison | | | | | | | | | | | | | | | |
| H-13 | 22.21 | 22.65 | 23.10 | 23.57 | 24.04 | 24.52 | 25.01 | 25.51 | 26.02 | 26.54 | 27.07 | 27.61 | 28.16 | 28.73 | 29.30 |
| Deputy Zoning Enforcement Officer | | | | | | | | | | | | | | | |
| H-12 | 20.38 | 20.79 | 21.21 | 21.63 | 22.06 | 22.51 | 22.96 | 23.41 | 23.88 | 24.36 | 24.85 | 25.34 | 25.85 | 26.37 | 26.90 |
| Administrative Board Secretary - Asst. Children's Librarian - GASB Inventory Specialist - Outreach Worker | | | | | | | | | | | | | | | |
| H-11 | 18.69 | 19.07 | 19.45 | 19.84 | 20.24 | 20.64 | 21.05 | 21.47 | 21.90 | 22.34 | 22.79 | 23.24 | 23.71 | 24.18 | 24.67 |
| Board Secretary - Dispatcher - Principal Clerk | | | | | | | | | | | | | | | |
| H-10 | 17.31 | 17.66 | 18.01 | 18.37 | 18.74 | 19.12 | 19.50 | 19.89 | 20.29 | 20.69 | 21.11 | 21.53 | 21.96 | 22.40 | 22.85 |
| H-9 | 16.04 | 16.36 | 16.68 | 17.02 | 17.36 | 17.71 | 18.06 | 18.42 | 18.79 | 19.17 | 19.55 | 19.94 | 20.34 | 20.75 | 21.16 |
| Senior Clerk - Van Driver | | | | | | | | | | | | | | | |
| H-8 | 14.83 | 15.13 | 15.43 | 15.74 | 16.05 | 16.38 | 16.70 | 17.04 | 17.38 | 17.73 | 18.08 | 18.44 | 18.81 | 19.19 | 19.57 |
| Administrative Aide - Senior Accounting Clerk | | | | | | | | | | | | | | | |
| H-7 | 13.76 | 14.04 | 14.32 | 14.60 | 14.90 | 15.19 | 15.50 | 15.81 | 16.12 | 16.45 | 16.77 | 17.11 | 17.45 | 17.80 | 18.16 |
| Accounting Clerk - Student Co-Op | | | | | | | | | | | | | | | |
| H-6 | 12.74 | 13.00 | 13.26 | 13.52 | 13.79 | 14.07 | 14.35 | 14.64 | 14.93 | 15.23 | 15.53 | 15.84 | 16.16 | 16.48 | 16.81 |
| Clerk - Conservation Associate/Intern | | | | | | | | | | | | | | | |
| H-5 | 11.78 | 12.02 | 12.26 | 12.50 | 12.75 | 13.01 | 13.27 | 13.54 | 13.81 | 14.08 | 14.36 | 14.65 | 14.94 | 15.24 | 15.55 |
| Senior Library Page | | | | | | | | | | | | | | | |
| H-4 | 10.93 | 11.15 | 11.37 | 11.60 | 11.83 | 12.07 | 12.31 | 12.55 | 12.80 | 13.06 | 13.32 | 13.59 | 13.86 | 14.14 | 14.42 |
| Seasonal Laborer | | | | | | | | | | | | | | | |
| H-3 | 10.12 | 10.33 | 10.53 | 10.74 | 10.96 | 11.18 | 11.40 | 11.63 | 11.86 | 12.10 | 12.34 | 12.59 | 12.84 | 13.10 | 13.36 |
| H-2 | 9.35 | 9.54 | 9.73 | 9.92 | 10.12 | 10.33 | 10.53 | 10.74 | 10.96 | 11.18 | 11.40 | 11.63 | 11.86 | 12.10 | 12.34 |
| H-1 | 8.65 | 8.83 | 9.00 | 9.18 | 9.37 | 9.55 | 9.74 | 9.94 | 10.14 | 10.34 | 10.55 | 10.76 | 10.97 | 11.19 | 11.42 |
| Library Page - Office Assistant | | | | | | | | | | | | | | | |
| H-0 | | | 8.36 | 8.53 | 8.70 | 8.88 | 9.05 | 9.23 | 9.42 | 9.61 | 9.80 | 10.00 | 10.20 | 10.40 | 10.61 |
| ADMINISTRATIVE/PROFESSIONAL SALARY SCHEDULE | | | | | | | | | | | | | | | |
| | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 | Step 6 | Step 7 | Step 8 | Step 9 | Step 10 | Step 11 | Step 12 | Step 13 | Step 14 | Step 15 |
| Veteran's Director | | | | | | | | | | | | | | | |
| A1 | 10,834 | 11,050 | 11,271 | 11,497 | 11,727 | 11,961 | 12,200 | 12,444 | 12,693 | 12,947 | 13,206 | 13,470 | 13,740 | 14,014 | 14,295 |
| Local Emergency Management Administrator | | | | | | | | | | | | | | | |
| A-2 | 6,567 | 6,699 | 6,833 | 6,969 | 7,109 | 7,251 | 7,396 | 7,544 | 7,695 | 7,849 | 8,005 | 8,166 | 8,329 | 8,495 | 8,665 |
| A-3 Hearing Officer - Stipend \$35.67 per month | | | | | | | | | | | | | | | |

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|------------------------|------------------|-----------------|
| Town of Walpole | Effective | 7/1/2007 |
|------------------------|------------------|-----------------|

| GRADE | POSITION | Min | Max |
|--------------|-----------------|------------|------------|
|--------------|-----------------|------------|------------|

| | | | |
|-----------------|--|--|--|
| ELECTION | | | |
|-----------------|--|--|--|

| | | | |
|-----|---|--|----------|
| E-1 | Election Officer | | 8.03/hr |
| E-2 | Election Deputy Warden, Clerks, Deputy Clerks | | 9.91/hr |
| E-3 | Election Registrar, Election Warden | | 11.89/hr |

| | | | |
|-------------|--|------------|------------|
| FIRE | | Min | Max |
|-------------|--|------------|------------|

| | | | |
|-----|--|-------|--------|
| F-1 | Fire Alarm Maintenance Technician | 9.41 | 11.59 |
| F-2 | Deputy Supt. of Fire Alarm Maintenance | 9.84 | 12.02 |
| F-3 | Call Firefighter - Trainee | 12.44 | 15.21 |
| F-4 | Call Firefighter - Private | 13.88 | 16.95 |
| F-5 | Call Firefighter - Lieutenant | 15.33 | 18.73 |
| F-6 | Fire Company Clerk (retainer) | | 120/yr |
| F-7 | Fire Truck Checker (retainer) | | 525/yr |
| F-8 | Fire Janitor Steward (retainer) | | 525/yr |

| | | | |
|---------------|--|------------|------------|
| SAFETY | | Min | Max |
|---------------|--|------------|------------|

| | | | |
|-----|--------------------------------|-------|-------|
| S-1 | School Traffic Officer | | 13.98 |
| S-2 | Police Matron | 11.43 | 13.53 |
| | Interpreter | " | " |
| S-3 | Special Police (town paid) | | 10.80 |
| S-4 | Special Police (non-town paid) | | 32.09 |

| | | | |
|-------------------|--|------------|------------|
| INSPECTION | | Min | Max |
|-------------------|--|------------|------------|

| | | | |
|-----|-------------------------------------|---------|----------|
| I-1 | Inspector/Deputy Inspector | | 20.80 |
| I-2 | Supt. Insect/Pest Control (stipend) | | 400/yr |
| I-3 | Tree Warden (stipend) | | 700/yr |
| I-4 | Animal Inspector (stipend) | 3850/yr | 5,000/yr |
| I-5 | Inspector of Weights and Measures | 3378/yr | 4650/yr |
| I-6 | Deputy Tree Warden (stipend) | | 500/yr |

| | | | |
|----------------------|--|------------|------------|
| PUBLIC WORKS: | | Min | Max |
|----------------------|--|------------|------------|

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|------------------------|------------------|-----------------|
| Town of Walpole | Effective | 7/1/2007 |
|------------------------|------------------|-----------------|

| GRADE | POSITION | Min | Max |
|--------------|-----------------|------------|------------|
|--------------|-----------------|------------|------------|

| | | | |
|-------------------|--|--|--|
| RECREATION | | | |
|-------------------|--|--|--|

| | | | |
|------|-------------------------------------|-----------|--|
| R-10 | Program Coordinator (40 weeks/year) | ELIMINATE | |
|------|-------------------------------------|-----------|--|

| | | | |
|-----|----------------------|-------|-------|
| R-9 | Aquatics Director | 13.80 | 17.25 |
| | Day Camp Director | " | " |
| | Teen Center Director | " | " |

| | | | |
|-----|-----------------------------|-------|-------|
| R-8 | Assistant Aquatics Director | 12.50 | 15.63 |
|-----|-----------------------------|-------|-------|

| | | | |
|-----|------------|-------|-------|
| R-7 | Head Guard | 12.00 | 15.00 |
|-----|------------|-------|-------|

| | | | |
|-----|-------------------------|-------|-------|
| R-6 | Program Specialist | 11.25 | 14.06 |
| | Water Safety Instructor | " | " |

| | | | |
|-----|---|------|-------|
| R-5 | Program Supervisor | 9.50 | 11.88 |
| | (For day camp, tennis, floor hockey and girls softball) | " | " |

| | | | |
|-----|------------|------|-------|
| R-4 | Lifeguards | 9.00 | 11.25 |
|-----|------------|------|-------|

| | | | |
|-----|--|------|-------|
| R-3 | Program Instructors | 8.50 | 10.63 |
| | (Adult and children's programs, umpires, referees) | " | " |

| | | | |
|-----|-----------------|------|------|
| R-2 | Gate Attendants | 7.50 | 9.38 |
| | Program Aides | " | " |

| | | | |
|-----|-------------------------|--|--|
| R-1 | Specialized Instructors | 10.00 - 50.00 per hour 5.00 - 60.00 per participant | |
|-----|-------------------------|--|--|

| | | | |
|-----------------------|--|------------|------------|
| GRANT SCHEDULE | | Min | Max |
|-----------------------|--|------------|------------|

| | | | |
|------------|--|----------|----------|
| G-1 | Coordinator for Volunteer Services | 10.28/hr | 16.77/hr |
| | Sr. Citizen Computer Data Base Coordinator | " | " |

Majority Vote Required – Motion Was: So Voted

ARTICLE 4: To see if the Town will vote to raise and appropriate and/or transfer a sum or sums of money to defray certain salary increases for non-union personnel recommended by the Personnel Board in the salary schedule or do or act anything in relation thereto. (Petition of the Personnel Board)

ARTICLE 4: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 5: To see if the Town will vote to borrow and/or transfer from available funds, a supplemental sum or sums of money to the various operating budgets for Fiscal Year 2007 (July 1, 2006 to June 30 2007) and to see what budgets for Fiscal year 2007 will be reduced to offset said appropriations or reduced due to reductions in local aid, or do or act anything in relation thereto. (Petition of the Board of Selectmen)

ARTICLE 5: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 6: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town fix the salary & compensation for elected officials of the Town as provided for by General Laws, Chapter 41, Section 108, for their services for the fiscal year commencing July 1, 2007 and that the Town vote to appropriate the following sums for the operation of municipal and school departmental and incidental expenses of the Town for Fiscal Year 2008 (July 1, 2007 to June 30, 2008) and that the sum of \$61,076,503 be raised from the following fund sources:

| | |
|-----------------------------|--------------|
| Taxation | \$59,400,107 |
| Ambulance Fund | 600,000 |
| Overlay Surplus | 50,000 |
| Prison Mitigation Fund | 54,000 |
| Sale of Cemetery Lots | 3,000 |
| Septic Loan Program | 2,994 |
| Health Insurance Trust Fund | 100,000 |
| Water Enterprise Fund | 609,303 |
| Sewer Enterprise Fund | 257,099 |
| | |
| Total | \$61,076,503 |

Majority Vote Required

Motion Was: So Voted

ARTICLE 7: On Motion by the Finance Committee; It was Moved and Seconded:

That the following sums be expended under the direction of the Department of Public Works for the purpose of operating the Water Department in FY2008:

| | |
|---------------------|---------------|
| Personnel Services: | \$ 770,619.00 |
| Expenses: | 1,338,670.00 |
| Debt Service: | 1,515,567.00 |
| Capital Outlay: | 0.00 |

And that the \$3,624,856.00 be raised as follows:

| | |
|-------------------------|--------------|
| User Fees: | 2,822,586.00 |
| Retained Earnings: | 150,000.00 |
| Misc. Receipts & MWPAT: | 652,270.00 |

Majority Vote Required

Motion Was: So Voted

ARTICLE 8: On Motion by the Finance Committee; It was Moved and Seconded:

That the following sums of be expended under the direction of the Department of Public Works for the purpose of operating the Sewer Department in FY2008.

| | |
|---------------------|---------------|
| Personnel Services: | \$ 183,688.00 |
| Expenses: | 3,043,022.00 |
| Debt Service: | 363,386.00 |
| Capital Outlay: | 169,500.00 |

And that the \$3,759,596.00 be raised as follows:

| | |
|------------------------|-----------------|
| User Fees: | \$ 3,138,357.00 |
| Retained Earnings: | 369,500.00 |
| Miscellaneous Receipts | 251,739.00 |

Majority Vote Required

Motion Was: So Voted

ARTICLE 9: To see if the Town will vote to appropriate or transfer a sum or sums of money from available funds for the purpose of supplementing the stabilization fund as authorized by Chapter 40, Section 5B of the Massachusetts General Laws as amended, or take any action relative thereto. (Petition of the Board of Selectmen)

ARTICLE 9: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 10: To see if the Town will vote to raise and appropriate, and/or transfer such sum or sums of money as may be required for payment of unpaid bills of previous years, incurred by the departments, boards and officers of the Town of Walpole, or to take any action relative thereto. (Petition of the Board of Selectmen)

ARTICLE 10: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 11: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town transfer the sum of \$16,500 from Free Cash to FY2008 Levy to offset the financial impact of Snow and Ice Deficit.

Majority Vote Required

Motion Was: So Voted

ARTICLE 12: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town transfer from Free Cash, the sum of \$521,300 to implement a Capital Improvement Program, to protect, improve, and/or modify the physical infrastructure, including but not limited to municipal buildings, facilities, parking lots, fields and other properties, of the Town of Walpole.

Majority Vote Required

Motion Was: So Voted

ARTICLE 13: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town raise and appropriate the sum of \$939,310.92 for the purchase of capital equipment, including but not limited to vehicles, machinery, and computer/network systems for the various departments of the Town of Walpole and to meet this appropriation the sum of \$921,883.92 be transferred from Free Cash and \$17,427 be transferred from the Ambulance Revolving Fund.

Majority Vote Required

Motion Was: So Voted

ARTICLE 14: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town appropriate the sum of \$73,200 to resurface, repair and/or reconstruct certain streets and/or sidewalks, to make drainage improvements in certain Town roads and to rebuild certain manholes and catch basins in the Town and to meet this appropriation, the sum of \$73,200 be transferred from Free Cash.

Majority Vote Required

Motion Was: So Voted

ARTICLE 15: On Motion by the Finance Committee; It was Moved and Seconded:

That \$585,000 is appropriated for the purchase and installation of water meters to complete the installation of the fixed network water meter reading system; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$585,000 under G.L c.44, sec.8 or any other enabling authority; and that the Board of Sewer and Water Commissioners is authorized to take any other action necessary to carry out this project.

2/3 Vote Required

Motion Was: So Voted Unanimous

ARTICLE 16: On Motion by the Finance Committee; It was Moved and Seconded:

That \$102,500 is appropriated for the design and construction of an alternative water disinfection system; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$102,500 under G.L. c.44, sec. 8 or any other enabling authority; and that the Board of Sewer and Water Commissioners is authorized to take any other action necessary to carry out this project.

2/3 Vote Required

Motion Was: So Voted Unanimous

ARTICLE 17: To see if the Town will vote to raise and appropriate, borrow and/or transfer a sum or sums of money as may be required for the lease of equipment for the various departments of the Town of Walpole, or to take any action relative thereto. (Petition or the Board of Selectmen)

ARTICLE 17: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 18: To see if the Town will vote to accept awarded grants from State, Federal, private, and/or non-profit Agencies and to expend said funds without further appropriation and to raise and appropriate, borrow, and/or transfer a sum of money for required matches to such grants or take any action in relation thereto. (Petition of the Board of Selectmen)

ARTICLE 18: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 19: To see if the Town will vote to appropriate a sum of money for architectural design and constructing, originally equipping and furnishing a new public safety facility; including the cost of a project manager and other related costs; to determine whether this appropriation shall be raised by borrowing or otherwise; or to take any other action relative thereto. (Petition of the Board of Selectmen)

ARTICLE 19: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 20: On Motion by the Finance Committee: It was Moved and Seconded:

That the Town authorize the use of the revolving funds as shown in Article 20 pursuant to G.L. c.44, sec. 53E1/2 for the fiscal year beginning July 1, 2007 to be credited with receipts from revenue sources, to be expended under the authority and direction of the agencies or officials for the stated purposes, not to exceed the spending limits, respectively as set forth in Article 20.

| FUND | REVENUE SOURCE | AUTHORITY TO SPEND FUNDS | USE OF FUND | SPENDING LIMIT | RESTRICTIONS /COMMENTS |
|------------------------------------|--|---------------------------------|--|-----------------------|-------------------------------|
| Early Childhood Education | Tuition Payments | School Committee | Expenses & Salaries for Early Childhood Program | \$130,000 | None |
| Student Transportation | Bus Fees | School Committee | Expenses related to student transportation | \$305,000 | None |
| Library Services | Receipts from copiers, the computer center, lost materials and instructional classes | Library Trustees | Support of copiers, computer center services and instructional classes | \$35,000 | None |
| Senior Citizen Health Services | Medicare reimbursement of flu and pneumonococcal vaccines | Council On Aging | Senior Citizen Health Related Expenses | \$20,000 | None |
| Compost Bins | Sale of Bins | Board of Health | Purchase of Compost Bins | \$10,000 | None |
| Recreation | Receipts from recreational programs | Recreation Committee | Recreational Programs & Services, including salaries & expenses. | \$435,000 | None |
| Fire Alarm Maintenance | Fire Alarm Master Box Charges | Fire Department | Maintenance of Town Fire Alarm System, including salaries & expenses. | \$20,000 | None |
| Engineering Services & Inspections | Inspection Fees | Planning Board | Inspections Of roadways, drains, utilities, & related construction of site plans, subdivisions & roads, including salaries & expenses. | \$100,000 | None |

Majority Vote Required

Motion Was: So Voted

ARTICLE 21: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote in accordance with the provisions of Chapter 126 of the Acts of 1988, amending Section 4 of Chapter 73 of the Acts of 1986; for those who qualified under Chapter 59, Section 5: additional real estate tax exemption of 50% of exemptions for which said taxpayer qualify under the provisions as set forth therein for FY2008.

Majority Vote Required

Motion Was: So Voted

ARTICLE 22: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town raise and appropriate from Taxation, the sum of \$40,000 to supplement the Walpole School Budget for FY2008 with said money to be received from parking fees.

Majority Vote Required

Motion Was: So Voted

ARTICLE 23: To see if the Town will vote to rezone land near the intersection of US Route 1, Old Post Road and Common Street, said land being at or near the Walpole/Sharon Town line and currently zoned as Residence B as shown on the Town of Walpole Assessor's Map as a portion of Parcels 49-4, 49-6 and 49-7 and as further shown on a plan of land entitled "Rezoning Site Plan of Land in Walpole, Massachusetts" dated January 9, 2007 prepared by Merrikin Engineering, LLP, 2 Millstone Road, Suite 1C, Millis, Massachusetts 02054 and more particularly described as follows:

PARCEL A, A PORTION OF LOT 2A

Beginning at a point, said point being the southwesterly corner of Lot 2A at the Walpole/Sharon Town line, thence;

Running by land now or formerly of Charles A. and Corrine F. Hershman, along the Westerly property line of Lot 2A in three courses, northwesterly a distance of 152.57 feet more or less, northwesterly a distance of 88.25 feet more or less, and northwesterly a distance of 292.38 feet more or less, thence;

Turning and running by land now or formerly Charles A. and Corrine F. Hershman, along the northerly property line of Lot 2A, in three courses, northeasterly a distance of 68.60 feet more or less, northeasterly a distance of 235.18 feet more or less, and northeasterly a distance of 142.87 feet more or less, thence

Turning and running by land of Stephen P. Pajotte and Julienne M. Carty, southeasterly a distance of 88.16 feet more or less, thence;

Turning and running by land now or formerly of 995 Old Post Road Realty Trust in two courses, southeasterly a distance of 189.32 feet more or less, and southeasterly a distance of 6.57 feet more or less to the existing zone line, thence;

Turning and running along the existing zone line southwesterly a distance of 202.18 feet more or less to a corner of the Walpole Town line, thence;

Turning and running along the Walpole/Sharon Town line in two courses, southwesterly a distance of 444.04 feet more or less, and southwesterly a distance of 9.70 feet more or less to the point of beginning.

Meaning and intending to describe a portion of Lot 2A as show on a plan entitled "Plan of Land in Walpole, Mass: Norfolk County, By Walter E. Sampson Dated Jan. 19, 1979 and filed in the Norfolk County Registry of Deeds as Plan No. 340 of 1979, in Plan Book 275.

PARCEL B, A PORTION OF LOT 2B

Beginning at a point, said point being the northerly corner of Lot 2B at Common Street, thence;

Running along the southerly sideline of Common Street by a curve to the right with a radius of 120.00 feet, a distance of 102 feet more or less to the zone line, thence;

Turning and running along the zone line, southwesterly a distance of 213.16 feet more or less to the southeasterly sideline of Lot 2B, thence

Turning and running by land of 995 Old Post Road Realty Trust in two courses, southwesterly a distance of 70.17 feet more or less, and southeasterly a distance of 75.00 feet more or less to a lot corner, said lot corner being approximately at the zone line, thence;

Turning and running by land now or formerly of 995 Old Post Road Realty Trust, southwesterly a distance of 11.18 feet more or less to a point, thence;

Turning and running by land of 1600 Realty Trust (Lot 2A) northwesterly a distance of 189.32 feet more or less to a lot corner, thence;

Turning and running by land nor or formerly of Stephen P. Pajotte and Julienne M. Carty in two courses, northeasterly a distance of 134.00 feet more or less, and northeasterly a distance of 107.00 feet more or less to the point of beginning.

Meaning and intending to describe a portion of Lot 2B as shown on a plan entitled "Plan of Land in Walpole, Mass: Norfolk County, by Walter E. Sampson Dated Jan. 19, 1979 and Filed in the Norfolk County Registry of Deeds as Plan No 340 of 1979, in Plan Book 275.

PARCEL C, A PORTION OF 995 OLD POST ROAD

Beginning at a point, said point being the intersection of the northerly property line of 995 Old Post Road and the zone line, thence;

Running southwesterly along the zone line a distance of 113.75 to a lot corner of 995 Old Post Road, thence;

Turning and running along the southwesterly lot line of Lot 2B, a distance of 75.00 feet more or less to a lot corner, thence

Turning and running by Lot 2B northeasterly a distance of 70.17 feet more or less to the point of beginning.

PARCEL D, A PORTION OF LOT 995 OLD POST ROAD

Beginning at a point, said point being the southwesterly corner of Lot 2B at the zone line, thence;

Running southwesterly along the zone line a distance of 10.31 feet to the easterly lot corner of land of 1600 Realty Trust (Lot 2A), thence;

Turning and running by land of 1600 Realty Trust (Lot 2A), northwesterly, a distance of 6.57 feet to a lot corner, thence

Turning and running by land of 995 Old Post Realty Trust (Lot 2B), southwesterly a distance of 11.18 feet to the point of beginning.

Said parcels containing approximately 264,058 square feet more or less in total, and to take any other action as may be necessary thereto. (Petition of Charles Zarba et al.).

ARTICLE 23: Withdrawn by vote of the Planning Board on May 3, 2007, per request of the applicant.

**THE COMMONWEALTH OF MASSACHUSETTS
TOWN OF WALPOLE
SPRING ANNUAL TOWN MEETING OF MAY 7, 2007**

ADJOURNMENT NOTICE

Date: May 7, 2007

On Motion by Richard A. Smith, Seconded by Ralph E. Knobel:

It was voted to adjourn until Wednesday, May 9, 2007 at 7:30 p.m. in the

Auditorium of the Walpole High School.

Motion Was: So Voted

Moderator Jon W. Rockwood so declared at 10:40 p.m.

**Ronald A. Fucile, Town Clerk
A True Copy Attest**

**SPRING ANNUAL TOWN MEETING OF MAY 7, 2007
TOWN OF WALPOLE
THE COMMONWEALTH OF MASSACHUSETTS**

Date: May 9, 2007

Pursuant to the foregoing adjournment of May 7, 2007 the Spring Annual Town Meeting was called to order by **Moderator Jon W. Rockwood at 7:38 p.m.** All rules and regulations concerning the call of an adjourned Annual Town Meeting were fulfilled and a quorum was present.

The Assembly pledged allegiance to the Flag.

Town Counsel was represented by Joyce Frank of Kopelman & Paige, P.C.

Tellers: Richard W. Brown, Elizabeth R. Nashawaty, Terri B.Thornton and William J. Buckley, Jr.

ARTICLE 24: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote to authorize the Board of Selectmen to acquire by purchase, gift, or any other lawful means for general municipal purposes the fee or any lesser interest in property located in Walpole, being shown and designated as access Parcel A on plan entitled "Pinnacle Point" Definitive Lot Layout Plan of Land in Walpole Mass, by John R. Anderson & Associates, latest revision dated My 19, 1989, and recorded with Norfolk County Registry of Deeds as plan no. 1161 of 1989 in Plan Book 388 and containing approximately 4,479 square feet of land, under the provisions of Massachusetts General Laws, Chapter 40, Section 14, as it may hereafter be amended, upon such terms and conditions as the Board of Selectmen shall determine to be appropriate, and to authorize the Board of Selectmen to take all related actions necessary or appropriate to carry out this acquisition, or act or transact anything in relation thereto.

Majority Vote Required

Motion Was: So Voted

ARTICLE 25: To see if the Town will vote to determine that there is a need for a redevelopment authority in Town for the purpose of engaging in urban renewal projects and/or other work in accordance with the applicable provisions of G.L c. 121B, and that it is in the public interest that such an authority be organized in the Town, or take any action in relation thereto. (Petition of the Economic Development Committee)

ARTICLE 25: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 26: That the Town accept the provisions of Chapter 43D of the MA General Laws as amended pursuant to Section 11 of Chapter 205 of the acts of 2006, and to approve the filing of a formal proposal with the Interagency Permitting Board for the designation as an overlay for land at Coney Street (Map 28, Parcel 186 and Map 29, Parcel 69).

Majority Vote Required

Motion Was: So Voted

ARTICLE 27: That the Town accept the provisions of Chapter 43D of the MA General Laws as amended pursuant to Section 11 of Chapter 205 of the acts of 2006, and to approve the filing of a formal proposal with the Interagency Permitting Board for the

designation as an overlay for land at the Boston and Providence Highway (Route 1) (Map 29, Parcels 14 and 15: and Map 21, Parcel 10).

Majority Vote Required

Motion Was: So Voted

ARTICLE 28: To see if the Town will accept the provisions of chapter 43D of the MA General Laws as amended pursuant to Section 11 of Chapter 205 of the Acts of 2006, and to approve the filing of a formal proposal with the Interagency Permitting Board for the designation as an overlay for land at South Street (Map 33, Parcels 126, 127, 128, 173 and 174), or take any other action in relation thereto. (Petition of the Economic Development Committee)

ARTICLE 28: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 29: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town amend the Walpole General By-laws by adding a new Article XXIX Stormwater Management & Erosion Control, the text of which is on file in the Office of the Town Clerk.

**STORMWATER MANAGEMENT AND
EROSION CONTROL BYLAW**

SECTION 1. PURPOSE

A. Increased volumes of stormwater, contaminated stormwater runoff from impervious surfaces, and soil erosion and sedimentation are major causes of:

1. impairment of water quality and decreased flow in lakes, ponds, streams, rivers, wetlands and groundwater;
2. contamination of drinking water supplies;
3. erosion of stream channels;
4. alteration or destruction of aquatic and wildlife habitat;
5. flooding; and,
6. overloading or clogging of municipal catch basins and storm drainage systems.

The United States Environmental Protection Agency has identified sedimentation from land disturbance activities and polluted stormwater runoff from land development and redevelopment as major sources of water pollution, impacting drinking water supplies, natural habitats, and recreational resources. Regulation of activities that result in the disturbance of land and the creation of stormwater runoff is necessary for the protection of the Town of Walpole's water bodies and groundwater resources, to safeguard the health, safety, and welfare of the general public and protect the natural resources of the Town.

B. The **objectives** of this Bylaw are to:

1. protect water resources;
2. require practices that eliminate soil erosion and sedimentation;
3. control the volume and rate of stormwater runoff resulting from land disturbance activities in order to minimize potential impacts of flooding;
4. require practices to manage and treat stormwater runoff generated from new development and redevelopment;
5. protect groundwater and surface water from degradation;
6. promote infiltration and the recharge of groundwater;
7. maximize recharge of groundwater in the Walpole Resource Protection Overlay District as defined by Section 10 of the Walpole Zoning Bylaw;
8. prevent pollutants from entering the municipal storm drain system;

9. ensure that soil erosion and sedimentation control measures and stormwater runoff management practices are incorporated into the site planning and design process and are implemented and maintained;
10. ensure adequate long-term operation and maintenance of structural stormwater best management practices;
11. require practices to control waste such as discarded building materials, concrete truck washout, chemicals, litter, and sanitary waste at construction sites that may cause adverse impacts to water quality;
12. comply with state and federal statutes and regulations relating to stormwater discharges; and
13. establish the Town of Walpole's legal authority to ensure compliance with the provisions of this Bylaw through inspection, monitoring and enforcement.

SECTION 2. DEFINITIONS

ABUTTER: The owner(s) of land abutting the activity.

AGRICULTURE: The normal maintenance or improvement of land in agricultural or aquacultural use, as defined by the Massachusetts Wetlands Protection Act and its implementing regulations.

ALTERATION OF DRAINAGE CHARACTERISTICS: Any activity on an area of land that changes the water quality, or the force, quantity, direction, timing or location of runoff flowing from the area. Such changes include: change from distributed runoff to confined, discrete discharge; change in the volume of runoff from the area; change in the peak rate of runoff from the area; and change in the recharge to groundwater on the area.

APPLICANT: Any "person" as defined below requesting a soil erosion and sediment control permit for proposed land-disturbance activity.

AUTHORIZED ENFORCEMENT AGENCY: Conservation Commission and its employees or agents designated to enforce this Bylaw.

BEST MANAGEMENT PRACTICE (BMP): An activity, procedure, restraint, or structural improvement that helps to reduce the quantity or improve the quality of stormwater runoff.

CONSTRUCTION AND WASTE MATERIALS: Excess or discarded building or site materials, including but not limited to concrete truck washout, chemicals, litter and sanitary waste at a construction site that may adversely impact water quality.

CLEARING: Any activity that removes the vegetative surface cover. Clearing activities generally include grubbing activity as defined below.

DEVELOPMENT: The modification of land to accommodate a new use or expansion of use, usually involving construction.

ENVIRONMENTAL SITE MONITOR: A Professional Engineer, or other trained professional selected by Conservation Commission and retained by the holder of a Land Disturbance Permit periodically inspect the work and report to the Conservation Commission.

EROSION: The wearing away of the land surface by natural or artificial forces such as wind, water, ice, gravity, or vehicle traffic and the subsequent detachment and transportation of soil particles.

EROSION AND SEDIMENTATION CONTROL PLAN: A document containing narrative, drawings and details developed by a qualified professional engineer (PE) or a public land surveyor (PLS), which includes best management practices, or equivalent measures designed to control surface runoff, erosion and sedimentation during pre-construction and construction related land disturbance activities.

ESTIMATED HABITAT OF RARE WILDLIFE AND CERTIFIED VERNAL POOLS: Habitats delineated for state-protected rare wildlife and certified vernal pools for use with the Wetlands Protection Act Regulations (310 CMR 10.00) and the Forest Cutting Practices Act Regulations (304 CMR 11.00).

FAST TRACT PERMIT refers to a permit issued for an application that meets a set of pre-determined standards outlined in the Rules and Regulations

GRADING: Changing the level or shape of the ground surface.

GRUBBING: The act of clearing land surface by digging up roots and stumps.

IMPERVIOUS SURFACE: Any material or structure on or above the ground that prevents water infiltrating the underlying soil. Impervious surface includes without limitation roads, paved parking lots, sidewalks, and roof tops. Impervious surface also includes soils, gravel driveways, and similar surfaces with a runoff coefficient (Rational Method) greater than 85.

LAND-DISTURBING ACTIVITY or LAND DISTURBANCE: Any activity, including clearing and grubbing, that causes a change in the position or location of soil, sand, rock, gravel, or similar earth material.

LAND DISTURBANCE PERMIT: A permit issued by the Conservation Commission regulating any activity applicable under section 4B of this Bylaw.

LARGER COMMON PLAN OF DEVELOPMENT: A contiguous area where multiple separate and distinct construction activities may be taking place at different times on different schedules under one plan.

LOT: A single parcel of land held in identical ownership throughout and defined by metes, bounds, or boundary lines in a recorded deed on a recorded plan.

MASSACHUSETTS ENDANGERED SPECIES ACT: (M.G.L. c. 131A) and its implementing regulations at (321 CMR 10.00) which prohibit the "taking" of any rare plant or animal species listed as Endangered, Threatened, or of Special Concern.

MASSACHUSETTS STORMWATER MANAGEMENT POLICY: The Policy issued by the Department of Environmental Protection, as amended, that coordinates the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act MGL c. 131 s. 40 and the Massachusetts Clean Waters Act MGL c. 21, ss. 23-56. The Policy addresses stormwater impacts through implementation of performance standards to reduce or prevent pollutants from reaching water bodies and control the quantity of runoff from a site.

MUNICIPAL STORM DRAIN SYSTEM or MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4): The system of conveyances designed or used for collecting or conveying stormwater, including any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town of Walpole.

OPERATION AND MAINTENANCE PLAN: A plan describing the functional, financial and organizational mechanisms for the ongoing operation and maintenance of a stormwater management system to ensure that it continues to function as designed.

OUTFALL: The point at which stormwater flows out from a discernible, confined point source or discrete conveyance into waters of the Commonwealth.

OUTSTANDING RESOURCE WATERS (ORWs): Waters designated by Massachusetts Department of Environmental Protection as ORWs. These waters have exceptional sociologic, recreational, ecological and/or aesthetic values and are subject to more stringent requirements under both the Massachusetts Water Quality Standards (314 CMR 4.00) and the Massachusetts Stormwater Management Standards. ORWs include vernal pools certified by the Natural Heritage Program of the Massachusetts Department of Fisheries and Wildlife and Environmental Law Enforcement, all Class A designated public water supplies with their bordering vegetated wetlands, and other waters specifically designated.

OWNER: A person with a legal or equitable interest in property.

PATIO: an impervious area adjoining a house and used as an area for outdoor lounging, dining and other such recreational uses.

PERMITTEE: The person who holds a land disturbance permit and therefore bears the responsibilities and enjoys the privileges conferred thereby.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

POINT SOURCE: Any discernible, confined, and discrete conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants are or may be discharged.

PRE-CONSTRUCTION: All activity in preparation for construction.

PRIORITY HABITAT OF RARE SPECIES: Habitats delineated for rare plant and animal populations protected pursuant to the Massachusetts Endangered Species Act and its regulations.

REDEVELOPMENT: Development, rehabilitation, expansion, demolition or phased projects that disturb the ground surface or increase the impervious area on previously developed sites.

RESPONSIBLE PARTIES: owner(s), persons with financial responsibility, and persons with operational responsibility.

RUNOFF: Rainfall, snowmelt, or irrigation water flowing over the ground surface.

SEDIMENT: Mineral or organic soil material that is transported by wind or water, from its origin to another location; the product of erosion processes.

SEDIMENTATION: The process or act of deposition of sediment.

SITE: Any lot or parcel of land or area of property where land-disturbing activities are, were, or will be performed.

SLOPE: The incline of a ground surface expressed as a ratio of horizontal distance to vertical distance.

SOIL: Any earth, sand, rock, gravel, or similar material.

STABILIZATION: The use, singly or in combination, of mechanical, structural, or vegetative methods, to prevent or retard erosion.

STORMWATER: Stormwater runoff, snow melt runoff, and surface water runoff and drainage.

STORMWATER MANAGEMENT PLAN: A document containing narrative, drawings and details prepared by a qualified professional engineer (PE) or a professional public land surveyor (PLS), which includes structural and non-structural best management practices to manage and treat stormwater runoff generated from regulated development activity. A stormwater management plan also includes an Operation and Maintenance Plan describing the maintenance requirements for structural best management practices.

STRIP: Any activity which removes the vegetative ground surface cover, including tree removal, clearing, grubbing, and storage or removal of topsoil.

TSS: Total Suspended Solids. Material, including but not limited to trash, debris, and sand suspended in stormwater runoff.

VERNAL POOLS: Temporary bodies of freshwater which provide critical habitat for a number of vertebrate and invertebrate wildlife species.

WATERCOURSE: A natural or man-made channel through which water flows, including a river, brook, or stream.

WETLAND: Areas specified in the Massachusetts Wetlands Protection Act M.G.L. c. 131, s.40 and in the Town of Walpole Wetland Protection By-law and collectively referred to as wetlands resource areas.

SECTION 3. AUTHORITY

This Bylaw is adopted under authority granted by the Home Rule Amendment of the Massachusetts Constitution, the Home Rule statutes, and pursuant to the regulations of the federal Clean Water Act found at 40 CFR 122.34 published in the Federal Register on December 8, 1999.

SECTION 4. APPLICABILITY

A. This Bylaw shall apply to the following activities unless exempt pursuant to Section 4D of this Bylaw. These activities shall require either a **Land Disturbance Permit** pursuant to section 4B of this Bylaw, or a **Fast Track Permit** pursuant to Section 4C of this Bylaw:

1. Any activity that will increase the impervious area of a parcel of land.
2. Any activity that will result in an increased amount or, change in drainage patterns, of stormwater runoff or pollutants flowing from the property onto or into a public way or property.

B. The following items and activities shall specifically require a **Land Disturbance Permit**:

1. Land disturbance of greater than 40,000 square feet, associated with construction or reconstruction of structures.
2. Development or redevelopment involving multiple separate activities in discontinuous locations or on different schedules if the activities are part of a larger common plan of development that all together disturbs 40,000 square feet or more of land,
3. Paving or other change in surface material over an area of 40,000 square feet or more causing a significant reduction of permeability or increase in runoff,
4. Construction of a new drainage system or alteration of an existing drainage system or conveyance serving a drainage area of more than 40,000 square feet,
5. Any other activity altering the surface of an area exceeding 40,000 square feet that will, or may, result in increased stormwater runoff flowing from the property into a public way or the municipal storm drain system, OR
6. Construction or reconstruction of structures where more than 40,000 square feet of roof drainage is altered.

C. **Fast Track Permit:**

The Conservation Commission shall have the Authority to develop a Fast Track Permit for projects that do not require a Land Disturbance Permit, normally require a Building Permit under the Zoning Bylaw and its revisions, and meet applicability of this Bylaw pursuant to Section 4A. Any such Fast Track Permit requirements shall be defined and included as part of the Rules and Regulations.

1. The purpose of the Fast Track Permit authority is to streamline the permitting process under this Bylaw by eliminating the requirement for public hearings for projects which meet a pre-approved set of design standards to be developed as part of the Rules and Regulations.

2. Project applications that meet the requirements of a Fast Track Permit shall not be subject to the public hearing requirements of this Bylaw and can be issued without holding of a public hearing.

3. The Conservation Commission shall have the authority to designate an agent or agents to a Fast Track Permit on its behalf.

4. A Fast Track Permit is subject to Section 13 Inspection and Section 15 Enforcement of this Bylaw.

D. **Exempt Activities.** The following activities are exempt from the requirements of this Bylaw and do not require issuance of a permit under this Bylaw:

- (1) Normal maintenance and/or replacement of existing driveways and /or patios;
- (2) Expansion of a residential driveway and/or patio in such that no more than 15% or 2,500 s.f., which ever is greater, of the building lot is rendered impervious;
- (3) Normal maintenance of existing landscaping, gardens or lawn areas associated with a single family dwelling provided such maintenance does not include the addition of more than 400 cubic yards of soil material, or alteration of drainage patterns;
- (4) Repair or replacement of septic systems with erosion controls shown on the plan approved by the Board of Health for the protection of public health;
- (5) The construction of fencing that will not alter existing terrain or drainage patterns;
- (6) Activity in accordance with the terms of an existing Order of Conditions or Determination of Applicability issued by the Commission pursuant to M.GL Ch. 131, Section 40, or the Walpole Wetlands Protection Bylaw;
- (7) The removal of earth products undertaken in connection with an agricultural use if the removal is necessary for or directly related to planting, cultivating or harvesting or the raising or care of animals;
- (8) Normal maintenance and improvement of land in agricultural use as defined by the Wetlands Protection Act regulation 310 CMR 10.04 and MGL Chapter 40A Section 3;

- (9) The maintenance, reconstruction or resurfacing of any public way; and the installation of drainage structures or utilities within or associated with public ways that have been approved by the appropriate authorities provided that written notice be filed with the Conservation Commission fourteen days (14) prior to commencement of activity; or
- (10) Normal maintenance of Town owned public land, ways and appurtenances.

SECTION 5. ADMINISTRATION

The Town of Walpole Conservation Commission shall administer, implement and enforce this Bylaw. Any powers granted to, or duties imposed upon, the Conservation Commission through this bylaw may be delegated in writing by the Conservation Commission to its employees or agents.

SECTION 6. WATERCOURSE PROTECTION.

Every person owning property through which a watercourse passes or such person's lessee, shall keep and maintain that part of the watercourse within the property free of trash, debris, excessive vegetation, and other obstacles that would pollute, contaminate, or significantly retard the flow of water through the watercourse. In addition, the owner or lessee shall maintain existing privately owned structures within or adjacent to a watercourse, so that such structure will not become a hazard to the use, function, or physical integrity of the watercourse.

SECTION 7. CONTROL OF CONSTRUCTION WASTE

All construction site operators, general contractors, and owners shall control waste such as discarded building materials, concrete truck wash-out, chemicals, litter, and sanitary waste at the construction site that may cause adverse impacts to water quality.

SECTION 8. REGULATIONS

The Conservation Commission may adopt, and periodically amend rules and regulations to effectuate the purposes of this Bylaw. Failure by the Conservation Commission to promulgate such rules and regulations shall not have the effect of suspending or invalidating this Bylaw.

SECTION 9. LAND DISTURBANCE PERMIT

A public hearing before the Conservation Commission is required for a Land Disturbance Permit to be issued prior to any activity disturbing 40,000 or more square feet of land unless otherwise stated in this Bylaw or Rules and Regulations to this Bylaw. The site owner or his agent shall file for the permit with the Conservation Commission. While application may be made by a representative, the permittee must be the owner of the site.

- A. Applications:** An application shall be made to the Conservation Commission in a form and containing information as specified in this Bylaw and in the Regulations adopted by the Conservation Commission and shall be accompanied by payment of the appropriate application and review fees.
- B. Fees.** Fees shall be established by Conservation Commission to cover expenses connected with public notice, application review, and monitoring permit compliance. The fee shall be sufficient to also cover professional review. The Conservation Commission is authorized to retain a Registered Professional Engineer or other professional consultant to advise the Commission on any or all aspects of these plans. Applicants must pay review fees before the review process may begin. The applicant for a Land Disturbance Permit may be required to cover the costs of said consultant through an account established pursuant to GL. c. 44§53G.
- C. Information Requests:** The Conservation Commission may request such additional information as is necessary to enable the Commission to determine whether the proposed activity will protect water resources and meet the objectives of this Bylaw.
- D. Determination of Completeness.** The Conservation Commission shall make a determination as to the completeness of the application and adequacy of the materials submitted. No review shall take place until the application has been found to be complete.
- E. Coordination with Other Boards.**
On receipt of a complete application for a Land Disturbance Permit the Conservation Commission shall distribute one copy each to the Planning Board, Department of Public Works, Board of Health, Engineering Department and Sewer and Water Commission for review and comment.
- F. Entry.** Filing an application for a Land Disturbance Permit grants the Conservation Commission or its agent, permission to enter the site to verify the information in the application and to inspect for compliance with permit conditions.
- G. Hearing:** the Conservation Commission shall hold a public hearing and shall take final action upon closing the public hearing. Notice of the public hearing shall be given by publication in a local paper of general circulation, and by posting the notice at the Town Hall.

H. **Action.** The Conservation Commission may:

1. **Approve** the Application and issue a permit if it finds that the proposed plan will protect water resources and meets the objectives and requirements of this Bylaw;
2. **Approve the Application and issue a permit with conditions**, modifications or restrictions that the Conservation Commission determines are required to ensure that the project will protect water resources and meets the objectives and requirements of this Bylaw; or
3. **Disapprove** the application and deny a permit if it finds that the proposed plan will not protect water resources or fails to meet the objectives and requirements of this Bylaw. If Conservation Commission finds that the applicant has submitted insufficient information to describe the site, the work, or the effect of the work on water quality and runoff volume, the Conservation Commission may disapprove the application, denying a permit.

K. **Project Changes.** The permittee, or their agent, must notify the agent of the Conservation Commission in writing of any change or alteration of a land-disturbing activity before the change or alteration occurs. If the agent of the Conservation Commission determines that the change or alteration is significant, based on the design requirements listed in the Regulations adopted by the Conservation Commission under this bylaw, the agent of the Conservation Commission may require that an amended application or a full application be filed in accordance with this Section.

If any change or alteration from the Land Disturbance Permit occurs during land disturbing activities, the agent of the Conservation Commission may require the installation of interim erosion and sedimentation control measures before approving the change or alteration.

SECTION 10. EROSION AND SEDIMENT CONTROL PLAN

The Erosion and Sediment Control Plan shall contain sufficient information to describe the nature and purpose of the proposed development, pertinent conditions of the site and the adjacent areas, and proposed erosion and sedimentation controls. The applicant shall submit such requirements as stated in the Rules and Regulations of this Bylaw and material as is necessary to show that the proposed development will comply with the design standards.

SECTION 11. STORMWATER MANAGEMENT PLAN

The Stormwater Management Plan shall contain sufficient information to describe the nature and purpose of the proposed development, pertinent conditions of the site and the adjacent areas, and proposed best management practices for the permanent management and treatment of stormwater. The Stormwater Management Plan shall contain sufficient information for the Conservation Commission to evaluate the environmental impact, effectiveness, and acceptability of the measures proposed by the applicant for reducing adverse impacts from stormwater. The Stormwater Management Plan shall fully describe the project in drawings, and narrative. The applicant shall submit such material as is required by the Rules and Regulations adopted by the Conservation Commission for the administration of this Bylaw.

SECTION 12. OPERATION AND MAINTENANCE PLANS

A. An **Operation and Maintenance Plan** (O&M Plan) for the permanent storm water management system is required at the time of application for all projects. The maintenance plan shall be designed to ensure compliance with this Bylaw and the Regulations throughout the life of the system. The Conservation Commission shall make the final decision of what maintenance option is appropriate in a given situation. An Operation and Maintenance Plan approved by the Planning Board for the same project shall be accepted with additions as necessary by the Conservation Commission. Once approved by the Conservation Commission the Operation and Maintenance Plan shall be recorded at the Norfolk County Registry of Deeds by the permittee, shall remain on file with the Conservation Commission and shall be an ongoing requirement. The Operation and Maintenance Plan shall conform to the requirements listed in the Regulations adopted by the Conservation Commission for the administration of this Bylaw. Stormwater management easements shall be provided by the property owner(s) in areas and as necessary to carry out the required maintenance.

SECTION 13. INSPECTION AND SITE SUPERVISION

A. **Preconstruction Meeting** shall take place as described in the Regulations.

B. **Board Inspection.** The Conservation Commission or its designated agent shall make inspections as stipulated in the Regulations to approve that portion of the work completed or shall notify the permittee wherein the work fails to comply with the approved plans and any conditions of approval.

C. **Permittee Inspections.** The permittee or his/her agent shall conduct and document inspections of all control measures as stipulated in the Regulations. The Conservation Commission may require for Land Disturbance Permits, as a condition of approval, that an Environmental Site Monitor, approved by the Conservation Commission, be retained by the applicant to conduct such inspections and prepare and submit such reports to the Conservation Commission or its designated agent.

D. **Access Permission.** To the extent permitted by state law, or if authorized by the owner or other party in control of the property, the Conservation Commission, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this Bylaw and may make or cause to be made such examinations, surveys or sampling as the Conservation Commission deems reasonably necessary to determine compliance with the permit.

SECTION 14. FINAL REPORTS

Upon completion of the work under a Land Disturbance Permit, the permittee shall submit a report (including certified as-built construction plans) from a Professional Engineer (P.E.), surveyor, certifying that all erosion and sediment control devices, and approved changes and modifications, have been completed in accordance with the conditions of the approved permit. Any discrepancies should be noted in the cover letter.

SECTION 15. ENFORCEMENT

A. The Conservation Commission or an authorized agent of the Conservation Commission shall enforce this Bylaw, regulations, orders, violation notices, and enforcement orders, and may pursue all civil and criminal remedies for such violations.

B. Orders.

1. The Conservation Commission or an authorized agent of the Conservation Commission may issue a written order to enforce the provisions of this Bylaw and the Regulations which may include but are not limited to:

- a. a requirement to cease and desist from the land-disturbing activity until there is compliance with this Bylaw and/or provisions of the Land Disturbance Permit;
- b. maintenance, installation or performance of additional erosion and sediment control measures;
- c. monitoring, analyses, and reporting;
- d. remediation of erosion and sedimentation resulting directly or indirectly from the land-disturbing activity

2. If the enforcing person determines that abatement or remediation of erosion and sedimentation is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the Town of Walpole may, at its option, undertake such work, and the property owner shall reimburse the Town's expenses.

3. Within thirty (30) days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner shall be notified of the costs incurred by the Town of Walpole, including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Conservation Commission within thirty (30) days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within thirty (30) days following a decision of the Conservation Commission affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of said costs. Interest shall

begin to accrue on any unpaid costs at the statutory rate, as provided in G.L. Ch. 59, § 57, after the thirty-first day following the day on which the costs were due.

C. **Criminal Penalty.** Any person who violates any provision of this Bylaw, regulation, order or permit issued there under, shall be punished by a fine of not more than \$ 300.00. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

D. **Non-Criminal Disposition.** As an alternative to criminal prosecution or civil action, the Town of Walpole may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch. 40, §21D in which case the Conservation Commission or authorized agent shall be the enforcing person. The penalty for each violation shall be \$300.00. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

E. **Appeals.** All decisions or orders of the Conservation Commission shall be final. Further relief shall be to a court of competent jurisdiction.

F. **Remedies Not Exclusive.** The remedies listed in this Bylaw are not exclusive of any other remedies available under any applicable federal, state or local law.

SECTION 17. CERTIFICATE OF COMPLETION

The Conservation Commission will issue a letter certifying completion upon receipt and approval of the final reports and/or upon otherwise determining that all work of the Land Disturbance permit has been satisfactorily completed in conformance with this Bylaw and Regulations. The Certificate of Completion shall be recorded at the Registry of Deeds by the Owner(s). A Certificate of Compliance is not required under a FastTrack Permit.

SECTION 18. SEVERABILITY

If any provision, paragraph, sentence, or clause of this Bylaw shall be held invalid for any reason, all other provisions shall continue in full force and effect.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 30 : On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Windchime Way from its beginning at STA 0+00 +/- to its terminus at STA 6+14+/- including any easements and utilities appurtenant thereto and to raise and appropriate from Free Cash, the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 31: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Comstock Way from its beginning at STA 0+00 +/- to its terminus at STA 7+49.47+/- including any easements and utilities appurtenant thereto and raise and appropriate from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 32: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Natalie Lane from its beginning at STA 0+00 +/- to its terminus at STA 7+41.31+/- including any easements and utilities appurtenant thereto and raise and appropriate from Free Cash, the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 33: On Motion by the Finance Committee; It was Moved and Seconded:

The Town accept Sawmill Road from its beginning at STA 0+52 +/- to its terminus at STA 10+63.29+/- including any easements and utilities appurtenant thereto and to raise and appropriate from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 34: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Gristmill Lane from its beginning at STA 0+00 +/- to its terminus at STA 7+20+/- including any easements and utilities appurtenant thereto and to raise and appropriate from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 35: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Garden Terrace from its beginning at STA 0+26.05 +/- to its terminus at STA 6+26.69+/- including any easements and utilities appurtenants thereto and to raise and appropriate from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 36: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Pinnacle Drive from its beginning at STA 0+00+/- to its terminus at STA 12+88.52+/- including any easements and utilities appurtenant thereto as a public way and authorize the Board of Selectmen to accept the necessary easements in the subject way and all related drainage easements, provided, however, that Town Meeting hereby directs the Selectmen not to accept the easements to perfect the way as public unless a proper Certificate of Compliance is received, which establishes to the Selectmen's satisfaction that all of the required drainage and other improvements required under the outstanding Order of Conditions for the Pinnacle Drive Subdivision project have been satisfactorily completed, within 110 days of the termination of this Town Meeting, and to raise and appropriate from Free Cash the sum of \$456 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 37: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Misty Lane from its beginning at Station 0+00+/- to its terminus at STA 1+89.92+/- including any easements and utilities appurtenant thereto and to raise and appropriate from Free Cash the sum of \$456 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 38: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Vintage Farm Lane from its beginning at STA 0+00+/- to its terminus at STA 0+00+/- to its terminus at STA 6+72.57+/- including any easements and utilities appurtenant thereto and to raise and appropriate from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 39: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote to authorize the Board of Selectmen to acquire by gift, eminent domain, or other manner for general municipal purposes and for the purpose of leasing, the parcel of land shown on Assessors Map19 as Parcel 38 and described in a deed conveyed to the Town on December 22, 2003, recorded in Book 20350, Page 451 of the Norfolk County Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 40: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote to authorize the Board of Selectmen to convey a portion of that certain parcel of land located off of Mylod Street shown on Assessors Map 19 as Parcel 38 and described in a deed recorded in Book 20350, Page 451, owned by the Town of Walpole, which portion to be conveyed is shown as Parcel 38G, containing 13,000 square feet of land, on a plan of land entitled "Mylod Fields Sketch Plan of Land in Walpole, MA" Scale 1"=40', Dated January 10, 2007, prepared by Merrikin Engineering, LLP Consulting Engineers, 2 Milliston Road, Suite 1C, Millis, MA 02054, on file with the Town Clerk, subject to a cy pres or other determination from the courts, if necessary, for the purpose of allowing and facilitating the foregoing conveyance, and further, in return and for full consideration therefor, to authorize the Board of Selectmen to receive and accept, for general municipal purposes and for the purpose of leasing, land of approximately equal value, owned by Joseph A. Gulla and Nicholas J. Gulla as evidenced by Deed recorded at the Norfolk County Registry of Deeds in Book 23911, Page 176 and shown as Parcel 39E on the above referenced plan, located at the rear of #173 Mylod Street, containing 13,000 square feet of land.

Majority Vote Required

Motion Was: So Voted Unanimous

ARTICLE 41: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote to amend the vote taken under Article 26 of the 2006 Spring Town Meeting, that authorized the Board of Selectmen, upon such terms as said Board deems appropriate, to enter into an agreement with the Youth Soccer Association for the purpose of leasing one (1) Parcel on Mylod Street shown on the Assessors Maps as Map 19 as Parcel 38, as modified by the transaction authorized under Article 40 of this Town Meeting Warrant, to the Youth Soccer Association for consideration of one dollar (\$1.00) annually for a period not to exceed twenty (20) years, to be used for recreational purposes.

Majority Vote Required

Motion Was: So Voted

**The Commonwealth of Massachusetts
Town of Walpole
Spring Annual Town Meeting
May 7, 2007**

Notice of Dissolution

There being no further business to come before this Spring Annual Town Meeting;

It was Moved by Clifton K. Snuffer, Seconded by Ralph E. Knobel:

That this meeting be dissolved.

Motion Was: So Voted

Moderator Jon Rockwood so declared at 8:25 p.m. on May 9, 2007.

**Ronald A. Fucile, Town Clerk
A True Copy Attest**