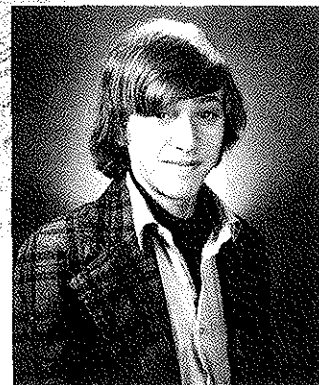
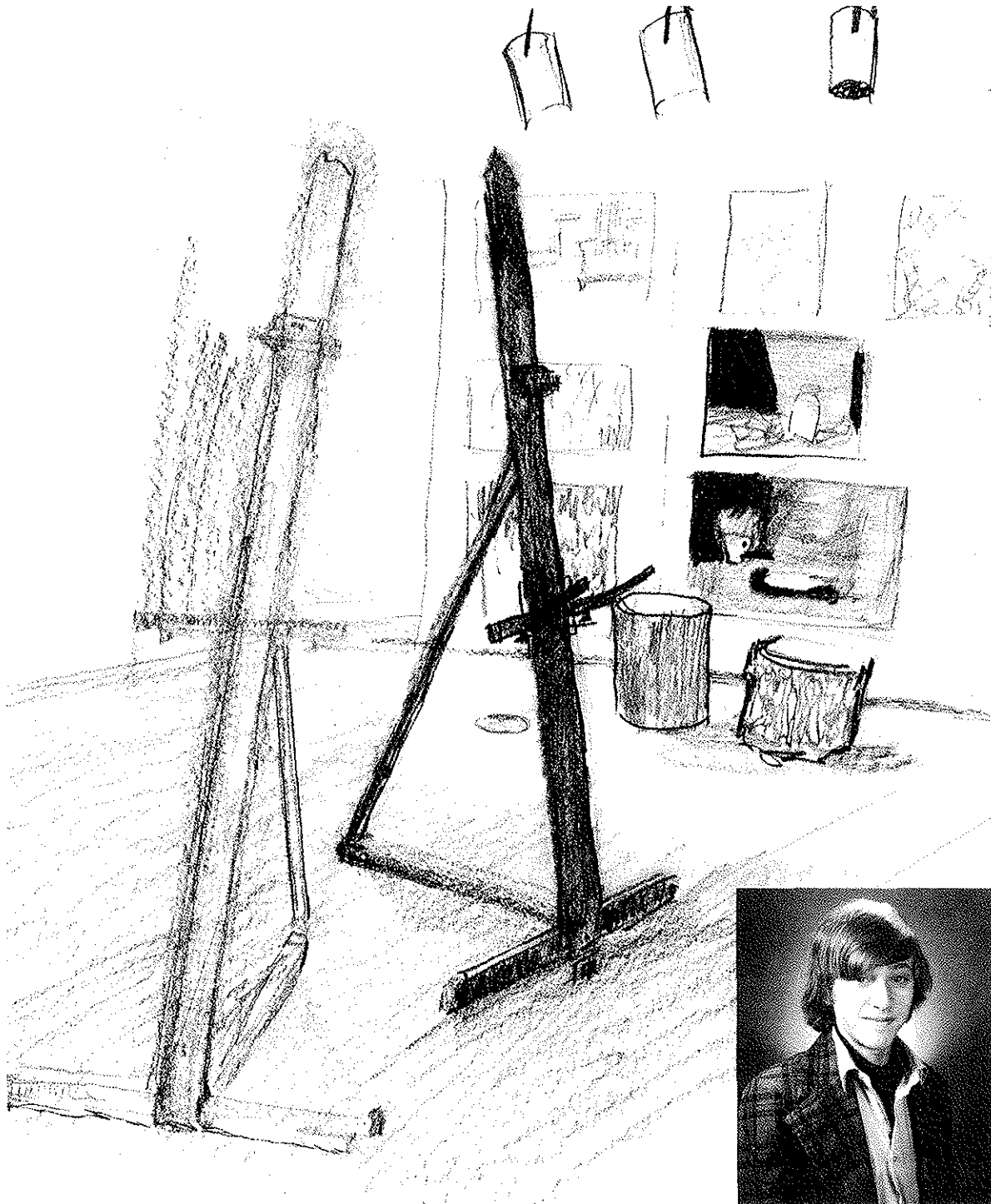


OFFICE OF THE TOWN CLERK

Elections and Town Meeting Proceedings



"Easels in the New Art Wing"

David Wells Roth
Clifford Road
Age 16
11th Grade

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COMM.	Committed
DF	Defeated
IP	Indefinite Postponement
NA	No Action

PROCEEDINGS
SPECIAL TOWN MEETING

January 29, 1973

The Moderator called the meeting, warned for 7:30 P.M., to order at 7:59 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present. He announced that the amount of free cash was \$113,586.82 as certified by Mrs. Dorothy Roberts, Acting Town Accountant.

He stated that he had examined the call of the meeting, the return of the officer who served the Warrant and the Town Clerk's return of mailing to every householder in Town and had found them all in order.

VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING, THE
OFFICER'S RETURN OF SERVICE AND THE SEVERAL ARTICLES OF THE WARRANT.

Finance Committee Recommendations

Although we recommend your approval of sixteen of the nineteen articles, only one requires consideration now. Many of these items could have been included in the Warrant for the Special Town Meeting last October, with no less adequate preparation by officials, and more opportunity for better consideration before action. This is NOT the time for an unnecessary Special Town Meeting, and your Finance Committee is especially sensitive to this. But now let's get on with it.

This year we start an eighteen-month fiscal year, as required by State law, in order to:

1. Bring our fiscal year into agreement with the Federal, State and other governments' fiscal year of July 1 through June 30;
2. Facilitate improved budget procedures (appropriate funds before they're expended); and
3. Establish one school tax year, one snow and heat year.

In addition we will establish semi-annual payments of property taxes to reduce the need for temporary borrowing.

The tax bill may seem big, if it must provide for eighteen months of expenses, but in this case only two-thirds of it must be paid before November first to avoid the interest penalty. Some people expect that the law will be changed before the tax bills are mailed this summer. We'll try to keep you informed.

The articles considered at the Special Town Meetings January 29, and all articles at the Annual Town Meeting on April 2, will influence the new tax rate, whether the funds are voted directly from taxation, from free cash, from Federal Revenue Sharing, or by floating municipal bonds. Even State or Federal aid costs us money in the form of tax bills other than the local property tax.

Care must be exercised in the use of free cash; it has to last for all money articles at Special Town Meetings through June 1974. Bonding should be used for only large capital expenditures, and costs nearly 30% extra in interest if carried for as little as ten years. Detailed rules apply to the appropriation of Federal Revenue Sharing funds, and we intend to use these funds fully at the Annual Town Meeting. As a result, we recommend direct taxation as the source of funds for all articles in these Special Town Meetings.

ARTICLE 1: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$4,500.00, or any other sum, to be expended under the direction of the Board of Selectmen, to pay the following unpaid bills for the year 1972:

Blue Cross/Blue Shield	950-11	\$2,600.00
Fire Department: Salaries -		
overtime and extra hire	310-12	\$1,100.00
Goodman's Hill Drainage -		
1972 ATM Article 53		\$800.00

or act on anything relative thereto.

Submitted by the Board of Selectmen.

January 29, 1973

Board of Selectmen Report: The three 1972 bills listed in Article 1 must be paid as quickly as possible in order to maintain Blue Cross/Blue Shield coverage for Town employees, and to meet payroll obligations and bills owed. This article is necessary because there are no funds in the Reserve Fund for 1972 to meet the obligations. The Selectmen RECOMMEND APPROVAL of the article.

Finance Committee Report: (Mr. Donald D. Bishop) Although we are disturbed that two of these obligations were known several months prior to the end of the year, we support the appropriation of funds to pay valid 1972 unpaid obligations and recommend approval.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$4,500.00, TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF SELECTMEN, TO PAY THE FOLLOWING UNPAID BILLS FOR THE YEAR 1972:

BLUE CROSS/BLUE SHIELD 950-11	\$2,600.00
FIRE DEPARTMENT: SALARIES -	
OVERTIME AND EXTRA HIRE 310-12	1,100.00
GOODMAN'S HILL DRAINAGE -	
1972 ANNUAL TOWN MEETING ARTICLE 53	800.00

VOTED: TO ADJOURN.

The meeting adjourned at 8:04 P.M.

A true record, Attest: *Betsey M. Powers*
Betsey M. Powers
Town Clerk



SPECIAL TOWN MEETING ARTICLES were reviewed in late May by Finance Committee members (l-r) Mrs. Carolyn Edwards, John Hennessy, Roger Bender, Finance Committee Vice Chairman Karl Clough, Ronald Blecher, John Drum, and Chairman Frank LeBart.

PROCEEDINGS
SPECIAL TOWN MEETING

January 29, 1973

The Moderator called the meeting, warned for 8:00 P.M., to order at 8:04 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

He recognized the Rev. Thomas P. Burke of St. Anselm's Church for the purpose of delivering the invocation, and then led the hall in the Pledge of Allegiance to the flag.

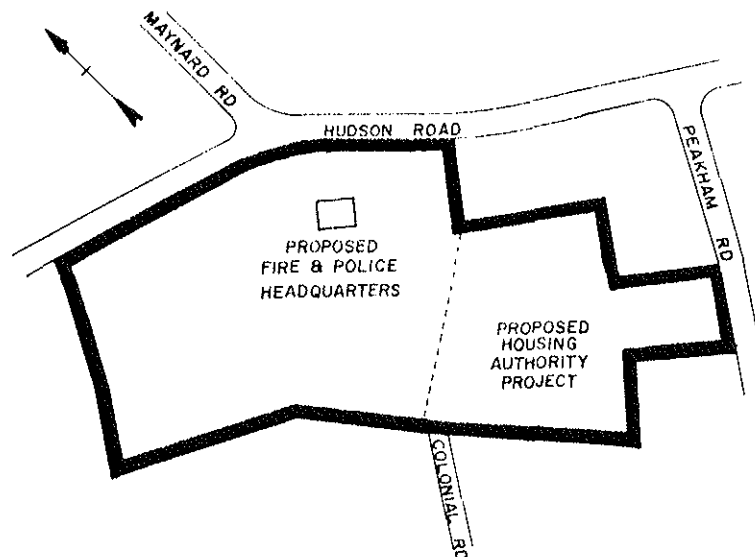
He announced that the amount of free cash was \$113,586.82 as certified by Mrs. Dorothy Roberts, Acting Town Accountant. He stated that he had examined the call of the meeting, the return of the officer who served the Warrant and the Town Clerk's return of mailing to every householder in Town and found them all in order.

VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING, THE OFFICER'S RETURN OF SERVICE AND THE SEVERAL ARTICLES OF THE WARRANT.

The Moderator announced that discussion would be allowed on Articles 1, 2, and 3 together and that each article would be voted on separately.

ARTICLE 1: To see if the Town will vote to authorize and empower the Selectmen to acquire in fee simple, by purchase, by gift or by a taking by eminent domain, as the site for a new police station and/or fire station and headquarters facility and/or housing for the elderly, the land located on the southerly side of Hudson Road and on the westerly side of Peakham Road, owned in whole or in part by Elsie Oliver and Horace Oliver, shown on a plan entitled: "Plan of Land in Sudbury Mass. owned by Elsie Oliver", dated: June 12, 1970, by Irving Rosenblatt, Engineer, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, and to appropriate therefor, and all expenses in connection therewith, \$77,000.00, or any other sum, and to determine whether the same shall be raised by taxation, transferred from available funds, provided by borrowing or by any combination of the foregoing, or act on anything relative thereto.

Submitted by the Board of Selectmen.



ARTICLES 1-5 - OLIVER LAND - HUDSON ROAD

January 29, 1973

Board of Selectmen Report: In accordance with Article 48 of the 1972 Annual Town Meeting, the Board of Selectmen acquired an option for the purchase of the so-called Oliver land on Hudson Road. This article will enable the Town to purchase the Oliver land as a site for a new police station and/or fire station and headquarters facility. In addition, acquisition of the Oliver Land, if Town Meeting so approves, will provide sufficient land area to accommodate expressed needs of the Sudbury Housing Authority to build housing for the elderly. The Board of Selectmen RECOMMENDS APPROVAL.

Mr. John E. Taft further reported to the meeting for the Board of Selectmen, the Permanent Building Committee, the Housing Authority and the Planning Board as follows:

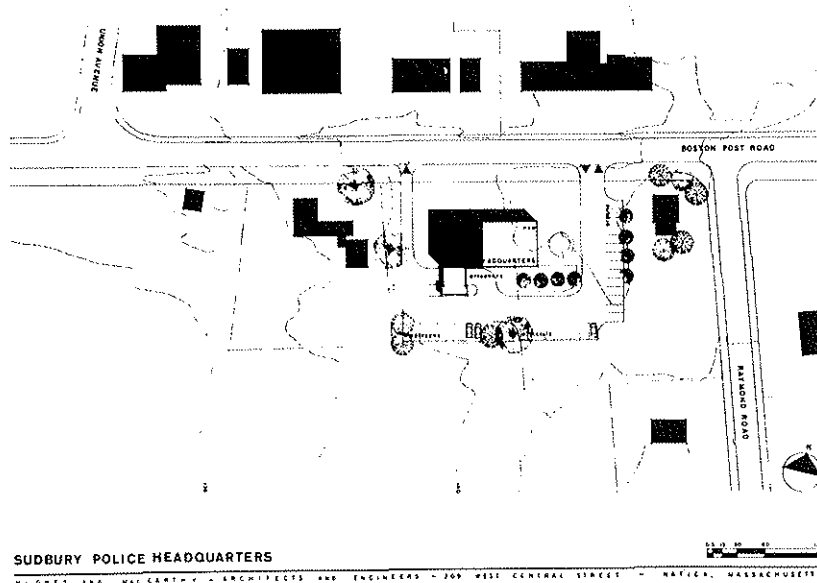
Tonight we are meeting on the next step of a program to provide ourselves with adequate fire and police protection facilities. We have been actively studying the need for an adequate fire headquarters for over five years, for an adequate police headquarters for over two years.

The need for a decent central fire station was first called to our attention as far back as 1962 in the Master Plan; again, in the 1963 inspection report of the New England Fire Insurance Rating Association; and in the 1965 Fire Protection Consultant's Report. Two citizen study committees have analyzed our needs in this area and told us we need a new fire headquarters and that we have outgrown the police headquarters built on the Boston Post Road in 1961. The need is no longer in question.

The issue is how best to proceed. Last April, the Town Meeting voted to take an option on the Oliver land, presented here tonight for purchase in Article 1, and appropriated \$8,000.00 for the Permanent Building Committee to hire an architect to study two approaches, a central fire and police headquarters covered in Article 2, and alternatively, a central fire headquarters on the Oliver land and an expanded police facility on the Boston Post Road covered in Article 3.

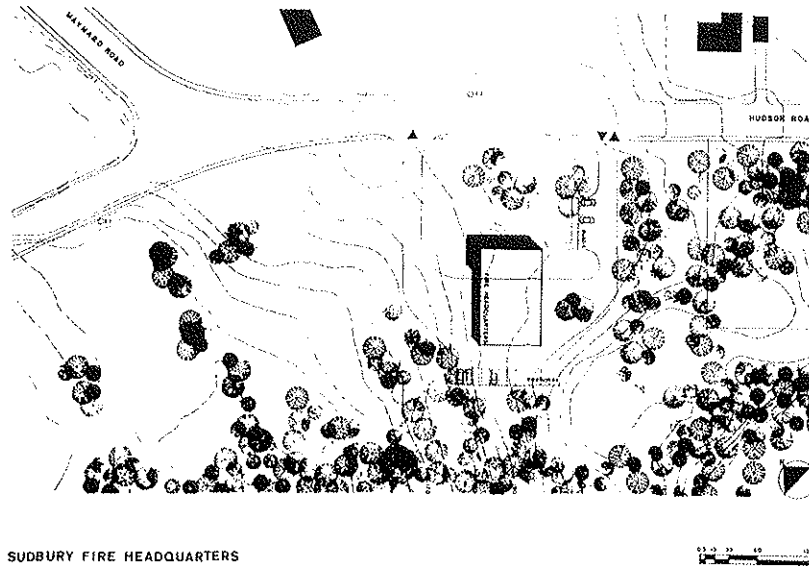
Mr. Craig W. Parkhill, Chairman of the Permanent Building Committee, then continued the report as follows:

During the past year, the architect met several times with the Selectmen, the Police Chief, the Fire Chief, the Police Association, the Fire Association and the Permanent Building Committee to identify the needs, to develop site alternatives, to develop functional flow diagrams and to develop space programs for this facility. The architects came up with several different site plans. I will show you representative plans. These will naturally change somewhat as the final program evolves, spatial relationships change and the building takes shape.

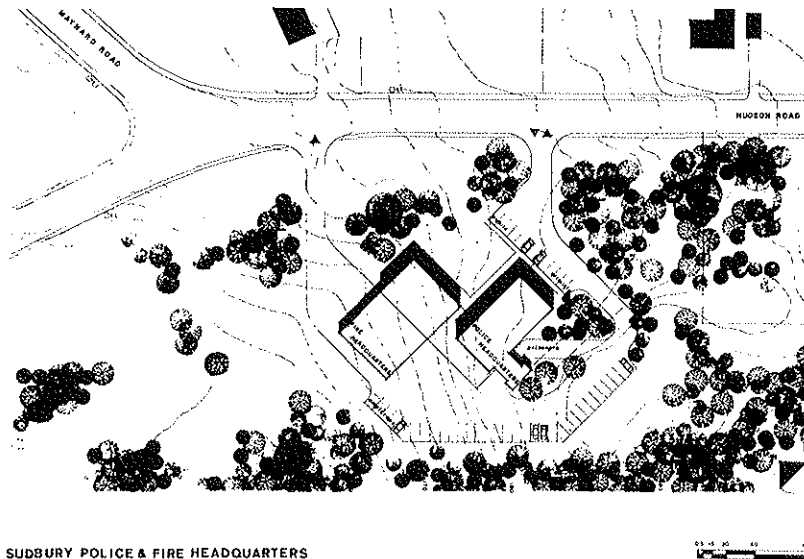


January 29, 1973

This solution has several drawbacks. The site is too small and additional land to the east is necessary. The leaching and drainage is a problem in this area. The water table is very high. There is a major problem of construction in that a second story must be built over the existing facility. During the time that construction is underway, the building must be kept in operation. This will be extremely difficult for a facility such as the police department. Access to the Post Road is also difficult for the Police during morning and evening rush hours. A larger building will be required on that site than for the police department on the Oliver site.



The second plan is the fire headquarters only on the Hudson Road site. The only disadvantage is that a larger building is required than if it is part of a combined building.

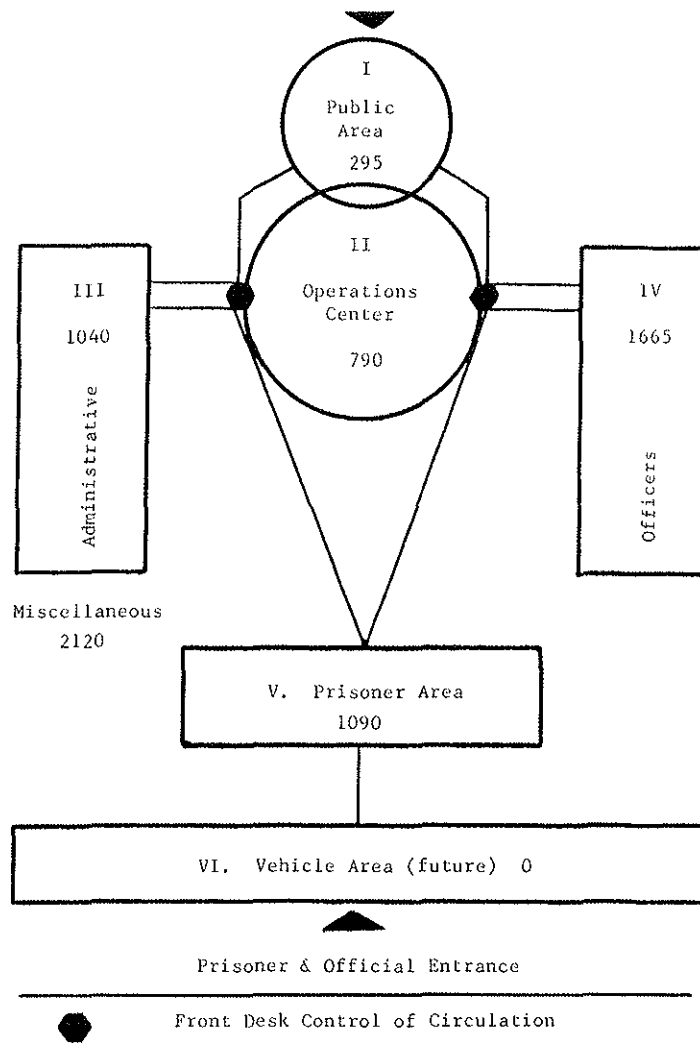


The final building will be a connected structure probably across the very narrow areas where they overlap. This is a two-story building. The site has several advantages. The soil is excellent for supporting a building, is acceptable for leaching, and the site has good natural boundaries to protect the neighbors. Setbacks are possible. A natural setting in character with Sudbury can very easily be achieved. We can easily have parking for the staff in the rear of the building. Visitors would park in front. The road system is very advantageous, and there would be signals to stop traffic.

January 29, 1973

CHART D

SUDBURY POLICE HEADQUARTERS



This is a flow diagram of the police station. The numbers in the boxes indicate the gross square footage. This flow diagram indicates basic relationships, and the building would probably end up looking much the same way.

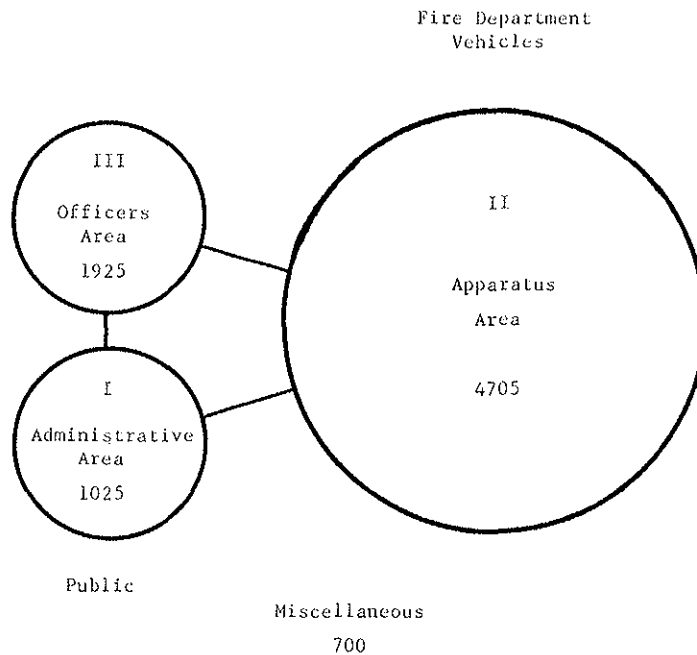
The original program for the police station was 10,000 square feet. The final preliminary program is 7,000 square feet for the Post Road and 6,600 square feet for the combined facility. The reduction occurs because we can take advantage of a combined mechanical telephone alarm room, public lobby and lecture-training room.

In reviewing the original program, the operations center which is the heart of the police headquarters was left unchanged. The closed vehicle area was deleted for now, and the administrative area, officers' area and prisoners' area were all sized for 1985.

January 29, 1973

CHART E

SUDBURY FIRE HEADQUARTERS



The original program was about 10,000 square feet. The final program is 8,400 square feet for a separate facility and 7,900 square feet for a combined facility. There has been no major change or deletion, but the general shrinking of spaces to reflect 1985 needs.

The final program, designs and layouts will come about through continued cooperation between the architects and the police and fire departments.

There are many advantages to a combined facility versus separate facilities. The land costs are considerably less. The site work and utilities will be less. The building will be smaller and therefore less expensive. Development costs will be less. The initial cost of a combined facility will be about ten per cent, or \$80,000.00, less than building separate facilities. Future operating costs should be less also.

Both departments will be designed with internal and external flexibility so that as requirements and needs evolve and change, the building also can evolve and change. The Permanent Building Committee strongly recommends the combined facility.

Mr. Taft continued the report as follows:

All are agreed that the combined fire and police headquarters is the preferred approach for both cost and operational reasons. The proposed location is almost exactly in the geographic center of the Town. Virtually every place in the Town is within a three mile radius of the site on Hudson Road, between the intersections with Maynard and Peakham Roads. The so-called Oliver Land is 20.4 acres. It has mature pine trees and wet wooded areas between the proposed location of the building and the immediate neighbors.

The proposed location of the building is within the Historic District. We do not consider this an impediment. In fact, we think this is the kind of challenge that the architect can handle, and it will be an attractive facility for the center of the Town.

January 29, 1973

The costs for the entire project are as follows:

CHART F

Central Fire and Police Headquarters Project Costs

Land Acquisition	\$ 80,000
Headquarters Building (15,000 sq. ft. at \$29/sq. ft.)	433,000
Site Development	63,000
Project Development (Architect, Clerk-of-the-Works)	64,000
Furnishings	19,000
Fire Alarm, Traffic Signal and Communications Equipment	27,000
Contingency (10%)	<u>60,000</u>
Total	\$746,000

The effect of the project on the tax rate is as follows:

CHART G

Central Fire and Police Headquarters Funding

1972	- Land Option	\$ 3,000	
	- Architectural Fee	<u>8,000</u>	
		\$11,000	- 7c
1973-74	- Land Purchase (Art. 1)	\$77,000	
	- Architectural Fee (Art. 2)	<u>40,000</u>	
		\$117,000	- 74c
	Nov. '73 Tax Impact	78,000	- 49c
1974-75	- Direct Appropriation	\$ 18,000	- 11c
1975-76	- Principal (\$600,000 Bonding for 10 years)	\$ 60,000	
	- Interest	<u>27,000</u>	
		\$ 87,000	- 51c
1984-85	- Principal	\$ 60,000	
	- Interest	<u>3,000</u>	
		\$ 63,000	- 23c

We have tried to come up with a program that is reasonable on the taxpayer.

The proposition as we see it is to buy the Oliver land and vote \$40,000.00 so that the Permanent Building Committee can have final plans and specifications prepared and secure bids for the combined Central Fire and Police Headquarters. These bids would be brought back to a future Town Meeting, presumably in April of 1974, for a final decision prior to any construction. This plan has the unanimous approval of the Board of Selectmen, the Fire Chief, the Police Chief, and the Permanent Building Committee, and the Long Range Capital Expenditures Committee also agrees with it.

Finance Committee Report: (Mr. John J. Hennessy) The Finance Committee recommends approval of this article, the \$77,000.00 to be raised by taxation.

January 29, 1973

Mr. Eugene L. Naegelc moved Indefinite Postponement and stated that he believed we could not make a meaningful decision without knowing the rest of the budget, the new assessed valuation of the Town and estimates of the State assessments. We do not really know the total impact.

After discussion, the motion for Indefinite Postponement was defeated.

In favor - 207; Opposed - 283. (Total - 490)

After further discussion, it was

VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN TO ACQUIRE IN FEE SIMPLE, BY PURCHASE, BY GIFT OR BY A TAKING BY EMINENT DOMAIN, AS THE SITE FOR A NEW POLICE STATION, FIRE STATION AND HEADQUARTERS FACILITY OR HOUSING FOR THE ELDERLY, THE LAND LOCATED ON THE SOUTHERLY SIDE OF HUDSON ROAD AND ON THE WESTERLY SIDE OF PEAKHAM ROAD, OWNED IN WHOLE OR IN PART BY ELSIE OLIVER AND HORACE OLIVER, SHOWN ON A PLAN ENTITLED: "PLAN OF LAND IN SUDBURY, MASS. OWNED BY ELSIE OLIVER", DATED: JUNE 12, 1970, BY IRVING ROSENBLATT, ENGINEER, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE, AND TO RAISE AND APPROPRIATE \$77,000.00 THEREFOR AND ALL EXPENSES IN CONNECTION THEREWITH.

In favor - 497; Opposed - 47. (Total - 544)

ARTICLE 2: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$40,000.00, or any other sum, to be expended under the direction of the Permanent Building Committee, for the preparation of final plans and specifications and securing bids for a new combined central police station and fire station and headquarters facility, in accordance with space and facility requirements to be established by the Board of Selectmen, or act on anything relative thereto.

Plans:
New Fire
& Police
Head-
quarters

Submitted by the Board of Selectmen and the Permanent Building Committee.

Permanent Building Committee Report:

The April 1972 Sudbury Town Meeting directed the Permanent Building Committee to obtain schematic plans and cost estimates for additional police and fire station facilities.

The Permanent Building Committee then engaged Hughes and MacCarthy, Architects and Engineers in Natick, and directed them to determine, in conjunction with the Board of Selectmen and police and fire department personnel, the space requirements of each respective department and to develop schematic designs and project cost estimates for the following:

1. expansion of the existing police facilities located on the Boston Post Road,
2. a central fire headquarters located on the Oliver land on Hudson Road,
3. a combined police and fire headquarters located on the Oliver land on Hudson Road.

The Permanent Building Committee worked closely with its consultants and reviewed each of the preceding steps with the Selectmen and key personnel of the police and fire departments. The following total project cost estimates are based on the same functional requirements accommodated on different sites. The figures include construction, development costs, furnishings, equipment, land acquisition cost and a ten per cent contingency.

ALTERNATIVE I

Expanded Police Facilities on Boston Post Road -	\$381,000
New Central Fire Headquarters on Hudson Road -	<u>\$446,000</u>
Gross Cost -	\$827,000
Less sale of portion of Oliver land to Sudbury Housing Authority -	<u>-\$ 50,000</u>
Total Net Cost - Separate Facilities -	\$777,000

ALTERNATIVE II

New combined Police and Fire Headquarters on Hudson Road - Gross Cost -	\$746,000
Less sale of portion of Oliver land to Sudbury Housing Authority -	<u>-\$ 50,000</u>
Total Net Cost - Combined Facilities -	\$696,000
Less estimated resale value of existing Police Station -	<u>-\$ 73,000</u>
Net cost if Police Station is sold -	\$623,000

While the preceding comparison reflects a resale value for the existing police station, the Town should consider using the structure for other public uses. Other possible uses include a youth center, senior citizens center, public health facility or Park and Recreation Department headquarters.

The land acquisition costs used for the respective facilities was based upon independent professional estimates of property value as modified by the Board of Selectmen.

Previous site selection studies have indicated the Oliver land on Hudson Road to be ideal for a new central fire headquarters. The Fire Chief and key department personnel strongly support new fire facilities in this location.

The Police Chief and key departmental personnel prefer the Hudson Road location for the following reasons:

1. it has a greater community orientation - i.e., less "transient" than the Boston Post Road location,
2. it is more geographically central to the Town,
3. complete new facilities are likely to be more efficient than attempting to expand the existing, grossly inadequate facility.

While a large portion of police activity relates to the Boston Post Road commercial areas, it is believed that the sector patrol system and increasing break and entry elsewhere in Town eliminate any locational advantages of the Boston Post Road location.

The Police and Fire Chiefs and key personnel have no objection to a combined structure if each department's functions are isolated from the other within the structure. Both chiefs object to integrating functional areas or personnel, with the exception of joint use of heating, power, emergency power, communications entrance systems, public areas and the lecture room.

The Permanent Building Committee supports the preceding conclusions. In addition, it believes the economic facts support a combined new police and fire headquarters on Hudson Road. It therefore recommends that the Town Meeting vote to acquire the Oliver land and to construct a combined police and fire headquarters on the Hudson Road portion of that site.

Board of Selectmen Report: (Mr. Taft) The message we got on Article I was that you are disturbed by the taxes in Sudbury and so are we. Also I think you recognized the necessity for moving forward on this program because you must spend money to get some of these things done in Sudbury. When this program first was put together, we were given estimates of almost one million dollars, and we would not even take that to a Town Meeting.

We come here now with a program of \$746,000.00 which we look on as an absolute maximum. We intend to do it for less. We think we should move ahead with it.

Finance Committee Report: (Mr. Hennessy) The Finance Committee recommends approval of this article and the \$40,000.00 to be raised by taxation.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$40,000.00, TO BE EXPENDED UNDER THE DIRECTION OF THE PERMANENT BUILDING COMMITTEE, FOR THE PREPARATION OF FINAL PLANS AND SPECIFICATIONS AND SECURING BIDS FOR A NEW COMBINED CENTRAL POLICE STATION AND FIRE STATION AND HEADQUARTERS FACILITY, IN ACCORDANCE WITH SPACE AND FACILITY REQUIREMENTS TO BE ESTABLISHED BY THE BOARD OF SELECTMEN.

In favor - 306; Opposed - 210. (Total - 516)

ARTICLE 3: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$45,000.00, or any other sum, to be expended under the direction of the Permanent Building Committee, for the Plans: preparation of final plans and specifications and securing bids for New Fire and a new fire station and headquarters facility and for the expansion Expanded of existing police facilities, in accordance with space and facility Police requirements to be established by the Board of Selectmen, or act on Head- anything relative thereto. quarters Submitted by the Board of Selectmen and the Permanent Building Committee.

Upon a motion made by Mr. Taft, Chairman of the Board of Selectmen, it was

UNANIMOUSLY VOTED: INDEFINITE POSTPONEMENT.

ARTICLE 4: To see if the Town will vote to amend Article IX of the Sudbury Bylaws, the Zoning Bylaw, by adding a new sentence after the first sentence in Municipal Section I. "General", Paragraph B. "Basic Requirements", to read as Exemption follows: Zoning

"The use of land in any district by the Sudbury Housing Authority, for housing for the elderly, shall be exempt from all of the provisions of the Zoning Bylaw when and as authorized by a two-thirds vote of the Town."

or act on anything relative thereto.

Submitted by the Sudbury Housing Authority.

Mr. Myron J. Fox, Chairman of the Sudbury Housing Authority, moved that the Town amend Article IX of the Sudbury Bylaws, the Zoning Bylaw, by adding a new sentence after the first sentence of Section I. "General", Paragraph B. "Basic Requirements", to read as follows:

"The use of land in any district by the Sudbury Housing Authority, for housing for elderly persons of low income, shall be exempt from all of the provisions of the Zoning Bylaw when and as authorized by a two-thirds vote of the Town."

Sudbury Housing Authority Report: The Sudbury Housing Authority was created by the 1971 Annual Town Meeting for the purpose of "providing housing for elderly persons of low income". In order to effect that municipal purpose, the Authority is requesting the Town, in the public interest, to permit the building of approximately 56 two-story multi-residence units on the selected site described in the following warrant article. The parcel was selected because of its availability for sale to the Authority from the Town and its accessibility to a shopping area, a religious center and town center.

Mr. Fox further reported to the meeting for the Sudbury Housing Authority as follows:

The Housing Authority is proposing in this article to add a specific exemption to that presently in the Zoning Bylaw.

We came in at the 1972 Annual Town Meeting with the Planning Board. Their article requested the Town to set up some apartment standards. The Town sentiment was very obvious at that Town Meeting. The article needed a two-thirds vote. It barely got a majority and was defeated. So the Housing Authority tried that route but did not succeed.

At that Town Meeting, the Finance Committee made the suggestion that we try some sort of municipal exemption in order to carry out the will of the Town. The survey done by the Planning Board indicated that the Town overwhelmingly disapproved of apartments generally, but, even more so, overwhelmingly approved of housing for the elderly, even if that meant multi-unit dwellings.

We used the language in this article for three reasons: to avoid any claim of spot zoning, to avoid any claim of discrimination against any section in Town, and to avoid a fear expressed in the 1972 Annual Town Meeting that the Authority might get some land and once it had been rezoned, turn around and sell it to a developer. By the wording of this particular article, that could not happen. The land is being rezoned only for the use of the Housing Authority for housing for elderly persons of low income and for no other purpose.

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There are two two-thirds votes included in the concept of this article in order for the Housing Authority to build the units for elderly persons. The first two-thirds vote will come on Article 4. If Article 4 is approved by a two-thirds majority, the Housing Authority is then exempt from zoning, but it cannot put that exemption into effect until the Town gives it a second two-thirds vote approving the specific site. Article 4 would, in effect, give the Housing Authority some power that it could not exercise until a second article was passed by a two-thirds vote. We are asking for the second two-thirds vote under Article 5 for part of the Oliver site, which was discussed in Article 1.

We are using the State definition for elderly and low income because we are requesting State funds which will 100% subsidize the Authority. According to the State definition, elderly refers to those persons 65 years or older. If they are a married couple and only one of them is over 65, that is sufficient in most cases. The present State suggested definition of low income is an annual income of no more than \$3,500 for a single person, \$4,000 for a couple. The definition of assets is no more than \$5,000 for a single person, no more than \$6,000 for a couple.

This is not necessarily a hard and fast rule. The Housing Authority does have some discretion in this matter. Also, these particular figures will rise very shortly because of the increase in social security and the inflation we are now presently experiencing.

We are proposing about 48 to 64 units, depending upon certain results from the soil analysis. According to the Moderate Income Housing Committee Report to the Annual Town Meeting in 1971, there are approximately 95 persons who would qualify for these housing units.

Under this article, what you will be granting the Authority is an exemption from the Zoning Bylaw, not an exemption from the Building Bylaw. We will be subject to the State Building Code and that will be enforced more than vigorously. We welcome that. In addition, we will not be exempt from any local Board of Health regulations or from any State Department of Public Health regulations.

In 1972, the Board of Health passed some regulations on sewage disposal, septic tanks and leaching fields for multi-unit dwellings. Those regulations are now in effect, and the Housing Authority will be subject to them.

We are presently planning for only this one site. In the future, if the Housing Authority should want to choose another site, it would have to come back to the Town for a two-thirds approval for that site.

Planning Board Report: (Mr. Richard H. Davison) The Planning Board has supported the Housing Authority from its inception in its efforts to provide housing for our elderly with low incomes. After considerable searching for sites, the Housing Authority has found what we feel is an exceptional site in the Oliver land. As you are all aware, it has been and remains the Planning Board's position that the Town needs and should have multi-unit zoning standards for this and whatever uses the Town may see fit to support. We recognize, however, that the Town Meeting is not yet ready to accept the Planning Board's position on this matter, and therefore we support the municipal use exemption as a reasonable way to accomplish the Town's immediate desire to provide elderly housing. We urge your support of this article.

Finance Committee Report: (Mr. Karl E. Clough) This is the action we recommended last spring as a preferred alternative to the apartment zoning bylaw although no local building codes will apply. This is a change to the Zoning Bylaw. No specific site is affected under this article. The Housing Authority will qualify for special exemption from all provisions of the Zoning Bylaw only if later approved at this or at a future town meeting by a two-thirds vote for each proposed site. We recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 4 in the Warrant for the January 29, 1973, Special Town Meeting is properly moved, and seconded, and a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the amendment, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

After considerable discussion, a counted vote was taken. The Moderator announced, "The results are 305 in favor, 154 opposed. Total - 460 That is either exactly two-thirds in favor or one less than two-thirds. Two lawyers are unable to agree upon whether it is. Therefore, to make absolutely sure that we either have or have not a problem, the Chair, on its own motion, is going to

order a recount". The Moderator then proceeded to recount the hall. After the count had been taken he announced that the motion under Article 4 had been defeated.

In favor - 294; Opposed - 169. (Total - 465)

(For further action, see Article 26, 1973 Annual Town Meeting, page 94.)

ARTICLE 5: To see if the Town will vote to authorize and empower the Selectmen to negotiate with and sell and convey to the Sudbury Housing Authority, that portion of the Oliver property, so-called, shown and described in the plan entitled: "Plan of Land in Sudbury Massachusetts to be conveyed to the Sudbury Housing Authority", by the Town of Sudbury Engineering Department, dated: December 6, 1972, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, for use as the site for housing for elderly persons of low income by said Authority, with said project to be exempt from all provisions of the Zoning Bylaw, in accordance with Article IX, Section I, Paragraph B., and with the exact terms and conditions of such sale or agreement to be determined by the Selectmen, or act on anything relative thereto.

Submitted by the Sudbury Housing Authority and the Board of Selectmen.

Sudbury Housing Authority and Board of Selectmen Report: The Town has an option to purchase approximately twenty acres of land located on Hudson Road, near the Town Centre. The Sudbury Housing Authority, which was formed for the purpose of providing housing for elderly persons of low income, would like to use a portion of the site for about 56 housing units for their authorized purpose. The article is designed to allow the Town to decide whether or not a portion of the land should be used by the Sudbury Housing Authority.

Upon a motion made by Mr. Fox, Chairman of the Sudbury Housing Authority, it was

VOTED: INDEFINITE POSTPONEMENT.

(For further action, see Article 27, 1973 Annual Town Meeting, page 99.)

ARTICLE 6: To see if the Town will vote to amend Article XII of the Sudbury Bylaws, entitled: "Town Property", by adding at the end thereof a new Section 3. to read as follows:

"Section 3. The Selectmen may accept, from time to time, in behalf of the Town of Sudbury, gifts of land and interests in land for the following purposes: walkway and sidewalk purposes, storm drainage and above and below ground general drainage purposes, for slope maintenance purposes, for the purpose of rounding street corners and for any purpose approved by the Planning Board and shown on a plan approved by the Planning Board under General Laws, Chapter 41, Sections 81K to 81Y, inclusive.",

or act on anything relative thereto.

Submitted by the Planning Board.

Planning Board Report: (Mr. Paul H. McNally) This article will eliminate the need to have special articles at the Annual Town Meeting and will permit quick and prompt handling of gifts of land which are the result of Planning Board, Conservation Commission, Highway Commission, etc., actions. It is important to get these gifts recorded immediately upon acceptance by the Board of Selectmen.

Board of Selectmen Report: We concur with this administrative improvement to further simplify Town Meeting procedure and to expedite the acquisition of gifts of easements and land without having to wait for Town Meeting action.

Finance Committee Report: Recommend approval.

Town Counsel Report: (See page 15.)

UNANIMOUSLY VOTED: IN THE WORDS OF THE ARTICLE.

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ARTICLE 7: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$1,985.00, or any other sum, to be expended under the direction of the Highway Commission, for providing highway safety signs, or act on anything relative thereto.

Highway Safety Signs Submitted by the Board of Selectmen.

Board of Selectmen Report: On November 9, 1972, the Town was notified by the Governor's Highway Safety Bureau that we were authorized to expend \$1,985 subject to 100% reimbursement, in accordance with our request for funds to be utilized in purchasing and erecting warning and regulatory signs throughout Sudbury. A copy of the warning-regulatory traffic signs survey requirements, showing placement or location of the same, is on file in the office of the Board of Selectmen. The Board of Selectmen RECOMMENDS APPROVAL.

Finance Committee Report: The Finance Committee recommends approval of this purchase of signs to make our roads a little safer for our residents. The purchase price is fully reimbursable; our only net cost will be for erection of the signs by the highway personnel.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$1,985.00, TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY COMMISSION, FOR PROVIDING HIGHWAY SAFETY SIGNS.

Upon a motion made by Mr. Taft, Chairman of the Board of Selectmen, it was

VOTED: THAT THIS TOWN MEETING ADJOURN AND RECONVENE AT 8:00 P.M. TOMORROW EVENING IN THIS SAME HALL.

The meeting adjourned at 10:54 P.M.

PROCEEDINGS

ADJOURNED SPECIAL TOWN MEETING

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The Moderator called the meeting to order at 8:50 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

He announced that Article 6 had been on the consent calendar but it had been reached last night before the consent calendar was called. Therefore, it was taken up in the usual course and passed unanimously. At that time, it was not announced that Town Counsel had filed a report. In fact, Town Counsel had filed a report, but it was not read into the record at that time. The Moderator then read the report as follows: "It is the opinion of Town Counsel that if the Bylaw proposed in Article 6 in the Warrant for the January 29, 1973, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the amendment, it will become a valid amendment to the Sudbury Bylaws." He asked that the report be made part of the record of the meeting.

The Moderator then took up the consent calendar.

UNANIMOUSLY VOTED: TO TAKE UP OUT OF ORDER AND TOGETHER AT THIS TIME
THE FOLLOWING ARTICLES: 8, 9 AND 17.

UNANIMOUSLY VOTED: IN THE WORDS OF THE MOTIONS AS DISTRIBUTED.

(See individual articles for motions voted.)

ARTICLE 8: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$8,000.00, or any other sum, to be expended under the direction of the Selectmen, for the preparation of the 1972 Town Report, or act on anything relative thereto.
Printing
Town
Report
Submitted by the Board of Selectmen.

Board of Selectmen Report: This article is in the Warrant to provide funds for the printing of the 1972 Annual Town Report. The appropriation will provide funding for the report prior to its printing and distribution. In prior years, the appropriation was made at the Annual Town Meeting, after printing and distribution. The article puts us back in proper phase. The Board of Selectmen RECOMMENDS APPROVAL.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE
EXCEPT FOR THE WORDS "OR APPROPRIATE FROM AVAILABLE FUNDS"
AND "OR ANY OTHER SUM".

ARTICLE 9: To see if the Town will vote to discontinue those portions of Dakin Road shown, as areas to be discontinued as a part of Dakin Road, on a plan entitled: "Town of Sudbury, Massachusetts, Plan showing Portions of Dakin Road to be Discontinued", dated: November 6, 1972, by the Town of Sudbury Engineering Department, a copy of which plan is on file in the Town Clerk's office, which plan is incorporated herein by reference, or act on anything relative thereto.
Dakin
Road
Abandon-
ment
Submitted by the Planning Board.

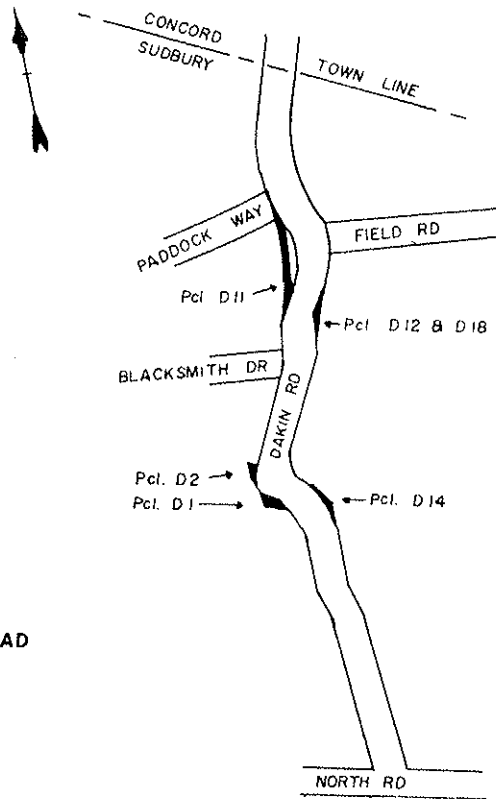
(Map of portions of Dakin Road to be abandoned appears on next page.)

Planning Board Report: This article results from the November 1, 1971, Special Town Meeting (Article #5) which accepted the new layout of Dakin Road. There are a number of little parcels to be returned to the various owners of land along Dakin Road and this article performs this action. There is no cost to the Town.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

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ARTICLE 9 - DAKIN ROAD



ARTICLE 10: To see if the Town will vote to authorize and instruct the Board of Selectmen, to acquire, by purchase or by a taking by eminent domain, for public park purposes and for preservation as an ancient landmark, the land situated on the easterly side of Old County Road, known generally as the "Old Training Field", containing approximately 3.17 acres, shown on a plan entitled: "Plan of Land in Sudbury Massachusetts, Known as the Old Training Field", by Town of Sudbury Engineering Department, dated: December 1, 1972, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, and to raise and appropriate, or appropriate from available funds, therefor, and all expenses in connection therewith, \$12,000.00, or any other sum, or act on anything relative thereto.

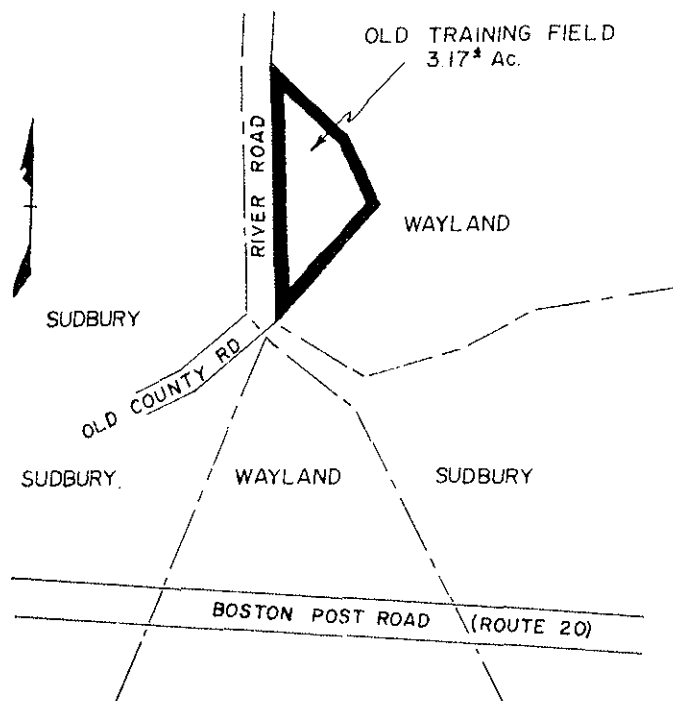
Submitted by the Historical Commission.

Historical Commission Report: (Mr. George H. Grant) This training field is located near the Boston Post Road and Old County Road. Research on the Old Training Field has been underway for several years by the Historical Commission of the Town. This activity has included the identification of numerous original documents describing its establishment and authenticating the historical value of this property.

Based upon the findings of this research, the Historical Commission has initiated several actions. In 1972, application was made to officers of the Commonwealth to establish the Old Training Field as a national historic landmark. Our contacts with these individuals since are most encouraging. We see no difficulties at all. There is a great deal of interest by members of the Commonwealth that are handling this particular application.

Secondly, this article was prepared by the Commission and submitted to acquire the Training Field for permanent preservation as an historic and ancient landmark.

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ARTICLE 10 - OLD TRAINING FIELD

In 1719, Sudbury authorities appointed a committee of eight military men to lay out training fields on each side of the Sudbury River. One field on the west side was located on this flat plateau near the top of Sand Hill on what is now known as Old County Road. This site is marked by an inscribed boulder placed there in 1914 by the Wayside Inn Chapter of the D.A.R. In this general area were located government storehouses which received large consignments of supplies in March of 1775 when the Committee of Safety for the Provinces decided it would be unwise to maintain large concentrations of stores, food, military materials and gunpowder in Concord.

The training field area, with all of its past history, is of vital importance to the Town. With the exception of a similar site in West Newbury, it is the only undeveloped Revolutionary training field remaining in the Commonwealth.

Finance Committee Report: (Mr. Frank T. LeBart) Land, especially historic land, is a sound investment for the Town of Sudbury. We support the concept of this purchase, but we cannot recommend approval at the published price and until the availability of State aid is determined. The Finance Committee was told that the "Old Training Field" was to be purchased for the acquisition cost plus accrued taxes and interest. The best data available to the Committee are the assessed valuation and the tax stamps on the deed. The assessed valuation was established at \$4,700 full value in 1970, while the land was apparently purchased as part of an eighteen-acre parcel in 1964 for \$18,500. \$3,000 is a good estimate of the actual value at the time of purchase as calculated from the per acre purchase price. Taxes for the nine years would amount to less than \$1,500 based on generous estimates, and interest on \$3,000 would amount to only \$1,600 at an annual rate of six per cent. This land is on an unimproved road and overlooks industrial and landfill areas. The Finance Committee recommends that a realistic purchase price would be approximately \$6,000.

Board of Selectmen Report: (Mr. William F. Toomey) I would like to give you a little additional information on the purchase of this land by the Waters Manufacturing Company. The purchase took place from November 1962 through August 1964 at the request of the previous owners for tax reasons. The three-acre parcel is

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part of a 27-acre parcel purchased by the Waters Manufacturing Company for \$59,300 over the 1962-1964 period. Mr. Waters has said many times to the Board of Selectmen that he would sell this land for his cost. As submitted to us, his costs for the three acres include carrying costs, taxes, survey and land purchase and total \$12,404.85.

We are dealing with a man who has just created an industrial park as part of our Town, and I am sure that he is not submitting figures to us for a profit. He feels that this would be the best use of the land.

The assessment of the land was placed on it at the time of the revaluation. There is no Town water there. It abuts our sanitary landfill and now an industrial park. It is not conducive for homes. Over a period of time, if not purchased by the Town, it could and probably would become part of some industrial park.

I urge your support of this article at the purchase price of \$12,000.

Mr. John C. Powers continued the report of the Board of Selectmen as follows:

This is a rather interesting argument between the Finance Committee and the Board of Selectmen on a question of price. The land is not available from Mr. Waters for the price the Finance Committee is suggesting. There have been long discussions about this with Mr. Waters. Discussions by people in Town interested in this particular lot of land have gone on for more than ten years.

You have approximately 3.17 acres of residentially zoned, eminently developable land at a price of approximately \$4,000 per acre. To give you some idea of what has been done in the past for pieces of property, I noted with interest that in 1972, for example, we bought 3.64 acres of the Smith property for \$67,500 based upon the quantities of gravel and fill on it. In 1960, when we bought the site of the fire station in North Sudbury of less than one acre, we spent \$4,000.

The Board of Selectmen has had two appraisals on this property, one for \$11,000 and one for \$18,000.

Those of you who know the site know that the Training Field is a flat field located on top of gravel and sand. I can assure you that if we do not move on this piece, before many moons have passed one of the most important pieces of this Town and this nation's history will be carted away in cubic yards for the improvement of somebody else's roadways or swamps.

The argument really is not one of money. The money is not that much. This piece of land is critical not just to ourselves; our obligation runs a little deeper. We have an obligation to those people who helped make this country, who made this piece of land important. When I look at that piece of land, I don't just see a field. I see almost a thousand men from this Town who, through the entire period of the French and Indian Wars and through the American Revolution, met there, mustered there, and whose graves run all the way from Ticonderoga to Fort William Henry.

I think we have a duty to our children and to our children's children. If we do not pause sometimes in the midst of our discussion of the dollars and the cents in the warrant articles, in our day-to-day business, and look back into the past and look forward to the stars, I don't think we are doing what we should do as citizens of this Town. I urge you to think a little bit beyond ourselves when you come to vote on this article. I hope you will agree that it is worth it.

VOTED: THAT THE TOWN AUTHORIZE AND INSTRUCT THE BOARD OF SELECTMEN TO ACQUIRE, BY PURCHASE OR BY TAKING BY EMINENT DOMAIN, FOR PUBLIC PARK PURPOSES AND FOR PRESERVATION AS AN HISTORIC LANDMARK, THE LAND SITUATED ON THE EASTERLY SIDE OF OLD COUNTY ROAD, KNOWN GENERALLY AS THE "OLD TRAINING FIELD", CONTAINING APPROXIMATELY 3.17 ACRES, SHOWN ON A PLAN ENTITLED: "PLAN OF LAND IN SUDBURY, MASSACHUSETTS KNOWN AS THE OLD TRAINING FIELD", BY TOWN OF SUDBURY ENGINEERING DEPARTMENT, DATED: DECEMBER 1, 1972, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE, AND TO RAISE AND APPROPRIATE \$12,000.00 THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH.

In favor - 261; Opposed - 85. (Total - 346)

The quorum was then questioned, and the Moderator proceeded to count the hall. After the count, he announced that the quorum was 355 voters and that there were 371 present.

The Moderator stated that he had some personal views in favor of passage of Articles 11 and 12. He said he planned to take no part in the discussion under either article, but if anyone in the hall objected to his acting as Moderator for those two articles, he was prepared to turn the chair over to Mr. Richard F. Brooks. Upon hearing an objection, the Moderator called upon Mr. Brooks to act as temporary Moderator for these two articles and swore him to the faithful performance of his duties.

ARTICLE 11: To see if the Town will vote to amend the Bylaws by striking out of Article 11, Section 4, the words "and a quorum shall consist of five percent of the registered voters at the last previous registration" and substituting therefor the following:

"and a quorum shall consist of two hundred registered voters; once a quorum has been assembled, the continued existence of a quorum shall be presumed until a count of the voters present, which shall be taken upon the call of seven or more registered voters, establishes that a quorum is not present.",

or act on anything relative thereto.

Submitted by the Town Meeting Study Committee.

Town Meeting Study Committee Report: The Committee's work was begun with the single underlying premise that the Open Town Meeting governmental form is a viable, desirable one for Sudbury at the present time. In order to identify problem areas and to make informed decisions, the following research was done:

1. Individual attendance patterns were noted for the years 1966 and 1969. To note these individual patterns subsequent to 1969 became impractical due to the increasing complexity of attendance-taking procedures.
2. Session-by-session attendance patterns were followed from 1968 through 1972. For each of these years, the number of registered voters, quorum requirements, the number of articles in the Warrant, and the number of articles placed on the Consent Calendar were noted. For each session, the number attending and the percentage of registered voters this number represented were also noted.
3. An analysis of the time spent at Town Meeting on specific subject areas was done.

After careful examination of these statistics, of the Time Records of the past three Annual Town Meetings kept by the Town Clerk, and after consulting with members of the Finance Committee, the following suggestions were made - suggestions geared toward making more effective use of the time of those who attend Town Meeting and thereby making attendance more attractive to more people.

SUGGESTIONS:

1. We acknowledge past steps taken in consolidating "same-view" board and committee reports. We encourage further such cooperation and consolidation in this area as well as in preparation of the Warrant articles. Reports printed in the Warrant need not be read from the floor.
2. We encourage the technique of "passing" by the boards and committees rather than making their oral reports initially as a matter of course. This makes it possible to obtain the gist of the questions and perhaps to negate the necessity for a long, explicit presentation. Hand in hand with this goes the desirability of complete and accurate reports going into the Warrant for the voters' prior information.
3. We advocate placing the entire Warrant on the Consent Calendar - the budget, line item by line item, and each subsequent article by number. We encourage voters to get purely informational or mechanistic questions answered prior to Town Meeting. This suggestion also necessitates good, accurate prior information about the various articles. The Town, via this method, makes the decisions as to what it will or will not discuss, rather than leaving it in the hands of the Moderator.
4. We advocate a careful ordering of the Warrant by the Selectmen and the Moderator attempting to place a controversial article in each session. This makes things more interesting for the faithful attendees and may serve to level off the peaks and valleys of the special interest groups attendance patterns.

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5. Cut the quorum to 200. This permits us to start the meetings more promptly since quorum is reached earlier, and prevents some of the quorum calls later in the evening. Statistics show that this figure would, as nearly as possible, insure that a Town Meeting could be held when one is called. It is our feeling that whatever the reason for non-attendance - boredom, conflict of interest, family obligations, or satisfaction with the status quo - the non-attenders do not wish to hamstring the 200+ from exercising their rights and responsibilities in voting the Town's business.
6. Incorporate all money articles except those calling for bonding and/or a two-thirds vote into the budget - under new line items if necessary.

The Committee believes that the foregoing will be effective in shortening the duration of Town Meeting to reasonable proportions. In order to insure expedient action should this prove not to be the case, the Committee recommends that the Town submit legislation to the State which would allow us to implement the Periodic Town Meeting. Once this enabling legislation has been favorably acted upon by the State Legislature and the Governor, a second affirmative vote of the Town Meeting would be necessary to put the idea into practice.

Town Counsel Report: In the opinion of Town Counsel, if the Bylaw amendment proposed in Article 11 in the Warrant of the January 29, 1973, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the amendment, it will become a valid amendment to the Sudbury Bylaws.

Finance Committee Report: (Mr. Roger H. Bender) The Finance Committee commends the Town Meeting Study Committee on its detailed study on Sudbury's Open Town Meeting form of government. Past statistics indicate that the proposed quorum of 200 would practically guarantee the start of town meeting on time and probable reduction of the number of sessions needed to complete the Warrant, particularly at our Annual Town Meeting. We recommend approval.

Mr. Joseph A. Klein moved that the main motion be amended by deleting the word "seven", and substituting the word "three" therefor.

The amendment was defeated.

Mr. Frank H. Grinnell moved to amend by substituting, "A quorum shall consist of 300 registered voters" in place of the words, "A quorum shall consist of 200 registered voters".

After discussion, the amendment was defeated.

Mr. John C. Powers moved that we amend the main motion by changing the number to 250.

The amendment was defeated.

VOTED: IN THE WORDS OF THE ARTICLE EXCEPT THAT THE REFERENCE TO ARTICLE II, SECTION 4, WILL BE ARTICLE II, SECTION 2.

ARTICLE 12: To see if the Town will vote to instruct the Selectmen to petition the General Court for the enactment of the following legislation:

Periodic
Open
Town
Meetings

AN ACT PERMITTING THE TOWN OF SUDBURY TO ESTABLISH THE PERIODIC OPEN TOWN MEETING FORM OF GOVERNMENT.

1. The Town of Sudbury shall hold its annual town election on such date, and at such hours and place or places, in said Town, as may now or hereafter be provided in its bylaws, notwithstanding when it might hold its town meetings.
2. The legislative power in the Town of Sudbury shall be vested in an open town meeting, at which every registered voter of the town shall have the right to attend and vote on all questions.

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3. The bylaws of the Town of Sudbury may provide:
 - a. that there shall be two or more annual town meetings in each calendar year, and when and where they may be held;
 - b. that articles providing for the adoption or amendment of any bylaws of the town shall be inserted in the warrant only for an annual town meeting to be held after July 1 in each year;and may otherwise restrict subjects of articles to any one of said annual town meetings; notwithstanding the foregoing, the selectmen of Sudbury may certify any article to be an emergency article, in which case it may be inserted in the warrant for any annual or special meeting.
4. All other provisions of general or special laws previously applicable to the town of Sudbury, and all of the bylaws governing town meetings now or hereafter enacted, not inconsistent with the provisions of this act shall apply to the town of Sudbury; wherever any action is required to be taken at an annual town meeting, or permitted to be taken only at an annual town meeting, by any other provision of law, such action shall be required or permitted at the first annual town meeting in the calendar year.

And the Selectmen are not required to present an additional draft of such legislation to the Town Meeting for approval before submitting it to the General Court.

Submitted by the Town Meeting Study Committee.

Town Meeting Study Committee Report: See report under Article 11.

Mr. Bertram S. Weinstein moved in the words of the article.

Finance Committee Report: (Mr. Peter V. DeGeorge) The Town Meeting Study Committee wants to make our town meetings more meaningful events. Reduction of the quorum requirement is appropriate. The approach in this article is premature. We should have more experience with a lower quorum and other procedural changes before we take this step. The Finance Committee recommends disapproval of this article.

Mr. Eugene L. Naegele moved to amend the proposed legislation of Article 12 by adding paragraph 3 c. as follows: "c. that articles providing for the raising of funds in the tax levy shall be inserted in the warrant only for an annual town meeting to be held before July 1 in each calendar year."

In support of his amendment, Mr. Naegele stated that he was very much concerned about voting money without the tax impact being seen at the time it is voted. This essentially is no change from what we normally do all the time in voting money articles at the annual town meeting. This particular piece of legislation has essentially the same features as we have now. You can call a special town meeting for schools, or anything else, if an emergency arises at which money needs to be voted. Therefore, I do not believe it is restricted under any sense of the word. It is an intent to preserve the features of our present town meeting by having all budget matters which are going to affect the tax levy taken up at a single town meeting once each year. If we are going to have additional town meetings to break up the length of debate and other items coming up then, I would like to see money articles preserved in one of those town meetings.

After discussion, Mr. Naegele's amendment was defeated.

Mr. Sidney B. Self, Jr., moved to amend the main motion by deleting the colon and the letter a., all of paragraph b. and the word "otherwise", so that section 3. would read, "The bylaws of the Town of Sudbury may provide that there shall be two or more annual town meetings in each calendar year and when and where they may be held and may restrict subjects of articles to any one of the said annual meetings..."

Mr. Self stated, in support of his amendment, that this article makes no changes whatsoever in the way we do business. The changes would come later and could perfectly well come along at the main town meeting. I agree with some of

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the critics of this article that there has not been enough thought. I feel that the changes that should be made should be given a great deal more discussion. My main criticism is that the proposed legislation is too restrictive. The permissive legislation that we have should permit us at a later date, if we choose, to set more than one annual town meeting and permit us, if we choose, to say that certain subjects should and could take place. The amendment would make the legislation more general.

Mr. Self's amendment was defeated.

Mr. Weinstein's motion in the words of the article was defeated.

ARTICLE 13: To see if the Town will vote to amend Section 10., in Article III of the Sudbury Bylaws, by adding the following sentence at the end of and as part of Section 10:

Amend Bylaw re Charter Commission Art. III "The prohibition set forth herein shall not apply to members of a Charter Commission. In addition, Charter Commission members are eligible to serve on the Finance Committee and Personnel Board.",

or act on anything relative thereto.

Submitted by the Board of Selectmen.

Board of Selectmen Report: According to Section 10, in part, of Article III of the Town Bylaws, "no person shall hold more than one elective office at any one time..." This prohibits any elected Town official from serving on some future Charter Commission. In addition, appointed members of the Finance Committee and Personnel Board, by virtue of other provisions of the Town Bylaws, are similarly prohibited from serving on a Charter Commission.

To prohibit elected and appointed Town officials from serving on a future Charter Commission would not be in the best interest of the Town; especially on matters of such importance as recommending the character of Town government and operations. To preclude Commission membership to those persons who have dealt with Town affairs over a long period of time, and have some degree of expertise, would again not be in the best interest of the Town. Therefore, in order to eliminate any future question of eligibility to serve on a Charter Commission, if and when the voters choose to elect one, the Board of Selectmen RECOMMENDS APPROVAL of this article.

Finance Committee Report: (Mr. Frank T. LeBart) We think that the Charter Commission membership will not interfere with the acknowledged need for independence of the Finance Committee and the Personnel Board. It may be that no acting Town official has the time and capacity to serve effectively on a Charter Commission as well, but these two questions should be left to the voters. Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 13 in the Warrant for the January 29, 1973, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the amendment, it will become a valid amendment to the Sudbury Bylaws.

Mr. Robert B. Williams moved Indefinite Postponement. He stated that the proposal was not of imminent concern since there was no charter petition before the Town and no move to get a charter under active consideration.

The motion for Indefinite Postponement was defeated.

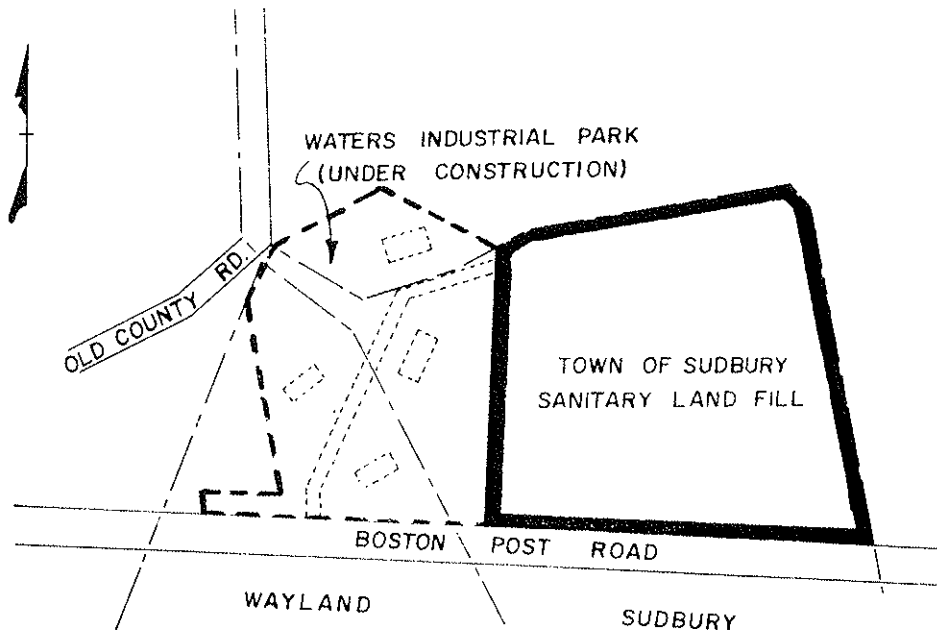
VOTED: THAT THE TOWN AMEND SECTION 10 IN ARTICLE III OF THE SUDBURY BYLAWS BY ADDING THE FOLLOWING SENTENCE AT THE END OF AND AS PART OF SECTION 10: "THE PROHIBITIONS SET FORTH HEREIN SHALL NOT APPLY TO MEMBERS OF THE CHARTER COMMISSION. IN ADDITION, CHARTER COMMISSION MEMBERS ARE ELIGIBLE TO SERVE ON THE FINANCE COMMITTEE AND PERSONNEL BOARD."

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ARTICLE 14: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$85,000.00 or any other sum, to be expended under the direction of the Highway Commissioners, for the purchase of sand and gravel and fill material, or act on anything relative thereto.

Purchase
"Fill"
Waters

Submitted by the Board of Selectmen and the Highway Commission.



ARTICLE 14 — GRAVEL PURCHASE

Board of Selectmen and Highway Commission Report: This article provides funds to purchase gravel and sand necessary for the operation of the Town sanitary landfill. The accessibility of a large amount of gravel near the Town landfill area, and the purchase of the same, will result in a cost savings to the Town, compared to purchasing gravel elsewhere. The Highway Commission recommends acquiring up to 65,000 cubic yards of gravel, at a price not to exceed 70¢ per cubic yard, from the so-called Waters property. The additional funds requested in this article, excluding the cost of gravel, are for trucking or hauling of material to the sanitary landfill area. The Board of Selectmen and the Highway Commission RECOMMEND APPROVAL.

Mr. Edward G. Hughes of the Highway Commission further reported to the meeting that the article had the support of the Planning Board and the Board of Health as well as the Board of Selectmen. At the present time there are only 55,000 cubic yards of fill left on the Waters property. That is the reason for the change in price.

Finance Committee Report: (Mr. DeGeorge) We use approximately 1,700 cubic yards of cover fill each month at the sanitary landfill. At this rate, the existing material will last seven years. Purchase of additional material from the Waters property adjacent to the landfill would assure another three years' supply, probably less than that now with the lower figure we now have. Use of improved compaction and recycling may extend the usefulness of the existing material to ten years or more. The increase in inventory and in the tax rate is unnecessary at this time. The Finance Committee recommends disapproval of the article.

After discussion it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$77,000.00 TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY COMMISSIONERS FOR THE PURCHASE OF SAND AND GRAVEL AND FILL MATERIAL.

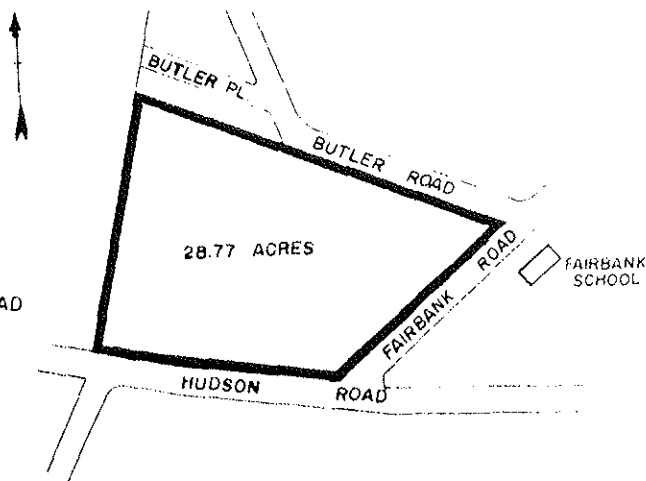
In favor - 184; Opposed - 92. (Total - 276)

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ARTICLE 15: To see if the Town will vote to authorize and empower the Selectmen to acquire in fee simple, by purchase, by gift or by a taking by eminent domain, for park and recreation purposes, the land located on the Northerly side of Hudson Road and on the Westerly side of Fairbanks Road, owned in whole or in part by Merton Haskell, containing approximately 28.77 acres, shown on a plan entitled: "Plan of Land in Sudbury Massachusetts to be conveyed to the Town of Sudbury", by Town of Sudbury Engineering Department, dated: December 4, 1972, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, and to appropriate therefor, and all expenses in connection therewith, \$180,000.00, or any other sum, and to determine whether the same shall be raised by taxation, transferred from available funds, provided by borrowing or any combination of the foregoing, or act on anything relative thereto.

Submitted by the Park and Recreation Commission.

ARTICLE 15-
HASKELL LAND - HUDSON ROAD



Park and Recreation Commission Report: The Park and Recreation Commission has proposed the acquisition of this property for use as a multi-purpose recreational area to be developed over the next few years. The need for a park in this area has long been recognized by the Park and Recreation Commission. This new park would provide recreational activities within walking distance for residents in one of the most densely populated areas in Town. Also, this park is ideally situated near schools, main roads, and is located at the junction of a walkway network presently in use. Most important, this land is ideal for development at a minimum cost. It is flat, well above the water table and as former farm land will be easy to level, grass over and maintain. Water and electric power are also readily available for development of this property for recreational needs.

The Park and Recreation Commission has conducted a survey of available water sites in Town and have concluded that the poor accessibility to water sites, high iron content, and new State turpidity requirements negate the feasibility of developing a natural swimming site in Town. Therefore, the Park and Recreation Commission plans to propose to the townspeople that a swimming pool be considered as an alternative.

This property would be a first choice for location of a Town swimming facility in that it would provide a much needed recreational activity to a large group of townspeople within easy walking distance. Also, the cost would be less to build a facility where the terrain is flat and where main roads, water, and power are already available. The site is large enough to allow for strategic location of the swimming facility so that the aesthetic and property values of the surrounding homes would be maintained. Our plans also include providing other support type recreational facilities on the same property which would allow for all age groups to use this land for recreational activities.

Mr. Edward P. Rawson further reported to the meeting for the Park and Recreation Commission as follows:

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This land came on the market in 1972, and at that time, with the cooperation of the Conservation Commission, negotiations were started regarding the purchase of this area. Two professional appraisals were made. The owner agreed to sell at \$180,000.00, and an option was obtained at this price for \$1,000.00.

Application has been made for 50% reimbursement on this purchase from the State. The final application cannot be made until such time as the Town appropriates the full amount of the purchase price. Chances of our getting this reimbursement seem excellent.

This area is very desirable for the following reasons: level and free of stones making site development costs minimal; excellent drainage according to the tests; central location for the most heavily populated area of Sudbury; ample area for the development of a proposed swimming pool with necessary buildings without placing it too close to abutters; plenty of open space for athletic fields, tennis courts and other open air recreation.

The proposed pool has an estimated cost of \$400,000.00, 50% reimbursable if the State accepts our proposal.

A vote for this land purchase is not a vote for or against a swimming pool. As an elected commission, we feel obligated to periodically offer the Town the privilege of voting for or against a pool, as we did in the early 1960's. If this area is purchased, we will ask for planning money for a pool at the Annual Town Meeting.

Mr. Rawson then yielded to Mrs. Margaret E. Langmuir of the Conservation Commission for a further report under the article.

The Conservation Commission has been advocating the purchase of this land for park and recreation purposes ever since we heard of its availability from the Planning Board in early '72. We believe that no one, including the Town Meeting, should buy land sight unseen.

Mrs. Langmuir then showed a series of slides of the area to the Town Meeting and continued her comments describing the property in question.

There are well developed trees along Hudson Road, and the open fields are ideal for the development of field sports. Most of the houses on Butler Road are shielded by a thick growth of young trees along the road. There is a wooded section which covers one-quarter of the total 29 acres. A short walk into the woods shows that with a little judicious cutting, we could have a picnic grove as an adjunct to the proposed swimming pool. We have a beautiful grove of grown pine and oak which form a buffer to the north and west.

To anyone who would say that we cannot afford to spend \$180,000.00 today on park land, I say, "Consider these three facts." The cost of land is constantly increasing. The price will never be better than it is today. Second, the probability of 50% reimbursement of the land purchase and the development is high now because Massachusetts has been allotted six million dollars to spend for outdoor recreation under the B.O.R. program. We have already been told that this project qualifies under the program. In later years, this funding may not be available. Finally, this particular piece of land will not be available again. Picture in your mind's eye about 25 houses as an alternative to a Town swimming facility and a multi-purpose park on this field. It is up to you.

I urge your support for this article.

Finance Committee Report: (Mr. Ronald L. Blecher) Purchase of this very desirable property at the option price will permit the Park and Recreation Commission to implement this portion of their five-year plan to provide a much needed swimming facility as well as another multi-purpose recreational area. Informal meetings with cognizant State agencies have indicated 50% reimbursement, but the full purchase price must first be voted by the Town. The Finance Committee unanimously supports this article and recommends approval with the funds to be raised by taxation.

After discussion it was

VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN TO ACQUIRE IN FEE SIMPLE, BY PURCHASE, BY GIFT OR BY A TAKING BY EMINENT DOMAIN, FOR PARK AND RECREATION PURPOSES, THE LAND LOCATED ON THE NORTHERLY SIDE OF HUDSON ROAD AND ON THE WESTERLY SIDE OF FAIRBANKS ROAD, OWNED IN WHOLE OR IN PART BY MERTON HASKELL, AND CONTAINING

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APPROXIMATELY 28.77 ACRES, SHOWN ON A PLAN ENTITLED: "PLAN OF LAND IN SUDBURY MASSACHUSETTS TO BE CONVEYED TO THE TOWN OF SUDBURY", BY TOWN OF SUDBURY ENGINEERING DEPARTMENT, DATED: DECEMBER 4, 1972, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE, AND RAISE AND APPROPRIATE \$180,000.00 THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH.

In favor - 242; Opposed - 50 (Total - 292).

ARTICLE 16: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$10,000.00, or any other sum, to be expended under the direction of the Park and Recreation Department, for the acquisition of a tractor and accessories, including but not limited to mower, harrow, rake, loader, for use by the Park and Recreation Department, or act on anything relative thereto.

Purchase
Tractor

Submitted by the Park and Recreation Commission.

Park and Recreation Commission Report: At the present time all the parks and recreational areas under the direction of the Commission are maintained by either hand mowing, or by tractor. The present tractor purchased in 1968 is a small garden type unit of 12½ horsepower that no longer justifies the cost of repairs. Last year during the height of the mowing season this tractor broke down and was out of operation for six weeks because parts were not readily available for repairs. This new, over the road, unit will eliminate trailer hauling and save the time of loading and unloading at each of the park areas requiring grounds maintenance.

This tractor and accessory equipment is needed this year (1973), and from past experience of the time interval for bidding and delivery after placing of purchase order, it was decided to request authorization for purchase of this unit at the earliest Town Meeting to have this equipment available for the growing season this year. Also, this request for equipment is in line with the equipment plans as outlined in the recently submitted five year plan for Park and Recreation growth in the Town.

Mr. Ronald J. Griffin further reported to the meeting for the Park and Recreation Commission as follows:

This would be a sort of farm type tractor which was very prevalent in this Town years ago, but which is pretty scarce right now. We need it to cover the multitude of acreage that we now have under green grass. This includes about six ballfields, a football field, a soccer field, etc. At the present time, we only have a small garden type tractor which many people might use on their own property, plus two hand mowers which are going from one end of the summer to the other. This requires us to keep three fellows going all summer long just mowing grass. We feel that with this type of a vehicle, we could accomplish this with just one man in less time, probably only two days a week. I urge you to buy this piece of equipment. It will save us money in the long run and in the years to come.

Finance Committee Report: (Mr. Karl E. Clough) We urge trade in of the present equipment against the purchase price of the new tractor and recommend approval with funds to be raised by taxation.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$10,000.00 TO BE EXPENDED UNDER THE DIRECTION OF THE PARK AND RECREATION DEPARTMENT, FOR THE ACQUISITION OF A TRACTOR AND ACCESSORIES INCLUDING, BUT NOT LIMITED TO, MOWER, HARROW, RAKE, LOADER, FOR THE USE BY THE PARK AND RECREATION DEPARTMENT.

ARTICLE 17: To see if the Town will vote to authorize and empower the Selectmen to acquire easements, by purchase, by gift or by a taking by eminent domain, for walkway and sidewalk construction, maintenance, reconstruction and use easements, over, across and through the land, shown on the plan entitled: "Plan of Land in Sudbury Massachusetts showing Walkway Easements Concord Road", (5 sheets), by Town of Sudbury Engineering Department, dated: December 5, 1972, and to amend the vote passed under Article 50 of the 1972 Annual Town Meeting to authorize the Selectmen to expend funds appropriated under Article 50 for the acquisition or taking of these easements, or act on anything relative thereto.

Acquire
Walkway
Lands

Submitted by the Board of Selectmen.

Board of Selectmen Report: The easements requested represent narrow strips of land along the street line of Concord Road, from Boston Post Road northerly to Lincoln Road. They are necessary to provide for the adequate construction of the walkway voted at 1972 Annual Town Meeting, including proper slopes and areas required for the reconstruction of several stone walls and for the preservation of as many trees as possible along the roadway. The Engineering Department has completed the planning and engineering for this walkway. The article requests authorization for the easements needed for the Concord Road walkway project, so that construction can be completed by September 1973. The Board of Selectmen RECOMMENDS APPROVAL.

UNANIMOUSLY VOTED (CONSENT CALENDAR): IN THE WORDS OF THE ARTICLE.

ARTICLE 18: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$15,000.00, or any other sum, to be expended under the direction of the Finance Committee, for the purpose of hiring a consulting firm to recommend both a municipal accounting system for Sudbury, and the appropriate staff to administer it; and to provide interim consulting support to the present staff, or act on anything relative thereto.

Submitted by the Committee on Town Administration.

Mrs. Anne D. Bigelow of the Committee on Town Administration moved that the Town raise and appropriate the sum of \$15,000.00, to be expended under the direction of the Finance Committee, for the purpose of hiring a consulting firm to recommend both a municipal accounting system for Sudbury, and the appropriate staff to administer it; and to provide interim consulting support to the present staff.

Committee on Town Administration Report: (Mr. Gerald B. Harrington) Article 36 of the 1972 Warrant called for the abolishment of the position of Town Accountant and replacement with the position of an Auditor and that the position be elected. This article was prompted by the recognition of some problems the Town was having in the accounting area.

The motion made under the article in the Town Meeting was to commit the matter to the Committee on Town Administration for a study, and this is the motion that passed.

During the time the Committee on Town Administration was studying it, for no related reason, the position became vacant and has been vacant, filled by a temporary acting Town Accountant since October. The Committee on Town Administration appointed a subcommittee consisting of Mr. John Kay and Mr. Burton Daitch, both of them certified public accountants.

At approximately the same time, the Selectmen were looking into the position since they are the appointing authority, and they supplied a list of twelve recognized problems.

The report of the subcommittee indicates three conclusions. One, do not abolish the position of Town Accountant as it is essential to the business of the Town. Two, because of the training, skills and expertise required in this position, it should be appointed, not elected. Three, engage an accounting systems consultant to review present accounting systems and procedures, internal control, organization and equipment. This is advisable because the present system has never had a professional review, and it makes good economic sense to spend a small amount of money to insure that the Town has an adequate accounting system to control the budget, which is approximately one million dollars and rapidly growing.

Mr. Kay obtained professional estimates for the project to include limited interim support, and the range of the estimate was from \$12-17,000.00. Mr. Kay's firm of Arthur Anderson & Company has offered to provide a systems analyst for two days to assist in the project definition and survey phase of the study. This offer carries no fee and no obligation to the Town.

There is an alternate proposal made by the Selectmen to hire an Accountant now and put him to work to solve the problem; but the basic problem is in the accounting system, and what we are trying to do is get a consultant in to prescribe a system for the Town.

The Selectmen's proposal would be to hire an accountant for \$12,500.00, with a maximum of \$17,000.00. According to the United States Bureau of Labor Statistics Bulletin published in 1973, you can, in fact, get an accountant in the range of

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\$12,500-15,000.00. The job description includes typical duties and responsibilities. The primary responsibility of most positions at this level is to assure that the assigned day-to-day operations are carried out in accordance with established accounting principals, policies and objectives.

But what we are asking is for someone to come into the Town to prescribe an accounting system for us. The job description of a chief accountant includes the following: on own responsibility developing or adapting or revising accounting systems to meet the needs of the organization. This man's salary runs from \$17,500-21,500.00.

We believe our proposal will spend an extra \$15,000.00 as a one-time expenditure. We propose that we buy the accounting system which we need from the systems experts and then hire the proper accountant prescribed by this system to exercise the accounting position. It will be a one-time cost of \$15,000.00, with approximately \$5,000.00 per year saving in salary. In three years, this survey would essentially have cost the Town nothing. Beyond that, there is a saving. We wish you would support the article.

Finance Committee Report: (Mr. Donald D. Bishop) The Finance Committee supports this approach to establishment of a well coordinated and more effective town accounting system. We anticipate opportunities for cost savings and improved financial administration. Although we are not opposed to the Town Accountant, we are convinced that what we hope for will not develop merely from his early appointment. The Town needs to do a better job of complying with requirements established by the State Bureau of Accounts.

Unlike the Insurance Advisory Committee, which the Selectmen appointed from volunteers at no cost to the Town, establishment of controlled accounting practices among and with the full cooperation of all departments is more than a job for volunteers, however dedicated and gifted they may be. There are technical, legal and procedural elements involved in development of a smooth accounting operation for a municipality. The need for Sudbury is well documented. We recommend approval of this article.

Board of Selectmen Report: (Mr. Richard E. Thompson, Executive Secretary)

I would like to present to you for your consideration as much information as possible so that you may make the right and wise decision. The Selectmen do not favor the proposed article.

CHART H

<u>COMMUNITY</u>	<u>POPULATION</u>	<u>TYPE OF STUDY</u>
MARION	3,500	MOSTLY ACCOUNTING
HAVERHILL	46,000	ADMINISTRATIVE
LEXINGTON	32,000	RECORD FISCAL PROCEDURES
NEWTON	91,000	CLASSIFICATION OF EXPENDITURES
SHREWSBURY	19,196	CLASSIFICATION OF EXPENDITURES
MILTON	27,190	CLASSIFICATION OF EXPENDITURES
WILMINGTON	17,102	ACCOUNTING
LOWELL	94,239	COST ACCOUNTING
WINCHESTER	22,269	MODIFIED PLANNING PROGRAM BUDGETING SYSTEM (PPBS)
NEW BEDFORD	101,777	ADMINISTRATIVE
MALDEN	56,127	ADMINISTRATIVE

This chart shows a sample of several communities that have undertaken some form of study or consultant service that in some degree included accounting systems. In each case, except Marion and Winchester, a town accountant was employed full time and on board while the study was going on and provided assistance to the consulting firm. Several of the studies were done in order to set up cost accounting.

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CHART I

COMPARISON OF SURROUNDING COMMUNITIES

<u>COMMUNITY</u>	<u>1970 POPULATION</u>	<u>SALARY</u>	<u>1972 TOWN/SCHOOL BUDGET</u>
CONCORD	16,148	\$13,700	\$9,718,000
WAYLAND	13,461	14,500	8,200,000
MAYNARD	9,710	11,920	3,360,000
HOLDEN	12,564	11,290	4,568,000
HUDSON	16,084	11,628	6,300,000
WESTON	10,870	9,500	8,100,000
WILMINGTON	17,102	13,520	9,000,000
LINCOLN	7,567	8,420	3,200,000
ACTON*	14,770	4,555 (P.T.)	7,895,000
SUDBURY	13,506	-----	8,368,000

*Approved Personnel Board salary classification for full-time Town Accountant is \$10,923 to \$13,637.

This chart is a survey of communities surrounding Sudbury. Most of the communities have a full-time town accountant employed now. These communities were similar to Sudbury in population and expenditures per year.

CHART J

TOWN ACCOUNTING DEPARTMENT

<u>PRESENT PERSONNEL - COMPLEMENT</u>	<u>PROJECTED SALARIES</u> <u>1973 (12 months)</u>
<u>TITLE</u>	
Principal Clerk - Acting Town Accountant	\$6,715 + \$1,950
Senior Clerk P.T. - General Ledger Work	3,604
Senior Clerk P.T. - Bookkeeping Machine	2,530
Junior Clerk - Payroll & Billings	<u>5,165</u>
	\$19,964
<u>PROPOSED PERSONNEL - COMPLEMENT</u>	
Town Accountant	12,500
Principal Clerk	6,715
Senior Clerk (P.T.)	3,604
Senior Clerk (P.T.)	<u>2,530</u>
	<u>\$25,349</u>
INCREASE	\$ 5,385

This chart was submitted to the Finance Committee when the Selectmen submitted their proposed budget for 1973-74. The present and proposed personnel complement is as shown in the chart. We could employ a full-time Town Accountant for the cost of little over \$5,000.00 for the twelve months of 1973. This would mean transferring one clerical personnel to another division of the Town government. However, the present status is that the Finance Committee has voted to delete the funds for the Town Accountant and also delete the funds for one clerical personnel.

Mr. Taft, Chairman of the Board of Selectmen, continued the report as follows:

The one thing that we all agree on here tonight is that we should have a Town Accountant. That is the conclusion of the Committee on Town Administration, the Finance Committee and certainly the Board of Selectmen. That is the position we have been taking for some months on this issue. In fact, one of the first assignments we gave Mr. Thompson when he came on board in October was to study the matter of what we needed in the accounting organization and to find out what comparable towns were doing.

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The information Mr. Thompson gathered was used to prepare a job description for the Town Accountant which was submitted to both the Committee on Town Administration and to the Finance Committee. We asked both of these committees to sit down with us and discuss these matters. Strangely enough, we received back from the Finance Committee a letter saying that it did not agree with this and that it thought a study should be done and money appropriated for that study. That is what led to this article. There was never an opportunity to discuss the matter until after positions had been taken.

We have a job to do on the Board of Selectmen, and one of them is to make sure that the Town's finances are properly managed and watched. By statute that is the job of the Town Accountant. We are now in the position of being unable to appoint a professional full-time Town Accountant. We submitted money in the budget, and the Finance Committee is going to recommend in April that it not be expended. Instead, they have come forth with the Committee on Town Administration and have asked for \$15,000.00 for a study. We think this is a very poor way to handle Town money.

First of all, not the administrative agency responsible for the Town accounting function but our advisory board would hire the consulting firm when there is nobody on board to work with that consulting firm. It disturbs me that the Finance Committee is now getting into the administrative area. Their function has always been and is properly, under the statute and tradition, to provide advice to the Town Meeting. They are the ways and means committee of the Town Meeting. Their job is not to hire a consulting firm to tell some branch of government, whether it is the School Committee, the Park and Recreation Commission or the Selectmen, how to run their business. This is being proposed here.

It is our responsibility under the statute to appoint the position. We are prepared to do it. The Committee on Town Administration commented that the result of the study would be to pay back to the Town \$5,000.00 per year so that we will have it all paid off in three years. I am looking for much more than \$5,000.00 a year savings from having a qualified full-time professional accountant in the Town of Sudbury. We have a ten million dollar operation, and we think that a qualified person can save us considerably more than \$5,000.00 a year. If he does not pay his salary back to us several times over a year, then he is not doing his job.

The Town should defeat this article tonight, and then at the April meeting provide the funding so that the Town Accountant can be hired. The job description for the Town Accountant has been approved by the Personnel Board, and we are essentially set to go, but we cannot get approval from the Finance Committee. We will ask the Town in April to approve the funds so that we can hire a professional Town Accountant and get on with this very important job.

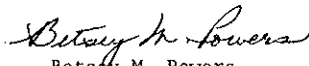
Mr. Weinstein moved to amend the motion to change the words "Finance Committee" to "Board of Selectmen". In support of his motion he stated that he wished to separate out the question of whether or not to take advantage of a vacancy and hire a consulting firm from the question of authority. The responsibility for carrying out this task belongs in the Board of Selectmen who should be getting the advice directly and who should approve the systems design directly. The Finance Committee has an important advisory role, but the responsibility is the Board of Selectmen's.

The amendment was defeated.

The motion of the Committee on Town Administration to appropriate \$15,000.00 was defeated.

VOTED: TO ADJOURN.

The meeting adjourned at 11:46 P.M.

A true record, Attest: 
Betsey M. Powers
Town Clerk

ANNUAL TOWN ELECTION

March 26, 1973

The Annual Town Election was held at the Peter Noyes School with the polls open from 7:00 A.M. to 8:00 P.M. There were 3096 votes cast including 51 absentee ballots (Precinct 1 - 9; Precinct 2 - 5; Precinct 3 - 15; Precinct 4 - 22). Twenty voting machines were used. The precinct results were announced by the Precinct Clerks, and the total results were announced by Town Clerk Betsey M. Powers at 10:00 P.M.

	<u>Pct. 1</u>	<u>Pct. 2</u>	<u>Pct. 3</u>	<u>Pct. 4</u>	<u>Total</u>
MODERATOR: For One Year					
Frank R. Sherman	507	656	657	727	2547
Scattering				1	1
Blanks	93	140	157	158	548
SELECTMAN: For Three Years					
John E. Taft	336	391	473	519	1719
Sheldon H. Pitchell	251	388	315	342	1296
Blanks	13	17	26	25	81
TAX COLLECTOR: For Three Years					
Isabelle K. Stone	498	645	655	760	2558
Blanks	102	151	159	126	538
ASSESSOR: For Three Years					
J. Leo Quinn	351	443	429	492	1715
Donald P. Peirce	216	318	324	354	1212
Blanks	33	35	61	40	169
CONSTABLE: For Three Years					
Francis E. White	479	604	640	716	2439
Blanks	121	192	174	170	657
GOODNOW LIBRARY TRUSTEE: For Three Years (Vote for Two)					
Virginia L. Howard	446	582	587	668	2283
Robert E. Stocking	339	391	392	480	1602
Blanks	415	619	649	624	2307
BOARD OF HEALTH: For Three Years					
William W. Cooper IV	485	605	609	692	2391
Scattering				1	1
Blanks	115	191	205	193	704
PLANNING BOARD: For Five Years					
Paul J. Buxbaum	229	312	332	383	1256
Edward W. Connors, Jr.	282	352	344	383	1361
Blanks	89	132	138	120	479
SUDBURY SCHOOL COMMITTEE: For Two Years (To Fill Vacancy)					
Mary H. D'Andrea	294	457	420	431	1602
James VonBenken	271	286	314	386	1257
Blanks	35	53	80	69	237
SUDBURY SCHOOL COMMITTEE: For Three Years (Vote for Two)					
Lawrence A. Ovia	331	456	479	544	1810
Alorie B. Parkhill	266	296	318	352	1232
Phyllis Prager	265	352	310	367	1294
Thomas A. Welch	208	306	319	319	1152
Blanks	130	182	202	190	704

	<u>Pct. 1</u>	<u>Pct. 2</u>	<u>Pct. 3</u>	<u>Pct. 4</u>	<u>Total</u>
BOARD OF PARK AND RECREATION					
COMMISSIONERS: For Two Years					
(To Fill Vacancy)					
Pasquale T. Piscitelli	447	578	579	633	2237
Blanks	153	218	235	253	859
BOARD OF PARK AND RECREATION					
COMMISSIONERS: For Three Years					
(Vote for Two)					
Edward P. Rawson	211	318	271	379	1179
John R. Carter	295	404	479	404	1582
Arthur A. Walker	459	533	531	636	2159
Blanks	235	337	347	353	1272
HIGHWAY COMMISSION: For Three Years					
(Vote for Two)					
Anthony L. Galeota, Jr.	388	481	471	566	1906
Frederick W. Welch	368	455	471	499	1793
Blanks	444	656	686	707	2493
SUDBURY HOUSING AUTHORITY:					
For Five Years					
Willie L. Hoover	459	609	593	681	2342
Blanks	141	187	221	205	754
LINCOLN-SUDBURY REGIONAL SCHOOL					
DISTRICT SCHOOL COMMITTEE:					
For One Year					
(To Fill Vacancy)					
Henry M. Morgan	432	527	547	603	2109
Blanks	168	269	267	283	987
LINCOLN-SUDBURY REGIONAL SCHOOL					
DISTRICT SCHOOL COMMITTEE:					
For Three Years					
(Vote for Two)					
William T. Maloney	468	585	583	648	2284
Joan W. Wofford	339	415	406	492	1652
Blanks	393	592	639	632	2256

(NOTE: Members of the Lincoln-Sudbury Regional School District School Committee were elected on an at large basis pursuant to the vote of the Special Town Meeting of October 26, 1970, under Article 1 and subsequent passage by the General Court of Chapter 20 of the Acts of 1971. The votes recorded above for this office are those cast in Sudbury only.)

A True Record, Attest:

Betsey M. Powers
Betsey M. Powers
Town Clerk

1973 FINANCE COMMITTEE REPORT

It is again time for Sudbury to establish in Annual Town Meeting the financial plan for the year. This time the "year" will last eighteen months, not merely 150% of twelve, but including two school spring periods (each 2/3 school year) and two heavy snow and heating periods. Some other Departments also have larger expenses in the spring.

The eighteen-month budget is required by State law, as a transition to the new fiscal year starting on each July first. The purpose is to bring all towns' fiscal years into agreement with the Federal, State and other governments; to permit appropriation of funds in the spring, before they're expended starting July first; and to establish one school, snow and heat year in the tax bills. Two tax payments inside the front cover of the Warrant (see page 35). Each \$165,000 voted adds one dollar to your tax rate - one more dollar in taxes for each \$1,000 of assessed valuation of your property.

This year's tax bill will be large, if it must provide for eighteen months of expenses, but in this case only two-thirds of it must be paid before November to avoid the interest penalty. Some people expect the law to be changed before the tax bills are mailed this summer. We'll try to keep you informed of any changes.

The Assessors establish our local property tax rate in the summer by dividing the net Town cost of all services by the total property valuation. The cost of our services obviously increases faster than the total valuation; the tax rate continues upward. A table of your tax dollars required to pay for each service is printed inside the front cover of the Warrant (see page 35). Each \$165,000 voted adds one dollar to your tax rate - one more dollar in taxes for each \$1,000 of assessed valuation of your property.

Your Finance Committee was established as an independent board, with no operational responsibilities or political interest. We are appointed by the Moderator for three-year overlapping terms. We must be legal voters and may not hold any other Town position (except that we may be members of any Charter Commission if elected). During the year we may authorize transfers from the Reserve Fund for specific purposes in response to requests based on "extraordinary or unforeseen" requirements. Our major function is to inform and advise the Town; we are under oath to "consider all articles of any Town Meeting Warrant, and to report" our recommendations to you. We work for you. Your informed votes are our responsibility - not your highways, or your libraries. We study the budget line by line, and each Warrant article, in order to make clear recommendations to you, for your consideration when you vote at Town Meeting.

Budgets and special articles in the Warrant reflect the Town's demands for services and official estimates of their costs. Each new service is added to the base of operating costs of existing services, and increases that base for future years. Then inflation adds even more to the cost of Town operation. Several areas of the budget reflect intentions of the responsible Boards and Committees to improve services. This is a notable feature associated with new top personnel; they were selected to do a good job and they want to do just that. They bring new ideas from their former towns. Now you must determine just how much you want those improved services, by voting (or not) the dollars to support them.

Your Finance Committee has recommended specific amounts for each budget line-item. These are the amounts we think Sudbury should spend. They represent our best judgment of the need and desirability, measured against the cost and our expectation of results.

The Departments submitted requests in honest attempts to provide good services. In many cases we've recommended less, and have explained in this Warrant our major cuts. Some cuts resulted from helpful suggestions from the Departments. In other cases we've been told that some cuts will result in inadequate performance of statutory duties. Now it's up to the Town Meeting; we expect each Department to request your special consideration at Town Meeting if the recommended amount is too small.

Your vote will identify to the Departments the areas and the level of services you expect. Extra amounts from the Reserve Fund, except "for extraordinary or unforeseen expenditures", should not be granted by the Finance Committee after the Town has established a lower level of funding. The Finance Committee should not restore funds previously denied by the Town Meeting to budget line-item requests. Managers should operate within or below their appropriations.

Columns of expenses in comparable prior periods are shown in this Warrant for your comparison, as usual. This time the two prior years' expenses are not comparable periods. The proper eighteen-month period includes a calendar year plus a spring. Because we don't know the 1973 spring expenses yet, the most recent comparable period ends June 30, 1972 - two years prior to the forecast budget period.

The prior expenses shown were taken from the 1970 and 1971 Town Reports and from the June 30, 1971, and June 30, 1972, cumulative expense reports prepared by the Town Accountant.

The \$120,000 (less than 1% of appropriations) recommended for the eighteen-month Reserve Fund must accommodate valid needs that will arise as a result of trying to forecast so far into the future. This is double the traditional Reserve Fund (although the legal maximum could be \$490,000) to allow for a longer forecast over more uncertain times.

We have similarly made specific recommendations on each article in the Warrant. Funds for these articles, plus the funds voted at the Special Town Meetings in January, will influence the new tax rate, whether the funds are voted directly from taxation, from free cash, by floating municipal bonds, or from Federal Revenue Sharing. Even State or Federal aid costs us money in the form of tax bills other than the local property tax, and in the form of increased costs of goods and services we buy.

Care must be exercised in the use of free cash; it has to last for all money articles at Special Town Meetings through June 1974. There is much less free cash than usual this year; we must guard it carefully for unforeseen emergencies that could exceed the capacity of the Reserve Fund. The lower amount of free cash, coupled with the longer period it must cover, results in no transfers from free cash in our recommendations this year. Bonding should be used for only large capital expenditures, and costs nearly 30% extra in interest if carried for as little as ten years. Detailed rules apply to the appropriation of Federal Revenue Sharing funds, and we will use these funds for appropriate and authorized purposes, all to reduce the tax rate.

Although we strive for orderly and rigorous closing of the Warrant in accordance with the Bylaws, changes still occur after December 31, indicating hasty and inadequate preparation of articles by the originators. We believe that such things as equipment and land acquisition and major policy matters should be outlined as they occur during the year, providing for better discussion, evaluation and refinement of the issues by the time the Warrant closes. Less major matters may not require Town Meeting action, or they should wait for a later Town Meeting.

Unfortunately, many Warrant articles are little more than general concepts when submitted to or by the Selectmen in December, with specific development following - all the way up to the actual motion on the Town Meeting floor in April. We glean available information at our hearings, and through further direct investigation. Then we develop our written recommendations as of a February 15 press date. This year your committee has devoted near 1300 man hours in scheduled committee meetings on this and related matters. Our recommendations to you on each budget category and special article are printed in this Warrant. We hope you find them informative and useful.

Respectfully submitted,

Roger H. Bender
Donald D. Bishop, Chairman
Ronald L. Blecher
Karl E. Clough
Peter V. DeGeorge

John J. Hennessy
Frank T. LeBart
Pasquale T. Piscitelli (Res.)
Donald W. Stowbridge

IMPACT OF THE ESTIMATED 1973 TAX RATE ON YOUR WALLET

ITEM	AMOUNT	YOUR TOTAL ASSESSED VALUATION			
		\$5,000	\$10,000	\$25,000	\$50,000
ARTICLE 10 CURTIS FIELD	(PRIOR TAXES)	--	--	--	--
ARTICLE 11 NOYES FIELD	(PRIOR TAXES)	--	--	--	--
100 SCHOOLS					
SUDBURY	\$5,623,246	\$170.40	\$340.80	\$852.00	\$1,704.00
LSRHS	3,661,442	110.95	221.89	554.72	1,109.45
MMRVTHS	121,854	3.96	7.38	18.45	36.90
200 DEBT	914,784	27.72	55.44	138.60	277.20
300 PROTECTION	1,236,972	37.48	74.96	187.40	374.80
400 HIGHWAY	1,106,000	33.52	67.03	167.58	335.15
500 GOVERNMENT	520,027	15.76	31.51	78.78	157.55
600 LIBRARY	122,259	3.70	7.40	18.50	37.00
700 PARK AND RECREATION	128,400	3.89	7.78	19.45	38.90
800 HEALTH	86,274	2.61	5.22	13.05	26.10
900 VETERANS	17,350	.52	1.05	2.62	5.25
950 UNCLASSIFIED	421,125	12.76	25.52	63.80	127.60
ARTICLE 14 DRAINAGE PLAN	40,000	1.21	2.42	6.05	12.10
ARTICLE 20 HAYNES LAND	CONS. FUND	--	--	--	--
ARTICLE 21 MORSE RD. LAND	CONS. FUND	--	--	--	--
ARTICLE 22 SWIM POOL PLANS	7,000	.21	.42	1.05	2.10
ARTICLE 23 MINIBIKES	DISAPPROVE	--	--	--	--
ARTICLE 24 UNPAID BILLS	NONE	--	--	--	--
ARTICLE 27 SELL OLIVER LAND	(30,000)	(.90)	(1.80)	(4.50)	(9.00)
ARTICLE 32 WALKWAY LAND	(PRIOR TAXES)	--	--	--	--
ARTICLE 33 BUILD WALKWAYS	50,000	1.51	3.03	7.58	15.15
ARTICLE 34 PLAN WALKWAYS	3,500	.10	.21	.52	1.05
ARTICLE 38 UNDERGROUND WIRES	UNKNOWN	?	?	?	?
ARTICLE 40 OLD LANCASTER ROAD	80,000	2.42	4.84	12.10	24.20
ARTICLE 41 PEAKHAM ROAD	6,000	.25	.48	1.20	2.40
ARTICLE 44 REGIONAL PLANS	400	--	--	--	--
ARTICLE 46 LSRHS DRAINAGE	14,000	.42	.84	2.10	4.20
ARTICLES VOTED IN JANUARY	410,485	12.44	24.88	62.20	124.40
EST. ASSESSMENTS	841,382	25.49	50.99	127.47	254.95
LESS EST. USUAL RECEIPTS	(3,800,000)	(115.15)	(230.30)	(575.75)	(1,151.50)
LESS FEDERAL REVENUE SHARING	(310,000)	(9.40)	(18.79)	(46.97)	(93.95)
TOTAL TAX BILL	\$11,302,500	\$342.50	\$685.00	\$1,712.50	\$3,425.00

ESTIMATED SUDBURY 1973-4 TAX RATE
(Prepared by the Finance Committee)

DEPARTMENT	18 MONTH EXPENSES 1971-2	INCREASE	% INCREASE	18 MONTH RECOMMENDED 1973-4	% OF TOTAL 1973-4
SCHOOLS					
Sudbury	\$4,455,939	\$1,167,307	26.2	\$5,623,246	40.3
LSRHS	3,064,100	597,342	19.5	3,661,442	26.2
MMRVTHS	7,853	114,001	1452.	121,854	.9
DEBT	948,524	- 33,740	- 3.6	914,784	6.6
PROTECTION	934,449	302,523	32.4	1,236,972	8.9
HIGHWAY	794,378	311,622	39.2	1,106,000	7.9
GOVERNMENT	383,151	136,876	35.7	520,027	3.7
LIBRARY	100,293	21,966	21.8	122,259	.9
PARK AND RECREATION	85,954	42,446	49.4	128,400	.9
HEALTH	59,390	26,884	45.4	86,274	.6
VETERANS	9,173	8,177	89.2	17,350	.1
UNCLASSIFIED	<u>275,758</u>	<u>145,367</u>	<u>52.8</u>	<u>421,125</u>	<u>3.0</u>
	\$11,118,962	\$2,840,771	25.6	\$13,959,733	100.0
Special Articles Recommended				200,900	
Special Articles Voted in January				<u>410,485</u>	
TOTAL APPROPRIATIONS				\$14,571,118	
Estimated Assessments and Overlay				<u>841,382</u>	
TOTAL TAX LIABILITY				\$15,412,500	
Less Estimated Usual Receipts (State, Federal and Special)				3,800,000	
Less Federal Revenue Sharing Used to Reduce Taxes				310,000	
Less Available Funds (Prior Receipts)				<u>--</u>	
TOTAL TO BE RAISED BY TAXATION				\$11,302,500	
Tax Rate Based on \$165,000,000 Assessed Valuation					\$68.50
Equivalent Tax Rate for the Taxes Due Paid Before November, 1973					\$45.67

PROCEEDINGS

ANNUAL TOWN MEETING

April 2, 1973

The Moderator called the meeting to order at 8:00 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He recognized the Reverend Richard M. Spierling, Minister of the United Presbyterian Church of Sudbury for the invocation.

The Special Chorus of the Lincoln-Sudbury Regional High School then sang the National Anthem.

The Moderator announced that the amount of free cash as certified was \$201,684.00. The tax collections on account of prior years increased that figure so that the total amount of available funds was \$396,955.81.

He announced that he had examined the call of the meeting and the officer's return of service and had found them to be in order.

UNANIMOUSLY VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING AND THE OFFICER'S RETURN OF SERVICE AND TO WAIVE THE READING OF THE SEPARATE ARTICLES OF THE WARRANT.

Upon the request of the Moderator, unanimous consent was given that Mr. Nicholas Zachella of Framingham be allowed to sit in the hall and address the meeting on Article 23.

The Moderator announced that the Consent Calendar had been distributed and that it would be called tomorrow night.

ARTICLE 1: To see if the Town will vote to hear, consider, and accept the reports of the Town boards, commissions, officers and committees as printed in the 1972 Town Report or as otherwise presented, or act on anything relative thereto.

Submitted by the Board of Selectmen.

Preliminary Report of the Finance Committee: (Mr. Donald D. Bishop and Mr. Frank T. LeBart)

The table inside the front cover of the Warrant (see page 35) describes the expected cost to each taxpayer for the eighteen-month fiscal year, which we will establish here in Town Meeting. The table shows our expected costs for the Town of Sudbury for the period ending June 30, 1974. The actual tax bills to be paid in October of 1973 will be two-thirds of the amount shown in that table.

In addition, the Warrant indicates an expectation that there will be no use of free cash. We do plan to use \$170,000.00, about \$1.00 on the tax rate, of free cash which will have an effect of reducing the tax rate. It does not necessarily change the estimated tax rate shown in the Warrant.

The pattern of tax bills during this eighteen-month period ending June, 1974, has been clarified by the State legislature since the Warrant was printed. In early March, the law was changed. The Assessors will calculate our new tax rate this summer, and the Tax Collector will distribute bills which must be paid before November, the same as always in the past. These bills will be based on an equivalent tax rate of near \$46.00. That is about 6% above last year's tax bills.

Taxes for the last six months of this eighteen-month period will provide the balance of the funds required. Early in 1974, the Assessors will calculate a new tax rate to collect that one-third of money which we will be raising in this Town Meeting. The calculation will be based on the valuation of property in Sudbury as of January 1, 1974. The spring 1974 taxes will be a little less than one-half the taxes that we will pay in October of 1973. The Collector will distribute the spring tax bills, and they must be paid before May, 1974.

In future years, two tax bills must be paid each year. Each bill will cover about one-half of the year's expenses for the Town. To avoid payment of interest on delinquent taxes, the bills must be paid before November and before May each year.

April 2, 1973

CHART A

PROPERTY TAXES

	Massachusetts		Sudbury	
	1971	1972	1971	1972
TAX COLLECTION	\$1,851	\$2,050	\$5,518	\$6,532
	+10.8%		+18.4%	
TAX RATE	\$59.10	\$60.40	\$39.00	\$43.50
	+ 2.2%		+11.5%	
PROPERTY TAX PER CAPITA		\$353.		\$453.

Taxes in Sudbury continue to increase. This chart compares an average of Massachusetts and the known figures for Sudbury. This problem is not unique to Sudbury. The 351 Massachusetts cities and towns levied two billion dollars in property taxes in 1972. That is up 10.8% from 1971. The increase in Sudbury's tax levy was 18.4%. We went up to six and a half million dollars. This was an 11.2% increase in the tax rate because the valuation in the Town increased but not fast enough. The average tax rate for Massachusetts went up 2.2% while Sudbury's went from \$39.00 to \$43.50.

Massachusetts is far the highest property tax state per capita. The latest records show California a far second, and we have gone beyond in the intervening time since the last records are available.

Where the average property tax per capita was \$353 in 1972 over the state, it was \$453 for Sudbury in 1972.

CHART B

1972 PROPERTY TAX RATES

ADJUSTED TO COMMON EQUIVALENT BASIS

<u>NEARBY TOWNS</u>		<u>TEN COMPARABLE HIGH SCHOOLS</u>	
Marlborough	\$73.90	Newton	\$74.90
Stow	57.60	Winchester	56.50
Hudson	56.60	Lexington	54.90
Wayland	53.90	Wayland	53.90
Framingham	50.80	Framingham	50.80
Maynard	49.30	Carlisle	49.20
Lincoln	46.40	Lincoln	46.40
Concord	46.00	Concord	46.00
Wellesley	43.80	Bedford	45.90
Sudbury	43.50	Sudbury	43.50
Dover	36.00	Belmont	43.40
Weston	34.10	Needham	39.90
		High	\$166.10
		Average	60.40
		Low	9.30

On the other hand, a table of 1972 tax rates adjusted to an equivalent basis by the Massachusetts Taxpayers' Foundation, shows that our tax rate is competitive. The chart on the left shows Sudbury is third from the bottom. The top one is over \$70 in Marlborough, and the bottom one is Weston at around \$34.

April 2, 1973

The list of towns on the right are the ten high schools that the School Committee, the Finance Committee and the teachers' union have agreed are comparable towns for negotiation purposes. Again Sudbury is third from the bottom.

The suburbs in Massachusetts have a tough time providing the services demanded, but among the suburbs, Sudbury does rather well.

We should watch carefully what we ask for and what we vote in this town meeting.

Your Finance Committee was established as an independent board with no operational responsibilities or political interest. We must be legal voters, and we may not hold any other Town position. During the year, we may authorize transfers from the Reserve Fund for specific purposes in response to requests based on extraordinary or unforeseen requirements.

Our major function is to inform and advise the Town. We are under oath to consider all articles of any town meeting warrant and to report our recommendations to you. We work for you and for no one else. Your informed votes are our responsibilities, not your highways or your libraries. We study the budget line by line and each Warrant article in an attempt to make clear recommendations to you for your consideration when you vote here at town meeting.

As you know, our printed recommendations in the Warrant were made as of our press day of February 15. Some of those comments may require amplification, clarification or repetition. In some cases, new information has been discovered since our press date. For these reasons, we feel it necessary to report orally on several of the articles; but to expedite town meeting, we plan to limit our comments to those few.

We solicit your suggestions on any aspect of any article. We don't want to waste your time. We do want to fulfill our responsibility to you.

Mr. Frank T. LeBart then continued the Preliminary Report of the Finance Committee by giving a status report on the five-year planning project as follows:

The population of Sudbury has approximately doubled since 1960. Planning studies indicate that Sudbury will increase from its present population of approximately 14,500 to nearly 20,000 by 1980 - only seven short years. Longer range forecasts suggest the Town's population could double or triple, based on present zoning, before reaching maturity.

This population growth will result in fundamental economic, social, political and ecological changes. The semi-rural, historic character of Sudbury is threatened and could be impaired or destroyed.

This population growth will affect school enrollments, traffic, parks and recreational facilities, library, conservation, planning, fire and police and other functions and services. It will have a major impact on taxes and fiscal policies.

All Town officials will be faced with challenging problems and opportunities during the years ahead.

Accordingly, in August of this past year, the Finance Committee, with the full support and cooperation of the Board of Selectmen, distributed a memorandum to all Town boards, committees, commissions and departments requesting a five-year plan. We asked for: 1. A five-year forecast of requirements for: (a) capital expenditures; (b) personnel; (c) operating costs; 2. A brief statement of problems and opportunities anticipated during the next five years; and 3. A brief statement of five-year objectives and strategies.

We recognized that this would represent considerable additional work by all Town officials, including, of course, the Finance Committee. We proposed this approach because we felt that increased emphasis on planning is of vital importance to the Town.

We are pleased to report that all of the key officials involved have cooperated and have submitted plans as requested. A total of twenty plans were received. Since this is the first effort of its kind for the Town of Sudbury, it is not surprising that the results are of uneven quality and the material was received in many forms and formats.

Consequently, the Finance Committee has decided that it is desirable to recycle the reports to request additional information where required and to request that the reports be prepared in conformance with a common format.

When the new drafts are received, we then will distribute a full set of plans to all Town officials so that improved coordination between and among all boards, committees, commissions, and departments can be accomplished. Copies of the final report will also be made available to the press and interested citizens.

April 2, 1973

Without attempting to summarize all of the points emerging from the pages and pages of reports, we would like to share with you a few of the key observations made by some of the Town officials.

1. The Lincoln-Sudbury School Committee has concluded that the present regional school building has, for a variety of reasons, reached its maximum desirable size. Any major increase in the number of students, which we emphasize is not anticipated during this five year forecast, would require a new site and a new high school building. This has obvious and significant implications for land use/land acquisition policies.
2. You are already familiar with the need for a combined fire and police headquarters which was considered at the Special Town Meeting. In addition, the police foresee a need for trained investigators and technicians to deal with the increasing problem of breaking and entering.
3. The Conservation Commission projects a continuing need for conservation land acquisition and protection. It also anticipates a growing need for managing and utilizing the land that we now have.
4. The Highway Commission foresees the need for major programs to improve the base, the drainage and design of many of the roads and streets in Sudbury.
5. The Board of Selectmen point out that there are fifty-one elected officials and about one hundred appointed committee and commission members who are managing the Town's affairs. They go on to say "We need to re-organize and consolidate our Town functions so that we continue to attract capable citizens to manage our government and at the same time provide the staff necessary to efficiently provide Town services". They foresee many of the key issues and problems reported by the other boards and a need for effective coordination to find appropriate solutions.
6. The Planning Board members state frankly that their day-to-day responsibilities make it impossible for them to do any planning which, after all, is their most important function. They indicate a need for an updated master plan and improved methods for handling sub-division control and zoning matters.
7. While not submitted as a formal five-year plan, the report prepared by the Bicentennial Commission anticipates many problems and opportunities involved in the Bicentennial Celebration of 1975-76.
8. The Park and Recreation Committee foresees significant future requirements for land, facilities, equipment, and personnel. They recommend that the present trend towards putting recreational programs on a self-supporting basis through a fee system be continued.
9. The Board of Health outlines, in an excellent report, their problems, opportunities, objectives and strategies with regard to communicable disease control, health guidance, waste disposal, food services and environmental health. The problems they anticipate in the waste disposal area are perhaps the most significant. As the Board of Health states it in its report: "We see solid waste and sewage disposal as the two most pressing problems facing us. The problem goes far beyond just doing what we have been doing over again on a larger scale. The present methods of disposal for solid and liquid wastes need to be examined in the light of advanced technology and the growth of the Town. A conscious evaluation and selection of alternatives for the future must be made. Background planning for this must be started now. Apartment or small lot zoning could cause the waste disposal problem to become critical very rapidly as could further commercial and/or industrial development".

The Board of Health anticipates expenditures in a range of \$200-500,000 for a new solid waste disposal facilities for 1977-78.

Based on the five-year plans and our own study and analysis, the Finance Committee considers that the following are the critical issues facing the Town during the next five to ten years.

1. Land Management and Planning -- The key issue, as we see it, is the need for Sudbury to take a more aggressive approach to planning and land management. We need a comprehensive plan designed to influence the Town's growth in a positive manner.

April 2, 1973

2. Economics (Taxes and Fiscal Policy) -- As never before in its history, the Town of Sudbury must give careful thought to the allocation of limited community resources in a way designed to maintain and create the kind of town that we want.
3. Town Government and Administration -- We must simplify the structure of our Town Government and must achieve improved coordination, efficiency and effectiveness without impairing citizen interest and participation.
4. Regional Considerations -- As an aspect of the Town's overall planning, we must be increasingly aware of the impact of regional developments. High among these concerns are possible regional approaches to solid waste disposal and the question of mass transit.

This initial planning effort by the Finance Committee in cooperation with the other boards, commissions, and committees is only a beginning. We hope this will continue as an annual process.

We hope for continuing and coordinated efforts by all the boards and committees and improved mutual understanding of each other's problems. We need a consensus on such basic factors as housing, population and school growth, and agreement on where we are headed and how we will get there. Our first planning cycle provided a preliminary but valuable perspective for evaluating the budget requests submitted by the departments. We hope future studies will be even more meaningful and useful.

The Moderator then stated that it has become traditional to give the honor of making the main motion under Article 1 to someone who is leaving the Town government after a period of distinguished service. The person I am about to recognize is one of those who has made this system of government by volunteers work; expecting no pay and receiving none, expecting no glory and receiving none, expecting no thanks and far too frequently receiving none. This is our way of thanking him for seven years of service on the Planning Board and several years of service on the Board of Appeals.

The Moderator recognized Mr. Richard H. Davison who made the main motion under Article 1.

UNANIMOUSLY VOTED: THAT THE TOWN ACCEPT THE REPORTS OF THE TOWN BOARDS, COMMISSIONS, OFFICERS AND COMMITTEES AS PRINTED IN THE 1972 TOWN REPORT SUBJECT TO THE CORRECTION OF ERRORS WHEN AND IF FOUND, AND TO CORRECT A PRINTING ERROR BY DELETING THE NAME OF FORREST D. BRADSHAW ON PAGE 126 OF THE 1972 ANNUAL TOWN REPORT.

ARTICLE 2: To see if the Town will vote to amend Article XI of the Town Bylaws, entitled: "The Personnel Administration Plan", by striking out the Personnel Classification Plan and Salary Schedule therein and by replacing it with the following:
Bylaw:
Salary Plan

Art. XI CLASSIFICATION PLAN AND SALARY SCHEDULE

CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
<u>CLERICAL</u>						
<u>ANNUALLY RATED</u>						
Administrative Secretary	35	\$ 7,273	\$ 7,483	\$ 7,695	\$ 7,909	\$ 8,120
Assistant to Town Clerk	35	7,273	7,483	7,695	7,909	8,120
Principal Clerk	35	6,479	6,676	6,910	7,084	7,280
Senior Clerk	35	5,827	6,009	6,265	6,398	6,592
Junior Clerk	35	5,107	5,301	5,484	5,678	5,855
<u>HOURLY RATED</u>						
Senior Part-time Clerk		2.99	3.09	3.21	3.32	3.46
Junior Part-time Clerk		2.36	2.46	2.55	2.64	2.74
<u>FIRE DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Fire Chief		INDIVIDUALLY RATED - BY STATE LAW 1.8 RATIO =				
Fire Captain	42	\$11,229	\$11,510	\$11,798	\$12,085	\$12,400
Fire Fighter	42	9,128	9,358	9,593	9,824	10,081
<u>SINGLE RATE</u>						
Call Fire Fighter		\$44.31 per year and \$4.26 per hour				
Shift Replacement						
Fire Fighter		10 hour shift - \$33.76				
Fire Fighter		14 hour shift - \$46.42				

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CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
<u>POLICE DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Police Chief		INDIVIDUALLY RATED - BY STATE LAW				1.8 RATIO = \$18,689
Sergeant	37 1/3	\$11,096	\$11,376	\$11,667	\$11,952	\$12,208
Patrolman	37 1/3	9,436	9,675	9,922	10,164	10,383
<u>SINGLE RATE</u>						
Administrative Assistant				\$ 600	per year	
Fingerprint Officer				\$ 600	per year	
Juvenile Officer				\$ 300	per year	
Safety Officer				\$ 300	per year	
Provisional Patrolman (Temporary Civil Service)				\$ 8,120	per year	
Police Woman (School Traffic Duty)				\$ 34.90	per week	
Police Matron				\$ 2.88	per hour	
<u>HIGHWAY DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Highway Superintendent		INDIVIDUALLY RATED - MAXIMUM				\$18,000
Foreman - Highway	45	\$10,490	\$10,769	\$11,050	\$11,349	\$11,628
Foreman - Tree & Cemetery	45	10,490	10,769	11,050	11,349	11,628
<u>HOURLY RATED</u>						
Mechanic	45	3.97	4.16	4.35	4.55	4.73
Heavy Equipment Operator	45	3.63	3.79	3.96	4.08	4.26
Tree Surgeon	45	3.63	3.79	3.96	4.08	4.26
Truck and/or Light Equipment Operator	45	3.32	3.46	3.60	3.75	3.86
Tree Climber	45	3.32	3.46	3.60	3.75	3.86
Laborer (Heavy)	45	3.01	3.11	3.24	3.37	3.49
Laborer (Light)	45	2.38	2.47	2.57	2.67	2.79
<u>LIBRARY</u>						
<u>ANNUALLY RATED</u>						
Library Director		INDIVIDUALLY RATED - MAXIMUM				\$12,000
Children's Librarian		INDIVIDUALLY RATED - MAXIMUM				\$ 7,273
Librarian Assistant	35	\$ 5,827	\$ 6,009	\$ 6,265	\$ 6,398	\$ 6,592
<u>HOURLY RATED</u>						
Librarian Assistant (Part-time)		2.98	3.09	3.20	3.33	3.46
Junior Librarian Assistant		2.05	2.18	2.26	2.36	2.44
<u>PARK & RECREATION DEPARTMENT</u>						
<u>HOURLY RATED</u>						
Assistant Recreation Director (Swimming)		3.32	3.46	3.60	3.75	3.86
Recreation Maintenance Supervisor		3.32	3.46	3.60	3.75	3.86
Assistant Recreation Director (Playground)		3.05	3.17	3.30	3.44	3.54
College Work Study (Counselor)		2.74	2.85	2.96	3.09	3.22
Swimming Instructor		2.74	2.85	2.96	3.09	3.22
Playground Supervisor		2.46	2.55	2.64	2.77	2.83
Assistant Swimming Instructor		2.18	2.26	2.36	2.44	2.55
Playground Leader		2.18	2.26	2.36	2.44	2.55
Wading Pool Leader		2.18	2.26	2.36	2.44	2.55
<u>SINGLE RATE</u>						
Recreation Director				\$ 4,200 per year		
<u>TOWN ADMINISTRATION</u>						
<u>ANNUALLY RATED</u>						
Executive Secretary		INDIVIDUALLY RATED - MAXIMUM				\$21,000
Town Accountant		INDIVIDUALLY RATED - MAXIMUM				\$13,000
Town Engineer/Surveyor		INDIVIDUALLY RATED - MAXIMUM				\$17,408
Building Inspector & Zoning Enforcement Agent		INDIVIDUALLY RATED - MAXIMUM				\$14,243
Director of Health		INDIVIDUALLY RATED - MAXIMUM				\$16,000
Senior Engineering Aide	40	\$ 9,299	\$ 9,537	\$ 9,778	\$10,016	\$10,262
Building Services Coordinator	40	8,724	8,945	9,167	9,390	9,624
Assistant Dog Officer		6,479	6,676	6,910	7,084	7,280
<u>HOURLY RATED</u>						
Engineering Aide		3.71	3.83	3.94	4.07	4.20
Junior Engineering Aide		2.98	3.09	3.20	3.33	3.46
Custodian		2.98	3.09	3.20	3.33	3.46
Custodian (Part-time)		2.36	2.46	2.55	2.64	2.77
Student Engineering Aide		2.36	2.46	2.55	2.64	2.77

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CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
TOWN ADMINISTRATION (Cont.)						
<u>SINGLE RATE SCHEDULE</u>						
Veterans Agent & Director		\$ 1,319 per year				
Animal Inspector		\$ 380 per year				
Custodians of Voting Machines		\$ 3.60 per hour				
Census Taker		\$ 2.90 per hour				
Election Warden		\$ 2.90 per hour				
Deputy Election Warden		\$ 2.90 per hour				
Election Clerk		\$ 2.90 per hour				
Deputy Election Clerk		\$ 2.90 per hour				
Election Officers & Tellers		\$ 2.76 per hour				
Plumbing Inspector		75% of established permit fees				

and to change the paragraph at the end of the said schedule to read as follows:

"The above annual and hourly rates are based on department average weekly work schedules as follows: Library, 35 hours; Clerical Staff, 35 hours; Fire Department, 42 hours; Highway Department, 45 hours; Police Department, 37 1/3 hours; all others, 40 hours.

Overtime shall be paid at the applicable rate of time and one-half for all hours worked in the Fire and Police Departments in excess of their respective normally scheduled work week; in the Highway Department in excess of 45 hours in any work week, and in addition to holiday pay for call-in work on Thanksgiving, Christmas and New Year's Day; and all other departments in excess of 40 hours in any work week; when such additional work time is directed by the department supervisor. The overtime rate of time and one-half shall be computed upon the employee's base salary, which base salary shall not include longevity, career incentive, overtime or any other benefit. In the Highway Department, when overtime work is required on recall for emergencies, the order of recall shall relate to seniority by qualification. In the Police Department, any officer appearing in court on a criminal or civil matter representing the Sudbury Police Department will during off duty time, be paid court time at the applicable rate of time and one-half (1½), with a three (3) hour minimum for such appearance.

Longevity shall be paid to all permanent full-time Town employees, except individually rated positions, having served continuously as an employee of the Town as follows: after six (6) years, an additional one and one-half per cent (1½%); after ten (10) years, an additional one per cent (1%), and after fifteen (15) years an additional one per cent (1%).";

or act on anything relative thereto.

Submitted by the Personnel Board.

Personnel Board Report: (Mr. Bruce Ostar)

The salary schedule and classification plan as presented in Article 2 represents the Personnel Board's proposed salaries for the period 1 May 1973 to 30 June 1974, a period of fourteen months. The salary schedule indicates a 5½% across the board increase for all Town employees and is the result of negotiations with recognized bargaining units.

The Fire Chief's and Police Chief's salaries are prescribed by a formula in State statutes. The number of personnel in each department dictates a factor of 1.8 times Step 4 of the Firefighters' and Patrolmen's positions. The maximum salary for individually rated positions has been adjusted to reflect the broad requirements, responsibility and motivation necessary for these management positions.

The salaries presented here are realistic and competitive in the Sudbury area.

The wording describing the basis for calculating overtime pay has been clarified. Base salary is that rate in the salary schedule voted and approved by Town Meeting and does not include longevity, incentive or other monetary benefits.

The Personnel Board's proposals for this year are a 5½% increase and vacation improvements.

April 2, 1973

CHART C

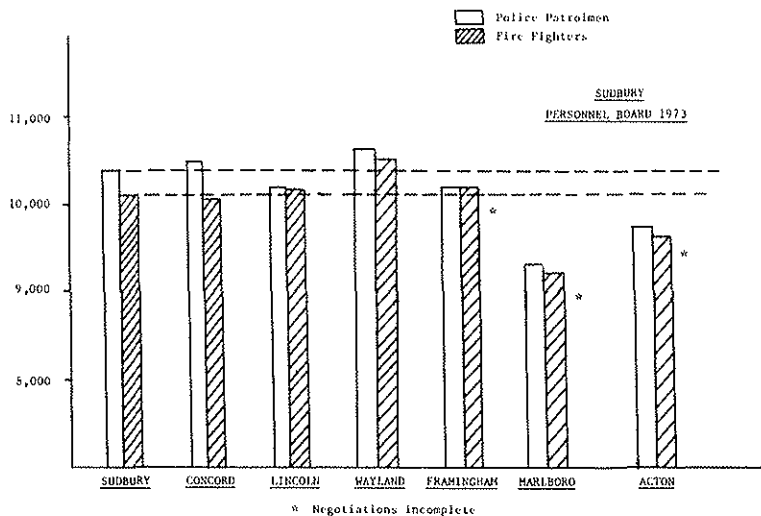
1973 APPROVED NEGOTIATIONS

SUDBURY	5.5 PLUS VACATION BENEFITS
AMESBURY	5.5 FOR 18 MONTHS (JUNE '74)
AMHERST	4
BURLINGTON	5.5 FOR 18 MONTHS
CHELMSFORD	5.5 PLUS \$4.00/WEEK COST OF LIVING
CONCORD	4
DUXBURY	5 2 FOR FIRST 6 MONTHS OF '74
FRANKLIN	5 POLICE AND FIRE 5 FOR CLERICAL NOT YET APPROVED
KINGSTON	5.5 2.75 FOR FIRST 6 MONTHS OF '74
LINCOLN	3.5 3.5 FOR FIRST 6 MONTHS OF '74
LUNENBURG	5 4 AFTER APRIL '74
MANCHESTER	4
MARLBORO	IN PROGRESS RECOMMENDING 4.5
MILTON	3 FIRST 6 MONTHS '73 2 LAST 6 MONTHS 2 FIRST 6 MONTHS '74
NATICK	IN PROGRESS RECOMMENDING 3.9
NEEDHAM	\$400.00/YEAR FOR '73 AND '74
NORTHBRIDGE	5.5
SHREWSBURY	4.5
WARE	\$3.00/WEEK STARTING APRIL 1 \$2.00/WEEK FIRST 6 MONTHS '74
WAYLAND	5.5 WATER AND FIRE

These are the salary adjustments in various neighboring and contiguous towns, or those that are somewhat equivalent to Sudbury. There are salary ranges from 4½ to 5%. The eighteen-month period in some cases has been divided up.

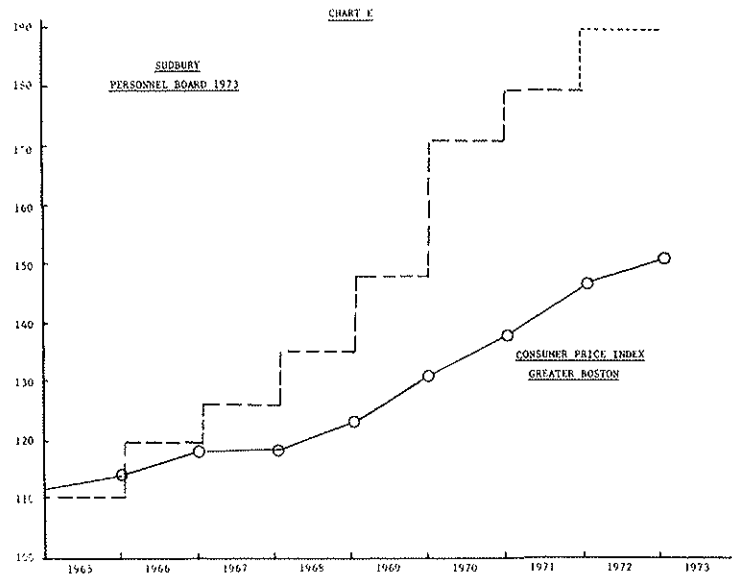
CHART D

ANNUAL SALARY COMPARISONS



This graph represents Sudbury's position as of now with our neighboring towns. This is for Patrolmen and Firefighters. The other members of the Town's work force are in relatively the same positions.

April 2, 1973



This is a salary growth curve for the Police Sergeants and Fire Captains over the year.

The Board recommends your approval of Article 2.

Finance Committee Report: Recommend approval of this standard implementation of the results of recent negotiations. \$75,358 to support the proposed salary increases for all departments is included in our budget recommendations.

While we endorse the move to improve the caliber and effectiveness of the Executive Secretary and Town Accountant positions, the Town should be aware of the increased costs involved, in actual wages paid:

	1970	1971	1972	1973
Executive Secretary	\$14,900	\$16,400	\$15,200	\$19,800
Town Accountant	(Positions Combined)			12,500*
Total	\$14,900	\$16,400	\$15,200#	\$32,300

* Minimum annual salary recommended by the Board of Selectmen

Office vacant in September

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 2 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: IN THE WORDS OF THE ARTICLE.

April 2, 1973

ARTICLE 3: To see if the Town will vote to amend Article XI of the Town Bylaws, entitled: "The Personnel Administration Plan", as follows:

Personnel
Bylaw:
Employee
Benefits

Art. XI

- A. By adding at the end of Section 6 a new sentence to read as follows:
- "Any employee who is asked to work in a higher classification, except during a training period, will be paid all hours worked in said classification at the appropriate classification rate.";
- B. By amending Section 7, subsection (1) Holidays with Pay, by striking out the fifth sentence in the fourth paragraph, which reads, "For permanent full-time Fire Department employees, the meaning of a day off shall be that day on a day shift only and cannot be taken on a night shift.", and by replacing it with the following:
- "Time off in lieu of holiday pay shall be based on 10-hour shifts; therefor, when taking a night shift off, four (4) additional hours would be deducted from the employee's holiday time.";
- C. By amending Section 7, subsection (2) Sick Leave, by adding at the end of the last paragraph the following:
- "For every week an employee receives workmen's compensation benefits, he shall be entitled to $1\frac{1}{2}$ days of available sick leave, not to exceed his regular pay nor his sick leave entitlement.";
- D. By amending Section 7, subsection (3) Vacation, by striking out that portion of subsection (3) which says, "1 through 9 years", and by substituting therefor, "1 through 6 years"; by striking out that portion which says, "10 through 14 years", and by substituting therefor, "7 through 12 years"; by striking out that portion which says, "15th year and over", and substituting therefor, "13th year and over";
- E. By amending Section 7, subsection (8) Police and Fire Career Career Incentive Plan, by adding in the last sentence of the second paragraph, between the words "institution" and "accredited" the words "such as and including those", so that the sentence reads as follows:
- "All semester credits and degrees shall be earned in an educational institution such as and including those accredited by the New England Association of Colleges and Secondary Schools, or by the Board of Higher Education.";
- and by adding the following sentence at the end of subsection (8):
- "The intent of this clause is not to deprive employees of worthy courses which may be given in schools not accredited, and therefor, exceptions may be made upon good cause shown and subsequent approval by the Personnel Board. In any event, all courses and classes referred to in the above clause shall require prior approval by the Personnel Board.";
- F. By amending Section 8, subsection (1), by adding in the second sentence, after the word "establish", the words "and promulgate", so that the first part of the sentence reads as follows:
- "It may establish and promulgate for this purpose such policies..." etc.;
- G. By amending Section 8, subsection (6), to read as follows:
- "(6) Notwithstanding provisions of Sections (4) and (5) that might be construed to the contrary, the Board may authorize an entrance rate higher than the minimum rate for a position. The Board shall consider the recommendation of a department head or other administrative authority, supported by evidence of exceptional circumstances satisfactory to the Board. The Board may make such other variances from the salary plan as it considers necessary for the proper functioning of the services of the Town.";

or act on anything relative thereto.

Submitted by the Personnel Board.

April 2, 1973

Personnel Board Report: (Mr. Bruce Ostar) The proposed amendments to Article XI, Sections 6, 7, and 8 of the Town Bylaws, Personnel Administration Plan, are the results of collective bargaining agreements in areas of prior misunderstanding, and clarification of the language to facilitate the implementation of policies. Again the Personnel Board recommends your approval.

Finance Committee Report: Recommend approval of this standard implementation of the results of recent negotiations. Language is improved to clarify existing practices. \$7,200 to support the proposed vacation increase for all departments is included in our budget recommendations.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 3 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: THAT THE TOWN AMEND ARTICLE XI OF THE TOWN BYLAWS, ENTITLED: "THE PERSONNEL ADMINISTRATION PLAN", AS SET FORTH IN ARTICLE 3 IN THE WARRANT FOR THIS MEETING WITH THE FOLLOWING CORRECTIONS:

- 1) THE "THEREFOR" IN PARAGRAPH B SHALL BE CHANGED TO "THEREFORE";
- 2) THE "THEREFOR" IN THE AMENDMENT OF SUBSECTION (8) IN PARAGRAPH E. SHALL BE CHANGED TO "THEREFORE";
- 3) THE PARENTHESES AROUND 4 AND 5 IN PARAGRAPH G. SHALL BE DELETED;

UNDER SECTION 7, INCIDENTAL BENEFITS, IN THE SECOND PARAGRAPH OF SUBSECTION (1) AFTER THE FIRST LINE OF THE SECOND PARAGRAPH, ADD, "EACH PERMANENT FULL-TIME POLICE DEPARTMENT EMPLOYEE'S HOLIDAY PAY SHALL BE AN AMOUNT EQUAL TO ONE DAY'S PAY AT SAID PERMANENT FULL-TIME EMPLOYEE'S HOURLY RATE"; AND IN THE THIRD PARAGRAPH OF SUBSECTION (1) AFTER "...IN THE FOLLOWING MANNER", STRIKE OUT THE REMAINDER OF THE SENTENCE AND SUBSTITUTE THE FOLLOWING: "AN INDIVIDUAL HOLIDAY OR AN ACCUMULATION OF ANY NUMBER OF HOLIDAYS SHALL BE PAID TO SAID MEMBER UPON REQUEST IN ANY PAY PERIOD FOLLOWING THE HOLIDAY."

ARTICLE 4: To see if the Town will vote to amend Article XI, Section 7, item 3, Vacation, paragraph 2 thereof, to read as follows:

Police
Vacations "After the first year of employment, vacation entitlement shall be based on the years of continuous service completed during that calendar year as follows:

Art. XI

<u>Calendar Years of Continuous Service</u>	<u>Calendar Year Paid Vacation Entitlement</u>
1 thru 5 years	2 weeks
6 thru 10 years	3 weeks
11 years and over	4 weeks"

or act on anything relative thereto.

Submitted by Petition.

Finance Committee Report: Collective bargaining with the Town Negotiating Committee is the proper way to settle these issues. Benefits equivalent to those provided for other departments are included in our budget recommendations for the Police Department. Recommend disapproval of Articles 4 through 8.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 4 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

Upon a motion made by Officer Robert L. Wenham, representing the Sudbury Police Association, it was

VOTED: INDEFINITE POSTPONEMENT OF ARTICLES 4, 5, 6, 7, AND 8.

April 2, 1973

ARTICLE 5: To see if the Town will vote to amend Article XI, The Personnel Administration Plan, Classification Plan and Salary Schedule thereof, by changing paragraph 3 therein to read:

Police
Longevity

Art. XI

"Longevity shall be paid to all permanent full-time employees except for members of the Police Department as follows: after six (6) years, an additional one and one-half (1½%) per cent, after ten (10) years, an additional one (1%) per cent, and after fifteen (15) years an additional one (1%) per cent. Longevity to all permanent full-time employees of the Police Department, except individually rated positions, having served continuously as an employee of the Police Department shall be paid as follows: after six (6) years, an additional two (2%) per cent, after ten (10) years, an additional three (3%) per cent, and after fifteen (15) years, an additional four (4%) per cent."

or act on anything relative thereto.

Submitted by Petition.

Finance Committee Report: See Article 4. Recommend disapproval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 5 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: INDEFINITE POSTPONEMENT.

ARTICLE 6: To see if the Town will vote to amend Article XI, Section 7, The Personnel Administration Plan, by adding thereto a new sub-section, to be numbered by the Town Clerk, to read as follows:

Police
Uniform
Allowance

Art. XI

"Each full-time Police Department employee shall be allotted the sum of two hundred and fifty (\$250.00) dollars per year for the purchase and maintenance of police uniforms."

or act on anything relative thereto.

Submitted by Petition.

Finance Committee Report: See Article 4. Recommend disapproval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 6 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: INDEFINITE POSTPONEMENT.

ARTICLE 7: To see if the Town will vote to amend Article XI, Section 7, of the Town Bylaws, The Personnel Administration Plan, by adding thereto a new sub-section, to be numbered by the Town Clerk, to read as follows:

Police
Paid
Details

Art. XI

"Police officers working on paid details as assigned by the Chief of Police, or other appropriate police official, shall be paid for said services at the rate of six (\$6.00) dollars per hour, with a minimum of four (4) hours pay for any such paid detail. For said paid detail after eight (8) hours in one day, any officer assigned to said paid detail shall be paid one and one-half (1½) times the hourly rate. All paid duties which the Chief of Police, in his discretion, shall deem to be hazardous duty, shall be paid at the rate of nine (\$9.00) dollars per hour."

or act on anything relative thereto.

Submitted by Petition.

Finance Committee Report: See Article 4. Recommend disapproval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 7 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: INDEFINITE POSTPONEMENT.

April 2, 1973

ARTICLE 8: To see if the Town will vote to raise and appropriate such necessary sums of money as are necessary to pay to all annually rated officers of the Police Department a five and one-half (5½%) per cent pay increase over the present salary schedule, or act on anything relative thereto.

Police
Salary
Increases

Submitted by Petition.

Finance Committee Report: See Article 4. Recommend disapproval.

VOTED: INDEFINITE POSTPONEMENT.

ARTICLE 9: To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums, or any other sum or sums, for any or all Town expenses and purposes, including debt and interest, to fix the salaries of all elected officials and to provide for a reserve fund, all for the fiscal year January 1, 1973, through June 30, 1974, inclusive, in accordance with the following schedule, which is incorporated herein by reference, or act on anything relative thereto.

100 EDUCATION: 100 SUDBURY PUBLIC SCHOOLS

	18 MONTH EXPENSES 1970-1 (Pupils)	EXPENSES 1971-2 (3550)	REQUESTED 1973-4 (3551)	RECOMMENDED 1973-4
1100 School Committee	4,087	3,092	4,325	4,325
1200 Supt. Office	117,300	127,396	147,354	147,354
<u>1000 ADMINISTRATION TOTAL</u>	<u>121,387</u>	<u>130,488</u>	<u>151,679</u>	<u>151,679</u>
2200 Principals	260,500	272,064	316,816	316,816
2300 Teachers	2,643,100	2,937,236	3,764,865	3,764,865
2400 Textbooks	36,100	33,350	37,122	37,122
2500 Library	22,300	45,994	91,950	91,950
2600 Audio-Visual	18,000	23,780	45,363	45,363
2700 Guidance	117,300	138,077	170,691	170,691
2800 Pupil Personnel	24,800	27,143	32,374	32,374
<u>2000 INSTRUCTION TOTAL</u>	<u>3,122,234</u>	<u>3,477,644</u>	<u>4,459,181</u>	<u>4,459,181</u>
3100 Attendance	300	320	300	300
3200 Health Services	63,800	75,461	88,490	88,490
3300 Transportation	257,300	295,485	362,058	362,058
3400 Food Services	16,500	17,646	31,783	31,783
3500 Student Activities	3,000	2,587	3,660	3,660
<u>3000 OTHER SERVICES TOTAL</u>	<u>340,835</u>	<u>391,500</u>	<u>486,291</u>	<u>486,291</u>
4100 Operation	272,500	342,900	376,560	376,560
4200 Maintenance	87,600	96,928	137,192	137,192
<u>4000 OPER. & MAINT. TOTAL</u>	<u>360,100</u>	<u>439,828</u>	<u>513,752</u>	<u>513,752</u>
7300 Acquisition	35,416	21,174	18,280	18,280
7400 Replacement	4,500	2,790	8,617	8,617
<u>7000 EQUIPMENT TOTAL</u>	<u>39,916</u>	<u>23,964</u>	<u>26,897</u>	<u>26,897</u>
<u>9000 TUITION</u>	<u>9,481</u>	<u>14,019</u>	<u>12,200</u>	<u>12,200</u>
<u>TOTAL BUDGET</u>	<u>3,993,953</u>	<u>4,477,443</u>	<u>5,650,000</u>	<u>5,650,000</u>
Federal Aid Applied	23,714	21,504		26,754
(Received)	(44,410)	(14,474)		
	3,970,239	4,455,939		5,623,246
Per Pupil Cost	1,222	1,255		1,584

Finance Committee Report: For this eighteen-month budget period, student population will not increase; there will be no increase in professional staff; and non professional staff will increase by three people (two clerical and one maintenance).

The following approximations illustrate the major reasons for changes from the 1972 twelve-month budget to the 1973-1974 eighteen-month budget:

1972 Budget	\$3,100,000
+ 50%	1,550,000
	<u>\$4,650,000</u>
1973-74 Budget	\$5,650,000

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The increase of \$1,000,000 consists of salaries as follows:

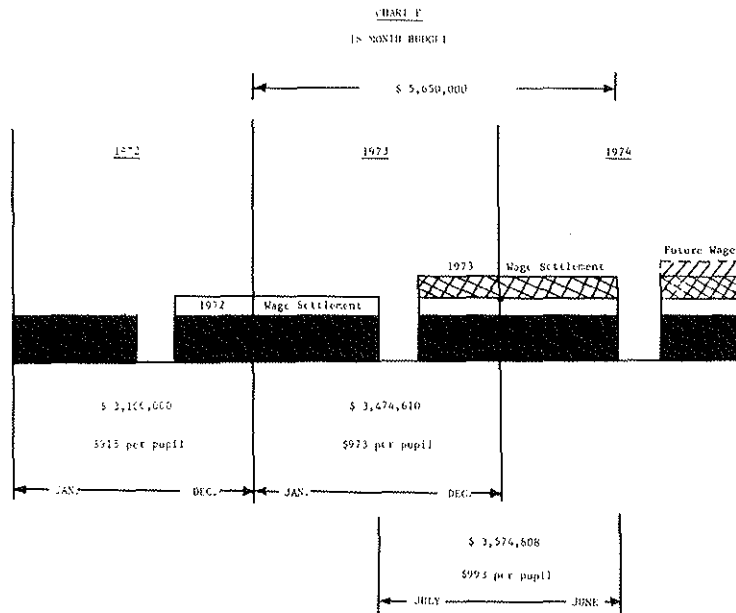
Requirement to budget eight months salaries in 1974	\$450,000
Kindergarten cost (over 1972)	95,000
Salary increases (two collective bargaining periods)	380,000
Additional staff	25,000
	<u>\$950,000</u>

The remaining \$50,000 increase is for transportation and supplies due to the 60% use from January to June, 1974 (40% use from September to December).

Increases in utilities and contracted services were offset by a decrease in textbook and equipment costs.

This is in effect an assessment on the Town, like the Regional School budgets. Recommend approval.

Sudbury School Committee Report: (Mr. Alfred C. Cron)



This is the first eighteen-month budget for the schools. This chart represents the calendar years of 1972, 1973, and 1974. Our budget last year was \$3,100,000 and represented the amounts we have paid to operate the schools from the first of January 1972, to the end of the year. In this budget, we will be operating the schools from the first of January 1973 through the 30th of June, 1974. What is shown on this chart is unfortunately that the school budget is not 50% greater than the previous year. This mainly arises because most of our school year is in the first six months. 70% of our budget, approximately, is spent for six months. The white bar indicates the wage settlement that we made last year, which is predominately reflected in this budget. It also concurs with the same period that kindergartens have been instituted in the Sudbury Public Schools.

In September, 1973, there was a second wage settlement that is indicated by the shaded bar, and in the following budget year, they will have another negotiated wage settlement.

In addition to the general cost of living, this budget reflects two separate negotiated salary increases and the full cost of operating the kindergarten program. Our bus contracts which are written for a three year period, are up this year and will be renewed this fall. We have seen major increases in the price of fuel oil and in the price of electricity.

Our contracted services with the Sudbury Public Health Nursing Association and the Greater Framingham Mental Health Association have also seen normal increases.

April 2, 1973

CHART G

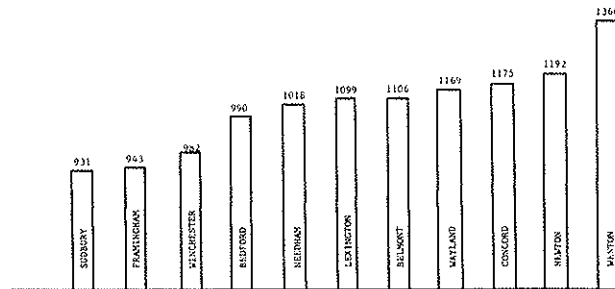
SUDBURY PUBLIC SCHOOLS
SIX YEAR COMPARATIVE DATA

YEAR	ENROLLMENT OCT. 1	WEIGHTED ENROLLMENT	PER PUPIL COST
1968	3036	3077	637
1969	3139	3159	693
1970	3189	3226	794
1971	3281	3388	846
1972	3550	3570	914
1973	3600	3600	973

Over the last six years we have seen our per pupil cost grow from \$637 to \$914 in 1972. This is a number based on a weighted number enrollment. The first column is the October first enrollment. The weighted enrollment is based upon the number of students in the beginning of the year and the number of students in the next year.

CHART H

PER PUPIL COSTS
1971 - 1972
L/S COMPARISON COMMUNITIES



This data is taken from the State Department of Education, and it represents the school year of 1971-72. If we compare with the communities that Lincoln-Sudbury normally compares with, you will find that we are essentially the lowest one in the crowd.

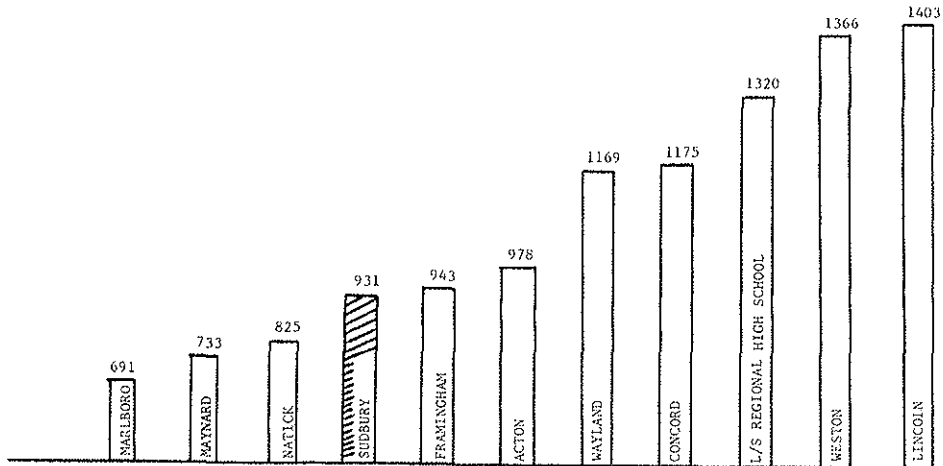
April 2, 1973

CHART I

PER PUPIL COSTS

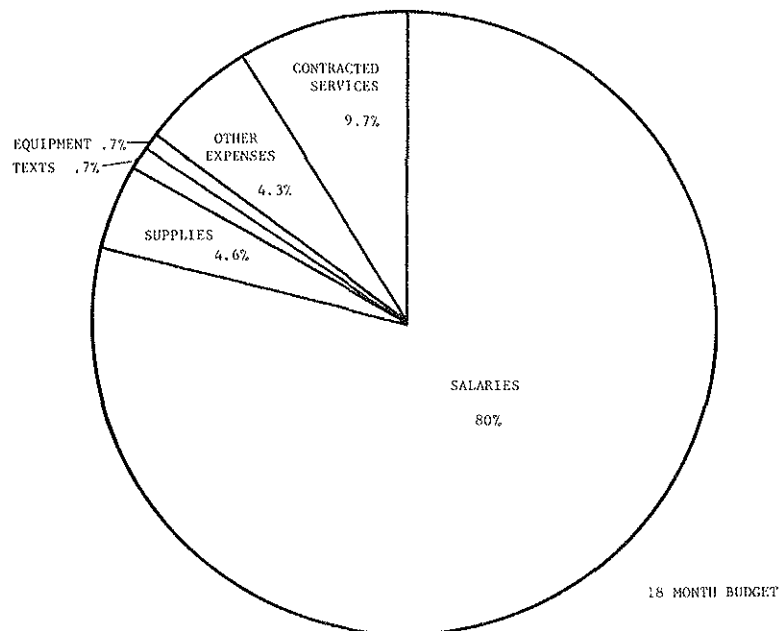
1971 - 1972

10 TOWN AVERAGE



If you compare with the ten towns that surround us, essentially we sit in the lower end. We are not the lowest, but we do reasonably well.

CHART J



Our budget, when all is said and done, is 80% salaries. The other 20% we look at very critically. We now have under study by a citizens group and people within the school system, better ways of attempting to use our personnel more effectively. We hope to see some return there in the future.

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CHART K

SUDBURY PUBLIC SCHOOLS
PER PUPIL COST COMPARISON

	<u>1972</u>	<u>1973</u>
L/S RHS	\$1366 + \$111	\$1477
	1.49	1.52
ELEMENTARY	\$ 914 + \$ 59	\$ 973

Our per pupil costs went from \$914 to \$973, an increase of \$59 per student. In the same period the Regional School will increase \$111 per student.

I urge your support.

VOTED: THAT THE TOWN APPROPRIATE \$5,650,000.00 TO BE EXPENDED UNDER THE DIRECTION OF THE SUDBURY SCHOOL COMMITTEE FOR ALL ITEMS IN ACCOUNT 100 EDUCATION, 110 SUDBURY PUBLIC SCHOOLS, IN ARTICLE 9, AND TO MEET THE APPROPRIATION THE TOWN RAISE AND APPROPRIATE \$5,623,246.00 AND APPROPRIATE AND TRANSFER \$26,754.00 FROM THE FEDERAL AID ACCOUNT.

Upon a motion made by Mr. Bishop, Chairman of the Finance Committee, it was also

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$20,800.00 TO BE EXPENDED UNDER THE DIRECTION OF THE SUDBURY SCHOOL COMMITTEE IN ACCOUNT 120, COMMUNITY USE OF SCHOOLS.

Mr. Bishop explained that there was a supposed agreement to place the amount for Community Use of Schools under account 501-120. This is an account that is traditionally carried after account 110 for the Sudbury Schools for the use of the schools during the year for basketball, meetings, and so forth. The amount is now placed where the School Committee originally requested, as is customary.

ARTICLE 9: 100 EDUCATION: 130 LINCOLN SUDBURY REGIONAL SCHOOL DISTRICT					
A	BUDGET	ESTIMATED	ESTIMATED	REQUESTED	ASSESSED
	18 MONTH	EXPENSES	EXPENSES		
		1970-1	1971-2	1973-4	1973-4
	(Pupils)	(1750)	(1820)	(2000)	
1100 School Committee		8,215	11,010	12,894	12,894
1200 Supt. Office		116,364	137,135	153,272	153,272
<u>1000 ADMINISTRATION TOTAL</u>		<u>124,579</u>	<u>148,145</u>	<u>166,166</u>	<u>166,166</u>
2200 Principals		145,650	170,360	210,769	210,769
2300 Teachers		1,856,864	2,170,823	2,574,118	2,574,118
2400 Textboosk		40,360	40,730	33,741	33,741
2500 Library		64,536	72,986	83,267	83,267
2600 Audio-Visual		49,431	55,641	63,869	63,869
2700 Pupil Services		155,810	170,191	211,413	211,413
2800 Psych. Services		18,469	20,713	25,000	25,000
<u>2000 INSTRUCTION TOTAL</u>		<u>2,331,120</u>	<u>2,701,444</u>	<u>3,202,177</u>	<u>3,202,177</u>
3100 Attendance		871	871	880	880
3200 Health Services		28,150	29,213	46,778	46,778
3300 Transportation		297,268	332,500	418,065	418,065
3400 Food Services		10,423	11,565	14,679	14,679
3500 Student Activities		50,931	56,670	77,180	77,180
<u>3000 OTHER SERVICES</u>		<u>387,643</u>	<u>431,178</u>	<u>557,582</u>	<u>557,582</u>
4100 Operation		227,137	265,242	338,764	338,764
4200 Maintenance		154,267	185,011	238,389	238,389
<u>4000 OPER. & MAINT. TOTAL</u>		<u>381,404</u>	<u>450,253</u>	<u>577,153</u>	<u>577,153</u>
5100 Employee Ret. Prog.		24,788	28,817	50,920	50,920
5200 Insurance		47,606	61,870	80,672	80,672
<u>5000 FIXED CHARGES</u>		<u>72,394</u>	<u>90,687</u>	<u>131,592</u>	<u>131,592</u>
<u>6000 COMMUNITY SERVICES</u>		<u>2,084</u>	<u>1,700</u>	<u>3,833</u>	<u>3,833</u>
<u>7000 EQUIPMENT</u>		<u>70,182</u>	<u>85,180</u>	<u>59,976</u>	<u>59,976</u>
<u>8000 DEBT SERVICE</u>		<u>601,968</u>	<u>573,308</u>	<u>390,144</u>	<u>390,144</u>
<u>9000 TUITION</u>		<u>21,120</u>	<u>18,800</u>	<u>23,760</u>	<u>23,760</u>
<u>CONTINGENCY</u>		<u>61,900</u>	<u>59,250</u>	<u>93,000</u>	<u>93,000</u>

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	ESTIMATED EXPENSES 1970-1	ESTIMATED EXPENSES 1971-2	REQUESTED 1973-4	ASSESSED 1973-4
OPERATING BUDGET	3,318,260	3,840,507	4,658,430	4,658,430
PER PUPIL COST	1,896	2,110	2,329	2,329
B SUDBURY ASSESSMENT	VOTED	VOTED	REQUESTED	ASSESSED
Operating Expenses	2,280,300	2,683,400	3,238,092.72	3,238,092.72
Contingency	44,600	45,900	71,982.00	71,982.00
Community Service	2,300	900	2,972.64	2,972.64
Equipment	49,400	66,800	46,412.96	46,412.96
Debt Service	290,600	267,100	301,981.57	301,981.57
TOTAL	2,667,200	3,064,100	3,661,441.89	3,661,441.89

Finance Committee Report: The Regional School Committee has followed our budget guidelines for two years now. Agreed exceptions were made in this budget to accomplish overdue plant maintenance. Over the past six years the average annual increase in per pupil cost was 8.2%. Since June, 1972 it will be near 7.4%, and we urge and anticipate a lower increase for 1974-5. Recommend approval.

Lincoln-Sudbury Regional School District Committee Report: (Mr. William T. Maloney)

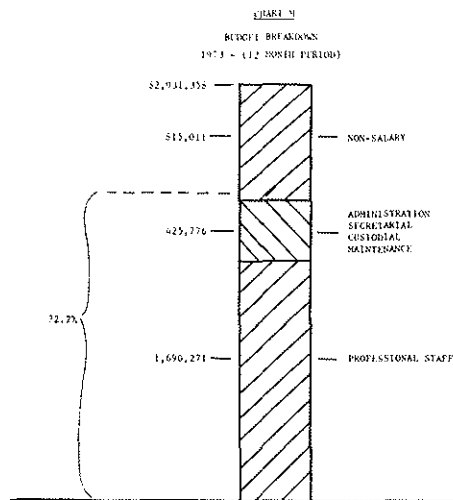
We have had two months of public meetings on the budget, and we have had two public budget hearings in November. We have participated in three of the four neighborhood eighteen-month budget hearings. We have tried to follow the Sudbury Finance Committee's guidelines in the preparation of the budget.

I am going to talk in terms of a twelve-month budget since it is more familiar to us. Once you have decided on the January to December budget, the rest of it follows pretty much automatically. The teachers are already hired, the bills for heating have to be paid. It is a straightforward calculation.

CHART L

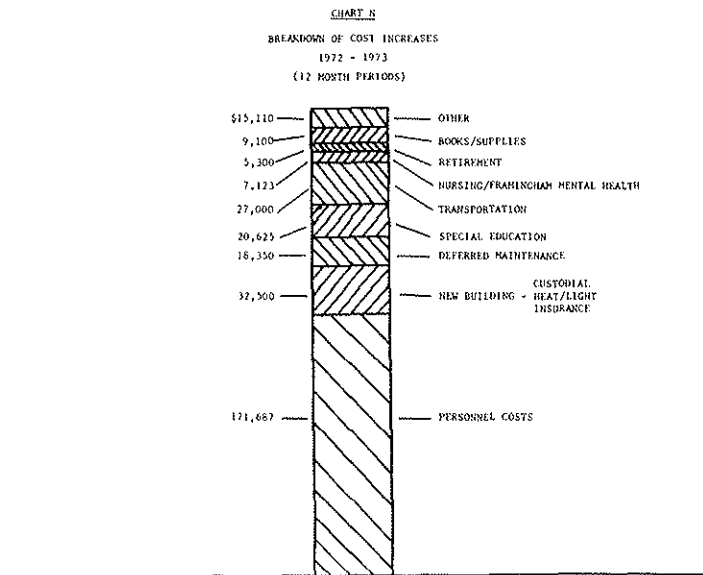
	1972	1973	%INCR.
PUPILS	1921	1983	3.2
OP. BUDGET	\$2,624,563	\$2,931,358	11.7
COST/PUPIL	\$1366	\$1477	8.1
(12-month budget)			

This is the comparison of the 1972 calendar year with the 1973 calendar year. Our pupil population is up 3.2%. Our operating budget, exclusive of debt retirement and contingency, is up 11.7%. The cost per pupil is increased by 8.1%. The twelve-month budget is up about \$307,000.00.



If you break down the 1973 calendar year budget, you find that 72.2% of the money is in salaries.

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If you take the \$307,000.00 increase, you find that better than half of it is going into salary increases. A \$32,500.00 increase is accounted for by the opening of the new building addition which will require some additional custodial help and which has to be lighted and heated.

The increase represents no new teachers. The teacher population bears a fixed ratio to the student population independent of the size of the building.

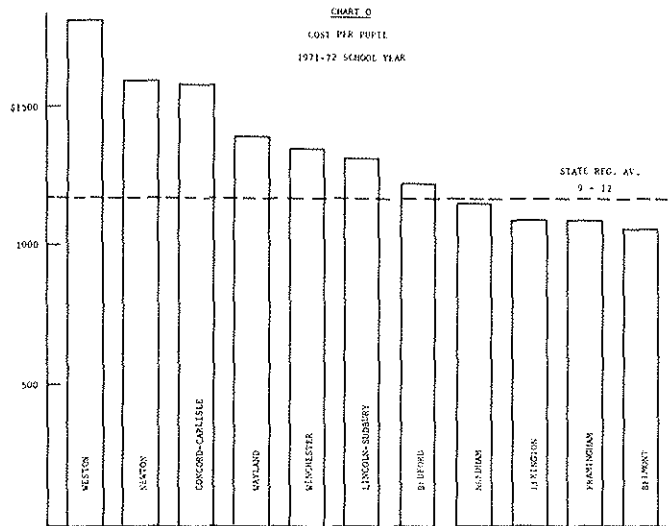
We have an agreement with the Sudbury Finance Committee to put some extra money in to catch up on some of the maintenance of the building that has been deferred over the last few years. An additional amount of \$18,000.00 goes into this budget.

We have an increase of \$20,000.00 for special education, transportation, and an itinerant teacher for the blind and tutors.

Transportation is the same story as with the Sudbury School Committee. We have bus contracts coming up and the prices are higher. That account is almost fully reimbursed, however, so it is not quite as bad as it looks.

Other increases are in the cost of the nursing service to the high school, an increase in retirement costs, books, supplies, and others.

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The money is in the people. We have a Committee policy, which the towns have supported over the years, of trying to pay our faculty salaries which are competitive with those in ten surrounding good suburban school systems. The latest data we have is from the 1971-72 school year, and it shows that we are just about in the middle with Weston being the most expensive, and Belmont the least expensive. Most of the schools we compare with are above the State average for regional systems. These are ten rather good expensive suburban school systems, but we are where we wanted to be.

After discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$3,661,411.89 FOR THE SUDBURY PORTION OF THE LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT ASSESSMENT FOR THE EIGHTEEN-MONTH PERIOD BEGINNING ON JANUARY 1, 1973.

ARTICLE 9: 100 EDUCATION: 140 MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL DISTRICT

18 MONTH	ESTIMATED EXPENSES 1970-1	ESTIMATED EXPENSES 1971-2	REQUESTED 1973-4	ASSESSED 1973-4
(Pupils)	(--)	(--)	(--)	(--)
1100 School Committee	--	4,340	4,780	4,780
1200 Supt. Office	--	50,600	123,915	123,915
1000 ADMINISTRATION TOTAL	--	54,940	128,695	128,695
2100 Supervision	--	--	84,750	84,750
2200 Principal's Office	--	--	46,700	46,700
2300 Teaching Services	--	--	171,000	171,000
2400 Textbooks	--	--	--	--
2500 Library	--	--	12,190	12,190
2600 Audio-Visual	--	--	7,690	7,690
2700 Guidance	--	--	72,300	72,300
2800 Psych. Services	--	--	--	--
2000 INSTRUCTION TOTAL	--	--	394,630	394,630

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	ESTIMATED EXPENSES 1970-1	ESTIMATED EXPENSES 1971-2	REQUESTED 1973-4	ASSESSED 1973-4
3100 Attendance	--	--	--	--
3200 Health Services	--	--	--	--
3300 Transportation	--	--	--	--
3400 Food Services	--	--	5,330	5,330
3500 Student Activities	--	--	--	--
3000 OTHER SERVICES	--	--	5,330	5,330
4100 Operation	--	--	--	--
4200 Maintenance	--	--	--	--
4000 OPER. & MAINT. TOTAL	--	--	--	--
5100 Employee Ret. Prog.	--	--	--	--
5200 Insurance	--	--	22,800	22,800
5300 Rent	--	--	3,000	3,000
5400 Loans	--	--	2,000	2,000
5000 FIXED CHARGES	--	6,060	27,800	27,800
7000 EQUIPMENT	--	--	--	--
8000 DEBT SERVICE	--	13,700	1,932,500	1,932,500
TOTAL BUDGET	14,480	74,700	2,488,955	2,488,955
OPERATING BUDGET	14,480	61,000	556,455	556,455
PER PUPIL COST	--	--	--	--
B SUDBURY ASSESSMENT	VOTED	VOTED	REQUESTED	ASSESSED
TOTAL	1,235	7,853	121,853.34	121,853.34

Finance Committee Report: Recommend approval. \$121,853.34 is an assessment on the Town to start operations in the new buildings. Future assessments are estimated at near \$200,000 in 1974 and \$250,000 in 1975.

Minuteman Regional Vocational Technical School District Committee Report:
(Mr. Alfred C. Cron)

This budget represents the first major budget prior to opening the school. We anticipate opening the school in the fall of 1974. In this eighteen-month budget, you are beginning to see the first capital payments on the bond issue that was voted by the Town last year. You are beginning to see the start and initiation of staffing. We will need a full complement of staff to open the school for students two months after the budget ends.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$121,853.34 FOR THE SUDBURY PORTION OF THE MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL DISTRICT ASSESSMENT FOR THE EIGHTEEN-MONTH PERIOD BEGINNING ON JANUARY 1, 1973.

ARTICLE 9: 200 DEBT SERVICE

	EXPENSES 1970-1	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
18 MONTH				
201 Loan Interest	104,582	86,018	125,000	90,000
202 School Bond Int.	160,758	236,655	184,290	184,290
203 Other Bond Int.	1,436	8,851	8,494	8,494
204 Principal, Schools	330,000	550,000	530,000	530,000
205 Principal, Others	33,000	67,000	102,000	102,000
TOTAL	629,776	948,524	949,784	914,784

Finance Committee Report: Recommend approval. All except item 201 are known expenses. Loan interest varies with rates and the amount borrowed. Tax receipts in October and March should reduce the amount borrowed compared to prior similar eighteen-month periods.

Mr. William E. Downing, Town Treasurer, moved to amend by increasing line item 201, Loan Interest, from \$90,000 to \$125,000, and increasing the total to \$949,784. He stated in support of his amendment that he had already borrowed two million dollars this year and that he would probably have to borrow close to five million dollars during the course of the year. The \$125,000 requested should be an absolute minimum.

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After discussion, Mr. Downing's motion was passed.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$949,784.00 FOR ALL ITEMS IN ACCOUNT 200, DEBT SERVICE, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 200 IN ARTICLE 9, AND TO INCREASE ACCOUNT 201, LOAN INTEREST, FROM \$90,000.00 TO \$125,000.00.

ARTICLE 9: 300 PROTECTION OF PERSONS AND PROPERTY

	18 MONTH 1970-1	EXPENSES 1971-2	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
<u>310 FIRE DEPARTMENT</u>					
310-11 Salaries	342,628	400,907	449,198	468,500	
310-12 Overtime	47,170	34,987	60,639	65,500	
310-21 General Expense	2,001	2,159	3,112	3,112	
310-31 Maintenance	7,310	8,561	9,400	9,400	
310-51 Equip. Purchase	3,775	3,568	4,150	4,150	
310-61 Alarm Extension	1,469	1,408	750	750	
310-62 Alarm Maint.	129	340	300	300	
310-71 Uniforms	2,915	3,788	3,660	3,660	
310-81 Vehicle Replace.	10,188	5,123	3,800	3,800	
<u>310 TOTAL</u>	<u>417,585</u>	<u>460,841</u>	<u>535,009</u>	<u>559,172</u>	
<u>320 POLICE DEPARTMENT</u>					
320-11 Salaries	273,337	301,375	433,765	389,700	
320-12 Overtime	44,666	31,317	49,160	46,350	
320-13 Clerical Salaries	7,718	9,642	13,224	10,150	
320-16 Crossing Guards	6,976	7,405	6,156	6,420	
320-21 General Expense	10,005	15,520	20,543	18,000	
320-31 Maintenance	18,038	19,125	24,110	23,500	
320-41 Travel	132	193	300	200	
320-51 Equip. Purchase	14,556	12,712	25,502	25,000	
320-61 Auxiliary Police	---	---	2,000	---	
320-71 Uniforms	4,091	4,998	6,665	6,000	
<u>320 TOTAL</u>	<u>379,519</u>	<u>402,287</u>	<u>581,425</u>	<u>525,320</u>	
<u>340 BUILDING INSPECTOR</u>					
340-11 Salaries	15,550	17,900	34,210	34,800	
340-12 Extra Hire	410	340	1,275	800	
340-15 Plumbing Inspector	4,455	4,792	5,100	5,100	
340-21 General Expense	1,447	1,502	2,400	2,000	
340-31 Vehicle Maintenance (Hwy. Dept.)		122	500	500	
340-51 Equip. Purchase	---	---	3,760	3,760	
<u>350 DOG OFFICER</u>					
350-11 Salaries	1,500	1,867	12,675	10,600	
350-21 General Expense	2,383	4,314	14,050	12,000	
<u>360 CONSERVATION COMMISSION</u>					
360-13 Clerical Salary	735	962	1,100	1,600	
360-21 General Expense	4,821	891	13,400	7,500	
360-31 Maintenance	168	185	350	350	
360-41 Travel	171	151	200	200	
360-51 Conservation Fund	65,500	34,000	67,650	67,650	
<u>370 BOARD OF APPEALS</u>					
370-13 Clerical Salary	2,214	2,866	3,750	3,900	
370-21 General Expense	764	1,071	1,295	1,295	
<u>380 EARTH REMOVAL BOARD</u>					
380-21 General Expense	29	40	115	75	
<u>390 CIVIL DEFENSE</u>					
390-21 General Expense	427	318	525	350	
<u>300 TOTAL</u>	<u>897,678</u>	<u>934,449</u>	<u>1,278,789</u>	<u>1,236,972</u>	

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Finance Committee Report: 310-320: Inflation is apparent in labor-intensive departments. Fire personnel strength is unchanged. The police will gain one sergeant and one patrolman and will hire an additional patrolman authorized last year. The civilian dispatcher has gone. Account 320-61 requests \$2,000 for the establishment of an auxiliary police unit which is not recommended, since the need for this force is not fully justified, and the potential usage and police powers of these auxiliaries is not clearly defined. The request for \$20,500 in account 320-51 for the replacement of cruisers is approved with the further recommendation that future cruiser purchases be restricted to station wagons, since their flexibility for transporting personnel and equipment is established.

340: The Building Inspector's vehicle will be replaced.

350: The requested budget for the Dog Officer account would exceed the rate of last year's appropriation by 95% (\$13,000). Even considering the fact that the appropriation last year appeared to be inadequate and the Finance Committee approved a transfer to this account from the Reserve Fund, the average expenditure was near \$1000/month. The recommended budget provides for a 25% increase in this spending rate and should be adequate to permit effective enforcement of the dog control law for the full eighteen months.

360: During 1972, the State delegated its responsibility under the Hatch Act to the conservation commissions in the towns through a new law entitled the Wetlands Protection Act. The Finance Committee supports our Conservation Commission in this important ecological responsibility and has recommended an increase of \$4,000 in General Expense account 360-21 for necessary professional services such as hydrologist's surveys, and \$4,000 in Law General Expense account 503-21 to support enforcement.

Mr. John J. Hennessy then further reported to the meeting for the Finance Committee as follows:

The amendments in the various line items are caused by the following increases in the Fire and Police Departments. In account 310-21, Fire Department, we have added \$500.00 because of the need for extra health physicals as a result of the labor negotiations. In item 310-71, Fire Department, Uniform Account, we have increased that by \$700.00 due to the fact that they have more uniforms than were expected. This is also a result of negotiation. Under 320-51, Police Equipment, the Police Department had an appropriation to buy a cruiser which they were not able to effect before the end of last year. Through some inadvertence the money was allowed to close in the account and not carried forward. We are really going to take \$2,969.43 from Free Cash. The Police Uniform Account, 320-71, has been increased by \$1,500.00 under the same conditions as caused the increase in the Fire Department, by the negotiations of the wage board.

Mr. William F. Toomey, Chairman of the Board of Selectmen, moved that item 320-61, Auxiliary Police, be amended to \$2,000.00, and that the total appropriation be increased to \$1,244,572.00.

In support of the motion, Mr. Toomey stated that in December of last year, the incoming Chief, Chief Lombardi, requested that discussions begin with the Selectmen on the creation of an auxiliary police department. Through the year we did have these discussions. The thing that seemed to face us every time we had these discussions was the coming Bicentennial Celebration, and how would we control traffic and the crowds that are expected.

As you know we have three patrolmen on duty on each shift and a sergeant at the desk. As it is right now, and I am sure for the coming years, most patrolmen and sergeants have about all the overtime work they can possibly handle. When we come to the Bicentennial, we can expect them to do as much as they can, but we will not be able to handle it.

Our thought is to start now to give the Chief the opportunity to give us a program of auxiliary police and to train them so that when we get into this condition, we will have trained people to call on to back up our regular police. The auxiliary police will work for no money. They will do it as a labor of love because they have in other towns.

We are not asking for a big appropriation. We are just asking for a chance to get this program off the ground.

Mr. Toomey's amendment was passed after a short discussion.

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After further discussion, it was

VOTED: THAT THE TOWN APPROPRIATE \$1,244,572.00 FOR ALL ITEMS IN ACCOUNT 300, PROTECTION OF PERSONS AND PROPERTY, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 300 IN ARTICLE 9, AND TO MEET THE APPROPRIATION THE TOWN RAISE AND APPROPRIATE \$764,572.00 AND APPROPRIATE AND TRANSFER FROM FREE CASH \$170,000.00, AND APPROPRIATE AND TRANSFER \$155,000.00 FROM THE TOWN OF SUDBURY P.L. 92-512 FEDERAL REVENUE SHARING ACCOUNT FOR FIRE DEPARTMENT SALARIES UNDER ITEM NUMBER 310-11, AND APPROPRIATE AND TRANSFER \$155,000.00 FROM THE TOWN OF SUDBURY P.L. 92-512 FEDERAL REVENUE SHARING ACCOUNT FOR POLICE DEPARTMENT SALARIES UNDER ITEM 320-11, AND THAT FIRE DEPARTMENT GENERAL EXPENSE, ITEM 310-21, BE INCREASED TO \$3,612.00, THAT FIRE DEPARTMENT UNIFORMS, ITEM 310-71, BE INCREASED TO \$4,360.00, THAT POLICE EQUIPMENT, ITEM 320-51, BE INCREASED TO \$27,900.00, AND THAT POLICE UNIFORMS, ITEM 320-71, BE INCREASED TO \$7,500.00 AND THAT ITEM 320-61 BE INCREASED TO \$2,000.00 FOR PURPOSES OF AUXILIARY POLICE.

ARTICLE 9: 400 HIGHWAY DEPARTMENT

	18 MONTH	EXPENSES 1970-1	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
410-11 Supt. Salary		19,825	20,246	24,500	24,500
410-13 Clerical Salary		15,149	15,276	18,875	19,700
410-14 Commission Salary		2,375	2,400	2,400	2,400
410-21 General Expense		3,519	3,493	4,500	4,000
410-31 Maintenance		8,735	15,098	22,000	18,000
410-41 Travel		24	152	300	200
410-51 Admin. Equipment		5,038	3,667	1,200	1,200
410-71 Uniforms		1,760	5,288	9,000	9,000
410-81 Land Appraisal		--	1,300	2,200	1,000
420-11 Operating Salary		192,865	238,085	363,919	313,000
420-12 Operating Overtime		22,023	19,565	77,680	36,500
420-21 Operating Materials				188,400	30,000
420-23 Hired Equipment				6,000	6,000
420-24 Contractors				--	135,000
420-25 Signs & Markings				15,000	15,000
420-20 Roads Sum		68,419	118,356	209,400	186,000
420-31 Tree Material				10,300	9,000
420-33 Hired Equipment				1,250	1,250
420-34 Contractors				11,700	10,000
420-30 Trees Sum		10,690	10,870	23,250	20,250
420-41 Landfill Material				65,000	--
420-43 Hired Equipment				12,000	8,000
420-40 Landfill Sum		26,386	7,074	77,000	8,000
420-50 Cemetery Materials		3,032	2,726	7,700	2,200
420-61 Chap. 81 Maint.		34,394	35,632	51,750	51,750
420-62 Chap. 90 Maint.		17,000	16,818	25,500	25,500
420-63 Chap. 90 Const.		58,126	36,000	54,000	54,000
430-20 Fuels & Lubr.				22,000	20,000
430-30 Parts & Repairs				47,000	47,000
430-40 Equipment				150,000	85,000
430 Machinery Sum		145,985	87,073	219,000	152,000
460-12 Snow Overtime				32,000	31,300
460-30 Snow Materials				76,000	76,000
460-40 Equipment Purchase				12,000	10,500
460-50 Contractors				36,000	30,000
460 Snow & Ice Sum		105,943	132,147	156,000	147,800
470 Street Lighting		21,826	23,112	29,000	29,000
400 TOTAL		763,114	794,378	1,379,174	1,106,000

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Finance Committee Report: The eighteen-month Highway Budget of \$1,106,000 recommended by the Finance Committee includes a reduction of \$273,174 from the original Highway Commission request. However, on an annual basis, it represents an increase of \$144,301 over the 1972 appropriation of \$570,440 and transfers from the Reserve Fund in the amount of \$22,592. (Total 1972 appropriation \$593,032) The major areas of increase on an annual basis are as follows:

Account 420-20	Roadwork	\$64,000	vs	\$124,000	in 1973
420-30	Trees	10,800	vs	13,500	
430	Machinery	53,500	vs	101,000	

In 1972 the Highway Commission embarked on a realistic program of repair and reconstruction of Sudbury's roads based on rebuilding one road per year through subcontracting, and repairing and maintaining other roads within the salary and roadwork budget accounts. The road reconstruction plan, concurred in by the Finance Committee in 1972, was accomplished through specific warrant articles; this year Articles 40 and 41 carry this forward. A new system of road resurfacing, using a "stone seal" treatment to provide an immediate good surface for the roadway was introduced, and thirteen miles of the Town's roads were sealed in this manner in 1972. The increase in the roadwork account 420-20 will permit subcontracting of approximately 23 miles of "stone sealed" roadwork in 1973 while providing for regular maintenance of Sudbury's roads by Highway Department personnel.

The increase in the trees account 420-30 represents an attempt to catch up in replacement of dead trees on our streets, restocking the tree nursery, and necessary spraying.

The life of the Sanitary Landfill is one of the major concerns of the Highway Department, which is involved with the Board of Health and other agencies in determining possible solutions for solid waste disposal five to ten years in the future. Funds recommended for salaries are fully adequate to support the recycling monitoring and operation. The increase in machinery account 430 is primarily based on the purchase of \$75,000 of equipment (a compactor and an articulated front-end loader) for more efficient operation of the landfill. These items are highly recommended by the State and other local DPW's, and the Finance Committee concurs that this is a practical and desirable way to increase the landfill's life by a factor of at least two. (In addition to the purchase of three years supply of gravel voted in the January Special Town Meeting) thereby giving us more lead time for solving our waste disposal problem. We expect no further significant landfill material or machinery expenses for five to ten years.

The Finance Committee recommends approval of \$1,106,000.

Mr. Karl E. Clough further reported to the meeting for the Finance Committee as follows:

The only comment we want to make about this budget is on item 430-40, Highway Equipment. This is a sizeable dollar amount, \$85,000 recommended, \$155,000 requested. We think for the guidance of the citizens, this should be spelled out as to exactly what equipment the Highway Department wants to purchase and what the use would be. Although the figures are within the long range capital expenditure budget, we think that this should be explained. I believe it is in the comments, but it should be explained in the budget.

Mr. Sydney B. Self, Jr., moved to amend by decreasing line item 460 from \$147,800.00 to \$102,000.00 and reducing the total appropriation to \$1,063,000.00 and the amount to be raised by taxation to \$1,054,000.00.

In support of his amendment Mr. Self stated that the total of \$156,000.00 requested by the Highway Department was to cover two winters. This is \$78,000.00 per year. We have spent only \$24,000.00 in 1973, so that we should not need even the \$147,000.00 recommended by the Finance Committee for the eighteen-month period. We should need only \$102,000.00, the sum of \$78,000.00 and \$24,000.00.

Mr. Ronald Espinola of the Highway Commission commented with respect to the amendment that we have had less snow this winter than the past hundred years. We can reduce that account to zero and ask for an emergency transfer, but we are fooling ourselves if we go on the basis of this winter's history.

After some discussion, Mr. Self's amendment was passed.

After further discussion, it was

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VOTED: THAT THE TOWN APPROPRIATE \$1,106,300.00 FOR ALL ITEMS IN ACCOUNT 400, HIGHWAY DEPARTMENT, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 400, ARTICLE 9, AND TO MEET THE APPROPRIATION THE TOWN RAISE AND APPROPRIATE \$1,054,000.00 AND APPROPRIATE AND TRANSFER THE FOLLOWING SUMS FROM THE FOLLOWING CEMETERY TRUST FUND ACCOUNTS FOR SUITABLE EXPENSES UNDER OPERATING SALARY ACCOUNT 420-11 AND FOR CEMETERY MATERIALS ACCOUNT 420-50:

MOUNT PLEASANT CEMETERY ACCOUNT	\$1,000.00
MOUNT WADSWORTH CEMETERY ACCOUNT	1,000.00
TOWN CEMETERY ACCOUNT	2,000.00
NORTH SUDBURY CEMETERY ACCOUNT	1,000.00

AND APPROPRIATE AND TRANSFER \$4,000.00 FROM THE ROAD MACHINERY FUND FOR EQUIPMENT ACCOUNT 430-40 AND THAT STREET LIGHTING ACCOUNT 470 BE INCREASED TO \$31,000.00, AND THAT ITEM 460 BE DECREASED TO \$102,000.00.

ARTICLE 9: 500 GENERAL GOVERNMENT

	18 MONTH	EXPENSES 1970-1	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
<u>501 SELECTMEN</u>					
501-11 Exec. Sec'y. Salary		22,900	24,800	32,000	29,800
501-12 Overtime		1,995	1,588	1,500	1,565
501-13 Clerical Salary		43,178	45,637	59,683	48,800
501-14 Selectmen's Salary		2,400	2,400	2,400	2,400
501-15 Custodial Salary		17,412	17,999	28,158	25,100
501-17 Town Accountant		(In 501-11)	(In 501-11)	18,750	15,000
501-21 General Expense		9,535	10,033	11,600	11,000
501-31 Town Hall Maint.		12,865	15,129	18,065	15,000
501-32 Centre School Maint.		8,949	9,962	12,700	11,000
501-33 Loring Parsonage Maint.		3,370	2,708	4,500	4,500
501-34 Hosmer House Maint.		2,356	1,000	2,200	2,000
501-35 Office Machine Maint.		1,474	1,491	2,000	1,500
501-41 Travel		982	984	3,950	3,000
501-51 Equipment Purchase		2,493	2,626	3,500	2,800
501-61 Data Processing		4,383	4,319	5,250	5,250
501-71 Out-of-State Travel		199	199	450	200
501-81 Surveys & Studies		3,415	1,740	3,000	2,000
501-91 Town Meetings		10,308	11,485	14,500	14,500
501-120 Community Use of Schools		13,935	14,090	20,800	20,800
501 TOTAL		162,149	168,190	245,006	216,215
<u>502 ENGINEERING</u>					
502-11 Salaries & Overtime		46,921	51,996	110,129	100,100
502-21 General Expense		7,098	3,744	8,000	7,000
502-31 Vehicle Maint.		249	586	2,700	1,200
502-41 Travel		302	497	750	750
502-51 Equipment Purchase		1,897	1,095	7,100	3,700
<u>503 LAW</u>					
503-11 Retainer		11,250	11,403	12,000	12,000
503-21 General Expense		10,341	10,201	9,000	13,000
<u>504 ASSESSORS</u>					
504-11 Salaries & Overtime		17,876	20,992	24,351	25,400
504-14 Assessors' Salary		3,750	3,750	3,750	3,750
504-21 General Expense		2,347	3,975	4,340	4,340
504-41 Travel		600	600	900	600
<u>505 TAX COLLECTOR</u>					
505-11 Collector's Salary		11,725	12,742	14,250	11,075
505-13 Clerical Salary		13,130	15,090	24,868	18,800
505-21 General Expense		5,264	3,102	7,590	6,520
505-41 Travel		463	317	150	150

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18 MONTH	EXPENSES 1970-1	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
<u>506 TOWN CLERK AND REGISTRARS</u>				
506-11 Town Clerk Salary	6,585	7,192	12,427	12,427
506-13 Clerical Salary	18,534	22,607	26,542	27,700
506-14 Registrars' Salary	400	450	550	550
506-21 General Expense	9,864	10,668	15,190	12,000
506-41 Travel	291	412	510	500
506-51 Equipment Purchase	--	--	975	975
506-61 Elections	4,605	4,400	5,305	5,305
506 TOTAL	40,279	45,729	61,499	59,457
<u>507 TREASURER</u>				
507-11 Treasurer Salary	8,275	8,858	15,000	10,000
507-13 Clerical Salary	3,804	4,420	5,300	5,300
507-21 General Expense	1,424	1,671	2,250	2,000
507-41 Travel	481	604	600	600
507-61 Tax Title Expense	175	156	225	225
507-71 Note Issue Expense	1,271	1,231	375	375
<u>508 FINANCE COMMITTEE</u>				
508-13 Clerical Salary	1,381	1,543	1,800	1,800
508-21 General Expense	533	169	600	600
508-41 Travel	76	36	200	200
509 MODERATOR SALARY	170	170	170	170
<u>510 PERMANENT BUILDING COMMITTEE</u>				
510-13 Clerical Salary	97	99	125	125
510-21 General Expense	280	210	250	250
<u>511 PERSONNEL BOARD</u>				
511-13 Clerical Salary	877	1,215	1,275	1,275
511-21 General Expense	758	613	600	600
<u>512 PLANNING BOARD</u>				
512-13 Clerical Salary	2,104	2,180	4,000	2,500
512-21 General Expense	1,454	4,862	6,800	6,600
<u>513 ANCIENT DOCUMENTS COMMITTEE</u>				
513-21 General Expense	107	274	1,500	1,500
<u>514 HISTORIC DISTRICTS COMMISSION</u>				
514-13 Clerical Salary	33	--	225	225
514-21 General Expense	82	89	225	225
515 INDUSTRIAL DEVELOPMENT COMM.	668	619	1,500	--
517 REVOLUTIONARY BICENT. COM.	--	--	1,000	1,000
519 TALENT SEARCH COMMITTEE	34	77	150	100
520 COM. ON TOWN ADMINISTRATION	8	46	300	300
500 TOTAL	359,733	383,151	580,853	520,027

Finance Committee Report: The budget requests for General Government are generally reasonable, responsible and consistent with the growth of the Town and the increased need and demand for services. Salaries which are covered by the Personnel Bylaw are a major source of increase in this budget. The following items deserve special attention:

501-11 We believe that the Executive Secretary should be here at least one year before he is considered for an increase. We therefore recommend that he stay at the same salary level for 1973. We have recommended an increase to \$20,000 for the first half of 1974, because that is the maximum salary level for the position in the present classification table. (The Personnel Board increased the maximum salary last fall from \$18,500 in the present Town Bylaw to \$20,000.) A revision of the classification table in Article 2 at this town meeting will permit us to recommend a 5.5% increase for the first half of 1974.

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501-13 The requested increase in clerical costs is excessive. Our recommendation would reduce the requested personnel complement by one senior clerk and one junior clerk. Not hiring the senior clerk means that there would continue to be no general receptionist for Town Hall. Reduction of the junior clerk was recommended by the Board of Selectmen as part of their proposal to hire the Town Accountant (501-17).

501-120 Community use of schools traditionally appeared next after the local school account 110. Budget line items represent expenses. Under schools, this account has represented reimbursement income. The School Committee will continue to coordinate scheduled uses of the facilities, but the Selectmen will more easily monitor expenditures for community uses.

502 The requested engineering budget would more than double expenditures over the previous eighteen-month period. Only last year this budget was voted a considerable increase (72%) and with good results. However, we believe this current requested increase is excessive, and recommend continuation nearer the 1972 annual rate.

503 A \$4,000 increase has been included in the law account to assist the Conservation Commission with enforcement of the new Wetlands Protection Act.

506 The Committee on Town Administration has determined that the position of Town Clerk is a full time job. Appropriate compensation in line with salaries of town clerks in other comparable towns is recommended.

507-11 Requested salary is high. We recommend instead a 5.5% increase. We also recommend support for Article 39 to combine the office of Treasurer-Tax Collector and make the position appointive.

513 Ancient Town records will be microfilmed and a records management program will be started.

515 We believe that the lunches and dinners sponsored by the Industrial Development Commission have not contributed significantly to the Commission's objectives and should be discontinued or funded from other sources.

Mr. Frank T. LeBart further reported to the meeting for the Finance Committee as follows:

The Executive Secretary's salary, 501-11, is currently \$19,800.00. He was hired late in 1972. We feel that any employee at this level should be here a full year before he can be evaluated for a major increase. Therefore, we are recommending the same salary for 1973.

The maximum in a prior personnel bylaw was set at \$18,500.00. This was increased last fall by the Personnel Board to \$20,000.00. This was technically the maximum that the Finance Committee could act on at the time we were considering the budget. This Town Meeting approved Article 2, which raised the maximum to \$21,000.00.

If you take \$19,800.00 for the full year of 1973 and one-half of the \$21,000.00, you arrive at \$30,300.00 which we are recommending as the amendment.

With regard to the Tax Collector, 505-11, we have not had an officially elected official in that office until the election just a few days ago. Originally we had decided that we would save the Town a few dollars by budgeting only the nine months of 1973 that would occur after the election of March 26th. We have learned, however, that while in an acting capacity, the Tax Collector was paid the full Tax Collector's salary. This is fully consistent with an action that we took earlier at this Town Meeting under Article 3 whereby we approved in principle the notion that someone functioning at a higher grade, should be paid that amount. That was for bargainable employees, but we think this should also be extended to cover the Tax Collector.

So, we are recommending that we take the base salary as it has existed since there has not been an incumbent until just a few days ago of \$8,850.00 for 1973. Take half of that for the first half of 1974, or \$4,425.00. This gives a total of \$13,275.00.

For the Board of Selectmen, Mr. John C. Powers then moved to amend item 501-13, Clerical Salaries, to \$52,800.00 and that the total appropriation for 500, General Government, be amended to \$505,927.00.

In support of the amendment, Mr. Powers reported as follows:

What we are talking about here is the clerical staff. The changes in the budget and the changes in the management procedures in the Selectmen's office have indicated that essentially two positions of Junior Clerk have been eliminated. We object to one of them being eliminated, particularly the one that relates to the function of

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the receptionist-information center girl. This job is answering the telephone and the inquiries at the desk. This is a function which is not performed just for the Selectmen's office. It is also performed for most of the other departments in the Town Hall.

The proposed cut that the Finance Committee would make of this particular clerical person would turn us backwards to where we were several years ago. What happened then, and what can happen if this is left as it is, is that instead of a girl being assigned to perform this function, it will be thrown back onto the people who are available around the desk at the time the phone call comes in.

You might say that sounds pretty reasonable. They are there anyway. The simple fact of the matter is that all of the girls who are there from all of those offices are working full time at their office jobs. When you have a vacancy in the answering system, a deputy Town Clerk has to pick up the phone, or a deputy Tax Collector has to pick it up, or a principal clerk has to pick it up, or a senior clerk has to pick it up. It is costing you money.

The Executive Secretary has proposed to us that we continue and fight for a single Junior Clerk who will be trained properly for this job. If you do not do this, we will get the shift problem where you get a part of a girl sitting in part time and another part of a girl sitting at another time. What happens then is that messages fall through the crack in the board. The fellow that called in the morning and talked to girl A, calls girl B in the afternoon to ask her what ever happened to the inquiry he made to girl A and she does not know anything about it. This is not proper office management. It is not proper service to you.

With the multi-shift arrangement, there is no opportunity for proper training. We have a complicated government. It is made up of a lot of bits and corners and pieces, and your inquiries cover a very broad range of things. The better trained that girl sitting at the desk is, in knowing where to refer your call, the better the service you are going to get.

It doesn't even make sense in terms of money. I had the Town Accountant pull out a few figures for me. You may be interested to know that if a two minute telephone call is answered by the Junior Clerk, it will cost you eight cents. If, however, the job is going to be shifted back to a pool, you are going to find that a Senior Clerk will pick up the phone at 11½ cents for every two minutes, or an Assistant Town Clerk at 14.3 cents, or the Administrative Secretary at 14.6 cents. When we had the pool system, every single one of them was answering the phone.

If we keep our Junior Clerk answering the phone calls, it would cost you approximately \$19.20 a day. When a Principal Clerk does the job, it becomes \$28.88 a day. When you run that five days a week, any simple arithmetic will tell you the problems you have. In addition, when high priced personnel pick up that phone, they are taking time out of the office for which they work, which means doubling the loss and further complications in scheduling.

I think we've engaged a good professional manager in the Executive Secretary. I hope that you will help back him up. I think this is a proper management judgment. We are not asking you for something that is new or that we did not have. We are asking to maintain what we do have. We are asking you to take this opportunity to save yourself a little money. The amount here is \$4,000.00 for the eighteen-month period. I hope you will support it.

Mr. LeBart reported for the Finance Committee relative to the amendment as follows:

One of the things that the Finance Committee has been deeply concerned about in considering budgets throughout the Town is the proliferation of clerical help. We have looked into this area with extreme care. The original request from the Board of Selectmen included an Administrative Secretary at \$11,546.00, a Principal Clerk at \$10,073.00, two Junior Clerks at \$15,513.00 and five part-time Junior Clerks. We felt this was excessive.

We have recommended a reduction. We feel that elimination of a receptionist is entirely consistent with what is today common practice in industry. We guarantee that if you support the \$48,800.00 that we recommend, it will cost you less regardless of the per telephone call cost.

That is the true cost to the Town: \$48,800.00 versus \$52,800.00. We urge you to support the Finance Committee recommendation.

During the discussion on the Selectmen's amendment, the Moderator noted that it would probably be possible to finish the budget if the meeting stayed in session for a few minutes after 11 o'clock, and asked for a motion to that effect.

VOTED: TO STAY IN SESSION AFTER 11 O'CLOCK.

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The Moderator announced that the vote was greater than two-thirds.

The Selectmen's amendment was defeated.

Mr. Bertram S. Weinstein moved that we amend item 506-11, Town Clerk's Salary, from \$12,427.00 to \$7,192.00.

In support of his amendment, Mr. Weinstein stated that this is a particularly difficult problem that I want to raise, but I want to raise the issue as an issue for the Town. One of the things that is proposed here is to increase the salary of the Town Clerk, 506-11, by 73%. The rationale in the Finance Committee report is that it is now seen as a full-time job. I am concerned about the question of whether the management of this Town is going to continue to be done on a volunteer, unpaid basis, or whether we are going to turn the form of government over to some other form and start paying people for it. It is possible to do the Town Clerk's job on a full-time basis. But you will notice that the Town Clerk has a number of assistants. There is plenty of work to be done.

It is also possible to do the job on a part-time basis. It is possible to do the job in a couple of hours a day and have the work delegated to people who are paid for it, and have it treated as a volunteer kind of job.

As you notice, the Finance Committee is unpaid, the Selectmen are paid very modest sums. We have a number of other elected officials who are paid quite modest sums. Somewhere in the process of introducing this, the Town has not had to confront the issue of what is a part-time job and what is a full-time job, where is an elected official expected to do something on a volunteer basis, or what kind of people we hire. Somewhere I think this whole issue has been sloughed over. I personally would like to see us reduce the salary to the sum it was in 1972.

Mr. LeBart reported for the Finance Committee relative to this amendment as follows:

It might be helpful to go through the rationale the Finance Committee arrived at in its study. It is clear that the Finance Committee in general is in favor of saving dollars. However, we do think that in this particular case that there has been a serious inequity and we are recommending what we think is a fair increase.

The Committee on Town Administration recommended a full-time status in its 1971 study and recommended a base salary at that time of \$8,500.00. The Town Clerk's hours according to that study represented thirty hours in the office, coverage of Town Meetings, coverage of the full election period, considerable meetings evenings and Saturdays with the Board of Registrars and the Ancient Documents Committee, attendance at the Board of Selectmen whenever the selection of jurors was involved and whenever tax anticipation notes are signed, and work at home for an average work week of thirty-five to forty hours. We certainly are satisfied that is a full-time status.

There has been a rather complicated fee history involved. A number of fees which historically and traditionally have gone to the Clerk have been eliminated as part of the compensation for that job. There are still two fees that are retained in part, but this is a relatively minor part. Looking at per cent increases for Tax Collector, Treasurer and the Clerk from 1960 to 1972, the Clerk had a 41% increase in salary, the Tax Collector, 146%, and the Treasurer, 167.5%, over the twelve-year period. We feel there was some inequity in relation to the other positions in the Town.

The Committee on Town Administration looked at a number of towns, forty-nine in all. There was a detailed comparison with eight towns of 12-15,000 populations with full-time clerks. The average salary for that group was \$8,787.00. We therefore feel that our recommendation is only fair and equitable.

Mr. Weinstein's amendment was defeated.

Mr. Eugene Naegele moved that the total item 500 be decreased by 5½% resulting in a total expenditure of \$476,427.00.

Mr. Naegele's amendment was defeated.

VOTED: THAT THE TOWN APPROPRIATE \$501,927.00 FOR ALL ITEMS IN ACCOUNT 500, GENERAL GOVERNMENT, IN ACCORDANCE WITH THE ALLOCATIONS SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 500 IN ARTICLE 9, AND THAT EXECUTIVE SECRETARY SALARY, ACCOUNT 501-11, BE INCREASED TO \$30,300.00 AND THAT TAX COLLECTOR'S SALARY ACCOUNT, 505-11, BE INCREASED TO \$13,275.00, AND THAT COMMUNITY USE OF SCHOOLS, ACCOUNT 501-120, BE DELETED.

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ARTICLE 9: 600 GOODNOW LIBRARY

	18 MONTH	EXPENSES 1970-1	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
600-11 Salaries		65,498	74,319	96,314	99,000
600-21 General Expense		1,716	4,682	5,454	5,000
600-31 Maintenance		3,269	4,544	9,450	9,450
600-41 Travel		76	296	400	300
600-51 Equipment Purchase		367	170	750	750
600-52 Books		21,567	26,196	32,750	30,000
600-61 Special Programs		--	149	825	225
<u>600 TOTAL</u>		<u>92,493</u>	<u>110,356</u>	<u>145,943</u>	<u>144,725</u>
LESS RECEIPTS:					
State Aid		-3,723	-1,862		-10,466.45
County Dog License Refund		-4,424	-5,951		- 8,500.00
Goodnow Library Trust Fund		<u>-2,250</u>	<u>-2,250</u>		<u>- 3,500.00</u>
		82,096	100,293		122,258.55

Finance Committee Report: The Library Budget is approximately 27.5% over the expenditures for the eighteen-month period ending June 30, 1972. The major causes for the increase are the operating costs for the new facility, upgrading of the staff (but no new hires), and the higher cost of books (which will be offset by receiving two periods of State Aid in the eighteen months). The increased budget is consistent with improved and expanded services offered by the Goodnow Library in the new building. Recommend approval.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$122,258.55 FOR ALL ITEMS IN ACCOUNT 600, GOODNOW LIBRARY, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 600 IN ARTICLE 9, AND, IN ADDITION, THAT THE TOWN APPROPRIATE AND TRANSFER THE FOLLOWING SUMS FROM THE FOLLOWING ACCOUNTS FOR BOOKS UNDER ITEM 600-52 IN ACCOUNT 600:

STATE AID FOR LIBRARY ACCOUNT	\$10,466.45
MIDDLESEX COUNTY DOG LICENSE REFUND ACCOUNT	\$ 8,500.00
GOODNOW LIBRARY FUND ACCOUNT	\$ 3,500.00

ARTICLE 9: 700 PARK AND RECREATION

700-11 Salaries	33,935	36,671	62,580	62,600
700-21 General Expense	7,613	1,408	1,600	1,600
700-31 Maintenance	5,461	20,932	42,332	30,000
700-41 Travel	500	167	200	200
700-51 Equipment Purchase	3,845	10,522	17,041	12,000
700-61 Program Expense	<u>14,735</u>	<u>16,254</u>	<u>23,005</u>	<u>22,000</u>
<u>700 TOTAL</u>	<u>66,089</u>	<u>85,954</u>	<u>146,758</u>	<u>128,400</u>

Finance Committee Report: The recommended \$128,400 represents a reduction of approximately \$18,000 from the eighteen months requested amount, with reductions primarily in three areas - salaries, maintenance and equipment. Detailed review of the three accounts indicated items which could be deferred or reduced. This budget will permit the Park and Recreation Commission to continue its excellent program of recreation for all ages in Sudbury. Recommend approval.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$128,400.00 FOR ALL ITEMS IN ACCOUNT 700, PARK AND RECREATION, IN ACCORDANCE WITH THE ALLOCATION AS SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 700 IN ARTICLE 9.

ARTICLE 9: 800 HEALTH

800-11 Director's Salary	9,870	12,594	20,000	20,000
800-13 Clerical Salary	4,953	5,800	8,000	8,000
800-14 Animal Insp. Salary	525	528	525	525
800-21 General Expense	2,045	2,235	2,500	2,500
800-31 Laboratory Expense	1,217	1,657	2,300	1,800
800-41 Travel	377	441	850	850
800-51 Equipment Purchase	--	692	590	590
800-61 SPHNA	10,454	13,125	25,337	25,337
800-71 Mosquito Control	19,800	21,000	18,572	18,572
800-81 Consultant Fees	--	103	1,200	1,000
800-91 Trinity Mental Health	<u>--</u>	<u>1,215</u>	<u>7,100</u>	<u>7,100</u>
<u>800 TOTAL</u>	<u>49,241</u>	<u>59,390</u>	<u>86,974</u>	<u>86,274</u>

April 2, 1973

Finance Committee Report: The Finance Committee supports the Board of Health in their efforts to employ a fully qualified Health Director. This will permit effective day-to-day management of the Board's increasing responsibilities. We further recommend that all services of the Sudbury Public Health Nursing Association be under contract to the Board of Health and that SPHNA's services to the Sudbury Schools and the Lincoln Sudbury Regional High School be subcontracted from the Board of Health. This will centralize the responsibility for all of SPHNA's services in the Board of Health as well as identify the total expense of these services in one cost center instead of three. We also recommend that the Framingham Mental Health account be placed under the Board of Health. This will pull together all health services under the Board of Health.

Mr. Richard O. Bell moved that line item 800-71 be reduced to zero, and that the total under the 800 account be reduced by \$18,572.00.

In support of his amendment, Mr. Bell stated that the Audubon Society contends that any spraying program will breed mosquitoes immune to pesticide. Sooner or later there will be no way to handle a genuine epidemic of encephalitis or heart worm disease because the carriers will have become totally resistant. After twenty-five years of continuous spraying, mosquitoes have become immune or resistant to all common public health mosquito-cides. The Society further says that the casual fogging or spraying does not control. The adult mosquito population is knocked down for a few days and then promptly builds up again. Towns such as Lincoln and Littleton have terminated their programs and reportedly have not been especially afflicted with mosquitoes.

After discussion, Mr. Bell's motion was defeated.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$86,274.00 FOR ALL ITEMS IN ACCOUNT 800, HEALTH, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 800 IN ARTICLE 9.

ARTICLE 9: 900 VETERANS' BENEFITS

18 MONTHS	EXPENSES 1970-1	EXPENSES 1971-2	REQUESTED 1973-4	RECOMMENDED 1973-4
900-11 Agent's Salary	1,542	1,812	2,000	2,000
900-21 General Expense	142	241	525	350
900-61 Benefits	<u>22,861</u>	<u>7,120</u>	<u>15,000</u>	<u>15,000</u>
900 TOTAL	24,545	9,173	17,525	17,350

Finance Committee Report: Historically, the benefit funds in this account have been well managed by the agent to meet the Town's objectives and to protect the Town's finances. With a small change to reflect previous rates of expenditure in General Expense, the Finance Committee recommends approval.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$17,350.00 FOR ALL ITEMS IN ACCOUNT 900, VETERANS' BENEFITS, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 900 IN ARTICLE 9.

ARTICLE 9: 950 UNCLASSIFIED

950-11 Blue Cross/Shield	74,713	83,070	150,000	150,000
950-12 Life Insurance	4,141	3,714	5,000	5,000
950-21 Fidelity Bond	1,644	2,460	2,400	2,000
950-31 Casualty Insurance	66,211	79,957	100,000	90,000
950-41 Printing Town Report	15,196	14,812	8,500	8,000
950-51 Memorial Day	665	987	1,400	1,400
950-61 Veterans' Graves	112	260	400	400
950-71 Fire Pension	2,250	2,250	2,250	2,250
950-81 Reserve Fund	47,870	61,620	120,000	120,000
950-91 Hosmer House Contract	3,002	3,002	3,000	3,000
950-92 Communications Maint.	2,851	3,641	5,100	5,100
950-93 Hydrant Rental	19,215	19,985	30,975	30,975
950-94 Copying Service	--	--	6,000	3,000
950 TOTAL	237,870	275,758	435,025	421,125

April 2, 1973

Finance Committee Report: The major items in the Unclassified Account are Blue Cross/Shield, Town Insurance and the Reserve Fund. The Blue Cross/Shield costs continue to increase at an extraordinary rate. The eighteen-month estimate of \$150,000 is almost 30% above the 1972 appropriation on an annual basis. The Finance Committee is pleased to note that the Town's insurance has been reviewed by a study committee appointed by the Selectmen and the implementation of their initial recommendations has already produced a more cost effective insurance program. The Reserve Fund request of \$120,000, a significant increase over last year's Reserve Fund of \$60,000, is based on the Finance Committee's concern over the possible uncertainties and unforeseen circumstances implicit in this eighteen-month budget period.

The copying service is a new account to consolidate copying costs for most Town boards and committees in an attempt to establish better control. The \$3,000 budget recommendation is substantially more than the identifiable accumulated total of last year's individual copying accounts and, in the opinion of the Finance Committee, represents an adequate level for this more tightly controlled function.

During 1972 the Finance Committee approved the following requests for transfer from the Reserve Fund:

<u>300 PROTECTION OF PERSONS AND PROPERTY</u>	<u>\$ 3,934.34</u>
Fire Department - Overtime	\$ 981.34
Police Department - General Expense	1,353.00
Dog Officer - General Expense	1,500.00
Conservation Commission - Clerical Salary	100.00
<u>400 HIGHWAY DEPARTMENT</u>	<u>22,591.63</u>
Uniforms	1,081.50
Machinery	1,000.00
Snow & Ice	15,500.00
Goodman's Hill Drainage Art. 53 1972 ATM	5,010.13
<u>500 GENERAL GOVERNMENT</u>	<u>17,369.74</u>
Selectmen - Overtime	725.00
- General Expense	3,071.78
- Town Hall Maintenance	7,073.97
- Centre School Maintenance	1,900.00
- Loring Parsonage Maintenance	210.62
- Travel	200.00
Law - General Expense	3,000.00
Assessors - Salaries	683.46
Town Clerk & Registrars - Elections	404.91
Historic District - Clerical Salary	100.00
<u>700 PARK & RECREATION</u>	<u>10,606.80</u>
Salaries	4,000.00
General Expense	155.00
Maintenance	3,610.00
Program Expense	100.00
Truck Purchase Art. 42 1972 ATM	291.80
Haskell Land Option	2,450.00
<u>800 HEALTH</u>	<u>1,000.00</u>
Mosquito Control	1,000.00
<u>950 UNCLASSIFIED</u>	<u>4,497.49</u>
Casualty Insurance	2,749.49
Radio Communications	1,748.00
<u>TOTAL AMOUNT TRANSFERRED</u>	<u>\$60,000.00</u>

Mr. Ronald Blecher further reported to the meeting for the Finance Committee as follows:

The two changes are very direct. The \$3,000.00 on Blue Cross/Blue Shield merely reflects a better estimate of the rates as compared to what we had when we first filed the report. It is \$3,000.00 out of \$150,000.00.

The other one is not a new item. The County Assessments item is being called out specifically as an appropriation for that amount on the advice of Town Counsel. It is not a new amount of money.

April 2, 1973

For the Board of Selectmen, Mr. John E. Taft moved to amend item 950-94, Copying Service, to \$5,000.00, and that the total appropriation to be raised for account 950 be increased to \$559,326.35.

In support of the amendment, Mr. Taft reported as follows:

CHART F

TOWN HALL COPIER

<u>USAGE</u>		
January 1 - March 26	----	10,417 copies
Average over 18 months	----	3,000/month
<u>COST</u>		
Actual	- January - March	
	Paper & Toner	\$1,291.84
	Rental (Apeco)	<u>145.26</u>
		\$1,437.10
	(Paper on Hand - \$532.80)	
Estimate	- April 1973 - June 1974	
	Bond Copier (up to 4,000/month) - \$225/month	
	13 months @ \$225	\$2,925.00
	Installation	<u>200.00</u>
		\$3,125.00
	Apeco Copier	
	Rent (5 months @ \$48.42)	\$ 242.10
	Paper & Toner	<u>200.00</u>
		\$ 442.10
<u>TOTAL FOR 18 MONTHS</u>		
	\$1,437.10	
	3,125.00	<u>PLUS</u>
	<u>442.10</u>	1. BETTER COPIES
	\$5,000.00	2. BETTER CONTROL

The actual experience we are having in the Town right now is shown at the top of the chart. In the first three months, the Town Hall copier has been called on to make 10,417 copies. This is, of course, a peak time of year since we were getting ready for Town Meeting. We believe that it is conservative to estimate that we are going to average about 3,000 copies per month over the next eighteen months.

The actual cost in the first three months is a total of \$1,437.10. We have at the present time an inventory of paper on hand of about \$528.00. This is one of the problems when you have this kind of an account where you buy things in bulk and use them up over a period of time. We do have several months of paper supply on hand.

We estimate that for the period of April, 1973, to June, 1974, we can obtain a copier that can produce copies on bond paper instead of this zinc material. We have had some rather strong requests that we go back to a bond-type of copier similar to Xerox. We can rent a machine and get the necessary supplies that will give us up to 4,000 copies per month for \$225.00 per month. For thirteen months that is \$2,925.00 plus an installation charge.

We also have on hand at the present time an Apeco copier which has five more months and we own it. We use that in the Selectmen's office, an additional \$400.00. If you add these, \$1,437.00, \$3,125.00 and \$442.00 you get a grand total of \$5,000.00 for the eighteen-month period.

In addition, we will be getting better copies than we are getting now. We have had a rather strong complaint from the Town Clerk's office that it is difficult for her to use the copies we provide on the slick copier to provide copies to attorneys or to people in a lawsuit who need an attested copy. These copies end up in a court record. Also it is difficult to provide them for people like tellers who are checking people at the polls as it is difficult to turn the pages.

We feel also that we can set this new machine up to have a better system of control on it. We are running pretty much an open shop now on the copier, and we think we've gotten to the point where we are going to have to put an arrangement like a plug that comes out at 5 o'clock. We will then know who is copying what and when. It is nice to have a copier available to everybody, but it is also important to have some controls on it. The copies do cost about five cents per sheet.

We think it takes \$5,000.00 to get from here to June 30, 1974, and ask your support.

April 2, 1973

Mr. Blecher reported for the Finance Committee relative to the amendment as follows:

The Finance Committee considered the request of the Selectmen ahead of time. We got our number in a very simple way. This is the first year that copying has been isolated as a separate account. Clearly the intent is to try to get better control.

We looked at last year to see how much money was spent by copying accounts by the various independent departments. We could not come up to \$1,000.00. Even so, we took \$1,000.00 and multiplied by three and decided \$3,000.00 would be plenty.

We would like to see not only copying costs controlled, but the number of copies controlled.

It seems unwise to get two machines to control copies. We will own the Apeco very shortly on the basis of the rental. It seems like a very inappropriate time to buy another machine when we are trying to control the number of copies and the cost of copies.

We think that \$3,000.00 should be more than enough based upon past experiences. Let's give it eighteen months and see if it stands up to the test.

After discussion, the Selectmen's amendment was passed.

Mr. Powers of the Board of Selectmen then moved that a new item, 950-95, be added to account 950, Unclassified, to be entitled "Heritage Park" and that all such sums received by the Board of Selectmen as gifts for the Heritage Park project to be constructed on Town-owned land formerly owned by Neelon and Hosmer be accounted for under item 950-95 and in accordance with General Laws, Chapter 44, Section 53A, and that all expenditures of such funds shall be in accordance with said Section 53A.

Mr. Powers stated that this is not an account that requests you to spend money. This is adding a line item so the Town can receive money, and if you vote favorably on it, I would like to make a presentation to the Town following the vote.

Mr. Powers' amendment was passed.

He then presented to Mr. Toomey, Chairman of the Board of Selectmen, on behalf of the Revolutionary War Bicentennial Committee and on behalf of the people of Sudbury for construction of Heritage Park, the first \$3,000.00 that have been donated by the people of Sudbury.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$559,326.35 FOR ALL ITEMS IN ACCOUNT 950, UNCLASSIFIED, IN ACCORDANCE WITH THE ALLOCATION SET FORTH IN THE RECOMMENDED COLUMN FOR ACCOUNT 950 IN ARTICLE 9, AND, IN ADDITION, ADD A NEW ITEM, MIDDLESEX COUNTY RETIREMENT FUND, IN THE AMOUNT OF \$133,201.35, AND THAT BLUE CROSS/BLUE SHIELD, ACCOUNT 950-11, BE INCREASED TO \$153,000.00, AND THAT ITEM 950-94, COPYING SERVICE, BE INCREASED TO \$5,000.00, AND THAT A NEW ITEM, 950-95, BE ADDED TO ACCOUNT 950, UNCLASSIFIED, TO BE ENTITLED "HERITAGE PARK", AND THAT ALL SUCH SUMS RECEIVED BY THE BOARD OF SELECTMEN AS GIFTS FOR THE HERITAGE PARK PROJECT, TO BE CONSTRUCTED ON TOWN-OWNED LAND FORMERLY OWNED BY NEELON AND HOSMER, BE ACCOUNTED FOR UNDER ITEM 950-95, AND IN ACCORDANCE WITH GENERAL LAWS, CHAPTER 44, SECTION 53A, AND THAT ALL EXPENDITURES OF SUCH FUNDS SHALL BE IN ACCORDANCE WITH SAID SECTION 53A.

UNANIMOUSLY VOTED: THAT THE TOWN ESTABLISH THAT ALL WAGE AND SALARY INCREASES OVER THE 1972 RATES OF PAY OR COMPENSATION ESTABLISHED UNDER ARTICLE 9 IN THE WARRANT FOR THIS MEETING SHALL BE EFFECTIVE AS OF MAY FIRST, 1973, AND THAT ALL AUTOMOBILE MILEAGE SHALL BE PAID AT THE RATE OF 12¢ PER MILE UPON SUBMISSION OF A PROPER VOUCHER; AND THAT WITH THE EXCEPTION OF ACCOUNTS 110 SUDBURY PUBLIC SCHOOLS, 130 LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT, AND 140 MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL DISTRICT, ALL ITEMS IN ALL OTHER ACCOUNTS HAVE BEEN VOTED AS SEGREGATED ITEMS FOR ACCOUNTING AND EXPENDITURE PURPOSES.

The meeting adjourned at 11:40 P.M. to April 3, 1973.

PROCEEDINGS

ADJOURNED ANNUAL TOWN MEETING

April 3, 1973

The Moderator called the meeting to order at 8:00 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

He then read the Consent Calendar as distributed at the previous session.

UNANIMOUSLY VOTED: TO TAKE UP OUT OF ORDER, TOGETHER AND IMMEDIATELY,
THE FOLLOWING ARTICLES ON THE CONSENT CALENDAR: 12, 15, 16,
17, 25, 32, 36, AND 37.

UNANIMOUSLY VOTED: IN THE WORDS OF THE MOTIONS AS DISTRIBUTED.

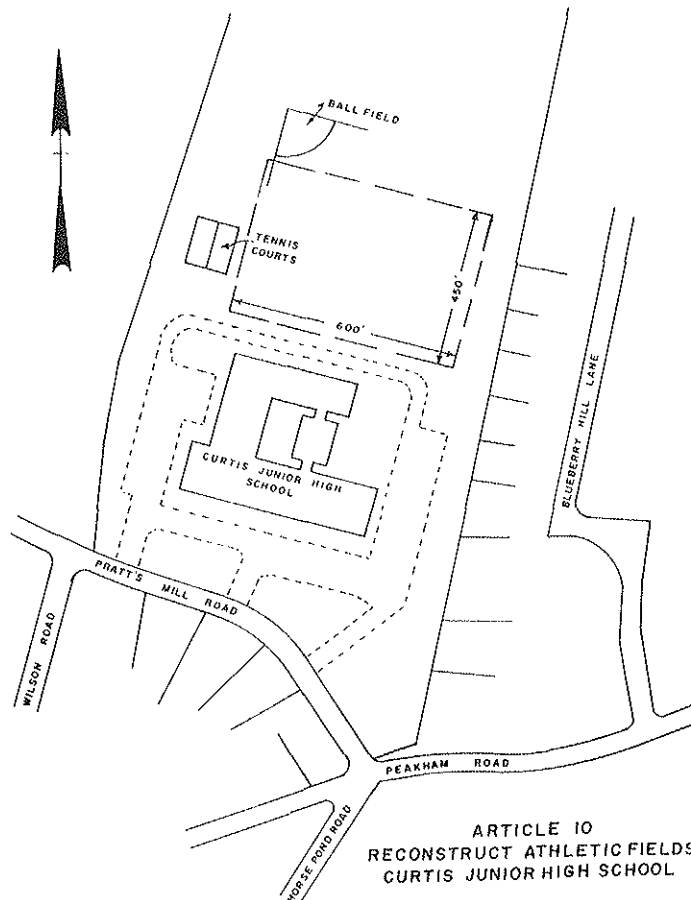
(See individual articles for motions voted.)

The Moderator announced that discussion would be in order under Article 10 concerning both Article 10 and Article 11 since they are on subjects that are related to each other. Following the disposition of the motion under Article 10, we will have a motion under Article 11. Debate will not be permitted under that motion because we will already have said everything possible under Article 10. We will proceed to an immediate vote under Article 11 after the motion on it.

ARTICLE 10: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$15,000.00, or any other sum, to be expended under the direction of the School Committee, for the reconstruction of the athletic fields at the Ephraim Curtis Junior High School, or act on anything relative thereto.

Athletic
Fields -
Junior
High
School

Submitted by the Sudbury School Committee.



April 3, 1973

Sudbury School Committee Report: (Mr. Alfred C. Cron)

When we added the additions on both the Noyes and the Curtis Schools, due to what was anticipated as the cost for completing the athletic fields, the School Committee elected to withdraw both athletic field reconstructions from the article. What was presented to the Town Meeting in 1967 and in 1970 was essentially two construction projects without any work done in the athletic fields. The athletic part of the program was submitted to the State, and if both these articles pass, this money is also reimbursed under the current building project.

At that time, reconstruction of the Noyes fields was estimated at something around \$150,000.00, and at Curtis something over \$40,000.00. What we anticipate doing now are sums in an amount of \$15,000.00 and \$70,000.00. The money that we are asking to use for this has already been appropriated. We will be taking money back that has been left over in the current construction project.

When these two projects went out to bid, there was a sum carried for contingency to cover such eventualities as ledge, unforeseen conditions with water, etc. Due to the great work of the Permanent Building Committee, there is sufficient money left over in these accounts to allow reconstruction of both athletic fields without any further financial burden on the Town.

Behind the Curtis Junior High School we have two ball fields and a large play area which is used for soccer and other sports. The field is very lumpy, and slopes downhill drastically. In the words of our staff, it is a "very unsatisfactory play surface".

What is proposed is to relocate the two ball fields, level the area and grass it to make a satisfactory play area. This is not really a major job.

Part of the area around the Noyes School was originally a tennis court. It has been used as a basketball court. It has a very rough surface and is used right now for parking.

The limit of construction of the current addition is essentially around the school. The old ball field, which is located so that the third base line actually goes over the busses, is highly unsatisfactory, and the field is in very poor condition. The busses are currently parked on what was the old stump dump. It has been filled back to the stream.

In addition, there is a remaining building that was used for fire training and another building that stored the flammable fuel.

The area is in the Historic District, and there is great concern that the back end is a conservation area.

The attempt in development of this site was to take all these factors into consideration, retain the general contour and character of the land, not to infringe upon the watershed and not to infringe upon the Historic District.

The first part of the proposal is to remove the two unsightly buildings in the area near the pond, level and grass the area for use just as a grassed play area. We propose to move the busses back to the edge of the filled area and park them at an angle so they will take up less width. This will allow us to take up the tar and sand paved area, relocate a new baseball field in the north part, a soft ball field in the south, with a play area, essentially a soccer field, midstream. In addition, we would take out the old tennis court, change the contour of the road to make it easier for busses to go around, and enlarge the parking behind the Town Hall slightly.

Mr. Cron then showed a series of slides of the Noyes area to illustrate the proposed plans.

Finance Committee Report: Recommend approval.

After discussion, it was

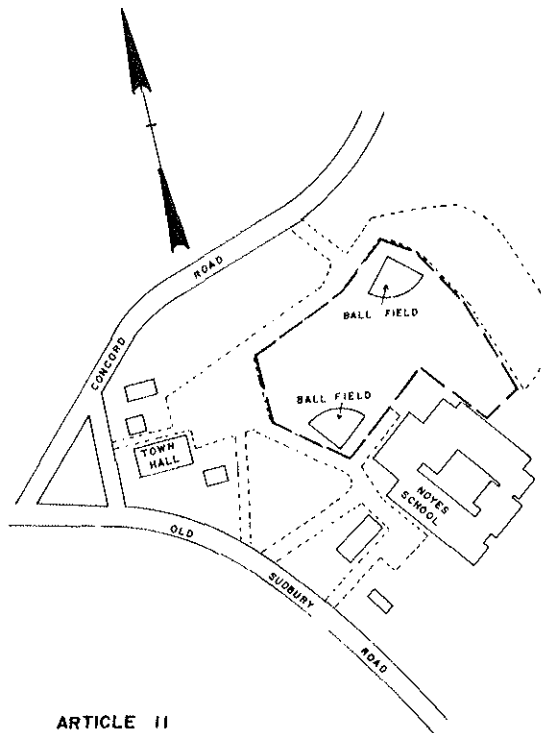
VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$15,000.00 FROM THE STABILIZATION FUND INCLUDING THE CURTIS JUNIOR HIGH SCHOOL AND NOYES SCHOOL ACCOUNTS TO BE EXPENDED UNDER THE DIRECTION OF THE SCHOOL COMMITTEE FOR ADDITIONAL SITE WORK FOR THE EPHRAIM CURTIS JUNIOR HIGH SCHOOL BUILDING PROJECT.

In Favor - 413; Opposed - 4. (Total - 417)

April 3, 1973

ARTICLE 11: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$70,000.00, or any other sum, to be expended under the direction of the School Committee, for the reconstruction and development of athletic fields and parking at the Peter Noyes School, or act on anything relative thereto.

Athletic Fields and Parking -
Noyes School
Submitted by the Sudbury School Committee.



**ARTICLE 11
RECONSTRUCT ATHLETIC FIELDS+
PETER NOYES SCHOOL**

Sudbury School Committee Report: When the Peter Noyes School addition was presented to the Town, site development was not included. This article will allow necessary athletic fields to be developed to serve the 900 students attending Peter Noyes School and for improvement in parking and traffic flow for increased safety. Sufficient contingency funds rest within the construction account. However, since this work is also outside the scope of work authorized by the Town, it requires further authorization.

Finance Committee Report: Recommend approval.

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$62,000.00 FROM THE PETER NOYES ADDITION ACCOUNT AND APPROPRIATE AND TRANSFER THE REMAINING BALANCE OF APPROXIMATELY \$8,000.00 FROM THE STABILIZATION FUNDS INCLUDING THE CURTIS JUNIOR HIGH SCHOOL AND NOYES SCHOOL ACCOUNTS TO BE EXPENDED UNDER THE DIRECTION OF THE SCHOOL COMMITTEE FOR ADDITIONAL SITE WORK FOR THE PETER NOYES BUILDING PROJECT.

April 3, 1973

ARTICLE 12: To see if the Town will vote to amend Article V of the Town Bylaws, entitled: "Public Safety", by adding a new Section 18 to read as follows:
Public Safety -
Excavations "Section 18. Any person excavating land or any person in charge of such excavation and the owner of land which has been excavated, shall, within two days after such person has been notified in writing by the Selectmen or the Building Inspector that in the opinion of the Selectmen or the Building Inspector such excavation constitutes a hazard to public safety, erect barriers or take other suitable measures to eliminate such hazard. The penalty for violation of this section of the Sudbury Bylaws shall not exceed \$200.00 per day for every day such person is in violation of such notice, commencing with the fourth day thereof."
Art. V
or act on anything relative thereto.
Submitted by the Building Inspector.

Building Inspector Report: Enactment of this bylaw would, no doubt, put an end to the many hazardous excavations that have plagued Sudbury over the years.

Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 12 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 13: To see if the Town will vote to amend Article V of the Town Bylaws, entitled: "Public Safety", by adding two new sections at the end thereof, to be numbered by the Town Clerk, to read as follows:
Public Safety -
No Snow or Water on Streets "Section _____. No person shall move or remove snow or ice from private lands upon any public street, walkway, or common land of the Town in such a manner as to obstruct or impede the free passage of vehicular or pedestrian traffic upon the street, walkway, or common land of the Town unless he has first obtained a permit therefor issued by the Highway Commission."
Art. V "Section _____. No person shall, during the period from November 15 to April 15, inclusive, discharge or pipe, or cause to be discharged or piped, any ground water onto a public street, walkway or common land of the Town unless he has first obtained a permit therefor issued by the Highway Commission."
or act on anything relative thereto.
Submitted by the Highway Commission.

Mr. Edward G. Hughes of the Highway Commission moved that the Town amend Article V of the Town Bylaws, entitled: "Public Safety", by adding two new sections at the end thereof, to be numbered by the Town Clerk, to read as printed in Article 13 of the Warrant for this meeting.

Highway Commission Report: This article is submitted in accordance with the Commission's desire to promote public safety in addition to improving snow removal operations and reducing the costs incurred in sanding and salting operations.

Mr. Edward J. Blaine, Jr., Highway Superintendent, further reported to the meeting for the Highway Commission as follows:

The reason for the article is quite obvious. Many times after the Highway Department has plowed a street, the contractor hired by some private individual with a driveway, plows the snow back out into the street. We get a call from an irate citizen that the street has not been plowed. This also causes accidents which can be verified by the Police Department.

In the instance of the water being discharged upon the public way, this is not an effort to penalize anyone. A permit may be obtained from the Highway Commission. This means that the Department would, upon application, go out and investigate the individual problem, assess it, and make recommendations to the Commission. In the event that existing drainage is available to the immediate area of the problem, the Highway Commission is of the opinion that the Department would make a connection from the discharge water pipe to the existing drain.

April 3, 1973

Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 13 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

Mr. Edward A. Plumley moved to amend the second part of the article by adding at the end, "This prohibition shall not apply to existing drainage rights and easements including rights and easements which have existed for over five years."

In support of his amendment Mr. Plumley stated that there are a great number of us who have lived in Sudbury for a great number of years. We have drainage problems in our cellars, some of which require pumping and some of which do not. There is no stream, or any other place, to put the water except on the edge of the Town streets. In some cases there is a drainage system in the street and sometimes there is not. This is a situation that cannot be taken care of by the land owner.

After considerable discussion, Mr. Plumley's amendment was defeated.

Upon a motion made by Mr. Taft, it was

VOTED: THAT THE MOTION MADE UNDER ARTICLE 13 BE DIVIDED BY CONSIDERING THE TWO BYLAW SECTIONS THEREIN SEPARATELY.

The Moderator announced that the vote was well more than the required two-thirds.

VOTED: THAT THE TOWN AMEND ARTICLE V OF THE TOWN BYLAWS, ENTITLED: "PUBLIC SAFETY", BY ADDING A NEW SECTION AT THE END THEREOF, TO BE NUMBERED BY THE TOWN CLERK, TO READ AS FOLLOWS:

"SECTION __. NO PERSON SHALL MOVE OR REMOVE SNOW OR ICE FROM PRIVATE LANDS UPON ANY PUBLIC STREET, WALKWAY, OR COMMON LAND OF THE TOWN IN SUCH A MANNER AS TO OBSTRUCT OR IMPEDE THE FREE PASSAGE OF VEHICULAR OR PEDESTRIAN TRAFFIC UPON THE STREET, WALKWAY, OR COMMON LAND OF THE TOWN UNLESS HE HAS FIRST OBTAINED A PERMIT THEREFOR ISSUED BY THE HIGHWAY COMMISSION."

Mr. Walter J. Griffin, moved to table the second section of Article 13. Mr. Griffin's motion was defeated.

After discussion, Mr. William J. Cossart moved Indefinite Postponement.

VOTED: INDEFINITE POSTPONEMENT ✓SECOND SECTION OF ARTICLE 13✓.

ARTICLE 14: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$40,000.00, or any other sum, to be expended under the direction of the Highway Commission, to hire a consulting engineering firm for the purpose of providing the Town with a Master Drainage Plan, or act on anything relative thereto.

Master
Drainage
Plan

Submitted by the Highway Commission.

Highway Commission Report: (Mr. Ronald P. Espinola)

I think in view of the discussion that preceded this article, there is no question about the drainage problems that we have in Town. Many residential and business properties in Town have been plagued by frequent and severe flooding, and poor drainage is a major Town problem.

Many of the drainage problems result either because the original systems were designed for much smaller population and are now overloaded, because they serve very localized areas, or because there are many areas that have no drainage systems whatsoever. The cure for many of the individual drainage problems is extremely expensive.

We have had a number of people make presentations at Commission meeting, and the cure for individual home owners drainage problems can run as high as \$10-15,000.00. Obviously the Town cannot afford to cure everybody's problem at that price.

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It is also obvious that present drainage problems can only increase in severity as the Town is further developed because we will lose the natural sponge as we lose vegetation, trees and grass with subdivision development. We will lose it as additional impervious surfaces, such as roofs, roads, walkways, etc., are added. There is no place for the water to go except to the decreasing leaching areas.

A subsequent article relating to reconstruction of Old Lancaster Road will be moved for Indefinite Postponement by the Highway Commission because engineering estimates indicate that the drainage alone for that project would run \$65,000.00.

We expect the following outputs from the proposed study: field surveys which will indicate the existing structures and drainage areas; a summary of all the existing structures; detailed hydrological studies and computations which will be of great value in designing improved systems; investigations of the capacity and properties of existing systems; preliminary designs of recommended improved systems; as well as cost estimates for major pieces of a Town-wide drainage system.

In addition, one of the more important outputs of the study will be an assessment of the environmental impact which will be necessary for both the Highway Commission and the Conservation Commission in their assessment of the way the proposed drainage system does or does not conform to the Wetlands Protection Act. Finally, the consultant will be asked to assess possible Federal and State funding for the proposed construction.

In summary, drainage is a major Town problem. We can only afford to cure the problem by looking at it Town-wide rather than street-wide. We felt that the drainage master plan would provide a basis for orderly planning and implementation of the drainage systems that will be necessary to cure many of the problems we have heard about tonight and will continue to hear about, at considerably lower cost than doing it piecemeal fashion. This article was supported by the Highway Commission, the Board of Health, the Board of Selectmen and the Planning Board.

Finance Committee Report: Experience with the drainage problems of Goodman's Hill Road and other roads in Sudbury indicates a vital need for an overall surface water drainage study by an experienced consulting engineering firm. The Finance Committee concurs in this proposal and urges that the proposed work be coordinated with previous studies made by the Conservation Commission in order to take advantage of all available data, including "wetlands", etc. Recommend approval of the requested \$40,000.

After considerable discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$40,000.00 TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY COMMISSION, TO HIRE A CONSULTING ENGINEERING FIRM FOR THE PURPOSE OF PROVIDING THE TOWN WITH A MASTER DRAINAGE PLAN.

ARTICLE 15: To see if the Town will vote to amend Article 1 of the Sudbury Bylaws entitled: "Town Meetings", by amending Section 3 to read as follows:

Posting
Town
Meetings
Art. I

"Section 3. Notice of every Town Meeting shall be given by posting printed attested copies of the warrant therefor at the Town Hall and such other places as the Selectmen deem appropriate, but not less than three in each precinct, and not less than a total of twelve in the Town, at least seven days before the time appointed for such meeting. In case of a Special Town Meeting the Town Clerk shall give or cause to be given, by delivering at each dwelling or mailing to each householder in the Town, a notice of such meeting at least seven days before the time appointed therefor.",

or act on anything relative thereto.

Submitted by Constable Francis E. White.

Constable Report: Because of the precincting of the Town, the 18 year old voters and because the railroad stations are no longer being used, we should update notifications to the voters accordingly.

Finance Committee Report: This article would up-date and modernize the Town's Bylaws re the posting of official notices for Town Meeting. Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 15 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

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UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 16: To see if the Town will vote to amend Article III of the Town Bylaws by deleting Section 1 and by renumbering Section 2 through 11, inclusive, to Section 1 through 10, inclusive, or act on anything relative thereto.
Delete
Fiscal
Year
Bylaw Submitted by the Board of Selectmen.

Art. III

Board of Selectmen Report: The State laws have been changed so that the financial year for the Town will no longer commence on January 1st of each year, as set forth in Section 1 of Article III. It is recommended that Section 1 of Article III be deleted because it is in conflict with the State General Laws and is no longer required. The renumbering simply adjusts the article to the suggested deletion. The Board of Selectmen recommends approval.

Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 16 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 17: To see if the Town will vote to make the following technical corrections in the Bylaws:
Correct
Bylaws - 1. In Article V: Public Safety, Section 12; delete in the second
Public Dump line the number "11" and substitute therefor the number "10".
and 2. In Article IV: Finance Committee, reenact Sections 1 through 6,
Finance inclusive, as printed in the present edition of the Town Bylaws,
Committee on file in the Town Clerk's office, and delete all other sections
Art. V thereof,
Art. IV or act on anything relative thereto.
Submitted by the Town Clerk.

Town Clerk Report:

- 1) An amendment to Article V voted in 1958 renumbered former Section 11 to Section 10. However, the reference in Section 12 was not changed to conform to the new numbering.
- 2) Under Article 11 of the 1941 Annual Town Meeting, Article IV of the Bylaws was revised and contained 8 sections. Article 37 of the 1947 Annual Town Meeting again revised Article IV. However, through oversight only Sections 1 through 4 of the 1941 version were rescinded in the vote even though the 1947 revision contained new Sections 1 through 6 and did not contain Sections 7 and 8.

The above two changes in the Bylaws are only for the purpose of correcting technical errors. They make no substantive changes.

Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 17 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 18: To see if the Town will vote to amend Article IX of the Sudbury Bylaws, entitled: "Zoning Bylaw", as follows:

Multi-unit
Residence
District
Art. IX

First:

Section I, "General", paragraph A, "Purpose", by changing the title of paragraph A to read, "Purpose and Definitions", and after the first paragraph which ends in the words, "General Laws relating thereto", add a new paragraph as follows:

"For the purpose of clarification and understanding, the following list of definitions shall apply.

- (1) Multi-unit Residence Building: A building containing more than one (1) but not more than four (4) single family dwelling units.
- (2) Garden Apartment Unit: A single family dwelling unit, of one (1) or more rooms on one (1) floor but not necessarily having an entrance or exit on the ground level in a garden apartment building.
- (3) Garden Apartment Building: A structure of more than one (1) story but not more than three (3) stories containing garden apartment units grouped around one (1) or more central stairwell.
- (4) Town House Unit: A single family dwelling unit, attached by a party wall to another single-family dwelling, in such a manner that each unit has a floor at ground level and front and rear access to the outside at ground level.
- (5) Town House Building: A structure of one (1) or more, but not more than three (3) stories, containing town house units.
- (6) Building: Structure having a roof or cover for the shelter, housing or enclosure of persons, animals or property.
- (7) Dwelling: Any building, or part thereof, used for habitation for one (1) or more persons, but not including commercial accommodations for transient occupancy or trailers or mobile homes, however mounted.
- (8) Dwelling Unit: Any portion of a building consisting of one (1) or more rooms with cooking, living, sanitary and sleeping facilities arranged for the use of one (1) or more persons living together as a single housekeeping unit."

Second:

Section I, "General", Paragraph F, "Single Dwelling per Lot", by adding to the sentence ending in the words "for dwelling purposes", the following words "except as allowed under Section III, A, 2, "Multi-unit Residence Districts", and in Section II, A, by adding "9. Multi-unit Residents Districts - MRD."

Third:

Section III, A, "Residence Districts", by adding a new subsection "2" to read as follows:

"2. Multi-unit Residence Districts

In addition to the residential uses, limited to one single residence unit per lot, buildings containing more than one (1) but not more than four (4) dwelling units shall be allowed in Multi-unit Residence Districts, provided that:

- a. Each dwelling unit shall have two (2) exposures and two (2) separate exits. The floor of each dwelling unit shall not be located beneath the average finished grade of the site immediately surrounding the building.
- b. The density shall not exceed six (6) dwelling units per gross acre of lot area located within the Multi-Residence District.
- c. There shall be one off-street parking space of three hundred (300) square feet per dwelling unit plus one (1) such off-street parking space per bedroom up to a maximum of three (3) spaces per dwelling unit over and above that area needed for access roadways. No more than fifty (50) spaces may be allowed in any one parking lot, each of which shall be adequately screened from view from exterior streets by appropriate landscaping at least four (4) feet in height planted at the periphery of each lot. Parking spaces shall be delineated and

wheel stops or bumpers shall be placed at the head of each space. No parking spaces shall be located within thirty (30) feet nor beyond three hundred (300) feet of a building used for residential purposes and serviced by that parking area. No more than twenty-five (25) per cent of required parking shall be located in the front yard of the building served. For each two hundred and fifty (250) square feet of parking space placed within an enclosed structure, the gross floor area devoted to multi-family dwellings may be increased by one hundred (100) square feet. If all the required parking area needed for a building is placed within the building, the height regulation of Section IV, B, may be raised by ten (10) feet. No parking space shall be less than ten (10) feet in width.

- d. Each dwelling unit shall be supplied by a public water supply.
- e. Each multi-unit residence site and the improvements and buildings thereon shall be constructed and retained under a single ownership, which is defined as a group or association of individuals, or two or more individuals, or a partnership or corporation having a common undivided interest in the site, including the improvements and buildings thereon.
- f. All sewage treatment facilities shall be located on the site.
- g. All areas other than walkways, parking areas, access roads and paths, areas used for court games, buildings, utility areas or storage areas shall have appropriate landscaping of grass, shrubbery, trees, flowers or suitable ground cover indigenous to the area. Adjacent to, and for the length of each exterior wall of each principal building, there shall be a six (6) foot wide area of landscaping, except where there are building entrances. Adjacent to, and for the length of each lot line, there shall be a fifty (50) foot wide area of landscaping, except where there are driveway entrances. All such landscaping shall be indicated on the site plan required in Paragraph 1. below.
- h. There shall be two thousand (2000) square feet of usable common open space per dwelling unit. Usable common open space shall mean areas left substantially in a natural state or improved by landscaping and primarily designed and intended for the active and passive recreation of the occupants of the dwellings. Usable common open space shall not include street rights-of-way, open parking, or service areas, driveways, easements for above-ground utilities, laundry drying areas, required front yards, landscaped areas around the buildings or any other land deemed unsuitable by the Planning Board for reasons of excessive slope, poor drainage or unstable surface conditions.
- i. In cases of rental property, the owner shall be responsible for preserving and maintaining the site and the proper operation of the sewage disposal facility all for reasons of the health, safety and convenience of the residents. In cases of the sale of individual units, as in a condominium, there shall be included in the deed a requirement obligating the purchasers to participate in a non-profit homeowner's association and by paying assessments to the association to support the preservation and maintenance of the site and the proper operation of the sewage disposal facility, all for reasons of the health, safety and convenience of the residents. A copy of the organization of such homeowner's association shall be on file with the Town Clerk. A certificate which includes the names of officers of the association shall be filed with the Town Clerk within thirty (30) days after their election or appointment.
- j. All utilities shall be installed underground.
- k. If there is more than one (1) multi-unit residence building, garden apartment building or town house building on a site, there shall be at least twenty (20) feet between each structure. The only exception may be that no more than three (3) buildings may be interconnected by a covered walkway or breezeway for reasons of convenience and shelter from the elements, if such walkway will not impair the services of the building by emergency vehicles or equipment.
- 1. A site plan prepared in accordance with the provisions of Section V, A, has been submitted to, and been approved by, the Board of Selectmen.

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- m. Only accessory uses, for use by the inhabitants, their guests and employees, including such normal accessory uses as private garages, storage sheds, tennis courts, swimming pools, cabanas for swimming pools, and structures approved by Civil Defense authorities, for shelter from natural disasters or wars, but not including outdoor overnight storage of commercial vehicles, or the outdoor storage of unregistered vehicles, shall be allowed.
- n. The requirements of paragraphs a. through m. above shall govern housing for the elderly except as stipulated below:
 - (1) Housing for the elderly shall be defined as a building or group of buildings operated by the Housing Authority for the occupancy of family units of one (1) or more persons at least one-half of whom are sixty-five (65) years of age or older.
 - (2) Each dwelling unit shall have at least one (1) exposure and two (2) separate exits.
 - (3) The density shall not exceed twenty-four (24) dwelling units per gross acre.
 - (4) Maximum lot coverage by principal and accessory buildings shall not exceed fifty (50) per cent of the lot.
 - (5) There shall be one (1) off-street parking space for each two dwelling units.
 - (6) There shall be a minimum area of usable open space equal to no less than the total floor area of buildings used for residential purposes.
 - (7) There shall be a maximum of 24 units per building.

Fourth:

Section IV, B, "Schedule of Intensity Regulations", shall be amended to read as follows:

B. SCHEDULE OF INTENSITY REGULATIONS
(all dimensions in feet unless otherwise noted)

Gen. Use	District Designation	Minimum Lot Dimensions		Maximum Building Coverage (1)	Minimum Required Yard Dimensions		
		Area Sq.Ft.	Frontage Any St. or Way		Front (2) (depth)	Side (width)	Rear (depth)
Res.	Single Res."A"	40,000	180	40	35	20	30*
	Single Res."B"	40,000	180	40	35	20	30*
	Single Res."C"	60,000	210	40	35	20	30*
	Multi-Unit Res. MRD-	100,000	180	30	50	50	50
Bus.	Business BD-	none	none	60*	50	5*(4)	none*
	Lim.Bus. LBD-	none	none	60*	35	5*	none*
	Shop.Center SCD-	none	none	60*	100	75	75(5)
Res. &	Industry ID-	none	none	60	20*	30(4)	30(4)
	Lim.Ind. LID-	100,000	0	25	125*	50(4)	50(4)
Ind.	Research RD-	25 acres	200	15	200	100(4)	100(6)
	Ind.Pk.Dist. IPD-	100,000	none	25	125	50(4)	50(4)

*Subject to special qualifications in IV C. "Modifications and Exceptions".

- (1) Including principal and accessory buildings.
- (2) As measured perpendicular to nearest street or way line.
- (3) Vertical distance to ridge or highest point of roof.
- (4) Unless abutting a railroad siding.
- (5) In addition to parking area unless abutting a railroad siding.
- (6) Unless abutting a railroad siding or Town line.

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B. SCHEDULE OF INTENSITY REGULATIONS (CONTINUED)
(all dimensions in feet unless otherwise noted)

District Designation	Minimum Required Set Back Distance		Maximum Building Height (3)	
	Street Centerline	Residence Zone Bound (side-rear)	Stories	Feet
Single Res. "A"	65	none	2½*	35*
Single Res. "B"	65	none	2½*	35*
Single Res. "C"	65	none	2½*	35*
Multi-Unit Res. MRD-	75	none	2½	35
Business BD-	70	20	2	25
Lim. Bus. LBD-	65	20	2½*	35*
Shop. Center SCD-	125	100	2	25
Industry ID-	50	30	2	35
Lim. Ind. LID-	150	100	2	35
Research RD-	225*	150	2	35
Ind. Pk. Dist. IPD-	150	300	2	35

*Subject to special qualifications in IV C. "Modifications and Exceptions".

- (1) Including principal and accessory buildings.
- (2) As measured perpendicular to nearest street or way line.
- (3) Vertical distance to ridge or highest point of roof.
- (4) Unless abutting a railroad siding.
- (5) In addition to parking area unless abutting a railroad siding.
- (6) Unless abutting a railroad siding or Town line.

Fifth:

Section V, A, "Site Plan Approval", by adding after the words "No business" the following: ", multi-unit residence" in two places in the first sentence.

Sixth:

Section V, C, "Vehicular Access", by adding between the words "business" and "or" in the first sentence, the following:
", multi-unit residence".

or act on anything relative thereto.

Submitted by the Planning Board.

Mr. Eben B. Stevens of the Planning Board moved that the Town amend Article IX of the Sudbury Bylaws, entitled "Zoning Bylaw", as set forth in Article 18 in the Warrant for this meeting.

Planning Board Majority Report: (Mr. Stevens)

The Planning Board supports passage of this article in the belief that the provisions outlined would provide the Town with a useful tool that would:

1. Permit construction of the housing for the elderly with proper controls and standards.
2. Not impact Town services, especially schools, and, in fact, would be a financial gain for Sudbury.
3. Allow the balancing of the population makeup of Sudbury.
4. Not substantially change the character of Sudbury, and, in fact, if properly implemented, have less impact on the character of Sudbury than the present Zoning Bylaws.
5. Not allow the uncontrolled building of apartment units since each development must have a favorable two-thirds vote at a town meeting before the developer can proceed to obtain all the required permits.

For these reasons the Planning Board recommends passage of this article.

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Mr. Stevens continued the report as follows:

In reviewing the history of the whole subject of housing for the elderly, the Town has demonstrated a number of times that it recognizes a problem in this area and seems to indicate a desire to satisfy an obligation. The Planning Board, in taking that indication of an obligation, felt that it was obligated to present to the Town what it felt was the proper way of implementing it. That is why we conducted a housing study and had a consultant come up with an article, which was presented last year.

The Town voted that down.

This last January, at the Special Town Meeting, the Housing Authority came in with an exemption from all the Zoning Bylaws. The Town saw fit to vote that down. Now, we are back starting from ground zero.

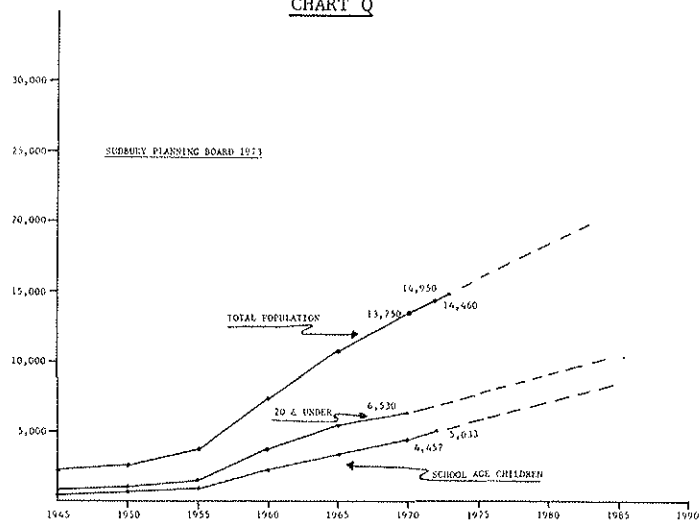
In this Town Meeting you have a choice - to go with the standards under the present article under consideration, or move to Article 26, which is exemption from the Town Bylaws. I think you have to make up your minds, or we will just walk away from the housing for the elderly subject. There is really no other alternative except an eminent domain proceeding, which the Housing Authority does not wish to do.

The recent cases before the Supreme Court under Chapter 774 have indicated that there is the mechanism of "snob zoning". I do not think this is what the Town wants to see happen or to encourage.

The Planning Board does not feel it is proper or right for the Town to set a precedent of avoiding the Zoning Bylaws, which is what would happen under Article 26. We think the Town should have in its Bylaws those standards and controls by which you can judge a given proposal. That is what Article 18 presents. It establishes standards and controls for your review of a given proposal. We think this is the responsible way.

It is our opinion that multiple unit housing, in general, means less roads, therefore less maintenance, less future maintenance and all the accessory costs. We see, in a number of local communities, that multiple-unit housing in general does not impact school systems as single dwelling units do. We think Article 18 is a tool that can be applied where you want it, when you want it, and the way you want it. We think it will provide a mechanism to help balance the character of this Town's population.

CHART Q



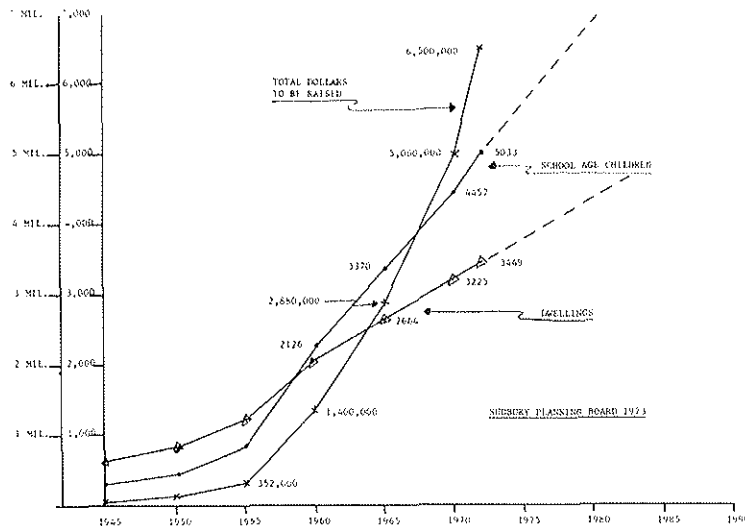
This is a graph of the population, adult, total population, 20 and under, and school age children, from 1945 through 1972. The dotted lines carry it on to the future. You will recognize the major impact on the Town costs are school costs

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It is our opinion that if this trend is maintained, your taxes are not going down. Your taxes are going to go up and continue to go up and up. We do not think that is a desirable picture. We think that the present Zoning Bylaw helps this trend and will maintain it. We have no mechanism presently under Zoning that will change that trend.

The Town of Sudbury is desirable. People like to move here. They are going to keep coming here. Even though the birth rate nationally is going down, that does not stop people from wanting to move here. When they move here they bring their children and that hits us.

CHART R



This is a graph showing houses, the school age children and the dollars to be raised by taxation since 1945. The trends are quite obvious. The housing rate seems to be 110 houses per year, and it has been for the last twelve years. We see no indication of a change. We try with our regulations to slow it down, but we are bound by State law. We think that Article 18 would give the Town a tool to create housing that does not impact the school system since it does not have a lot of children.

We do not say it will be perfect. But we think, based on trends in other communities and nationally, that the trend for smaller units for a number of people is desirable. We see nothing in our present Zoning Bylaws that will allow us to do that.

As a matter of fact, the cost of housing in this Town is something on the order of \$55-75,000 for new houses. There is no way to get an elderly family to move in there. We think Article 18 will allow us to create some housing that would try to balance out and increase the number of adults to the number of children.

We think this is desirable. We also think it desirable to have people in Town who, having raised their children here, stay here. Some will not want to stay because of the cost and problems of maintaining a house. They have no place to go. They do not qualify for housing for the elderly because of income level. We think it is desirable to have a longevity of our population.

The present Zoning Bylaw allows single dwelling units, single houses per lot. We have approximately 2,500 acres left of buildable land, which means about an 80% increase in the number of houses.

We do not think that a lot of people in this Town have moved here because it is rural. The present Zoning Bylaws are going to wipe that out. It is not going to be rural. It will be residential.

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The Planning Board is working on a major study, which we hope to present next year, of a major land acquisition program to try to give the Town the ability to control its destiny, to control its ultimate population. The numbers that we are now coming out with indicate that for every house in Town, the net cost to the Town is a minimum of \$400, if not over \$1,000 per year.

We think that Article 18 will allow the Town to have a tool that will create housing that will, instead of costing the Town money, generate money back to the Town.

Article 18 would also provide a possible alternative use for land other than business and commercial in those areas where we are looking at the impact of high road traffic expansion, such as the Neelon property under Article 35. The owner of that land has no other choice in his mind than to go for business. If we had Article 18, the Town would have a way of looking at the land or that type of use, a little higher density but still residential in character.

If you vote this article, no apartments are going to be built. They can't be. They can only be built if you vote it when a developer comes in for a particular piece of land and requests it to be rezoned. We are not going to get snowballed like Acton, Marlboro or Framingham. What happened there was that they had a carte blanche zone over the whole Town. All of a sudden they got a flood of permits. The control here is in your hands.

The Board is confident that you will use that control in the best interests of the Town. We think it is a useful tool, and we hope you will vote this article.

Planning Board Minority Report: (Mr. Edward W. Connors, Jr.)

At last year's annual town meeting, this apartment article was defeated, 217 to 196. The townspeople have expressed their desire to build elderly apartments, but not general apartments. This desire was made clear in the 1972 Planning Board Survey.

Last week I was elected to the Planning Board on a platform opposed to general apartments in Sudbury. Housing for the elderly with controls is desired by all the residents of Sudbury. The correct means of providing this is what we must decide on.

The 1971 Annual Town Meeting created the Sudbury Housing Authority and specifically charged them to provide housing for the elderly. The Sudbury Housing Authority, after innumerable hours of planning, has decided to apply for financing, using State programs administered by the Massachusetts Department of Community Affairs. The Department of Community Affairs opposed building standards for elderly housing which closely resemble those in Article 18. The State Building Code, which in the near future will apply to the whole State uniformly, will set the standards for construction.

The local Board of Health and the State Public Health Code will be in effect. The septic system must be approved by the State Department of Public Health and must comply with local Board of Health regulations. Sudbury's Building Inspector will be on the site regularly enforcing these standards.

The Selectmen, who will have to sign the contract for financial assistance, will be able to exercise controls over the final plans.

The Sudbury Housing Authority has agreed to submit final plans to the Planning Board for approval using Section n. of Article 18 as a guideline. A public hearing will be held by the Planning Board to review the completed site plan. And, if this is not enough, the Department of Community Affairs insists on Town approval of the plan before granting program money.

The Department of Community Affairs feels that such tools as eminent domain are unsuitable in towns the size of Sudbury, which only need small scale building projects.

Do we really need to open the Town to general apartments by passing Article 18 as a vehicle for providing elderly housing with controls? The low density apartments proposed in Article 18, six per acre, are high priced apartments. The addition of high priced apartments to Sudbury's housing stock continues the increase of high dollar investment per resident for housing in Sudbury and accelerates the exclusion of young married couples, retired couples, Town teachers, and Town employees. The addition of high priced apartments to Sudbury's housing stock is not an innovative approach to the problem of housing for families of varying sizes, income, racial or ethnic backgrounds, and will not allow the balancing of the population makeup of Sudbury.

I urge you to vote no on Article 18.

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Finance Committee Report: This is a resubmission, with minor changes, of an article defeated by the 1972 Annual Town Meeting. While we are sympathetic to the desire of the Planning Board to have a Multi-unit Residence Bylaw and recognize that the Bylaw would have no application until, and if, the Town approves an apartment zone or a variance, we are nevertheless opposed to this first step which might convey the impression that the Town approves apartments as a matter of public policy.

The Finance Committee continues to be opposed to apartments for Sudbury and recommends disapproval for the following reasons:

1. Possible major financial impact on schools, water, fire and police protection, library, recreational facilities and other Town functions and services.
2. Increased population density could accelerate the need for a sanitary sewer system, with major financial impact on the Town. The Board of Health reports in the five-year plan that the sewage problem is at a critical point in Sudbury.
3. Increased traffic.
4. Change in the character of Sudbury.

Mr. Karl E. Clough further reported to the meeting for the Finance Committee as follows:

We would like to add a few comments to the Finance Committee's report given in the Warrant. We refer the townspeople to Article 26, which is our position on this article. The Minority Report of the Planning Board more represents our position.

Board of Health Report: (Dr. James J. Healy)

The Board of Health has no official position on the relative merits of old versus young, versus whatever other group of people we are talking about in apartments. We don't dislike anybody, and contrary to widely held opinion, we hate almost nobody.

The story on apartments from the standpoint of the Board of Health is a very simple one. We think you should be made aware of the problems that come with apartments when we are limited to subsurface sewage disposal. Anyone who has not yet had the pleasure of having a septic system fail is very fortunate. Those of you who have had the pleasure will realize that any subsurface sewage disposal system is programmed to fail. They will all fail.

The problems inherent in the large systems, whether they be for apartments, whether they be for Star Market, whether they be for any large use such as those I've mentioned, is that you are requiring the ground to absorb an inordinate amount of fluid in a very rapid period of time and over a somewhat limited dispersing area.

If the area in question for use by apartments were used for single residence homes, we will call the load to the aquifer one. Depending upon the density allowed by apartments, this load would go to a minimum of three and up to a maximum of ten. Using the analogy of your own system, I doubt that there are too many people in the hall who would be happy to see their system forced to do three times as much as it is now doing, and if there are any so brave, I doubt there are any who would vote for ten.

This is the position the Board of Health takes. It is not only for apartments. It is not only for this particular piece of property. The position of the Board is that any high intensity usage will only hasten the day when the whole system could very easily come crashing down around our ears.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 18 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

After considerable discussion, the motion to amend the Zoning Bylaw as set forth in Article 18 was defeated.

In Favor - 182; Opposed - 307. (Total - 489)

April 3, 1973

ARTICLE 19: To see if the Town will vote to instruct the Town Accountant and the Board of Selectmen to include in the Town Accountant's annual report for publication in the Town Report a detailed listing of the amounts paid to employees of the Town commencing with the Town Report for the year 1973. Said report to include the employee's name, department, gross regular wages and gross overtime or extra income wages paid during the fiscal year 1973 and each fiscal year thereafter. The term employees shall mean all employees, whether elected or appointed, of the Town of Sudbury, or act on anything relative thereto.

Print
Wages

Submitted by Petition.

Mr. Frederick W. Welch, speaking for the Petitioners, moved that the Town instruct the Town Accountant and the Board of Selectmen to include in the Town Accountant's Annual Report a detailed listing of the total salaries paid to public employees who receive said salaries in whole or in part from Town funds raised by taxation of property. Said detailed listing to be published in the Annual Town Report commencing with the fiscal year 1973 and each year thereafter (except that if the Board of Selectmen shall deem it more expedient there need be only three such detailed listings prepared, one for use of the Finance Committee, one to be available at the Town Hall and one at the Goodnow Library during business hours). Said detailed listing to include the employee's name, department, gross regular wages and gross overtime or extra income wages paid during each fiscal year.

Petitioners' Report: (Mr. Welch)

This motion, if passed, would require the Town Accountant to prepare and publish in the Annual Town Report a listing of the individual salaries paid to employees of the Town including salaries paid to employees of the two regional school districts of which the Town is a member. The salaries or wages paid to Town or regional employees are, by law, public information. While those opposed to this motion will undoubtedly contend that this information is available upon request at the Town Hall or the regional school district office, it is obvious to the petitioners that if a large number of citizens were to request such data, it would significantly disrupt the normal business of our individual municipal departments.

Moreover, it is impractical to require citizens to take time from their individual professions or their children in order to inspect public records of the Town when these records could be published in capsule form thus eliminating inconvenience and possible financial hardship to the Town.

The total 1972 budget of the Town, less special articles and various aid categories, was \$7,954,847.00. Of that amount, 64.4% or \$5,121,534.00 represented salaries of Town or regional employees. If we apply the amount of salaries against the amount to be actually raised by taxation, namely \$6,600,000.00, we find that all but \$1,478,466.00 falls in the salary category. That, in fact, means that 77.6% of the total municipal budget voted by you is paid for personal services.

Another way of saying the same thing is comparing these figures to the tax rate. That shows that at our projected rate of \$44 per thousand, you spend \$34 per thousand in personnel costs, based upon \$150,000.00 per dollar of the tax rate.

We believe that you, the citizens of Sudbury, have a right to see in more specific terms how 77.6% of your taxes are spent. This article is a policy decision of the Town. It is up to you, the citizens of the Town, to decide whether you want to see this information in the form presented. This article gives you the opportunity to vote on that question.

Finance Committee Report: Our own experience leads us to agree that public records should be made more public. The usual privacy of private employment does not apply in the public sector. On the other hand, we believe that adequate publicity will be provided if the payroll records of all Town employees (including school and LSRHS employees) as requested in this article are made readily available at both the Town Clerk's office and the Goodnow Library. We recommend such action and disapproval of publication in the Town Report.

Board of Selectmen Report: (Mr. Toomey)

The Board of Selectmen opposes this article for a number of reasons. First, as Mr. Welch mentioned, most of this information is available in the classification plan in the front of your Warrant. Secondly, there is an additional cost to the Town of preparing this information and distributing it. We do not have the funds to do it right now. Thirdly, Mr. Welch's motion mentioned the fiscal year 1973. We have trouble with that. Is there a fiscal year 1973?

April 3, 1973

The Town Accountant has indicated that this would be a lot of additional work. The Chief of Police has indicated that the police do not particularly like to see their names and salaries listed. The Highway Department, I believe, has the same feeling. Our Engineering Department feels that as residents of the Town, the information is available in the form that people can read without listing names, addresses and salaries. For these reasons we oppose it, and we urge you not to vote for it.

After some discussion, Mr. Welch's motion was defeated.

Upon a motion made and seconded, it was,

VOTED: TO ADJOURN TO TOMORROW AT 8:00 P M. IN THIS HALL.

The Moderator announced that the motion had passed by more than two-thirds.

The meeting adjourned at 10:55 P.M.

PROCEEDINGS

ADJOURNED ANNUAL TOWN MEETING

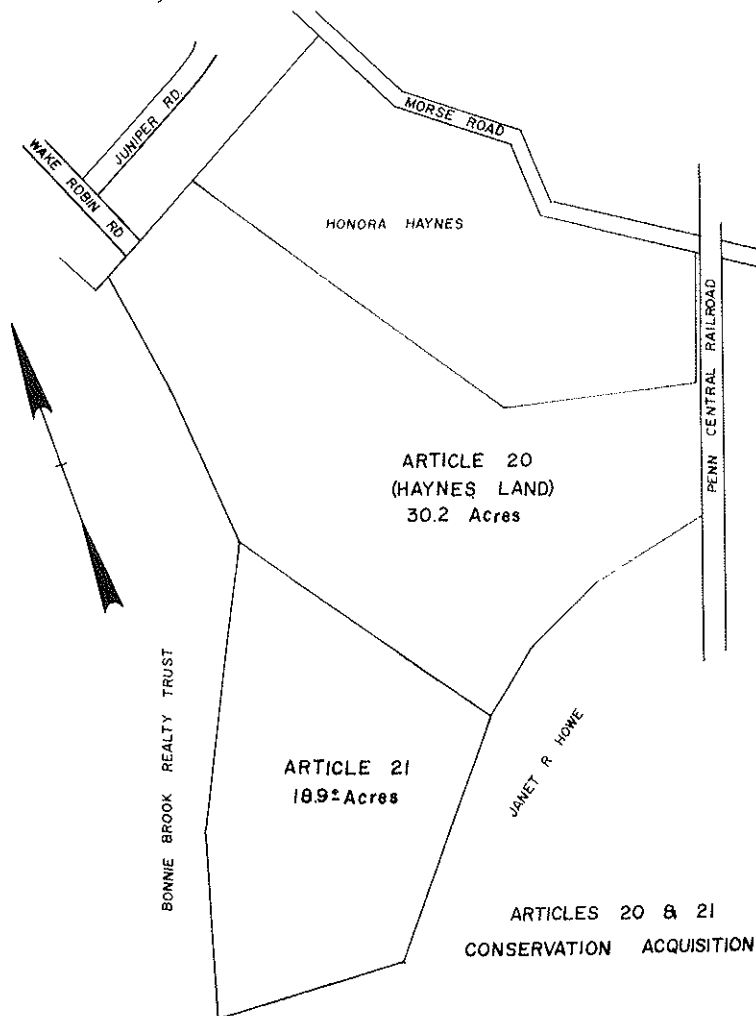
April 4, 1973

The Moderator called the meeting to order at 8:03 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

The Moderator announced that Articles 20 and 21 would be discussed together. A motion would be made under Article 20, but the debate would be on Articles 20 and 21 together. No debate would be permitted when the motion was made on Article 21.

ARTICLE 20: To see if the Town will vote to authorize and empower the Selectmen, upon the written request of the Conservation Commission, under the provisions of General Laws, Chapter 40, Section 8C, as amended, to acquire in fee simple, by purchase or by a taking by eminent domain, for conservation purposes, the land owned in whole or in part by Honora Haynes, shown as Parcel "A" on a plan entitled: "Compiled Plan of Land Sudbury Massachusetts to be acquired by the Conservation Commission", dated: January 24, 1973, by the Town of Sudbury Engineering Department, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, containing approximately 30 acres and being located on the south side of Morse Road, and to appropriate therefor, and all expenses in connection therewith, \$26,900.00, or any other sum, and to determine whether the same shall be raised by taxation, transferred from the Conservation Fund, provided by borrowing, or any combination of the foregoing, with all land acquired hereunder to be under the management and control of the Conservation Commission, or act on anything relative thereto.

Submitted by the Conservation Commission.



April 4, 1973

Conservation Commission Report: (Mrs. Margaret E. Langmuir)

I will address my remarks to the following four subjects: the money, the land, the ownership and the support for both articles.

The money first. We are not asking you to appropriate any funds that have to be raised by taxes. The money already exists in the Conservation Fund. We are asking for your approval to expend money from the Conservation Fund for these specific parcels so that we can qualify for 50% reimbursement under the State Self-Help Program. Under Article 20 we are asking for approval of \$26,900.00 for thirty acres. Under Article 21 we are asking for \$9,500.00 for nineteen acres. This is a total of \$36,400.00 for forty acres of land. A "yes" on both articles potentially returns \$18,200.00 to the Town's general fund through the Self-Help Program.

The two parcels in question are shown on our Open Space Plan that was State approved in 1971, designated as P-6, Mineway Brook Marsh. It is mainly low lying woodland. This spring it is probably three-quarters under water, serving the function of a water retention area and recharging the ground water supply. The area abounds in wildlife and birds year round. Trails can be developed for late summer, fall and winter use. There are several access points which can become part of this trail system.

Thanks to the Johnson Land Corporation, there are easements giving public access to the land from Maynard Road and from Morse Road. The parcels also have access from Morse Road at the railroad tracks and at Wake Robin Road.

Article 20 covers the thirty acres owned by Honora Haynes. If you have driven westward down Morse Road from Featherland Park, you are familiar with open fields to the south just after you cross the railroad tracks. Those are the horse pastures. The thirty acres of wooded area behind the pastures is what Miss Haynes has agreed to sell to us for \$26,900.00. This price is in line with the two professional appraisals we obtained.

In Article 21 we are dealing with 18.9 acres to the south. This landlocked piece of low land has not been assessed to anyone for the last twenty-eight years according to any records I have been able to find, presumably because no one knows who owns the land and to whom to send the tax bill.

Several months ago we asked Mr. Turner to make a thorough title search to find the owner so that we could negotiate with him. The title examiner has not found any owner of record. If there is still no owner by the time we are ready to acquire the land, the Town will clear title by an eminent domain taking based on the appraised value. The \$9,500.00 was established by an appraisal.

The Town gets title and the money is placed in a bank for a period of twenty years. If an owner appears within those twenty years, he gets the money. At the end of the twenty years, the money accedes to the State. In the meantime, the Town has acquired the land and hopefully, received the 50% reimbursement from the State.

Both articles have the support of the Finance Committee, the Long Range Capital Expenditures Committee, the Planning Board, the Board of Health, the Board of Selectmen, and the Sudbury Women's Club. We urge your support, too.

Finance Committee Report: Recommend approval.

UNANIMOUSLY VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN, UPON THE WRITTEN REQUEST OF THE CONSERVATION COMMISSION, UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 40, SECTION 8C, AS AMENDED, TO ACQUIRE IN FEE SIMPLE, BY PURCHASE OR BY A TAKING BY EMINENT DOMAIN, FOR CONSERVATION PURPOSES, THE LAND OWNED IN WHOLE OR IN PART BY HONORA HAYNES, SHOWN AS PARCEL "A" ON A PLAN ENTITLED: "COMPILED PLAN OF LAND, SUDBURY MASSACHUSETTS TO BE ACQUIRED BY THE CONSERVATION COMMISSION", DATED: JANUARY 22, 1973, BY THE TOWN OF SUDBURY ENGINEERING DEPARTMENT, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE, CONTAINING APPROXIMATELY 30 ACRES AND BEING LOCATED ON THE SOUTH SIDE OF MORSE ROAD, AND APPROPRIATE AND TRANSFER FROM THE CONSERVATION FUND THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH, \$26,900.00, WITH ALL LAND ACQUIRED HEREUNDER TO BE UNDER THE MANAGEMENT AND CONTROL OF THE CONSERVATION COMMISSION.

April 4, 1973

ARTICLE 21: To see if the Town will vote to authorize and empower the Selectmen, upon the written request of the Conservation Commission, under the provisions of General Laws, Chapter 40, Section 8C, as amended, to acquire in fee simple, by purchase or by a taking by eminent domain, for conservation purposes, the following described parcel:

Purchase
Land
Morse Road -
Conservation

Land situated on the south side of Morse Road, containing approximately 18.9 acres, shown as Parcel "B" on a plan entitled: "Compiled Plan of Land in Sudbury Massachusetts to be acquired by the Conservation Commission", dated: January 24, 1973, by the Town of Sudbury Engineering Department, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference,

and to appropriate a sum of money therefor, and all expenses in connection therewith, and to determine whether the same shall be raised by taxation, transferred from the Conservation Fund, provided by borrowing or any combination of the foregoing, with all land acquired hereunder to be under the management and control of the Conservation Commission, or act on anything relative thereto.

Submitted by the Conservation Commission.

(For diagram, see page 89.)

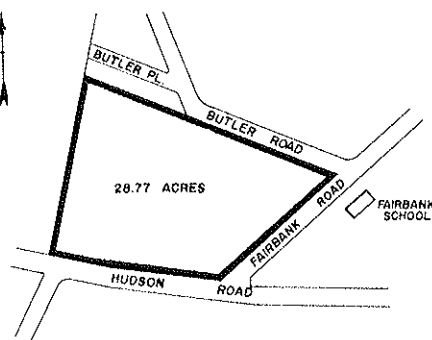
Finance Committee Report: Recommend approval.

UNANIMOUSLY VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN, UPON THE WRITTEN REQUEST OF THE CONSERVATION COMMISSION, UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 40, SECTION 8C, AS AMENDED, TO ACQUIRE IN FEE SIMPLE, BY PURCHASE OR BY A TAKING BY EMINENT DOMAIN, FOR CONSERVATION PURPOSES, THE PARCEL DESCRIBED IN ARTICLE 21 IN THE WARRANT FOR THIS MEETING (EXCEPT THAT THE DATE OF THE PLAN IS JANUARY 22, 1973), AND TO APPROPRIATE AND TRANSFER FROM THE CONSERVATION FUND \$9,500.00 THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH, WITH ALL LAND ACQUIRED HEREUNDER TO BE UNDER THE MANAGEMENT AND CONTROL OF THE CONSERVATION COMMISSION.

ARTICLE 22: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$7,000.00, or any other sum, to be expended under the direction of the Park and Recreation Commission, for the purpose of obtaining preliminary plans and general specifications for the development of a swimming pool and other necessary facilities, in connection with the pool, on the Haskell land, or act on anything relative thereto.

Swimming
Pool
Plans

Submitted by the Park and Recreation Commission.



ARTICLE 22- SWIMMING POOL

Mr. Ernest C. Trimper, of the Park and Recreation Commission, moved that the Town raise and appropriate \$7,000.00, to be expended under the direction of the Park and Recreation Commission, for the purpose of obtaining preliminary plans and general specifications for the development of a swimming pool and other recreational facilities on the Haskell land.

April 4, 1973

Park and Recreation Commission Report: (Mr. Trimper)

This wording is quite different from the wording in your Warrant. The Park and Recreation Commissioners have received many phone calls explaining that the interpretation by most people was that we were attempting to purchase a set of blueprints to give to a general contractor to build us a swimming pool. This is not the intent. This request for \$7,000.00 is to pay for a consultant, an expert, to develop a plan to best utilize the recreational potential of this land. The Park and Recreation Commission planned that the study emphasize a recommendation for the type, size, parking, the general area required, and the best location for a swimming pool, not for our 1973 or 1974 population, but for the population projected through 1990. In addition, this study will include the recommendation for other recreational activities, their location and the approximate time they should be provided. This is not a request to purchase plans for a swimming pool. Instead it is for a plan as to how best to develop the recreational potential of this land.

Finance Committee Report: The Park and Recreation Commission has an excellent five year plan for development of recreational facilities for Sudbury. This proposal to prepare preliminary plans for the design of a much needed swimming facility as well as another multi-purpose recreational area is an important step leading to their overall objective for the Town. Cognizant State agencies have informally indicated that we will receive 50% reimbursement of all monies spent on this outdoor recreational project. It is estimated that operational costs of the swimming facility will be offset by a suitable fee structure so that the financial impact on the annual Park and Recreation budget after completion should be minimal. The Finance Committee supports this article and recommends approval of \$7,000.00.

Board of Selectmen Report: (Mr. Toomey)

The Board of Selectmen supports this article. It is our understanding that the Long Range Capital Expenditures Committee projects construction of this facility in 1976.

Long Range Capital Expenditures Committee Report: (Mrs. Marjorie C. Huse)

The Long Range Capital Expenditures Committee does recommend expenditure of the planning funds so the construction of playing fields may begin without encroaching on the area that would be set aside for the swimming pool. However, the Committee does not expect to support any request for construction funds next year, if that request should be made.

After discussion, Mr. Trimper's motion was defeated.

In Favor - 202; Opposed - 207. (Total - 409)

ARTICLE 23: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$6,700.00, or any other sum, to be expended under the direction of the Park and Recreation Commission, for the purpose of developing and controlling a program for the youth of Sudbury to use a portion of the Frank Feeley Park for minibikes, or act on anything relative thereto.

Minibike
Program

Submitted by the Citizens Committee for a Minibike Program.

Mrs. Joan B. Paglieroni, speaking for the Citizens Committee for a Minibike Program, moved that the Town raise and appropriate \$6,700.00, to be expended under the direction of the Park and Recreation Commission, for the purpose of developing and controlling a program for the youth of Sudbury to use a portion of the Frank Feeley Park for minibikes.

Citizens Committee for a Minibike Program Report: (Mrs. Paglieroni)

The reason this article came into being is that, at the end of last year, when the Finance Committee finished allocating monies for different departments, the Park and Recreation budget had been cut considerably. Three-quarters of the \$6,700 is for salaries for two monitors on an eighteen-month budget. The balance is to construct some kind of passage from one piece of the property to the other because of a flood plain area in between.

Whether or not this piece of property is used for minibikes, the access route still has to be put in, and it is part of the Park and Recreation's five-year plan. This will have to be discussed, of course, with the Conservation Commission.

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The site was chosen because it is the only piece of land available that is Town-owned and governed by Park and Recreation. The program is one of safety first whereby two monitors will be there at all times. We have gotten permission from Chief Lombardi to have a walky-talky with a crystal insert with police radio frequency.

I think the Finance Committee is wrong in stating that few will benefit. This community is growing, and there will be more children who will enjoy this sport. The benefits will come when there are more accidents of motor cycles on the highways. The children involved in this program will ultimately become better cyclists. An added plus will be fewer police calls by irritated property owners.

I also think that the Finance Committee is discriminating in reason #2. There are other specialized areas of public park land use, such as baseball diamonds, tennis courts, horse rings, etc. Why shouldn't there be a special place for the use of minibikes. We are all involved in the same taxes.

Finance Committee Report: Although we are sympathetic to the need for an improved solution to the minibike problem, we are opposed to this plan for the following reasons:

1. We believe actual costs will exceed estimates and that the costs are excessive in relation to the few who will benefit.
2. We cannot justify specialized use of public parkland by an estimated 200 minibikers to the exclusion of citizens with other interests.
3. We are concerned about injury and its proper handling and also about Town liability.
4. The plan proposed for Frank Feeley Park poses several specific problems including access via private land and/or Conservation land and possible violation of the Wetlands Protection Act.

We believe a minibike program should be developed on private land by the young people involved and their parents.

Park and Recreation Commission Report: (Mr. Trimper)

As far as actual costs are concerned, we would like an access to the back part of the property that is so remote now that it is used by hunters and a few people that can get horses back to that particular parcel. There is a deep brook, and we would like, as part of this program, to put an access road over this brook to allow bringing in any type of vehicle, the maintenance vehicles of the Park and Recreation, a police vehicle, or a parent's vehicle. This will open the land for use to other citizens, use that could best be utilized by getting a vehicle back through this very dense underbrush.

We are concerned about injury and its proper handling, and also about Town liability. Park and Recreation feels quite certain that these problems can be met adequately and met easily. There are many programs sponsored in Town, participated in by children, using maybe not motorized vehicles, but skis, for example.

There is no problem as far as access via private land is concerned. This is Town-owned land. We have no intention of access via private property. With respect to possible violation of the Wetlands Protection Act, we feel quite certain that there are roads across wetlands everywhere in the State. Obviously, the roads that connect one town to another town cross wetlands.

We feel quite certain that access across a piece of wetland can be handled, specifically by our working with Conservation and other groups in town.

During the discussion of the article, it was brought out that the land proposed for the minibike program was not on land included in Frank Feeley Park but on land to the west of Raymond Road under the jurisdiction of the Board of Selectmen.

In response to a request for clarification, Town Counsel stated that the motion made under Article 23 limited the expenditure of money to a portion of Frank Feeley Park and that would be the only place the money could be expended. He also stated that he would rule that a motion to include other land would not be within the four corners of the article.

Mrs. Paglieroni's motion was defeated.

April 4, 1973

ARTICLE 24: (Since there were no unpaid bills at the time of the printing of this warrant, this article was withdrawn by the Board of Selectmen.)
Unpaid
Bills

ARTICLE 25: To see if the Town will vote to authorize the Treasurer, with the approval of the Selectmen, to borrow in anticipation of the revenue for the eighteen-month period beginning January 1, 1973, in accordance with General Laws, Chapter 44, Section 4, and acts in amendment thereof, and including in addition thereto, Chapter 849 of the Acts of 1969, as amended, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or act on anything relative thereto.
Temporary
Borrowing
Submitted by the Board of Selectmen.

Board of Selectmen Report: This article and vote apply only to the meeting to be held in 1973. Beginning in 1974 authorization voted at the annual meeting will be for the fiscal year beginning July 1, 1974.

Finance Committee Report: Recommend approval of this standard article.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 26: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Sudbury Bylaws, by adding a new sentence after the first sentence in Section I, "General", Paragraph B, "Basic Requirements", to read as follows:
Municipal
Exemption
Art. IX
"The use of land in any district by the Sudbury Housing Authority for housing for elderly persons of low income shall be exempt from all of the provisions of this Zoning Bylaw when and as authorized by a two-thirds vote of the Town.",
or act on anything relative thereto.
Submitted by the Sudbury Housing Authority.

Sudbury Housing Authority Report: In 1970 Sudbury indicated its concern with housing by establishing the Moderate Income Housing Committee to examine housing needs in Sudbury and suggest the best methods of meeting these needs. This committee's first survey was of the 503 households in which someone aged sixty or over resided. Of the 207 households responding, 38 incomes fell below \$3000 for a couple, \$2500 for a single person; 59 incomes fell between \$3000 - \$5400 for a couple. At that time the 38 fell below the State definition of low income and 59 within the State definition of moderate income. Currently the low income limit is \$4000 for a couple and \$3500 for a single person.

In addition to the survey the MIHC visited elderly housing in neighboring communities. Their experience with surveys and subsequent applications indicated the true need would be closer to 95 persons of low income.

The MIHC presented their report to the 1971 Annual Town Meeting which voted to establish a housing authority to provide housing for Sudbury's older citizens of low income.

In July of 1971 the Selectmen made the initial five appointments to the Housing Authority - an engineer who also served on the MIHC, a housewife with some acquaintance with building design and construction, a lawyer experienced in the field of zoning, a minister keenly interested in providing for the elderly's needs, and a retired banker (replaced by a student of government in the March 1972 election).

The Sudbury Housing Authority was organized in August, the 204th town to do so in this Commonwealth of 350 cities and towns. Some of Sudbury's more recent predecessors were Wayland, Acton, Winchester, Chatham, Orleans, Northboro.

During the ensuing months the SHA examined the scope of the statute under which they were created, investigated means of providing the needed housing, became familiar with procedures designated by the State (under the Department of Community Affairs), searched for possible building sites, visited elderly housing in other towns, and contacted architects.

Means of Providing Housing for Low Income Elderly. Though there are a number of State and Federal housing programs, the Sudbury Authority's restriction to elderly of low income limited the usable programs to Chapter 667 for construction and Chapter 707 for rent subsidy. Rentals are so few in Sudbury that the SHA began investigation of the 667 program for construction of housing for elderly of low income.

Housing for Elderly of Low Income. Most of Sudbury's neighboring towns have housing for the elderly of low income constructed under the 667 program.

SHA members visited several of the neighboring developments plus some in more distant parts of the State. Members were immediately aware of tenant gratitude for the provision of housing they could afford, for the safety features required in each unit, and for the proximity of neighbors (those who have not yet experienced physical weakening may have difficulty appreciating these feelings). The tenants were also very proud of their homes.

No matter how new the development there was already a waiting list of qualified tenants. Those quickest to apply were often those residents most familiar with such housing.

State Guidelines. The Department of Community Affairs (the State agency through which the Authority obtains its subsidization), has developed guidelines over their eighteen years of experience in many and varied Massachusetts towns and cities.

Each dwelling unit is of approximately 450 square feet (550 s.f. for the handicapped units which comprise 5% of the number of dwelling units), with one bedroom, one bath, a kitchenette, dining area, and living room. Each unit must have emergency pulls in bedroom and bath and fire detectors tied into the fire department system. Each development must have a community center to house laundry, office, and social facilities.

In towns such as Sudbury two-story frame construction is recommended. The buildings must comply with the State building code for multi-unit dwellings and this would be enforced by Sudbury's local building inspector. Some of these requirements are that there be no more than one full flight of stairs from a ground level exit; that each apartment must have two means of egress; and that there can be no more than two units in a row without an eight inch fire wall separation.

The DCA recommends twenty-four units per acre with no more than one hundred units per site. Towns, such as Sudbury, dependent upon septic systems, require additional acreage to accommodate these. Any septic system must be approved by the State Department of Public Health and must comply with local Board of Health regulations.

Site Selection. On the basis of the Moderate Income Housing Committee survey and the Massachusetts Department of Community Affairs recommendations, the Sudbury Housing Authority looked for 3 - 5 acre sites to accommodate 48 - 56 units. Recognizing the need to encourage self reliance, members endeavored to locate sites within walking distance of shopping, medical facilities, and transportation. Every piece of land within walking distance of the downtown shopping area was examined. Town-owned land was too wet or reserved for wells. Land ready for sale was too wet or had too little permeable soil for an adequate septic system. One parcel had been especially promising until spring percolation tests were attempted.

Before pursuit of other (and more costly) sewage treatment possibilities, the Town Center shopping area was underway and the 1972 Annual Town Meeting voted an option on the Oliver land for a police - fire station. This opened another area accessible to shopping, religious and civic activities. Transportation companies are interested in this area as well as the Post Road. Architects and DCA officials who walked the Oliver land were impressed with the possibilities for development of this naturally beautiful site. Test holes to determine percolation were dug and were again discouraging but with continued hunting at least one area of permeable soil was found. How much of this area should be incorporated in the SHA purchase from the Town is currently under examination by the Selectmen, SHA, and their architectural and engineering firms to ensure the best interests of the Town on both municipal projects. The Authority is initially considering a total between 48 and 65 dwelling units, set in six to eight two-story buildings of six to eight units each, on a site of approximately 6.85 acres. The final determinations will be based on further topographical and percolation data.

Architect Selection. The SHA observed the workmanship of architects in the many elderly housing projects visited, and solicited information from additional architects interested in Sudbury's elderly housing. Dominant factors in selection of an architect were indications that he comprehended the character of Sudbury, was willing and capable of designing homes typical of Sudbury, was experienced in utilizing the beauty of a site, was sensitive to potential residents' needs and was able to translate these to design, was experienced in designing to keep construction and maintenance costs down, was receptive to the desires of the Authority, and had done some work with public contracts. WM Design Group of Nahant was finally selected in October 1972.

April 4, 1973

It is the intent of the SHA and the architect that these homes for Sudbury's elderly of low income will be homes appropriate to that wooded site adjacent to the historic district.

Tenant Selection. The State sets the income and asset limitations but acknowledges further hardships in towns such as Sudbury with so little choice in housing. The elderly tenant, who must be at least sixty-five years old, pays rent up to a maximum of 25% of his or her income, utilities included. The difference between the prorated cost of operating that unit and the tenant's actual rent is reimbursed to the Authority from the State. If the number of qualified tenant applicants exceeds the number of units available (this has been the case with all housing authorities in this area), then preference shall be given to Sudbury inhabitants. It is also the intent of the State that each town provide housing for its own elderly. Further experience of the local housing authorities has been that at least 80% of the units are occupied by one person, making our development consist of approximately seventy-five persons.

Cost. The only cost to the Town for these residential units is the loss of tax revenues; that is, the Authority pays no real estate tax on this land and buildings. On the other hand, the people living there would not add to the cost of running our schools.

The land acquisition and construction costs, the architect, the lawyer, appraiser, engineer and fiscal agent are all paid by the Authority, an independent body politic incorporate, which sells short-term, tax-free notes to raise revenue for these costs. Then the interest and principal payments on these notes and the operating costs of the residential units are paid by the rents and an annual contribution from the State. The Town, by State law and in fact, is in no way liable for the debts or obligations of the Authority.

Zoning. Pursuant to the Authority's mandate from the 1971 Annual Town Meeting to provide housing for elderly persons of low income, we joined with the Planning Board at the 1972 Annual Town Meeting in proposing zoning standards for apartments. This barely received a majority where a two-thirds vote was required.

The Sudbury Housing Authority then took the suggestion of the Finance Committee and many other people in Town and presented the Town at the January 29, 1973, Special Town Meeting with the option of allowing us to construct these elderly residential units through a municipal zoning exemption. This fell short of the needed two-thirds vote by one vote.

The exemption route was chosen because it is the soundest legal method of realizing the Town's wish to build elderly apartments, but no others (1972 Planning Board survey to all households in Town). It avoids the charge of spot zoning because it allows the units in any district in Town and does not discriminate against any particular section of Town. It exempts the land from zoning only if used for housing for the elderly and only then if done by the Sudbury Housing Authority, thereby prohibiting any developer or other person from building apartments on that site.

In addition the wording of the Article intentionally gives the Town a second two-thirds vote to approve any site before the Authority can build. Other suggested routes for achieving our goal are legally dubious. For instance, creating apartment standards only for elderly units lends itself to a charge of exclusionary and discriminatory zoning.

Finally, although the Authority has the power of eminent domain, it has chosen not to exercise that power. We have, in fact, requested in this Warrant that the Town sell us at fair market value a portion of the Oliver land near the intersection of Hudson and Peakham Roads. Indeed, the second two-thirds vote required by the Town before we could build these multi-unit residences for our senior citizens on any site gives the Town an absolute veto if we use eminent domain.

In a time where the costs of police protection, fire protection, schools, taxes, food, medical care and clothing have all risen drastically, we see the most stable factor to be the fixed incomes of our senior citizens of low income. Their incredible burdens are no less today than they were last year. Those who have in their long years contributed so much of themselves, of their money, time and effort now ask us for this small return on their investment.

Mr. Myron J. Fox, of the Sudbury Housing Authority, further reported to the meeting as follows:

The Board of Selectmen, the Finance Committee and the Planning Board are all in favor of Article 26 which requests from you a municipal use exemption to use the land to be acquired by the Housing Authority when that site is approved by a two-thirds vote of the Town. It seems to me that the Town, on several occasions including last night, has made its wishes clear that it wants multi-unit dwellings for its low income senior citizens, but does not want apartments of other types.

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Town Counsel has stated that this municipal use exemption in Article 26 is the most legally sound method of effectuating the Town's desire for elderly apartments, but no others. We have very carefully, and in consultation with Town Counsel, written the words in Article 26, so that there are three very important protections to the Town.

First, should the land, for whatever reason, leave the hands of the Sudbury Housing Authority, then that land is no longer exempt from zoning. Two, as far as eminent domain is concerned, this power could not be used by the Housing Authority unless the Town approved the site acquired by eminent domain by a separate two-thirds vote. That is also true relative to the exemption. The Authority can do nothing if you vote in Article 26 until the Town by a second and separate two-thirds vote, votes approval of some site. In Article 27 the Housing Authority is requesting a two-thirds vote on the approval of the Oliver site near the intersection of Peakham and Hudson Roads.

In addition, there are several controls that the Town still has. The Authority, although it is exempt from zoning, must still follow the Sudbury Board of Health regulations relative to leaching for multi-unit dwellings. The Housing Authority must follow the State's Building Code, soon to be known as the Bowker Code regulations, to be enforced by our local Building Inspector. And, in addition, the Sudbury Housing Authority must comply with the Commonwealth of Massachusetts' health regulations.

Most importantly as far as control to the Town is concerned, according to Chapter 121B of the Massachusetts General Laws, Section 11K, and the Department of Community Affairs' interpretation of that section, the Selectmen must sign the contract for financial assistance before construction can begin so that the State knows that the Town actually approves the site plan.

Time is of the essence. The Department of Community Affairs, through the State, has given us preliminary approval of our site on the Oliver land, but their funds are not limitless. In addition, the need for our senior citizens is no less today than it was two years ago when this Town Meeting, in April of 1971, approved the creation of a Housing Authority for the purpose of providing housing for low income senior citizens.

Mr. Willie L. Hoover continued the report of the Housing Authority as follows:

The people now qualified in the various incomes total ninety-six applicants. Of the qualified applicants, twenty-nine are presently living with relatives, sixteen of whom are interested in housing for the elderly. Eighty-five own their homes, which includes thirty-two couples. Forty-four are interested in housing for the elderly.

A total of sixty people are interested in housing for the elderly. The numbers represent an assessed value of homes of thirteen people with incomes of \$2,500.00 per year or less. The median value of that group is \$18,600.00.

The principal items that would be considered in admission to the housing for the elderly would be age, present living condition, health and finances. With respect to finance, we consider the value of the home. Converting that to an income, we take 5.5% of the interest on the home which would be \$1,765.50. If a person has a present income of \$3,000.00, then we would consider the income of that person to be \$3,000.00 plus \$1,765.50, or an annual income of \$4,765.50.

The Housing Authority was created under Chapter 121B, and I would like to quote part of Section 32E. "There shall be no discrimination or segregation provided that if the number of qualified applicants exceeds the number of dwelling units available preference shall be given to the inhabitants of the city or town in which the project is located."

We would like to inform you of a happening here in Sudbury. A neighbor has been waiting since the Housing Authority was established to move into housing for the elderly in Sudbury. After the vote of the Special Town Meeting, the neighbor sold his home and is reluctantly leaving Sudbury after twenty-three years to live in a house trailer in a nearby town. We received a letter in relation to our effort, and the gentleman wrote, "My wife passed in 1951 leaving me with a fifteen year old daughter. In 1952, I sold my nine-room house and bought a four-room ranch which cost \$3,000.00 more than I received from the sale. My daughter married in 1959, and I sold them my house in 1960, with the promise that I could live there as long as I wanted. I was a babysitter for years. And, after the family increased, they wanted my bedroom. I am now living in Waltham, and want very much to get back to Sudbury where my friends are."

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Planning Board Majority Report: (Mr. Stevens)

Since the Town has not found enabling legislation in Article 18 to be acceptable and since the Town has repeatedly demonstrated its desire to satisfy a documented need for proper housing for the financially impacted elderly citizens, the only other feasible way is by this article.

Planning Board Minority Report: (Mr. Cooper)

Yesterday, Mr. Stevens, Chairman of the Planning Board, discussed the necessity for standards for apartments and elderly housing. The Town elected to vote decisively against these standards. Today, the majority of the Planning Board has taken the position that standards are reluctantly not required for elderly housing.

I, too, strongly support the need for elderly housing. However, I feel that firm zoning standards made good planning sense yesterday, and they also make good planning sense tonight. The desired end, elderly housing in Sudbury, does not justify just any means of getting there. A municipal use exemption will remove requirements for building heights, setbacks, parking, lighting, signs, etc.

Zoning guidelines may be established by the Department of Community Affairs. However, State guidelines may be changed tomorrow without any comment by the Town. The Sudbury Housing Authority stated that the Planning Board zoning standards, which I might add were turned down by the Town, will be used as a guide. The Sudbury Housing Authority, however, cannot make Planning Board standards apply if the DCA should oppose them for whatever reason.

I must also point out that the question which is being addressed here is the exemption of all sites, both the present one planned and any planned in the future. Ask yourselves, "Will the DCA permit the attractive development of this site, and if so, will the next site be as attractive, or even will it be built to the same standards?"

The Sudbury Housing Authority has stated that they will appear before the Planning Board at a public hearing to review the site plan. This, I feel, is a show of good faith. However, there is no requirement to follow any suggestions the Planning Board may come up with. The Sudbury Housing Authority further stated that under Chapter 121B, Section 11K, the Selectmen must sign the Sudbury Housing Authority's contract for financial assistance from the State to show that the Town approves of the development. What happens if the DCA requires construction considerably different from what is being proposed today? Will the Selectmen be pressured into approval or do we turn down housing on land owned at that time by the Sudbury Housing Authority by a vote of the Selectmen? That would be a difficult decision for these gentlemen.

The Sudbury Housing Authority and its architects have shown some interesting designs. I happen to think they look very attractive. I believe that you should note that these designs have not been approved by the DCA. Nothing like them has been approved by the DCA, and in fact, their construction costs and upkeep will undoubtedly be greater than the standard unit approved to date by the DCA. The architect, and quite deliberately so, I might add, has not designed previous units for the DCA.

I think the Housing Authority is to be commended for some of the work that they have done in getting an architect who has some original ideas. This, however, creates a problem. The odds of approval by what is admittedly a bureaucratic organization quite resistant to change, is not large unless the Town has some kind of zoning standards to help to force the DCA into approving the attractive units which the Sudbury Housing Authority has proposed. The people of this Town are faced with a serious potential for the classic bait and switch.

This is not intentioned by the Housing Authority. I am convinced they have done a good job. They are sincere people, and they have worked hard for the plans they have presented. The Sudbury Housing Authority has presented a wish list for your approval. These are designs as they have presented to date; Planning Board standards as a guide, Planning Board hearing on the site plan, and Selectmen approval prior to construction. Any or all of these wishes may be destroyed by the whim of the DCA. You will not get a second chance. I do not believe the Sudbury Housing Authority can produce on their wish list. I urge you to defeat this article due to the lack of Town control over the zoning standards.

Finance Committee Report: This is the action we recommended last Spring, as a preferred alternative to the apartment zoning bylaw, although no local building codes will apply. This is a change to the Zoning Bylaw; no specific site is affected under this article. The Housing Authority will qualify for specific exemption from all provisions of the Zoning Bylaw only if later approved at this or a future town meeting by a two-thirds vote for each proposed site. Recommend approval.

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Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 26 in the Warrant for the 1973 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

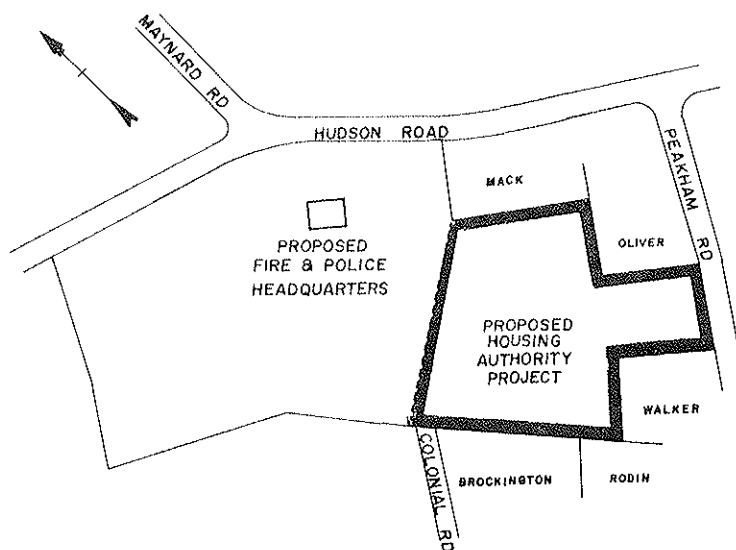
After considerable discussion, it was

VOTED: IN THE WORDS OF THE ARTICLE.

In Favor - 408; Opposed - 76. (Total - 484)

ARTICLE 27: To see if the Town will vote to authorize and empower the Selectmen to negotiate with and sell and convey to the Sudbury Housing Authority, any portion or all of parcels A and B of the Oliver property, so-called, shown and described in the plan entitled: "Plan of Land in Sudbury Massachusetts to be conveyed to the Sudbury Housing Authority", by the Town of Sudbury Engineering Department, dated: December 6, 1972, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, for use as the site for housing for elderly persons of low income by said authority, with said project to be exempt from all provisions of the Zoning Bylaw, in accordance with Article IX, Section I, Paragraph B., and with the exact terms and conditions of such sale or agreement to be determined by the Selectmen, or act on anything relative thereto.

Submitted by the Sudbury Housing Authority.



ARTICLE 27- HOUSING AUTHORITY LAND

Sudbury Housing Authority Report: (Rev. Richard B. Faxon and Mr. Douglas A. Miranda)

The Reverend Richard B. Faxon presented slides to the meeting showing the various features of the proposed site on the Oliver land, and commented as follows:

Obviously the beauty of the site is very clear. We recognize that there will be an opportunity for some transportation. The Council for the Aging has expressed an interest in organizing and coordinating transportation to other parts of the Town, such as the Library or Post Office, or possibly a bus in Town, or to Marlboro from Route 20.

This site is across Peakham Road from the proposed grocery store, which would be a little like Young's General Store, where the elderly people could buy a newspaper or get canned goods and various other articles which they might need.

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Miss Oliver's house gives you an idea of the kind of architecture in the area. The elderly people will find, we believe, this house and the barn familiar architecture which will be psychologically very supportive to them. They are not living in the midst of a new development or plaza section, but this is a familiar sight to them.

Further along Peakham Road we plan the entrance to the housing. All the immediate abutters I could reach last Friday night, Miss Oliver, the Spillers, the Walkers, and Miss Bent, have no major objection to this entry. They see the feasibility of it, and they are very eager to preserve some of the flowers on this site when the road goes in. The road will be in sort of an "S" form so that the grade up to the site will not be more than 5% at any point. This is a very gentle grade, something comparable to the grade from Hudson Road in front of the Town Hall and the Grange. The abutters feel that the flowers in the area will be very lovely, and it will be a gracious entrance.

If you look back from that point at the Spiller's barn, you see the Town Center. It is obvious again that familiar sights to elderly people are reassuring. The churches, the Town Hall, the Town offices, the Synagogue on the other side are within walking distance. Also the Noyes School, where hot lunch is served to the elderly, and all of the area of Heritage Park will be close by.

On the site itself, there is a stone wall and a cart path which follows from that wall. There are a number of trees which are very attractive and will provide shade in the summer. This will be low cost housing, so there will not be air conditioning units all over the place, and it will be nice to have the shade. Also, the sun does come through.

There is a wetlands area on the site. It is the hope of the Authority that the Conservation Commission might be interested in this particular part of the property, which is not buildable, but which might be converted into something comparable to Framingham's Garden-in-the-Woods where the elderly could walk. It is a very lovely section, and it immediately abuts the building area.

There is a knoll on the site which I understand is an historic area. Indian arrowheads have been found.

I would like to conclude my presentation by telling you that an eighty-one year old man who has lived in Sudbury for forty-six years called me last week with a letter which he said he would be happy to have me read at this meeting and to make known his name. I would like to summarize my presentation by reading this letter. "This is to certify that I wish to go on record as being heartily in favor of this site for housing elderly Sudbury persons of low income. This site is on land known as the Oliver land bordering on Peakham Road as shown on the page 56 of the official Warrant, 1973 Annual Town Meeting. I have walked this land area with Miss Elsie Oliver and consider it to be a very desirable site for the purpose indicated. It is a location of unusual natural beauty with its exceptionally large stand of magnificent evergreens, white pine and with terrain that is easily walked over with no interfering of the areas. It is located near a shopping center, several churches, the Town Hall, and the proposed Heritage Park in the center of the Town. We are most fortunate to have a desirable location for the erection of housing units for the elderly citizens of Sudbury. I endorse this proposed location most favorably. Would that I could be present to present this endorsement in person, but my acute loss of hearing forbids. Very truly yours, Paul Whitney Rhoades."

Mr. Douglas A. Miranda continued the presentation of the Sudbury Housing Authority as follows:

The Housing Authority observed the workmanship of architects in many elderly housing developments, visited, and solicited information from additional architects interested in Sudbury's elderly housing. We selected an architect who is experienced in designing to keep construction and maintenance costs down. We selected an architect who had done some public projects and was experienced in utilizing the beauty of a site, such as the Oliver site.

Mr. Miranda then presented some slides and commented as follows:

Our architect presented the Housing Authority with an evaluation of three basic locations of buildings on the site. The Housing Authority selected the plateau called the "Upper Plateau" because it was the most level portion of the site, it would be least expensive to build on, and it would be the sunniest so it would be cheerful and would encourage outdoor activity.

Our architect presented the Housing Authority with an evaluation of three basic means of access. The Authority selected the Peakham Road access as the most desirable because it is safer from heavy, fast traffic than Hudson Road. We feel that it

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would be easy to locate. It was closer to emergency vehicles than Colonial Road would be. It also faces the sun which would help to keep a dry winter surface on the roadway. It would have less of an effect on the neighborhood than Colonial Road, and could be constructed to be no steeper than the other alternatives.

Our architect then presented us with general arrangements of units on the site and developed the favored one to allow more extensive examination and suggestions for improvement. Further work awaits the decision of the Town Meeting on the Oliver site.

Let me point out that the drawing shown is not a site plan. It is an architectural rendering of basically what we had in mind. The Housing Authority is certainly open to suggestions at a later date at Planning Board hearings and other public hearings.

The Sudbury Housing Authority has presented you with the best site currently available to provide housing for Sudbury's senior citizens unable to obtain suitable housing in Sudbury on the private market. I hope that you will vote "Yes" on Article 27.

Finance Committee Report: We support the concept of this sale of land to the Sudbury Housing Authority, with specific exemption from all provisions of the Zoning Bylaw. Recommend approval at the appraised value subject to approval by the State Department of Community Affairs.

Mr. Edward A. Sokoloff moved Indefinite Postponement. In support of his motion, Mr. Sokoloff commented as follows:

I was most impressed with the showing, the site, the drawings, and what was presented tonight. However, I am disappointed in that there is no mention whatsoever of actual architectural drawings, or any renderings, schedules, height of the buildings, set backs, parking or other requirements. There is no limitation whatsoever on the Housing Authority as to the type of structure, whether or not it is in conformity with the desires of the citizenry of the Town.

I think the concept is fantastic and is something that the elderly citizens are entitled to. However, the fears in adopting the initial enabling bylaw seem to have been totally bypassed by the Housing Authority. They have not come to us for our two-thirds approval of any specific height limitation, or any other limitations. They have asked that we approve the actual site, the selling of the land to the Authority. From that point, we lose our say whatsoever so that by a two-thirds vote here now approving the sale, the townspeople give away everything that was fought for so emotionally during the evening. I suggest to the Housing Authority that they come back to the townspeople at another time.

There is a small restriction in that the Board of Selectmen has to approve. That is the only real restriction. I submit to the people here today that this is a government by the people, not by the Board of Selectmen. We would not have to be here tonight if we wanted to leave these types of powers to the Board of Selectmen. By approving a two-thirds vote here tonight, we leave only to the Board of Selectmen as to the type of structure and all the other requirements.

After discussion, Mr. Sokoloff's motion for Indefinite Postponement was defeated.

Upon the request of the Moderator, it was

VOTED: THAT THE MEETING REMAIN IN SESSION AFTER THE CLOSE OF ARTICLE 27 FOR THE PURPOSE OF TAKING UP A RESOLUTION.

The Moderator declared that the vote was more than the required two-thirds.

VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN TO NEGOTIATE WITH AND SELL AND CONVEY TO THE SUDBURY HOUSING AUTHORITY, ANY PORTION OR ALL OF PARCELS A AND B OF THE OLIVER PROPERTY, SO-CALLED, SHOWN AND DESCRIBED ON A PLAN ENTITLED: "PLAN OF LAND IN SUDBURY MASSACHUSETTS TO BE CONVEYED TO THE SUDBURY HOUSING AUTHORITY", BY THE TOWN OF SUDBURY ENGINEERING DEPARTMENT, DATED: DECEMBER 6, 1972, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE, FOR USE AS THE SITE FOR HOUSING FOR ELDERLY PERSONS OF LOW INCOME BY SAID AUTHORITY, WITH SAID PROJECT TO BE EXEMPT FROM ALL PROVISIONS OF THE ZONING BYLAW, IN ACCORDANCE WITH ARTICLE IX, SECTION I, PARAGRAPH B, AND WITH THE EXACT TERMS AND CONDITIONS OF SUCH SALE OR AGREEMENT TO BE DETERMINED BY THE SELECTMEN, BUT WITH THE PURCHASE PRICE TO BE NOT LESS THAN \$30,000.00 NOR MORE THAN \$50,000.00.

In favor - 364; Opposed - 22. (Total - 386)

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Mr. William F. Toomey, Chairman of the Board of Selectmen, was then recognized for the purpose of presenting a resolution relative to Moderate Income Housing.

Mr. Toomey stated that the Board of Selectmen supported the resolution. The Moderate Income Housing Committee has done an outstanding job in the report that they have submitted to us. If there is a question, we would yield to the Moderate Income Housing Committee for answers.

After some discussion, it was

VOTED:

- WHEREAS THE MODERATE INCOME HOUSING COMMITTEE HAS DEMONSTRATED THE NEED FOR ADDITIONAL HOUSING IN SUDBURY FOR FAMILIES OF MODERATE INCOME, THESE FAMILIES INCLUDING TOWN EMPLOYEES, RETIRED CITIZENS, AND PERSONS EMPLOYED IN SUDBURY BUSINESSES, AND
- WHEREAS THE FORMATION OF A PRIVATE, NONPROFIT HOUSING CORPORATION COMPRISED OF SUDBURY CITIZENS IS A FEASIBLE VEHICLE TO MEET THIS HOUSING NEED WITH THE GREATEST AMOUNT OF TOWN CONTROL. NOW THEREFORE BE IT
- RESOLVED THAT THE 1973 ANNUAL TOWN MEETING, HERE ASSEMBLED, HEREBY SUPPORTS THE FORMATION OF A PRIVATE NONPROFIT HOUSING CORPORATION WHICH WILL:
- 1) MAKE A CONCERTED EFFORT TO MEET THE RECOGNIZED HOUSING NEEDS OF PERSONS OF MODERATE INCOME IN A MANNER WHICH WILL MAINTAIN THE CHARACTER OF THE TOWN, AND
 - 2) PRESENT ALL HOUSING PROPOSALS PRODUCED BY THE CORPORATION TO THE TOWN MEETING FOR A VOTE, RATHER THAN PROCEED UNDER CHAPTER 774, AND
 - 3) EXAMINE IN FULL DETAIL THE POSSIBILITIES OF CONSTRUCTING, CONVERTING, OR REHABILITATING HOUSING AT SITES SCATTERED THROUGHOUT THE TOWN, AND
 - 4) CONSIDER ARCHITECTURE OF A TYPE DESIGNED TO RELATE WELL TO SUDBURY'S EXISTING ENVIRONMENT.

(This resolution was reconsidered April 10, 1973. See page 122.)

The meeting adjourned at 11:25 P.M. to Monday, April 9, 1973, at 8:00 P.M. in this same hall.

PROCEEDINGS
ADJOURNED ANNUAL TOWN MEETING

April 9, 1973

The Moderator called the meeting to order at 8:02 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

He announced that the Town Clerk had received a notice that Mrs. Alexandra Tomes intended to move for reconsideration of the resolution brought before the Town Meeting on Wednesday, April 4th, and he determined that the requirements of the bylaw relative to posting such notice had been complied with. He stated that in accordance with the Bylaws of the Town, reconsideration of the Resolution would be the first order of business tomorrow night, April 10th, unless the Warrant was completed at this session. In that case, it would be the last order of business tonight.

ARTICLE 28: To see if the Town will vote to amend Article IX of the Town Bylaws entitled: "Zoning Bylaw", Section II, "Establishment of Districts", Paragraph C, "Location of All Other Districts", by including in Enlarge Limited Business District #6 a parcel of land also owned by the Filomena Vana Trust, Frank Vana trustee, and by directing that the boundaries of the same be incorporated into the existing zoning map of the Town of Sudbury, under the direction of the Board of Selectmen, as follows:

"Limited Business District #6. Beginning on the southerly side of the Boston Post Road at the junction of the land of the Town of Sudbury with that now or formerly belonging to Murphy; thence southerly approximately 213 feet, more or less, to junction of land of Filomena Vana Trust, thence easterly approximately 86 feet, more or less, to land belonging to Presby, thence southerly 198 feet, more or less, to junction of land belonging to Vana and Presby, thence southwesterly 397 feet, more or less, to westerly portion of Raymond Road and to land belonging to Sudbury Water District, thence westerly along land of Sudbury Water District 450 feet, more or less, thence northerly 727 feet, more or less, to Boston Post Road, thence easterly by southerly side of the Boston Post Road approximately 297 feet, more or less, to point of beginning;"

or act on anything relative thereto.

Submitted by the Planning Board.

(For diagram, see page 104.)

Mrs. Jane F. Gillespie of the Planning Board moved that the Town amend Article IX of the Town Bylaws, entitled: "Zoning Bylaw", Section II, "Establishment of Districts", Paragraph C, "Location of All Other Districts", by including in Limited Business District No. 6, as it presently appears in such Bylaws, a parcel of land, described in Article 28 in the Warrant for this meeting, also owned by Philomena Vana Trust, Frank Vana Trustee, and by directing that the boundaries of the same be incorporated into the existing Zoning Map of the Town of Sudbury, under the direction of the Board of Selectmen.

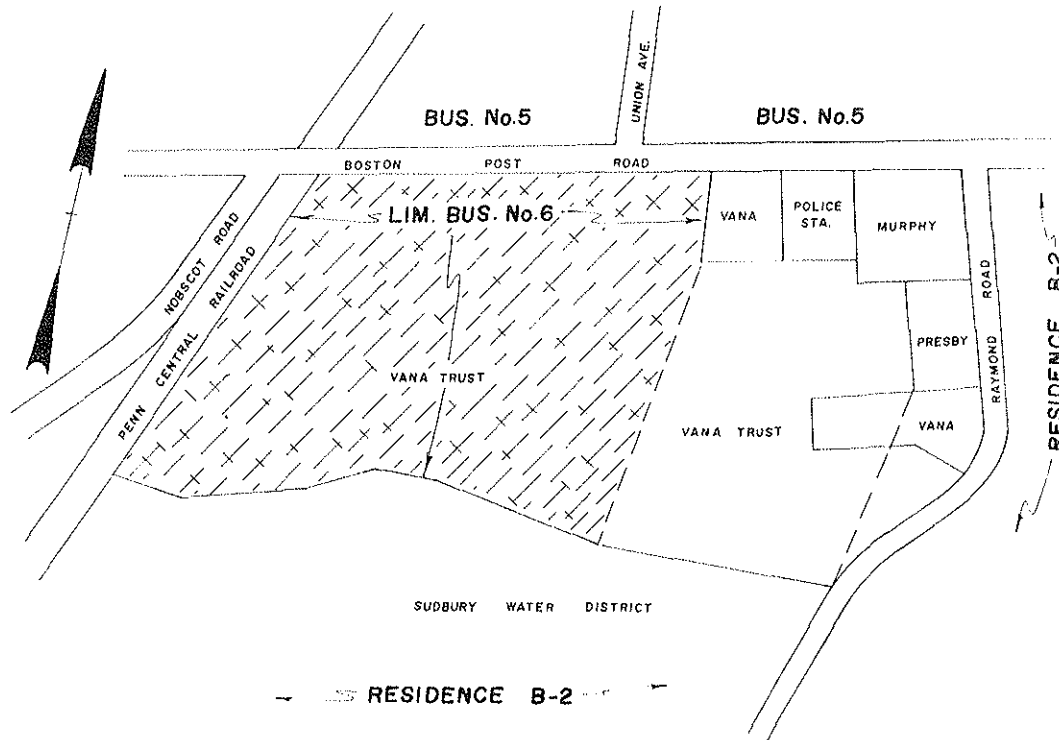
Planning Board Report: (Mrs. Gillespie)

The Planning Board unanimously urges you to vote in favor of this proposal to rezone a small portion of residential land to limited business use, its logical use.

The proposal is far from a new thing. It is part of a long time concept that business zoning should be mostly contained in the central portion of Route 20 from about Country Living to Star Market and not spread out in a nightmare of strip zoning from one edge of Sudbury to another. The addition of this small but important piece of land would make the area we now know as the First National Shopping Center realistically developable for the first time.

For the better part of two years Frank Vana has been working with and cooperating with the Planning Board, other Town boards and committees and area residents to develop a good plan for this area. It is not often that the Town gets this degree of cooperation from a landowner. While, by this rezoning, he gains something, we believe that the Town will gain as much and more.

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ARTICLE 28-

AMEND ZONING BYLAW-L.B.D. No.6

The Planning Board has letters of agreement or legal documents which take effect when the zoning is changed on these following points. One, an easement for conservation purposes which will be given to the Town for the portion of land abutting Mrs. Vera Presby's home. Although this land will be in the limited business zone, its use will be limited to subsurface septic systems. This parcel is excellent for this use according to local, State and independent sewage authorities. Restricting it in this manner will create a long term buffer area between the shopping center and the homes on Raymond Road and Maple Avenue. Some of the residents of these streets have, at meetings or by letter, indicated their approval of this plan.

Another easement, or right of way, will be given to the Town so we can take a major step toward solving a couple of the traffic problems on Route 20, at Union Avenue and at Nobscot Road. This easement, the location of which is not yet pinned down in terms of feet and inches, will go roughly south from Union Avenue, then turn west along the rear property line toward Nobscot Road. The easement for a new connector road will help alleviate a bad turn situation at the corner of the Post Road and Nobscot Road and at the new Union Avenue-Route 20 corner. In combination with the traffic light the State already intends to install, it will provide both safe vehicle access to the highway and a safe pedestrian crossing. This new portion of road, I must emphasize, does not connect to Raymond Road. The only connection to Raymond Road from the shopping area will be by bike or foot on a walkway easement.

The third point to which Frank Vana has agreed if this zoning is passed, is to drop his action now in the courts and to eliminate large discount stores from his development plans. This, in our eyes, is a great plus. None of us really want huge retail stores in Sudbury. We know that Mr. Vana's plans for developing small retail stores and renovating the present First National area is much more in keeping with our concept of Sudbury's shopping area serving local, not regional, needs.

This proposal to enlarge Limited Business District 6 not only has the unanimous support of the Planning Board but is supported by many others. The Planning Board has on file statements of support for the zoning change and/or connector road from Mrs. Vera Presby, a thirty-two year resident of Raymond Road and an abuttor to the shopping center, Mr. Forrest Bradshaw of Maple Avenue, who has opposed all previous development ideas for this area, Police Chief, Nick Lombardi, Fire Chief Albert St. Germain, and the Business Advisory Committee appointed by the Board of Selectmen.

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Mr. D. Barry Hill, representing Mr. Vana, continued the presentation as follows:

I grew up in Sudbury and when I was about thirteen years old, I had a paper route along the Boston Post Road in the area we are talking about. One of the areas that I used to deliver papers to was the area where West's Camp and Ski Center and the Post Road Apothecary are now. Of course, it wasn't West's Camp and Ski Center in those days. It was a chicken farm.

If you have been in Sudbury for more than a couple of hours, you know that the Boston Post Road is a rapidly changing area. It is the arena for the confrontation between the business and residential usages in the Town of Sudbury.

I would like to go, for just a minute, into some of the past history to explain to you the situation that was the catalyst for the development of this article. First of all, the property in question has been in the Vana family for fifty years. Mr. Vana bought it in 1920, and he farmed it and then developed it in the late 1920's into a golf driving range. He did this for many years.

In 1948 the Town got into the picture and created in the area from Friendly's over to where the golf driving range is now, a strip of business zoned property that was about 150 feet deep.

Mr. Vana died in 1958, and Frank was faced with an ever increasing tax bill for land that was not being used at all and a family to support. So he applied to the Board of Appeals for a variance which was granted in 1959 and which allowed him to use his property back to a depth of 600 feet for business usages. Subsequent to this, he developed the First National Shopping Center and Friendly's. That area was legitimized last year at the Town Meeting when the area was zoned limited business. In that limited business rezoning, Mr. Vana gave up his rights for more intense use, that is, a business usage.

Subsequent to this, with the most reasonable use for the balance of his land in mind, Mr. Vana applied for and was granted from the Board of Appeals, a variance to construct a Mars Department Store. No one appealed this variance, but it was then discovered that there was no place in the business zone that would pass a perc test so that a leaching field could be put in.

Mr. Vana then went back to the Board of Appeals for another variance to put the leaching field behind the Police Station in a residential zone. This variance was granted by the Board of Appeals, but the Planning Board of the Town of Sudbury sued the Board of Appeals to test the validity of that variance. That is now in Superior Court. Mr. Vana has held up the prosecution of that suit waiting for the outcome of this vote. We think that Mr. Vana has a fairly good chance of success in that litigation.

This is really the way that matters stood up until last year when Mr. Vana entered into discussions with the Planning Board to try to come up with the most reasonable use that would be acceptable to the boards of the Town for the balance of the land. Article 28 is what has come out of this.

If this passes, Mr. Vana's intention is to develop an area of small retail and specialty shops and professional offices, rather than a large department store concept. The following are some of the benefits that would result from a rezoning:

First, a logical growth of the business area instead of the creeping commercialism that we have now, that is, variance after variance encroaching deeper and deeper. We would be stopping zoning by variance, in that there will be a buffer zone between the business and the residence property located on Raymond Road and Maple Avenue.

Secondly, it concentrates business in an area that is already commercialized.

Thirdly, it increases the tax base and helps with the tax rate.

Fourthly, there is a residual benefit to the Town in that Mr. Vana has agreed to renovate the existing First National shopping area if this article passes.

Fifth, it will eventually provide an improved road pattern and traffic flow because, as you can see, the road will connect from the Post Road to Nobscot Road, and hopefully, will help to divert some traffic from Nobscot Road to Route 20.

Sixth, the Mars concept will be dropped.

Seventh, there will be increased shopping facilities for Sudbury residents. It will not attract the region-wide attention that a concept such as a large Mars discount house would attract.

Eighth, there is bound to be some increase in the amount of employment available.

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I would like to stress three points. The Town is well protected in this article. You are dealing with a fellow who has lived in Sudbury all of his life, and his family has been here more than fifty years. The abutters are well protected because of the buffer zone. The Town is protected because Mr. Vana is going to have to go back to the various boards to get the kinds of approvals to construct what he wants to construct, for instance, the Board of Health and the Planning Board.

In addition, there are limiting factors in the Bylaws of the Town of Sudbury which restrict the amount of space that can be covered by buildings. It is also going to require a large amount of the area to be devoted to a leaching field, to sewage disposal, and for parking.

This article gives you, the people of the Town of Sudbury, the first opportunity in this area, probably your best, and maybe your last, to really effect some kind of change there, to do something that will be worth while and lasting. We hope that you will vote to pass the article.

Finance Committee Report: (Mr. Donald W. Stowbridge)

Our recommendation was inadvertently left out of the Warrant. It is as follows:

The Finance Committee supports the Planning Board's efforts to effect the orderly development of Route 20. This is one more step in that direction. We recommend approval.

Mr. Taft of the Board of Selectmen pointed out that the words "and by the Town of Sudbury" should be inserted in the motion after the words "Frank Vana Trustee" since the Police Station land owned by the Town is involved.

The Moderator obtained unanimous consent to add the words "and by the Town of Sudbury" in the motion.

After discussion, the Planning Board's motion to rezone the area was defeated.

In Favor - 307; Opposed - 164. (Total - 471) (Two-thirds vote required)

ARTICLE 29: To see if the Town will vote to amend Article IX of the Town Bylaws, entitled: "Zoning Bylaw", Section II, C, as follows:

Redefine

Business

District #5

Art. IX

(1) Redefine Business District #5 to read as follows:

"Business District #5 is bounded by a line starting at the intersection of the southerly side of Station Road and the Boston Post Road; thence westerly by the northern boundary of the Boston Post Road to the westerly property line n/f owned by Irene Burke; thence northerly by such property line to a point which is 300 feet from the Boston Post Road, measured perpendicularly; thence easterly and 300 feet parallel to the Boston Post Road to the east boundary line of the Penn Central Railroad; thence northerly along the east boundary of the Penn Central Railroad to its intersection with the northerly boundary of the Boston and Maine Railroad; thence easterly by the northerly boundary of the Boston and Maine Railroad and also Station Road to point of beginning.";

(2) Eliminate Business District #13 and include all of Business District #13 in the enlarged Business District #5;

(3) Eliminate that section of Industrial District #2 located within the above described area;

(4) Eliminate that section of Limited Industrial District #1 located within the above described area;

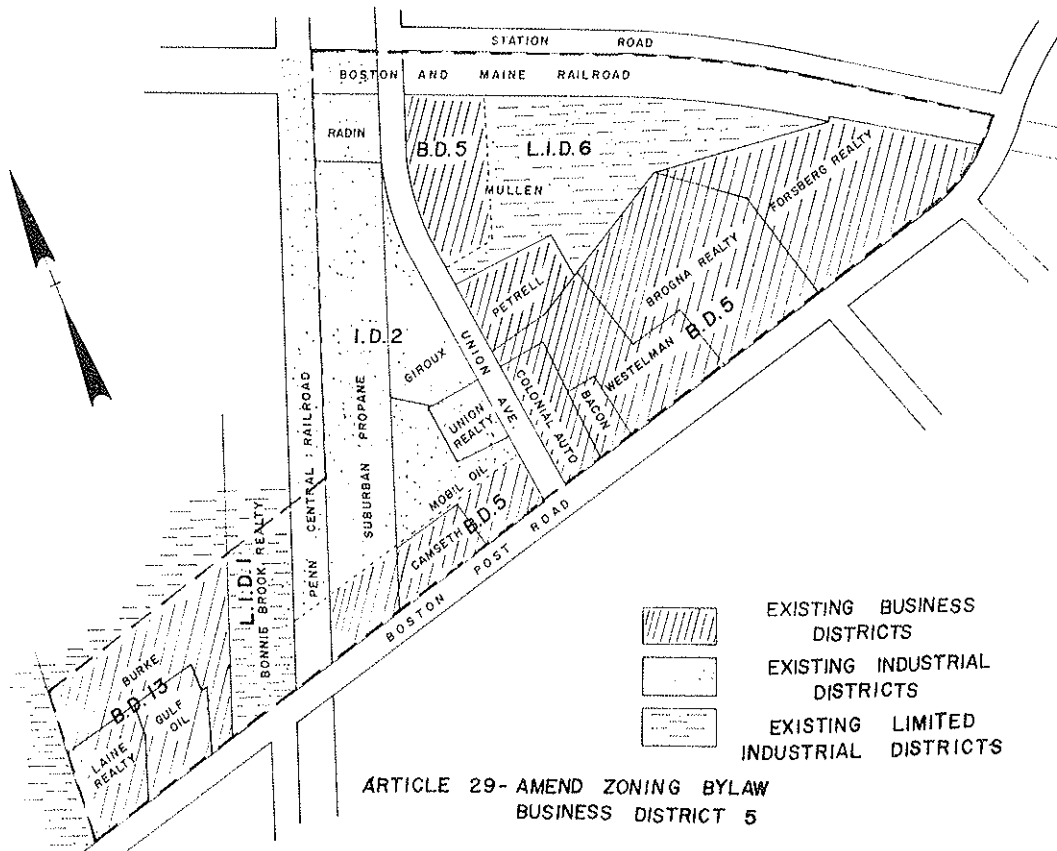
(5) Establish that the amendment does not affect Limited Industrial District #6 which is superimposed over a portion of Business District #5;

or act on anything relative thereto.

Submitted by the Planning Board.

(For diagram, see page 107.)

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Planning Board Report: (Mr. Paul H. McNally)

The Planning Board is unanimously in favor of this article which combines a number of different adjacent districts and zones that are being used essentially for business activity. The article proposes to join five districts governed by three different Zoning Bylaws into one business zone in accord with its present use.

The Board urges a favorable vote on this article.

Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 29 in the Warrant for the 1973 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: THAT THE TOWN AMEND ARTICLE IX OF THE TOWN BYLAWS, ENTITLED: "ZONING BYLAW", SECTION II, C, AS FOLLOWS:

1. REDEFINE BUSINESS DISTRICT NUMBER 5 TO READ AS PRINTED IN ARTICLE 29 IN THE WARRANT FOR THIS MEETING;
2. ELIMINATE BUSINESS DISTRICT 13 AND INCLUDE ALL OF BUSINESS DISTRICT 13 IN THE ENLARGED BUSINESS DISTRICT 5;
3. ELIMINATE THAT SECTION OF INDUSTRIAL DISTRICT NUMBER 2 LOCATED WITHIN THE ABOVE DESCRIBED AREA;
4. ELIMINATE THAT SECTION OF LIMITED INDUSTRIAL DISTRICT NUMBER 1 LOCATED WITHIN THE ABOVE DESCRIBED AREA;
5. ESTABLISH THAT THE AMENDMENT DOES NOT AFFECT LIMITED INDUSTRIAL DISTRICT 6 WHICH IS SUPERIMPOSED OVER A PORTION OF BUSINESS DISTRICT 5.

(See Article 10, June 13, 1973, Special Town Meeting, page 150, for a further redefinition of Business District No. 5.)

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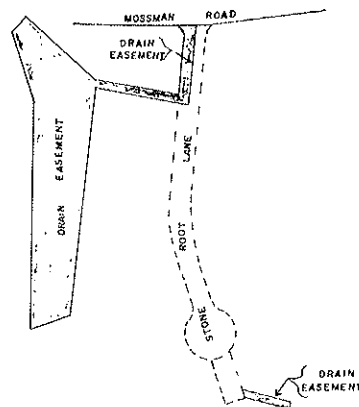
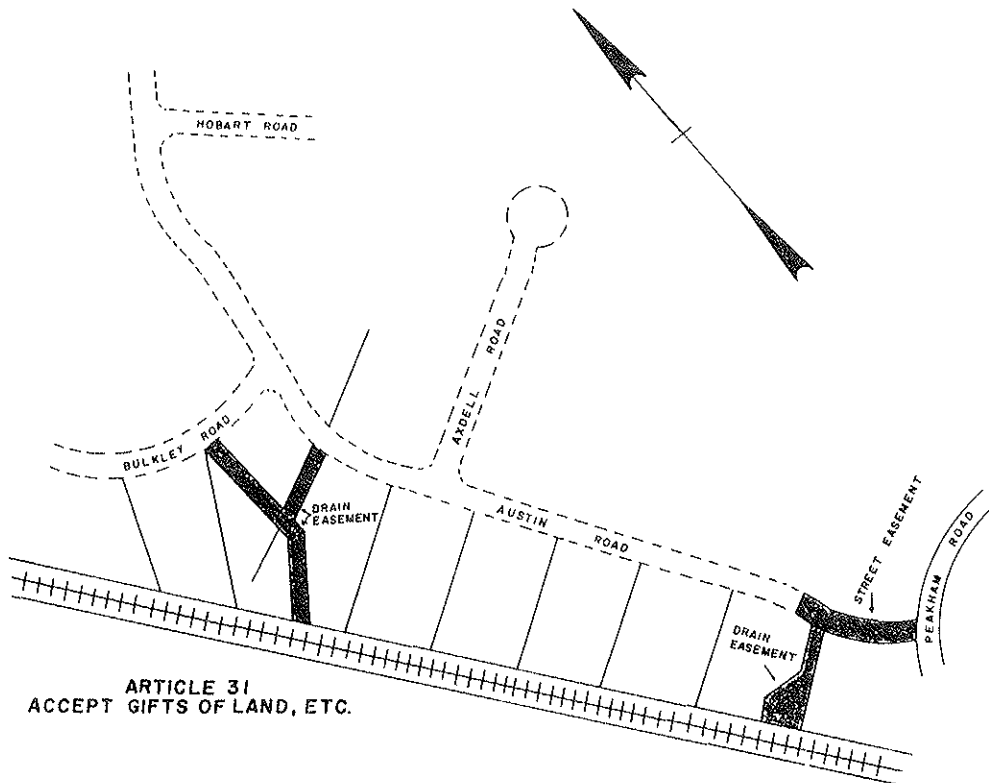
ARTICLE 30: (Since there were no roads which qualified for acceptance by the Town at this year's Annual Town Meeting, this article was withdrawn by the Highway Commission and the Planning Board.)
Acceptance
of Streets

ARTICLE 31: To see if the Town will vote to accept any one or more of the gifts of land, interest in land or easements, for conservation, drainage, highway, slope and/or walkway purposes listed below:
Accept
Gifts of
Land

- A. Three drainage easements and two easements for driveway or road purposes shown on a plan entitled: " 'Woodlane Farms' -- Sec. III, Sudbury, Mass.", dated: January 29, 1970, by Colburn Engineering, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference; and
- B. Drainage easements shown on a plan entitled: "Acorn Village", Sudbury, Mass., for D & M Land Planners Corp., a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference;

or act on anything relative thereto.

Submitted by the Planning Board.



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Planning Board Report: (Mr. Robert E. Cooper)

Section A of Article 31 is a routine acceptance of drain and road right-of-way easements. The Planning Board has deleted item B due to concerns brought forth recently by the Board of Health as to the adequacy of and responsibility for the proposed drain easements. We feel that the discussion between the two boards and the developer can best take place without obstructing Town Meeting. This item was originally moved on the Consent Calendar and was objected to by the Board of Health. We feel that making this amendment will remove the Board of Health objection. The Planning Board urges passage of Article 31 as amended.

Finance Committee Report: (Mr. Donald W. Stowbridge)

The Finance Committee recommends approval.

VOTED: THAT THE TOWN ACCEPT THE EASEMENTS IDENTIFIED IN ITEM A IN ARTICLE 31 IN THE WARRANT FOR THIS MEETING.

ARTICLE 32: To see if the Town will vote to authorize and empower the Selectmen to acquire easements, by purchase, by gift or by a taking by eminent domain, for walkway and sidewalk construction, maintenance, reconstruction and use easements, over, across and through the land, shown on the plan entitled: "Plan of Land in Sudbury Massachusetts showing Walkway Easements Horse Pond Road", by Town of Sudbury Engineering Department, dated: January 22, 1973, and to amend the vote passed under Article 50 of the 1972 Annual Town Meeting to authorize the Selectmen to expend funds appropriated under Article 50 for the acquisition or taking of these easements, or act on anything relative thereto.

Submitted by the Board of Selectmen.

Board of Selectmen Report: This article requests authorization for easements needed for the Horse Pond Road walkway project so that construction can be completed by September 1973. The easements requested represent narrow strips of land along the west side of Horse Pond Road from the B & M railroad northerly to Peakham Road. The road right-of-way north of the railroad is only 40 feet wide; it is 50 feet south of the railroad. The easements are necessary to provide for the construction of the walkway program voted at 1972 Annual Town Meeting under Article #50. The construction of the walkway will include proper grading, reconstruction of several stone walls, and the preservation of as many trees as possible. The Engineering Department has completed the planning and engineering for the Horse Pond walkway. The Board of Selectmen RECOMMENDS APPROVAL.

Finance Committee Report: The Selectmen reported to us that funds remain available from Article 50 of the 1972 Annual Town Meeting and will be used for this article. Recommend approval.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

At the request of Mrs. Jane F. Gillespie of the Planning Board, the Moderator stated that Articles 33 and 34 would be discussed together since they are somewhat related. A motion would be made under Article 33. Debate would cover both articles, and no debate would be allowed under the motion made under Article 34.

ARTICLE 33: To see if the Town will vote to appropriate a sum of money to be expended under the direction of the Board of Selectmen for the engineering and construction of the following walkways:

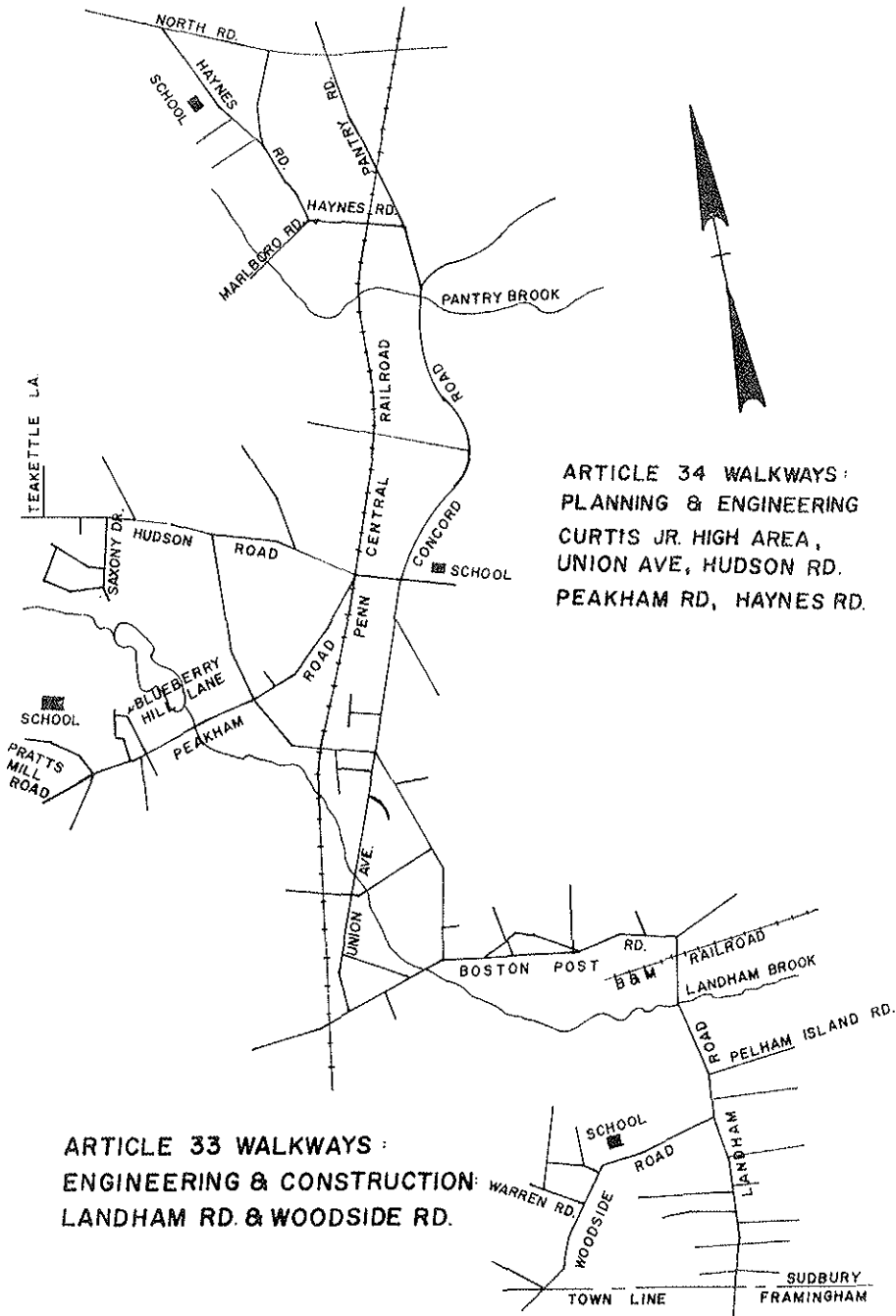
Walkway -
Engineering
and
Construction
Funds

1. Along Landham Road, from the junction of Landham Road and Boston Post Road on the north, to the Framingham town line on the south, a distance of 5500 feet, more or less;
2. Along Woodside Road, from the corner of Woodside Road and Landham Road on the east to the corner of Warren Road and Woodside Road on the west, a distance of 2900 feet, more or less;

With the walkways to be constructed in rights of way or easements already owned by the Town or to be given to or purchased by the Town, and to determine whether the appropriation shall be raised by taxation, provided by transfer from available funds or by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Submitted by the Planning Board.

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Planning Board Report: This article asks the Town to approve Part Two of the three-part accelerated walkway program undertaken at last year's Annual Town Meeting. Last year, voters approved spending \$75,000.00 to plan, engineer and build walkways on Concord and Horse Pond Roads, plus a short connector walkway from Normandy Drive to Stuart Street. The Concord and Horse Pond Roads walkways will be completed before the opening of school in September. Work on the Normandy to Stuart walkway has been suspended due to legal questions.

Part Two of this walkway program calls for the engineering and construction of walkways the full length of Landham Road, over a mile from Route 20 to the Framingham town line; and along Woodside Road, slightly over half a mile from Landham Road to the corner of Warren and Woodside Roads.

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Landham Road, a county road scheduled for reconstruction and widening this year, is heavily travelled by fast-moving vehicles. Woodside Road, on which Loring School is located, is a narrow, curving road, used by many cars as well as school busses. Three children were injured in vehicle accidents last year on Woodside Road. Both roads need walkways to protect the safety of walkers, old and young. We estimate that construction can be completed by September, 1974.

Mrs. Gillespie further reported to the meeting for the Planning Board by showing maps with colored overlays to indicate where walkways currently exist, the Concord Road and Horse Pond Road walkways which would be built in July and August, and the proposed walkways under Articles 33 and 34.

Mrs. Gillespie pointed out that through error, the proposed walkway along Woodside Road did not go all the way to the end, but that the Planning Board would be back to the first special town meeting to ask for authorization to continue the engineering and construction the full length of Woodside Road. (See Article 4, Special Town Meeting, June 13, 1973, page 142.)

We want to do the engineering and some planning this year so that next year when we come back to you we will have a good idea of and a fairly firm price on what it will cost to build these. How much of this we come back to you and ask for funding for next year depends on a great many factors that will be uncovered and made public as we go along in the engineering process on these walkways.

By a four-to-one vote earlier this evening, item number one in Article 34, which was the back walkway to Curtis Junior High, was eliminated because of the protest of a landowner in the area.

Finance Committee Report: We support this construction based on previously approved planning, but cannot present a recommendation until estimated costs are confirmed.

After discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$68,500.00 TO BE EXPENDED UNDER DIRECTION OF THE BOARD OF SELECTMEN FOR THE ENGINEERING AND CONSTRUCTION OF THE FOLLOWING WALKWAYS:

1. ALONG LANDHAM ROAD, FROM THE JUNCTION OF LANDHAM ROAD AND BOSTON POST ROAD ON THE NORTH, TO THE FRAMINGHAM TOWN LINE IN THE SOUTH, A DISTANCE OF 7,200 FEET, MORE OR LESS;
2. ALONG WOODSIDE ROAD, FROM THE CORNER OF WOODSIDE ROAD AND LANDHAM ROAD ON THE EAST TO THE CORNER OF WARREN ROAD AND WOODSIDE ROAD ON THE WEST, A DISTANCE OF 2,900 FEET, MORE OR LESS;

WITH THE WALKWAYS TO BE CONSTRUCTED IN THE RIGHTS OF WAY OR EASEMENTS ALREADY OWNED BY THE TOWN OR TO BE GIVEN TO THE TOWN.

ARTICLE 34: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$17,500.00, or any other sum, to be expended under the direction of the Planning Board or the Board of Selectmen, for the planning and engineering of the following walkways:

Walkway -
Planning
and
Engineering
Funds

Union Avenue
Hudson Road
Peakham Road
Haynes Road

1. From the Regency Estates subdivision southerly to land owned by the Town of Sudbury, then in a southerly direction to the Curtis Junior High School;
2. Along Union Avenue, from Boston Post Road on the south to the junction of Union Avenue, Concord Road, and Old Lancaster Road on the north;
3. Along Hudson Road, from the present easterly end of the walkway at Teakettle Lane, to the junction of Hudson Road, Old Sudbury Road and Concord Road, on the east;
4. Along Peakham Road, from the present northerly end of the walkway at Old Lancaster Road, to the corner of Hudson Road and Peakham Road on the north;
5. Along Haynes Road, from the corner of Pantry Road on the south to Route 117 on the north,

or act on anything relative thereto.

Submitted by the Planning Board.

(For diagram, see page 110.)

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Planning Board Report: This article asks the Town to approve the start of Part Three of the accelerated walkway program, the planning and engineering of several sections of walkway, some to serve the general public, others primarily for school use to cut down our bus transportation costs.

Two walkways, one slightly over a mile in length along Haynes Road and the other less than half a mile long from the Regency Estates subdivision to the rear of Curtis Junior High School, are primarily to eliminate the need for some school busses and make walking to the schools safer.

Two other sections of walkway, along Hudson Road from Country Village Lane to Sudbury Center (about a mile and a quarter) and the full length of Union Avenue (about a mile and a half), will give the pedestrian a fighting chance of reaching his destination safely.

The fifth walkway, about three-quarters of a mile long, will connect the present Peakham Road walkway to Hudson Road. Most of the engineering for this section will be done in conjunction with the Highway Commission's widening and reconstruction of Peakham Road, but some additional work will be needed, so it is included in this article. The Highway Commission has been asked to include a walkway in its plans for the widening and reconstruction of Old Lancaster Road, from Peakham to Concord Roads, also.

No construction money is asked for this year for these walkways, only funds for planning and engineering. It is our intention to return to Town Meeting next Spring (1974) and ask voters to vote the money for the construction, or perhaps bonding the cost of construction, of these walkways, so work on them can be completed by the summer of 1975.

Finance Committee Report: \$17,500 was estimated as the cost of this work, with a further estimate that perhaps 80% could be performed by the Town Engineering Department. Recommend approval of \$3,500.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$3,500.00 TO BE EXPENDED UNDER THE DIRECTION OF THE PLANNING BOARD AND THE BOARD OF SELECTMEN, FOR THE PLANNING AND ENGINEERING OF THE FOLLOWING WALKWAYS:

1. ALONG UNION AVENUE, FROM BOSTON POST ROAD ON THE SOUTH TO THE JUNCTION OF UNION AVENUE, CONCORD ROAD AND OLD LANCASTER ROAD ON THE NORTH;
2. ALONG HUDSON ROAD, FROM THE PRESENT EASTERLY END OF THE WALKWAY AT TEAKETTLE LANE, TO THE JUNCTION OF HUDSON ROAD, OLD SUDBURY ROAD AND CONCORD ROAD ON THE EAST;
3. ALONG PEAKHAM ROAD, FROM THE NORTHERLY END OF THE WALKWAY AT OLD LANCASTER ROAD TO THE CORNER OF HUDSON ROAD AND PEAKHAM ROAD ON THE NORTH;
4. ALONG HAYNES ROAD, FROM THE CORNER OF PANTRY ROAD ON THE SOUTH TO 117 ON THE NORTH.

ARTICLE 35: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Town Bylaws, by amending Section II, so that the following described land is deleted from Residential Districts A-1 and B-1 and added to the existing business district described as Business District No. 1:

Change
Zone -
Residence
to
Business
Art. IX

A certain parcel of land in Sudbury, Massachusetts, containing eleven and one-half (11.5) acres more or less, and being a portion of a parcel containing sixteen and one-tenth (16.1) acres shown on "Plan of Land in Sudbury, Massachusetts," prepared by Cheney Engineering Co., Needham, Massachusetts, dated: February 1962, said eleven and one-half (11.5) acre parcel being bounded and described as follows:

Beginning at a drill hole near the southwesterly corner thereof, then running in a northwesterly direction, in several courses, by land shown on said plan to be land of Herman P. and Mary Brown, and of Volene E. Brown, six hundred twenty-four and fifty-four hundredths (624.54) feet more or less;
thence turning and running in an easterly direction three hundred eighty feet (380) more or less to a point;
thence turning and running in an east southerly direction three hundred eight-seven and one-half feet (387.50) more or less;

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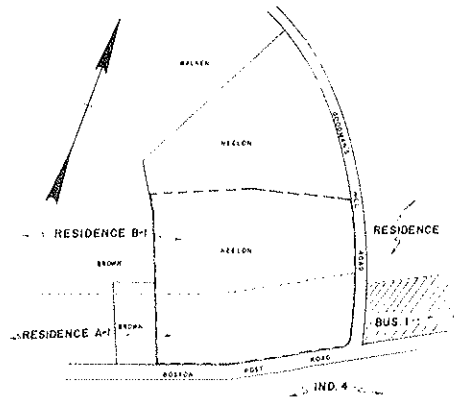
thence turning and running in a southeasterly direction, in several courses, along Goodman Hill Road, the last of said courses being in an arc with a radius of fifty-three and fifty hundredths feet (53.50), and terminating in a southwesterly direction at Boston Post Road, as shown on said plan, five hundred fifty-six and seventy-two hundredths (556.72) feet more or less;

thence turning and running in a southwesterly direction, in several courses, by the said Boston Post Road six hundred and sixty-two and thirty-seven hundredths (662.37) feet to a point;

thence turning and running in a northwesterly direction, one and twenty hundredths (1.20) feet to the drill hole at the point of beginning;

or take any action relative thereto.

Submitted by Petition.



ARTICLE 35 -
AMEND ZONING BYLAW-RESIDENCE
TO BUSINESS

Mr. Edward E. Kreitsek, speaking for the Petitioners, moved to amend the Zoning Bylaw, Article IX of the Town Bylaws, by amending Section II, so that the following described land is deleted from Residential Districts A-1 and B-1, and added to the existing business district described as Business District No. 1:

A certain parcel of land in Sudbury, Massachusetts, containing 10.3 acres, more or less and being a portion of a parcel containing 16.1 acres shown on "Plan of Land in Sudbury, Massachusetts" prepared by Cheney Engineering Company, Needham, Massachusetts, dated February 1962, said 10.3 acre parcel being bound and described as follows:

Beginning at a drill hole near the southwesterly corner thereof, then running in a northwesterly direction in several courses by land shown on said plan to be land of Herman P. and Mary Brown, and Volene E. Brown, 625.74 feet, more or less, thence turning and running in an easterly direction, 380 feet, more or less, to a point, thence turning and running in an east southerly direction 390.12 feet, more or less, thence turning and running in a southeasterly direction in several courses along Goodman Hill Road and terminating in a southwesterly direction at Boston Post Road, as shown on said plan, 550.72 feet, more or less, thence turning and running in a southwesterly direction in several courses by the said Boston Post Road, 662.37 feet to a point, thence turning and running in a northwesterly direction 1.20 feet to the drill hole at the point of beginning.

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Petitioners' Report: (Mr. Kreitsek)

We are proposing the rezoning of 10.3 acres on the Boston Post Road and Goodman Hill Road to business use. However, the use proposed here is limited only to that of a motel, the Butternut Inn. We propose this rezoning because, on balance, we think it is good zoning, we think it is good for the Town and will provide a needed facility. Among the options that we do not now have, however, is that the site will remain undeveloped. It is likely that this land, in the very near future, will be developed. We propose the rezoning to business.

A deed has been prepared and placed with the Town Counsel that limits the use to motel use only and puts another condition of the granting of a buffer zone of 5.8 acres to the Town to isolate this land, if rezoned, from the abutting residential district to the north.

This site is located at the juxtaposition of the transition between industrial and business activities between Wayland and in the Town of Sudbury. In addition to industrial, residential, and business uses in the area, there is a prior non-conforming use existing for the operation of Pokonoket Kennels. About 50% of the frontage of this area is now intensely developed for residential, for business or industrial use. We subscribe that the environment is not good for further residential development in this particular area facing on the Boston Post Road.

Mr. Kreitsek then presented colored slides of the area showing Union Carbide, Boston Edison facility, the Wayland dump, Sudbury Sanitary Landfill, Longfellow Tennis facility, Waters Industrial building, and other business or industrial buildings in the area.

Mr. Kreitsek continued his presentation as follows:

This is the environment of the area that we suggest does not create a suitable place for residential development for people who presumably would be bringing children into their homes and want to raise them. It is so intensely developed for industry and commerce that it does not make a good site for residence.

For those who have lived on the Boston Post Road, I made a quick analysis of what has happened. While the population of the Town increased by 400%, the residences and the dwellings on the Boston Post Road decreased by 30% in the past seventeen years. For those who have a choice, they do not live on the Boston Post Road.

What do we propose doing on this site? We have an area of 10.3 acres proposed for rezoning, limitation of use for motel only and a buffer zone of 5.8 acres, about \$40-50,000.00 worth of land to be deeded to the Town. We have major setbacks to avoid strip zoning. One building is set back 175 feet. Another building is set back 330 feet, so we have no encroaching on the Boston Post Road. The side line to the nearest residential neighbor is 160 feet on one side to 600 feet on another. The nearest residential neighbor to the north is over 1,200 feet with the buffer zone in between. The land rises quite sharply with trees thirty to forty feet in one area and twenty feet in another, so the trees further serve as a buffer.

If this area is not desirable for residential use, we want to avoid strip zoning, and we look for something with substantial setbacks and an integrated comprehensive plan. If this is rezoned, the owner cannot just proceed to do what he wants. He has a great number of limitations and controls imposed by other boards and committees. He must get all of these permits and, in addition, must get a special permit from the Board of Appeals for a motel in a business district. He must also get site plan approval including lights, driveways and signs. The sanitary disposal system must be approved by both the State and the Town Board of Health.

A good disposal system can be designed and constructed properly. We put in large systems at places like Fairbanks School, Nixon School, Loring School, Curtis and Haynes and Horse Pond Road School. They have worked for years because they were designed properly, and they were installed properly. It can be done. Our sanitary engineering study shows adequate area to take care of all of the effluent that this complex develops and to put in reserve 100% dimension for possible expansion.

Operating licenses must be granted by the appropriate officials which regulate the hours and the type of functions that can go on here. In addition to these permits, a man who is making an investment of this sort must have business reasons for wanting to conduct it properly.

We take a look at the traffic impact of the Butternut Inn if introduced on the Boston Post Road. Here is a worst case. It assumes that everything is working at full capacity, eighty units, 100% use. We take the worst case of all the facilities and come up with something less than 5% of traffic increase in the general area, and this is spread over a total of 24 hours. The nature of the business with function rooms and dining rooms says it does not get consolidated at the time of the traffic glut that we have with our commuting traffic.

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In addition to this, we have come up with a suggestion. We have an existing house that is only nine feet from the sideline of the road. We propose removing the house and granting to the State a strip to allow the establishment of something of a holding-passing lane for left turn traffic quite similar to what you have at Union Avenue. Eastbound traffic can have a holding lane for left turn into the Butternut Inn, and a left turn into Goodman Hill Road. Through traffic can move quickly to get congestion away from that corner.

The Planning Board says there is merit in this suggestion but that it is very premature to discuss it right now. The Police Chief says he believes it will enhance the safety of traffic approaching the Landham Road junction and will improve traffic movement in the vicinity of Goodman Hill Road corner.

There is substantial potential tax income to Sudbury with a proposed \$1,500,000 assessed valuation at \$45 tax rate, with essentially no cost to the Town--\$67,500 income to the Town of Sudbury in taxes. If this is developed as residential, the total tax income would be \$18,000, and if the normal number of children come in, you would have about \$38,000 of operating costs for the schools, or \$19,000 loss. The difference between residential development and the Butternut Inn development is a net of \$86,000, not just one year, but just about every year. This would more than retire the debt and take care of the operating costs of some of our ambitious plans like the Haskell land development.

In addition, there is a commercial impact of cash flow circulation of over \$400,000 of activities generated within the Inn, about \$300,000 of guest purchases within Town or three-quarters of a million dollars cash flow generated around the Town.

We have questions that we must talk to, of course. One is whether or not there are services that are needed here. This could provide overnight accommodations, function rooms and dining rooms. Raytheon-Wayland, Raytheon-Sudbury, and Sperry Rand all have business conferences in which they need facilities of this sort. There are family functions such as wedding receptions, bar mitzvahs, retirement testimonial dinners, etc. There is no place in Town where this can be done. The Holiday Inn on Route 20 is now adding fifty rooms in Marlboro to the inn they opened there just about two years ago, which shows some need. This Inn, if developed, would not be operational until 1975 at which time Bicentennial celebrations are going to bring many tourists to this area.

Mr. Kreitsek then showed an artist's concept of the proposal and stated further that on the left are two units, each no more than twenty-three feet high, which incidentally is no higher than the ridge pole of the barn of the building now on the Post Road, forty guest units in each of them. On the right, we have the registration desk and the function room and reception rooms. The Boston Post Road is the only source of entry into the site. The land rises to the north and to the west. The architecture is proposed to be attractive enough to allow this site to rise above the less attractive industrial and business activities in this area. We recommend this rezoning. We think it is good for the Town. We think it is an appropriate use of this land. We think it has substantial financial advantages to the Town, and we think it provides a facility that would be of benefit to many activities conducted in Town.

Planning Board Report: (Mr. Stevens)

The Planning Board is opposed to this article, not because it is a motel being proposed, but because it is the creation of a new business zone in an area that is and has been and should be maintained as residential. We are opposed to the setting of a precedent of an expansion of business and/or industry into areas which have never been used for or closely associated with them.

To allow business on this site would start in motion the creeping commercialization of both sides of Route 20 from Goodman Hill Road to Massasoit Avenue. The Board feels it is important to maintain this whole section of Route 20 residential, acting as a buffer and to keep separate the other business and commercial zones and thus prevent this section of Route 20 from becoming like that which is found in other communities.

Therefore, we recommend that this meeting defeat this article.

Finance Committee Report: Although there can be significant value to the Town (\$1.25 million motel versus \$400,000 in residences) with some safeguards on actual use of rezoned land, the net financial value to the Town (assessment versus supporting services) may well be far less. We believe the extension of Business District #1 along Route 20 across Goodman's Hill Road and this influence to change the character of Sudbury are not worth it. Recommend disapproval.

April 9, 1973

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 35 in the Warrant for the 1973 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

Board of Health Report: (Mr. Cooper)

The Board of Health has consistently opposed zoning changes which would allow high volume sewage uses. Sewage systems fail. That is a fact of life. In past years, Dr. Young, a former member of the Board, has led this hall with their galoshes on up and down Route 20. I won't attempt to duplicate her expeditions. The fact is, when systems are installed in Town, the code is met. The systems still fail. The groups come back in. We make the systems bigger. We try to redesign. Sometimes it works for a while and sometimes they fail again. For example, the Star Market's has been rebuilt twice. Friendly's has been rebuilt once. J.T.'s, in the neighborhood of this proposed development, has been rebuilt within the last couple of years.

The Board takes no position on the merits or demerits of a motel itself, but does oppose additional large volume sewage areas. Therefore, we oppose this article.

The Moderator then asked for the report of the Business Advisory Committee. He determined that the Committee was not present and recognized Mr. Toomey of the Board of Selectmen. Mr. Toomey stated that the Business Advisory Committee had reported to the Board of Selectmen in favor of passing this article.

After discussion, Mr. Kreitsek's motion was defeated.

In Favor - 89; Opposed - 364. (Total - 453)

ARTICLE 36: To see if the Town will vote to amend Article IX, Section II of the Enlarge Business District #16 Bylaws (Zoning Bylaw) by including in Business District No. 16, as it presently appears in such Bylaws, the land of Georgia George and directing that the boundaries of said Business District No. 16, as amended be relocated to include the following described land:

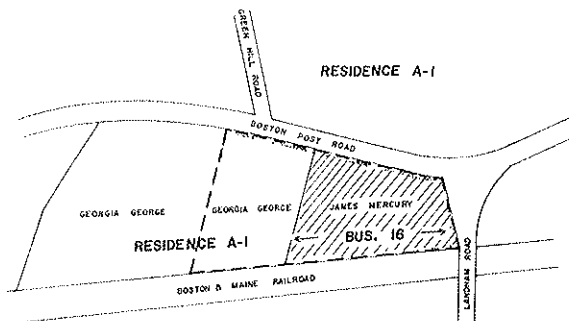
Art. IX Beginning at the intersection of the southerly line of the Boston Post Road with the westerly line of Landham Road; thence southerly by said Landham Road 275 feet, more or less, to land of the Boston and Maine Railroad Co., thence westerly by land of said Boston and Maine Railroad Co. 757 feet, more or less, to other land of Georgia George; thence northerly by said other land of Georgia George 357 feet, more or less, to the Boston Post Road; thence easterly by said Boston Post Road 595 feet, more or less, to the point of beginning."

or act on anything relative thereto.

Submitted by Petition.

Petitioners' Report: The purpose of this article is to have that part of my land which has been used for commercial purposes (roadside stand and gas station) for many years included in the business district as is the Mercury property next easterly to my property.

Finance Committee Report: This appears to be a convenience extension of a business district along Route 20 to the advantage of the owner and to remove any question of continuance of a variance, rather than a well-planned change. We anticipate no increase in value to the Town and have no assurance of improvement in appearance. Recommend disapproval.



April 9, 1973

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 36 in the Warrant for the 1973 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) INDEFINITE POSTPONEMENT.
(At the request of the Petitioners)

ARTICLE 37: To see if the Town will vote to amend Article XV of the Sudbury Bylaws entitled: "Building Code", by deleting Section 10 in its entirety and replacing it with a new section as follows:

Establish Fee Schedule Building Code Art. XV "Section 10. The fee to be paid upon the issuance of each building permit shall be determined in accordance with a fee schedule to be established, from time to time, by the Board of Selectmen. No fee shall be charged for the issuance of any building permit to the Town.",

or act on anything relative thereto.

Submitted by the Board of Selectmen.

Board of Selectmen Report: With the continuing increase of costs, the building fees also must on occasion be updated. By delegating this authority to the Board of Selectmen, it will eliminate the need for this type of an article, from an ever-increasing busy warrant schedule, of future Town Meetings. The fees will be set at a level projected to fully support the operating costs associated with building inspection. The Board of Selectmen RECOMMENDS APPROVAL.

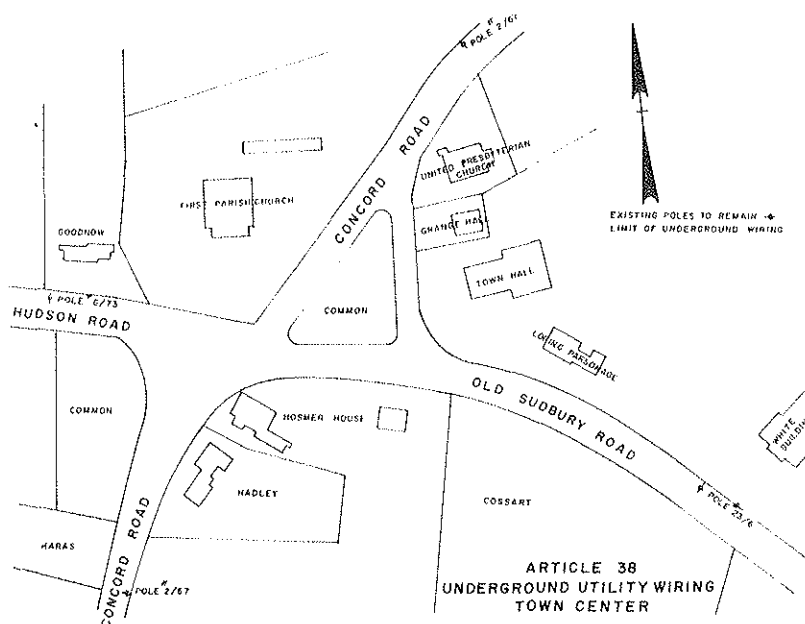
Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 37 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 38: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$35,000.00, or any other sum, to be expended under the direction of the Board of Selectmen, to replace existing utility wiring in the Town Centre with underground wiring and facilities, or act on anything relative thereto.

Town Centre Submitted by the Board of Selectmen.



April 9, 1973

Mr. Taft of the Board of Selectmen moved that the Town raise and appropriate \$48,000.00 to be expended under the direction of the Board of Selectmen to replace existing utility wiring in the Town Centre with underground wiring and facilities.

Board of Selectmen Report: (Mr. Taft)

I would like first of all to explain the dramatic change from the \$35,000.00 warning that the citizens received in the Warrant to the number you now see before you. At the time that the Warrant was prepared, we had in mind doing the necessary trenching, backfilling and repaving as required for the Boston Edison and the New England Telephone lines. We would have secured street lighting from Boston Edison as we do in other parts of the Town, and we had not really considered what turned out to be two rather significant amounts of money.

CHART S

	<u>TOWN</u>	<u>EDISON</u>	<u>NET & T</u>
BURY ELECTRIC CABLES IN CENTRE.....	\$24,275.	\$30,000.	--
BURY TELEPHONE CABLES IN CENTRE....	2,000.	--	\$18,000.
INSTALL NEW UNDERGROUND SERVICES TO BUILDINGS IN PROPOSED AREA AND UPDATE SERVICES TO BUILDINGS OWNED BY TOWN.....	15,000.	--	--
COST OF 20 POST LIGHTS TO REPLACE STREET LIGHTS.....	2,600.	--	--
FIRE ALARM SYSTEM.....	<u>4,100.</u>	<u>--</u>	<u>--</u>
TOTALS.....	\$47,975.	\$30,000.	\$18,000.
SUGGESTED BUDGET.....	\$48,000.		
TOTAL ALL COSTS.....			\$95,975.

I should point out that the agreement to locate the Edison lines in the Centre of Town underground dates back some number of years. The Planning Board endeavored about five or six years ago to work out a program with Boston Edison to put the power lines underground. At that time, Boston Edison wanted what we considered too much to do the job. They wanted the Town to foot the entire bill. Subsequently, at a public relations affair which was hosted by Boston Edison, the question was put directly to Mr. Galligan, President of Boston Edison, and they agreed to at least provide the facilities that would go underground. In other words, all the wiring, cabling, and so on, and the Town on its part agreed that we would do the trenching part of it.

I might point out this is a significant concession on the part of Boston Edison. As many of you know in the Town, we haven't always been on the best of terms. However, I do think we have Boston Edison's respect, and they do recognize that we are interested in keeping Sudbury an attractive Town, and that includes the Centre of the Town as well as other parts.

The program in the burying of electrical cables, as you have in your Warrant, is about \$24,000.00. Edison's costs would be somewhere in the area of \$30,000.00 for direct burial cable. For the Telephone Company's part, since most of the telephone lines would be able to go in the same trench with the power lines, it would cost only an additional \$2,000.00 for some areas where the telephone would be alone, and there would be no Edison lines in that trench. The Telephone's part of the cost is shown here as \$18,000.00.

In addition to that, we recognize that to do this properly we must put underground service into the buildings that are adjacent to the underground wiring and a big part of this, by the way, is the Town Hall itself. The Town Hall now has two services, one in the side where the fire station is on Old Sudbury Road and an additional service that comes up near the Noyes School and around the back of the building. We want to combine these into one single service which will effectuate a power saving for the Town and put it all in an underground 400 amp service.

All of the underground services are in the estimate of \$15,000.00, which would permit us to take the power up to the meter on the side of the person's house or the building. There would be no need for anybody to make any interior changes in their wiring if they did not want to. If they decided this was a good opportunity to put in a larger service entrance, that is their decision. This would not require it.

April 9, 1973

Of that \$15,000.00, \$4,000.00 is involved in the installation of twenty post lights to replace street lights. The last item is the fire alarm system which would have to be replaced, and the number would not only bring the fire alarm system into the present station but would also provide any wiring that was needed for the new station when it is built on Hudson Road to the west of the Centre.

That makes the total come out to approximately \$48,000.00 for the Town and \$48,000.00 for the utilities.

The electric light fixtures proposed will be very similar to the present fixtures which are located on the small common in the center of Town. It is the basis for the estimate, twenty fixtures at \$130.00 each, which includes the manufacturing of the fixtures, the lamp itself and a twelve-foot cedar post.

The Historic Districts Commission has already approved this fixture, and we would like to have their approval for anything we locate since this is all within the Historic District.

The wiring itself on Hudson Road would go underground at the pole location right in front of the Goodnow house. It would be all underground through the Centre, out the other side to the pole which is located right in front of the White Building. On Concord Road it would run from the pole right in front of the Heritage Park area all the way through the Centre to the pole which is just north of the Minuteman statue. As you can see, we have underground service into the Presbyterian Church, the Grange Hall, the Town Hall, the Loring Parsonage, the White Building and the Hosmer House, which the Town has an interest in, the Hadley house, the First Parish Church, and I believe also the Goodnow house.

I think that in Sudbury we have perhaps one of the most attractive and beautiful town centers in New England. We have done a lot in the last few years, and the organizations in the Town Centre area have done a lot to try to enhance its beauty even further. You have noticed that as part of the Boston Edison high tension line program, we have repaved the streets. We have stopped the paving on Concord Road so that it can be repaved after this work is done. That explains the condition of the pot holes right now in the Centre.

I think that this provision for putting all the lines in the Centre of Town underground would be the final step in really making it, for sure, the most beautiful.

The Board of Selectmen unanimously recommends the approval of this article. The Planning Board asked me to indicate their favor of it as well as the Women's Club and the Long Range Capital Expenditures Committee.

Finance Committee Report: The Finance Committee supports undergrounding wires in the Centre and elsewhere, but we are divided on the need for action and the resultant impact on the tax rate at this time. Further, firm dollar estimates were not available to us. At our hearings and up until press date the Selectmen did not present any firm plans or agreement with Edison on which we can make a recommendation.

After discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$48,000.00 TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF SELECTMEN TO REPLACE EXISTING UTILITY WIRING IN THE TOWN CENTRE WITH UNDERGROUND WIRING AND FACILITIES.

ARTICLE 39: To see if the Town will vote to approve the petition set forth herein providing for the appointment of the combined office of a Town Treasurer and Collector and authorize and request the Board of Selectmen to petition the General Court of the Commonwealth of Massachusetts to enact the special law set forth in said petition and without further submissions to a Town Meeting:

Legislation:
Appoint
Treasurer/
Collector

"The Commonwealth of Massachusetts

In the year one thousand nine hundred and seventy-three.

An Act authorizing the Selectmen of the Town of Sudbury to appoint a Town Treasurer and Collector of said Town.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by authority of the same, as follows:

April 9, 1973

Section 1. Notwithstanding the provisions of section one of chapter forty-one of the General Laws, the Board of Selectmen of the Town of Sudbury shall appoint a suitably qualified person to the office of Town Treasurer and Collector of said Town, and upon the appointment and qualification of the person initially so appointed the term of the incumbents of said offices shall terminate, but in no case shall said terms of office of said incumbents terminate before the next annual election at which said offices are normally filled following the passage of this Act. The Town Treasurer and Collector so appointed shall have all the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law on town treasurers and collectors of taxes. The term of initial appointment shall expire on the last Monday in March of the third year following appointment, and thereafter the Town Treasurer and Collector shall serve for a term of three years and until his successor is appointed and qualified. He may be removed for cause at a public hearing by the Selectmen and the vacancy filled by appointment for the remainder of the expired term in the same manner as in the case of an original appointment. The salary or compensation shall be such as the Selectmen may vote from time to time in accordance with the Job Classification and Salary Plans of the Town. The position or office of Town Treasurer and Collector shall not be subject to the laws and rules pertaining to Civil Service. Said Board shall fill any vacancy in such office by appointing a qualified successor for the remainder of any unexpired term.

Section 2. In the event that either or both the present Town Treasurer or Collector of Taxes shall resign, be permanently disabled or otherwise be unable to perform the duties of their offices before section one of this Act shall become effective then the Board of Selectmen of said Town may implement any and all the provisions of this Act as may be necessary to continue the orderly administration of these offices.

Section 3. The present Town Treasurer may be appointed or reappointed to the office of Town Treasurer and Collector without any age limitations or restrictions.

Section 4. This Act shall take effect upon its passage.";

or act on anything relative thereto.

Submitted by the Committee on Town Administration.

Committee on Town Administration Report: (Mrs. Anne D. Bigelow)

This article would provide for the combination and appointment by the Selectmen of the offices of Town Treasurer and Collector of Taxes. At the present time both offices are separate and elected. The Committee on Town Administration believes that elective offices are appropriate only where the voter requires a direct control over the office holders or where policy is made. The Treasurer and Collector of Taxes perform administrative functions, both requiring special professional skills and knowledge. The Town can be more readily assured of continuity by removing these offices from the uncertain ties of the elective process. Making the offices appointive would enable the Selectmen to appoint one person to fill both positions.

The recommendation is not the result of any lack of confidence in the democratic process. It is based upon the condition that the future filling of these offices by appointment will help in securing and retaining the best qualified and competent person for the combined offices of Tax Collector and Treasurer.

Finance Committee Report: It is common practice, both in Massachusetts and other states, to combine the office of Treasurer and Tax Collector. Circumstances have changed since the Town last considered this issue. There are fifty-one elected officials in Sudbury and more than one hundred appointed officials. Economies and improved effectiveness can be achieved through consolidation and simplification; this is one step in the right direction. Only policy-making positions should be elective; those requiring technical expertise, such as the office of Treasurer and Tax Collector, should be appointive. Recommend approval.

April 9, 1973

After some discussion, it was

VOTED: THAT THE TOWN APPROVE THE PETITION SET FORTH IN ARTICLE 39 IN THE WARRANT FOR THIS MEETING, PROVIDING FOR THE APPOINTMENT OF THE COMBINED OFFICE OF A TREASURER AND COLLECTOR, AND AUTHORIZE AND REQUEST THE BOARD OF SELECTMEN TO PETITION THE GENERAL COURT OF THE COMMONWEALTH OF MASSACHUSETTS TO ENACT THE SPECIAL LAW SET FORTH IN SAID PETITION AND WITHOUT FURTHER SUBMISSIONS TO A TOWN MEETING.

In Favor - 149; Opposed - 129. (Total - 278)

NOTE: For action to rescind Article 39, see page 135 , Special Town Meeting June 13, 1973.

Upon a motion made by Mr. Klein, it was

VOTED: THAT THE MEETING ADJOURN TO TOMORROW NIGHT, AT 8:00 O'CLOCK IN THIS HALL.

The meeting adjourned at 10:57 P.M.

PROCEEDINGS

ADJOURNED ANNUAL TOWN MEETING

April 10, 1973

The Moderator called the meeting to order at 8:16 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

He announced that the first order of business was a motion to reconsider the resolution that was voted following the adoption of Article 27 of the Warrant and recognized Mrs. Alexandra G. E. Tomes who made such a motion.

In support of her motion, Mrs. Tomes stated that it was a matter of principle. She felt it was poorly, if not improperly, presented. Too few people, at least in my section of the auditorium Wednesday evening, had a copy of it. Several of the Finance Committee members were unaware of it. Very little notice was given for discussion.

At that late hour, those people without a copy either had to hunt around to find one, or vote without much knowledge of it. There was little discussion. One proponent spoke quite belligerently about it and stated that he would proceed with the formation of it [a nonprofit housing corporation] regardless of our feelings on it.

My understanding is that a resolution has no legal power and serves only to bring a worthy point before the Town for discussion and consideration, and to gain a general point of view. If this is so, and if the practice is worthwhile, then resolutions should be presented so that they can be voted on intelligently and not just swished through. I filed for reconsideration because I was confused, angry and felt the democratic process of the Town Meeting had been abused.

After speaking with several people whose opinions I respected, I decided to follow through with this action. Several people have also contacted me in agreement. Some people thought the resolution was merely to form a study committee for low income housing. Others felt it put the work already done in jeopardy, or at least in a poor light.

I think all would benefit from further discussion and perhaps a greater number of people will understand what they are being asked to vote on. At the very least, more people will be aware of the resolution and its aims.

Mr. Toomey, Chairman of the Board of Selectmen, stated that in view of the previous speaker's remarks and the hour that the resolution was presented last week, and if there are doubts in the mind of the Town Meeting, the Selectmen support this reconsideration motion and would like to have it come before the floor again.

VOTED: TO RECONSIDER THE RESOLUTION PRESENTED WEDNESDAY, APRIL 4TH,
CONCERNING THE FORMATION OF A MODERATE INCOME HOUSING NONPROFIT
COMMITTEE.

The Moderator announced that the motion passed by two-thirds.

Board of Selectmen Report: (Mr. Toomey)

On last Wednesday night, the Board of Selectmen was under the impression that the resolution had been distributed. We were still concerned as the hour grew late, about five minutes of eleven. I discussed this with the Moderator, and he asked for a two-thirds vote, which prevailed, to stay in session.

We are still concerned because this is an important aspect of our Town. The Sudbury Moderate Income Housing Committee has done an outstanding job. It was their opinion that there was a sequence that should be followed, following the other zoning articles.

It was never the intention of the Selectmen to slip something by, or to do it at a late hour. We feel that there should be a frank and honest discussion on anything as important as this is to the Town.

The resolution is one to do something that can be done anyway. The nonprofit corporation can be formed whether we pass this resolution or whether we vote it down. There is a need, and there is a concern. We have a concern and hope you do, too.

April 10, 1973

Mr. Toomey then yielded to Town Counsel for an explanation of Chapter 774. Mr. Turner stated that Chapter 774 is called the anti-snob zoning law, by its popular title. It provides that in areas where relief from the zoning bylaw is necessary in order to provide low and moderate income housing, relief can be given under the law to a nonprofit housing sponsor or a limited dividend corporation. The procedure is to go to the Board of Appeals in a town, and if a person does not like the determination of the Board of Appeals, he can then appeal to the State. There is a State agency that will hear it and make a determination on it.

After some discussion, Mrs. Martha J. Coe moved to amend the resolution by adding another paragraph, number 5, as follows: "Not build upon land which was taken by eminent domain within a period of less than twenty years before the date that any funding from any source is requested for the project to be built on that land."

In support of her amendment, Mrs. Coe stated that the reason for the twenty-year period was because of some of the things that have happened in Connecticut. There are towns which have had massive sections completely bulldozed down, taken by eminent domain and nothing was built on them. Some of this land lay vacant for ten years. By the end of the decade, eminent domain will be an issue in the suburbs. In view of some of the Park Plaza things that go on, I feel an ounce of prevention is worth a pound of cure.

Mrs. Coe's amendment was defeated.

After discussion, Mr. Stevens, Chairman of the Planning Board, moved that we amend paragraph 2 by adding at the beginning of the paragraph the following: "Before proceeding with any plans and financing, submit a report to the Selectmen and the Town indicating what specific steps will and must be taken by the Town in order to implement their program and..."

In support of his amendment, Mr. Stevens stated that it is important that the Town get early and detailed information as to what is going to be proposed prior to the Town Meeting, prior to a time that an article is presented. This way, if they are asked to come back to the Town Fathers and tell them what they are going to need and what they are going to do, the townspeople will have warning and the Town Fathers will have some idea of what is going on. We will have a better way of getting the people informed.

Mr. Stevens' amendment was voted.

VOTED:

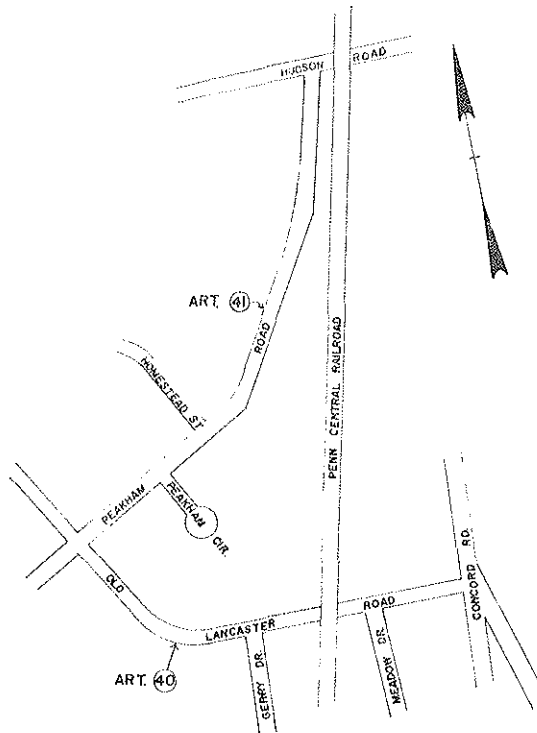
- WHEREAS THE MODERATE INCOME HOUSING COMMITTEE HAS DEMONSTRATED THE NEED FOR ADDITIONAL HOUSING IN SUDBURY FOR FAMILIES OF MODERATE INCOME, THESE FAMILIES INCLUDING TOWN EMPLOYEES, RETIRED CITIZENS, AND PERSONS EMPLOYED IN SUDBURY BUSINESSES, AND
- WHEREAS THE FORMATION OF A PRIVATE, NONPROFIT HOUSING CORPORATION COMPRISED OF SUDBURY CITIZENS IS A FEASIBLE VEHICLE TO MEET THIS HOUSING NEED WITH THE GREATEST AMOUNT OF TOWN CONTROL, NOW THEREFORE BE IT
- RESOLVED THAT THE 1973 ANNUAL TOWN MEETING, HERE ASSEMBLED, HEREBY SUPPORTS THE FORMATION OF A PRIVATE NONPROFIT HOUSING CORPORATION WHICH WILL:
- 1) MAKE A CONCERTED EFFORT TO MEET THE RECOGNIZED HOUSING NEEDS OF PERSONS OF MODERATE INCOME IN A MANNER WHICH WILL MAINTAIN THE CHARACTER OF THE TOWN, AND
 - 2) BEFORE PROCEEDING WITH ANY PLANS AND FINANCING, SUBMIT A REPORT TO THE SELECTMEN AND THE TOWN INDICATING WHAT SPECIFIC STEPS WILL AND MUST BE TAKEN BY THE TOWN IN ORDER TO IMPLEMENT THEIR PROGRAM AND PRESENT ALL HOUSING PROPOSALS PRODUCED BY THE CORPORATION TO THE TOWN MEETING FOR A VOTE, RATHER THAN PROCEED UNDER CHAPTER 774, AND
 - 3) EXAMINE IN FULL DETAIL THE POSSIBILITIES OF CONSTRUCTING, CONVERTING, OR REHABILITATING HOUSING AT SITES SCATTERED THROUGHOUT THE TOWN, AND
 - 4) CONSIDER ARCHITECTURE OF A TYPE DESIGNED TO RELATE WELL TO SUDBURY'S EXISTING ENVIRONMENT.

April 10, 1973

ARTICLE 40: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$152,000.00, or any other sum, to be expended under the direction of the Highway Commission, to rebuild and reconstruct a portion of Old Lancaster Road from Peakham Road to Concord Road, within the existing 40 foot right-of-way including the simultaneous construction of a walkway, or act on anything relative thereto.

Old
Lancaster
Road
Reconstruction

Submitted by the Highway Commission.



ARTICLE 40-OLD LANCASTER ROAD RECONSTRUCTION
ARTICLE 41- PEAKHAM ROAD RELOCATION

Highway Commission Report: This article is submitted in accordance with our long-range plan for the rehabilitation of roads and follows from approval of Article #31 of the 1971 Annual Town Meeting.

Finance Committee Report: This article requests funds to reconstruct a portion of Old Lancaster Road from Peakham to Concord Roads in accordance with the Highway Commission's long-range road reconstruction program originally proposed at the 1970 Annual Town Meeting. This continuing program is necessary in order to stop the severe deterioration of our Town roads, and one road per year for the next ten years is scheduled. The Highway Commission plans to have the work done by contract and engineering drawings and specifications are being prepared for bid purposes so that a contract can be awarded and the road reconstructed in 1973.¹ The requested figure is a realistic estimate by the Town Engineer and the Highway Superintendent and represents their considered experience and judgment. The Finance Committee supports this program and recommends approval of the estimated figure.

Upon a motion made by Mr. Edward G. Hughes of the Highway Commission, it was

UNANIMOUSLY VOTED: INDEFINITE POSTPONEMENT OF ARTICLE 40.

April 10, 1973

ARTICLE 41: To see if the Town will vote to accept the alteration and relocation of a portion of Peakham Road, from Old Lancaster Road to Hudson Road, as altered, relocated and laid out by the Highway Commissioners, in accordance with the description and plan now on file in the Town Clerk's office; to authorize the acquisition, by purchase, by gift or by a taking by eminent domain, of the property shown on said plan, in fee simple, or any easements or other rights therein; and to raise and appropriate from available funds, \$8,000.00 therefor, and all expenses in connection therewith, or act on anything relative thereto.

Submitted by the Highway Commission.

(For diagram, see page 124.)

Highway Commission Report: This article is submitted in accordance with our long range plan for the rehabilitation of roads, and will facilitate future relocations and reconstruction of this portion of Peakham Road.

Finance Committee Report: As we are planning an eighteen-month budget because of the fiscal year change, it is necessary to include items that will be started in early 1974. The Finance Committee recommends approval of \$6,000.00.

Planning Board Report: (Mr. Robert E. Cooper)

The Planning Board recommends approval of the plans proposed by the Highway Commissioners with the stipulation that the road have a standard paved width of twenty feet with a maximum paved width of twenty-two feet where good engineering and safety makes the increased width mandatory.

UNANIMOUSLY VOTED: THAT THE TOWN ACCEPT THE ALTERATION AND RELOCATION OF A PORTION OF PEAKHAM ROAD, FROM OLD LANCASTER ROAD TO HUDSON ROAD, AS ALTERED, RELOCATED AND LAID OUT BY THE HIGHWAY COMMISSIONERS, IN ACCORDANCE WITH THE DESCRIPTION AND PLAN NOW ON FILE IN THE TOWN CLERK'S OFFICE; TO AUTHORIZE THE ACQUISITION, BY PURCHASE, BY GIFT OR BY A TAKING BY EMINENT DOMAIN, OF THE PROPERTY SHOWN ON SAID PLAN, IN FEE SIMPLE, OR ANY EASEMENTS OR ANY RIGHTS THEREIN; AND TO RAISE AND APPROPRIATE \$7,300.00 THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH.

ARTICLE 42: To see if the Town will vote to amend Article IX of the Town Bylaws, entitled: "Zoning Bylaw", Section I, "General", G. "Flood Plains", by adding a new item 3 in the first paragraph to read as follows:

Flood
Plain
Zoning

"3. 'Map of Flood Plains in the Hop Brook Area of the Town of Sudbury Massachusetts, prepared for the Conservation Commission', dated: January 25, 1973, by Town of Sudbury Engineering Department, a copy of which is on file in the Town Clerk's office and which map is incorporated herein by reference.",

or act on anything relative thereto.

Submitted by the Conservation Commission.

Conservation Commission Report: Flood plain zoning has been established by action of the Town in 1962 and 1971. The zoned areas are shown on two sets of maps which include (1) the flood plains along the Sudbury River and all other areas with elevation less than 125 feet above sea level and (2) the flood plain along Hop Brook from Dutton Road downstream to the area covered by the previous zoning. The present article extends flood plain zoning along Hop Brook from Dutton Road upstream to the Marlboro-Sudbury town line.

The purposes of Flood Plain Districts are to preserve and protect the streams and other watercourses in the Town and their adjoining lands; to protect the health and safety of persons and property against the hazards of flooding; to preserve and maintain the ground water table for water supply purposes; to protect the community against the detrimental use and development of lands adjoining such water courses and to conserve the watershed areas of the Town for the health, safety and welfare of the public.

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Planning Board Report: (Mr. Paul H. McNally)

The Planning Board voted unanimously in favor of this article. The Board believes in the concept of flood plain zoning for the preservation of those areas subject to periodic flooding.

Finance Committee Report: Recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 42 in the Warrant for the 1973 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: THAT THE TOWN AMEND ARTICLE IX OF THE TOWN BYLAWS, ENTITLED: "ZONING BYLAW", SECTION I, "GENERAL", G. "FLOOD PLAINS", BY ADDING A NEW ITEM 3 IN THE FIRST PARAGRAPH TO READ AS FOLLOWS:

"3. 'MAP OF FLOOD PLAINS IN THE HOP BROOK AREA OF THE TOWN OF SUDBURY, MASSACHUSETTS, PREPARED FOR THE CONSERVATION COMMISSION,' DATED: JANUARY 25, 1973, BY TOWN OF SUDBURY ENGINEERING DEPARTMENT, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, AND WHICH MAP IS INCORPORATED HEREIN BY REFERENCE."

ARTICLE 43: To see if the Town will vote to create a committee, to be known as the Citizens' Task Force, to be appointed by the Selectmen for three-year terms, to consist of up to 25 members, for the purpose of working with all other Town committees, officials, boards and commissions and to achieve and report a consensus concerning the ultimate development and character of the Town of Sudbury, including land use, business and industrial development, solid and liquid waste disposal, transportation, Town services, debt management, municipal facility expansion and utilization, and the training and development of our human resources, together with recommendations and articles to implement such recommendations, or act on anything relative thereto.

Create
Citizens'
Task
Force

Submitted by the Board of Selectmen.

Board of Selectmen Report: In the Selectmen's "Five-Year Forecast 1973-1978", under objectives and strategies, item eight (8) reads as follows:

- "8. Achieving a consensus concerning Sudbury's ultimate development and character.
- a. With the other Town agencies concerned establish a Citizens' Task Force for Sudbury to evaluate the issues and recommend the future course of Sudbury's development in key areas such as population, land use, business and industrial base, sewage, Town services, tax impact, and similar issues.

The purpose of this article is to receive approval of the Town Meeting for the Selectmen's plan to appoint a permanent committee to be known as the Citizens' Task Force, to consist of up to 25 persons. It is the Selectmen's belief that such a permanent committee would not be a duplication of effort of other Town boards. Rather, this Task Force would permit a complete and integrated long-range evaluation of the "issue areas" that will impact Sudbury's character and development in the future. Although largely made up of otherwise uninvolved citizens, this Task Force would include selected members of other committees and boards. It would make use of data and studies from other boards and committees, and, in fact, could assist these boards in providing advice and counsel in specific areas. The Citizens' Task Force would be assigned specific topics, projects or subjects, to investigate and report back on in writing, within a specified time period. Specific examples of work assignments would be cable television, public transportation, refuse collection, sewerage, ambulance service, etc. The Board of Selectmen RECOMMENDS APPROVAL.

Mr. Taft further reported to the meeting for the Board of Selectmen as follows:

Don't let the seeming broad scope of this terrify you, unless it terrifies all of us to realize that on many of these issues we are only taking a cursory or peripheral look. Most of the Town boards and commissions and elected officials are tied up with the day-to-day operation of their particular activities, concerns and responsibilities.

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From time to time we appoint special committees to look at a special aspect, for example, how we might implement an ambulance system in Sudbury, or to work with the people in Wayland on the subject of septic disposal. But there are many of these issues that the Town boards and committees do not have time to really look at.

The Board of Selectmen could have, on its own, appointed a special committee. The attempt here, however, is to get away from appointing so many of these special, individual committees and to have a broader committee taking a more comprehensive look at many of these things. And we did not want to simply set up a citizens' task force and tell it to go do a job.

We intentionally came here to this Town Meeting for the purpose of acquainting the townspeople with what we had in mind, of soliciting their support and good comments and perhaps finding some people who might be interested in serving on this particular committee. We think the work it has to do is going to be considerable. We think the challenges are great. We hope this type of committee approach will receive your support so that the group can get going.

Under the aegis of the Finance Committee and the Selectmen this past year, all of the Town boards and agencies were encouraged and did produce Five Year Plans and Forecasts, and comments on what they saw as their objectives, their problems, their opportunities, their strategies, and so on. It was mentioned earlier at the Town Meeting by Mr. LeBart of the Finance Committee that this needs further examination. I think that this Citizens' Task Force is a good vehicle to help keep that forward looking approach and keep us looking ahead at what we should be working towards in the future.

Finance Committee Report: We oppose continued proliferation of committees. If it is truly needed, this one could be formed without this unnecessary article and town meeting time. Recommend disapproval.

Board of Health Report: (Mr. William W. Cooper, IV)

The Board of Health has voted to oppose this article for several reasons. Basically, there are two groups in Town, one elected, one appointed, which now have overall responsibility in some way to look at the general affairs of the Town and the direction in which they are moving. The first of these is your Planning Board, which has both strategic and tactical responsibility for the direction the Town moves in. The other is the Finance Committee which has already been mentioned and which has taken a very positive step in this direction by requiring Five Year Plans from the various boards.

The Board of Health thinks that the lines of responsibility to the operating boards like the Board of Health would be blurred by the formation of this very large committee. Who is responsible for what? This committee is appointed by the Selectmen. It is not appointed by the voters.

If you do not like what I do on the Board of Health, you can throw me out. You do not have that direct kind of control over a committee that is appointed. I think that the people who are actually carrying out the work for the Town, such as the Board of Health, the Highway Commission, should be responsible directly back toward the voters.

I see this committee as putting a potential barrier in there which will defuse the responsibility for who should be doing what, who should be thinking about planning for solid waste, who should be worrying about drainage all over Town, who should be worrying about where our roads are going to go. These lines of responsibility should be direct so that you know where you ought to go.

The Board of Health urges your defeat of this article.

After discussion, it was

VOTED: THAT THE TOWN CREATE A COMMITTEE TO BE KNOWN AS THE CITIZENS' TASK FORCE, TO BE APPOINTED BY THE SELECTMEN FOR THREE-YEAR TERMS, TO CONSIST OF UP TO 25 MEMBERS, FOR THE PURPOSE OF WORKING WITH ALL OTHER TOWN COMMITTEES, OFFICIALS, BOARDS AND COMMISSIONS AND TO ACHIEVE AND REPORT A CONSENSUS CONCERNING THE ULTIMATE DEVELOPMENT AND CHARACTER OF THE TOWN OF SUDBURY, INCLUDING LAND USE, BUSINESS AND INDUSTRIAL DEVELOPMENT, SOLID AND LIQUID WASTE DISPOSAL, TRANSPORTATION, TOWN SERVICES, DEBT MANAGEMENT, MUNICIPAL FACILITY EXPANSION AND UTILIZATION, AND THE TRAINING AND DEVELOPMENT OF OUR HUMAN RESOURCES, TOGETHER WITH RECOMMENDATIONS AND ARTICLES TO IMPLEMENT SUCH RECOMMENDATIONS.

In Favor - 99; Opposed - 88. (Total - 187)

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ARTICLE 44: To see if the Town will vote to create a special unpaid committee, to be known as the Regional Refuse Disposal Planning Committee, as provided for by General Laws Ch. 40, Sections 44 A-K inclusive, consisting of three persons to be appointed by the Moderator, and raise and appropriate \$3,500.00, or any other sum, for committee expenses, or act on anything relative thereto.

Create
Regional
Planning
Committee

Submitted by the Regional Concerns Committee.

Regional Concerns Committee Report: (Mr. Ronald P. Espinola)

I would like to briefly explain the reasons for presentation of this article, the background, the implications as far as the General Laws are concerned, and what it means to the long and short range planning for Sudbury. In presenting this article, the Regional Concerns Committee feels that the proposed committee would allow a continuous examination of both the technical and political long range solutions to our solid waste disposal needs. The committee proposed in the article has three major safeguards built into it so that no major commitment can be made by this committee without town meeting action.

Formation of a committee under Chapter 40, Section 44, will allow and enhance both Federal and State funding for both planning and construction phases if they are deemed necessary.

Sudbury is extremely fortunate in its solid waste position. We have a landfill which is now estimated to have a lifetime of the order of ten to fifteen years. The exact period of time will depend on the population growth, the growth of solid waste generation per capita and the efficiency with which we can use the landfill or get rid of some of the stuff that goes into it by recycling and other methods.

But we are talking about a lifetime of the order of a decade or more. In addition, we are now in the process of discussing sludge disposal with the Town of Wayland and hope that this will lead to discussions of joint landfill operations which may lead to a longer lifetime. So we do not have a problem in the short term.

However, once the landfill is used, we do have a problem because there is no other solution on the horizon for us. This is the reason for bringing this proposal before you tonight.

In the past, there have been many committees studying this problem. These committees have existed since about 1962, and, although most of them were ad hoc committees, the one formed in 1966 was formed under Chapter 40. It studied the advantages and disadvantages of joining with the following towns: Acton, Maynard, Boxborough, Stow, Carlisle, Concord, Lincoln and Wayland, and various combinations. The committee, at that time, determined that the subpopulations were too small to support regional incineration. Their final recommendation was for the Town to enter into discussion with Wayland for a joint landfill.

The primary reason for enabling such a committee under Chapter 40 is to enhance external funding and to enhance forming a region if that is desirable. If a committee is formed by action of this Town Meeting, it can decide whether or not it wishes to join with other contiguous towns to form a regional refuse disposal planning board. It can decide to do nothing. This is one of the major checkpoints.

If the board is formed from action of our committee and that of other towns, this board then studies the following aspects of the district: organization, operation, controls, financing, etc. It reports its findings and recommendations to the Selectmen of the member towns, and the Selectmen must then bring that to the attention of the Town as they normally would. If the recommendation is that a district be formed, then it must go to Town Meeting vote. Town Meeting must vote by paper ballot to form or not to form a district.

So, this is the second major checkpoint before any district is formed.

If a district is formed by action of the committee and Town Meeting, then it would function in much the same way as our Water District does, except, of course, on a regional basis. Such a district would have the following major powers: it can purchase or take by eminent domain land within the cities and towns which have accepted the provisions of this law to construct and equip a refuse disposal facility. It can incur debt by issuing bonds.

In summary, we do not have any immediate solid waste problem. The reason we do not is that residents of Sudbury had vision five to fifteen years ago and began to worry about the position we would be in today. We cannot sit back and wait for the next crunch to happen. We have to be actively involved in both the technical and the political inter-town negotiations which are involved in setting up a region if that is deemed desirable.

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Presently there is a subcommittee of the Board of Health which is looking into the technical aspects, but we really have no one who can represent the Town in talking to other towns about their problems and the way we can solve mutual problems.

This committee will allow us to continuously be involved with other towns both technically and politically. There are three major checkpoints to prevent precipitous action by this committee. The formation under Chapter 40 will enhance whatever Federal or State funding is available for such planning and for such facilities if it turns out that such a facility is desirable.

Finance Committee Report: It is important for the Town of Sudbury to keep in touch with regional political movements and developing technology in the solid waste disposal area, and we believe that the proposed committee can perform that function, but we oppose full funding until more is learned and presented to the Town by the Committee. Therefore, we recommend \$400.00 for operating expenses.

Board of Health Report: (Mr. Cooper)

This article was originally on the Consent Calendar, and the Board of Health held it because we felt very strongly that this should not be on the Consent Calendar. There are implications in this article that the Town should be aware of. The Town should realize what lies at the end of the road which you may embark upon this evening. It may be the right road, but we feel strongly that you ought to know where you are going.

The regional district is a body politic, that is, it is a separate political entity. It has various responsibilities that are associated with the body politic. It has a name. It can sue. It can purchase. It can take by eminent domain. It can incur debt, and it can issue bonds. It receives and disburses funds.

In addition, there is an obligation without appropriation. The Town Treasurer shall pay to the district amounts appropriated. This matter deserves some very careful consideration on the part of this Town Meeting. It is a first major step. The Town is being called upon to make a policy decision, not necessarily a commitment. But you are saying to the Regional Planning Committee that you think that this alternative is a potentially viable one. You ought to go down that road at least to the point where you can make a better decision. We think you should know where the road can go. We have noted in the past that once these paths are embarked upon, there tends to be a certain amount of momentum built up. It seems that the recommendation usually is to accept the State law or whatever.

Further, the article before you was placed on the Warrant late in December at a time when things were fairly harried and hurried. There has not been enough time for the various Town boards which are concerned with this to make a well thought out recommendation to the Town. Obviously some boards disagree.

The Board of Health's own subcommittee is split on this. Two of our members recommend the article be defeated, and one agrees with the Regional Planning Committee.

The grouping of the towns arises out of the Subregion Interliaison Committee (SILC). How are these supposed to be grouped together? What groupings are going to make sense? These problems need to be looked into in a fairly relaxed atmosphere over the next year or so. The needs of the various towns differ.

Sudbury is in a pretty good position. We are in a better position than the Board of Health thought, and we ought to take some of the time that our position affords us to look carefully at what our alternatives are and where we want to go.

Board of Selectmen Report: The Board, in meeting with the Regional Concerns Committee, has questioned whether NOW is the time to study the engineering feasibility and economic workability of a Regional Refuse Disposal District.

Previous and proposed Town Meeting actions have provided Sudbury with land, fill, and equipment with more than ten years of solid waste disposal capacity. Technological advancements in this area are moving rapidly, and planning of a regional facility based on mid-'70 technology does not specifically address Sudbury's long-range needs.

The Selectmen have also questioned the application of certain provisions of Chapter 40, Sections 44 A-K inclusive, and have asked the Committee to submit a further report before Town Meeting. The Board of Selectmen will present its recommendation at the Annual Town Meeting.

Mr. Toomey further reported to the meeting for the Board of Selectmen as follows:

Our concern was the figure \$3,500.00 in the article. That was not resolved until recently, but the \$400.00 in the motion is acceptable to us. We do support this committee.

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VOTED: THAT THE TOWN CREATE A SPECIAL UNPAID COMMITTEE, TO BE KNOWN AS THE REGIONAL REFUSE DISPOSAL PLANNING COMMITTEE, AS PROVIDED FOR BY GENERAL LAWS, CHAPTER 40, SECTION 44 A THROUGH K INCLUSIVE, CONSISTING OF THREE PERSONS TO BE APPOINTED BY THE MODERATOR, AND RAISE AND APPROPRIATE \$400.00 FOR COMMITTEE EXPENSES.

ARTICLE 45: To see if the Town will vote to accept the provisions of General Laws, Chapter 40, Section 8E, and to amend the Town Bylaws by adding thereto the following new article:

Establish
Youth
Commission
Bylaw

"ARTICLE XI A

YOUTH COMMISSION

Art. XI A

Section 1. The Town shall have a Youth Commission consisting of five (5) citizens of the Town appointed by the Board of Selectmen. The original members shall be appointed two (2) for terms expiring May 1, 1976, and two (2) for terms expiring May 1, 1975, and one (1) for a term expiring on May 1, 1974. Thereafter on or before the first day of May the Selectmen shall appoint to the Commission for a term of three (3) years a sufficient number of members to fill the vacancies resulting from the terms expiring on that date. Any vacancy in the Commission shall be filled by appointment by the Selectmen and the member so appointed shall serve for the unexpired term of his predecessor.

Section 2. The Youth Commission shall have all the powers and duties now or at any time vested in it by General Laws (Ter.Ed.) Chapter 40, Section 8E, as the same may be amended, or by any special act, and such other powers and duties as may be given to it by the Town.

Section 3. The Youth Commission shall, subject to the provisions of law, choose its own officers and establish such rules as it deems necessary for the conduct of its business and shall keep records of all action taken by it and shall make an annual report to be published in the Annual Town Report.",

or act on anything relative thereto.

Submitted by Petition.

Mr. Frederick W. Welch moved that the Town accept the provisions of General Laws, Chapter 40, Section 8E, and amend the Town Bylaws by adding thereto a new article, Article XI A, "Youth Commission", to read as printed in Article 45 in the Warrant for this meeting.

Petitioners' Report: Many of our citizens, particularly those with teenage sons and daughters, will agree that there are few, if any real services available to the youth of our community. The establishment of a Youth Commission will enable the Town to extend what have been temporary efforts in this area to a permanent ongoing effort to encourage our youth.

If our society is to be a lasting force for world peace and prosperity, then we must provide an equal opportunity to all our citizens, young and old, to develop their abilities to create and enjoy.

A Youth Commission will provide an opportunity for our youth to be served and to serve the society to which they represent an important resource of the future.

Finance Committee Report: The Finance Committee is opposed to continued proliferation of commissions, boards and committees in Sudbury. There are several boards and private organizations currently providing services and activities for the youth of the Town, and we believe that proper coordination among these groups will accomplish the goal of this article. Recommend disapproval.

Town Counsel Report: General Laws, Chapter 40, Section 8E, provides that a town which accepts Section 8E, may establish a Youth Commission. If the Town of Sudbury accepts Section 8E, as part of the vote under Article 45, and if the Bylaw amendment proposed in Article 45 in the Warrant for the 1973 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it is the opinion of Town Counsel that it will become a valid amendment to the Sudbury Bylaws.

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Board of Selectmen Report: (Mr. Toomey)

As printed in the Warrant, this article has been submitted by petition. There is a great deal of reference to the various chapters of law. We have gone through a similar experience with the Council for the Elderly. Unfortunately, their article was not prepared in time and was not submitted for your vote at this meeting.

We have agreed with the Council for the Elderly to appoint an ad hoc committee of five to study the problem and come forth at a town meeting with their suggestions. We could at that time probably recommend this council. The Selectmen feel that this Youth Commission, of course, has merit. We really do not understand it fully, and we would like to make a motion to amend, as follows: to commit the subject matter of Article 45 to a special committee to be appointed by the Board of Selectmen which committee shall report its recommendations to the next annual meeting.

After a short discussion, it was

VOTED: TO COMMIT THE SUBJECT MATTER OF ARTICLE 45 TO A SPECIAL COMMITTEE TO BE APPOINTED BY THE BOARD OF SELECTMEN, WHICH COMMITTEE SHALL REPORT ITS RECOMMENDATIONS TO THE NEXT ANNUAL MEETING.

The Moderator then recognized Mr. Toomey, Chairman of the Board of Selectmen, who stated that there have been circulated among you printed resolutions honoring and recognizing certain distinguished Sudbury gentlemen. These gentlemen have performed outstanding service to the Town over these many past years. It is only proper that the official Town legislative body so recognizes them in this small way and so enter these resolutions upon the record of the 1973 Annual Town Meeting. Therefore, I move that we unanimously adopt the resolutions as printed and circulated in honor of George F. MacKenzie, Thomas E. Newton and Edward P. Rawson.

UNANIMOUSLY VOTED:

WHEREAS THE TOWN OF SUDBURY HAS LOST ONE OF ITS MOST DEDICATED AND HARD WORKING CITIZENS WITH THE SUDDEN AND UNTIMELY DEATH OF GEORGE F. MACKENZIE, AND

WHEREAS GEORGE MACKENZIE'S MANY YEARS OF SERVICE TO THE TOWN INCLUDED ALMOST SIX YEARS ON THE SUDBURY SCHOOL COMMITTEE (CHAIRMAN 1969), SIX YEARS ON THE FINANCE COMMITTEE (CHAIRMAN 1963, 1964, 1965) AND VARIOUS OTHER TOWN COMMITTEES AND CIVIC ORGANIZATIONS TOO NUMEROUS TO MENTION, AND

WHEREAS HIS CONCERN FOR THE EDUCATION OF OUR CHILDREN LED HIM TO PLACE BEFORE ALL OTHER CONSIDERATION THE EDUCATIONAL NEEDS OF THE CHILDREN HE WAS DEDICATED TO SERVE, HIS BELIEF IN EDUCATION FOR ALL CHILDREN HAS SET A GUIDELINE FOR OUR SCHOOLS, HIS WILLINGNESS TO LISTEN AND UNDERSTAND ENCOURAGED BOTH TEACHERS AND STAFF, HIS COMMITMENT TO THE VALUES AND VIRTUES THAT MADE THIS COUNTRY GREAT HAS SET AN EXAMPLE FOR EVERYONE AND HIS CONCERN FOR THE FINANCIAL STATUS OF THE TOWN IN THE YEARS WHEN IT EXPERIENCED GREAT GROWTH, LED TO FISCAL AND LONG RANGE PLANNING WHICH HAVE PROVEN EXTREMELY BENEFICIAL TO ALL AND SET THE TONE FOR THE YEARS AHEAD,

BE IT HEREBY

RESOLVED THAT THE TOWN OF SUDBURY EXTEND TO HIS FAMILY ITS SINCERE SYMPATHY AND HEARTFELT GRATITUDE FOR ALL THAT GEORGE F. MACKENZIE UNSELFISHLY GAVE TO THIS COMMUNITY.

UNANIMOUSLY VOTED:

WHEREAS THOMAS E. NEWTON, FOR MORE THAN FOURTEEN YEARS COLLECTOR OF TAXES FOR THE TOWN OF SUDBURY, DIED ON JUNE 12, 1972. BORN IN NEWTON, ON MARCH 4, 1902, MR. NEWTON MOVED TO SUDBURY IN 1953 AND IN 1958 WAS ELECTED TAX COLLECTOR. IN HIS YEARS OF SERVICE TO SUDBURY MR. NEWTON'S PERSONAL STYLE OF TAX COLLECTION BECAME SOMETHING OF A LEGEND. HIS DISLIKE OF THE TAX EVADER SPURRED AN INGENUITY IN METHODS OF COLLECTION WHICH WAS TRULY REMARKABLE AND WHICH GAVE SUDBURY'S TAX COLLECTOR ONE OF THE OUTSTANDING RECORDS OF COLLECTION IN MASSACHUSETTS. DESPITE HIS GRUFF

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EXTERIOR, HOWEVER, THOMAS NEWTON HAD A DEEP UNDERSTANDING FOR THOSE CITIZENS WHO BECAUSE OF AGE OR UNFORTUNATE CIRCUMSTANCES NEEDED HELP. IN MANY CASES HIS SYMPATHETIC FORBEARANCE MADE IT POSSIBLE TO PRESERVE THE SPARK OF PRIDE AND DIGNITY AND, USUALLY, ALSO RESULTED IN A FULL PAYMENT OF TAXES IN THE END.

THEREFORE, BE IT

RESOLVED THAT THE TOWN OF SUDBURY, IN TOWN MEETING ASSEMBLED, EXPRESS ITS DEEP APPRECIATION TO THOMAS E. NEWTON, FOR THE PERSONAL GIFTS AND DEDICATED PUBLIC SERVICE RENDERED TO THE TOWN, AND DIRECTS THAT THIS RESOLUTION BE ENTERED IN THE PERMANENT RECORDS OF THE TOWN, AND THE TOWN CLERK FORWARD A COPY OF THIS RESOLUTION TO THE NEWTON FAMILY.

UNANIMOUSLY VOTED:

WHEREAS MR. EDWARD P. RAWSON LEAVES THE PARK AND RECREATION COMMISSION AFTER NINE YEARS OF SERVICE. DURING THAT TIME HE HAS HELPED EXPAND THE RECREATIONAL PROGRAMS AND FACILITIES SO THAT ALL CITIZENS IN THE TOWN OF SUDBURY CAN PARTICIPATE. HIS DEVOTED SERVICE ON THE COMMISSION AND HIS CONCERN FOR THE RECREATIONAL NEEDS OF THE CITIZENS OF SUDBURY IS GREATLY APPRECIATED.

NOW THEREFORE, BE IT

RESOLVED THAT THE TOWN OF SUDBURY, IN TOWN MEETING ASSEMBLED, EXPRESS ITS DEEP GRATITUDE FOR THE HIGH QUALITY OF PUBLIC SERVICE RENDERED AND DIRECTS THAT THIS RESOLUTION BE ENTERED IN THE PERMANENT RECORDS OF THE TOWN, AND THAT THE TOWN CLERK FORWARD A COPY OF THIS RESOLUTION TO EDWARD P. RAWSON.

Upon a motion also made by Mr. Toomey, it was

UNANIMOUSLY VOTED:

WHEREAS THIS MEETING HAS BEEN HELPED BY YOUNG PEOPLE FROM SEVERAL GROUPS, AND

WHEREAS THESE YOUNG PEOPLE ARE PROVIDING AN IMPORTANT COMMUNITY PURPOSE, NOW THEREFORE

THIS MEETING EXPRESSES ITS THANKS TO MEMBERS OF THE BOY SCOUTS, GIRL SCOUTS, CAMP FIRE GIRLS AND THE ORDER OF DEMOLAY FOR THEIR INVALUABLE ASSISTANCE.

ARTICLE 46: To see if the Town will approve the amount of debt authorized by the Regional Lincoln-Sudbury Regional District School Committee to finance the cost of the athletic field drainage, or act on anything relative thereto.

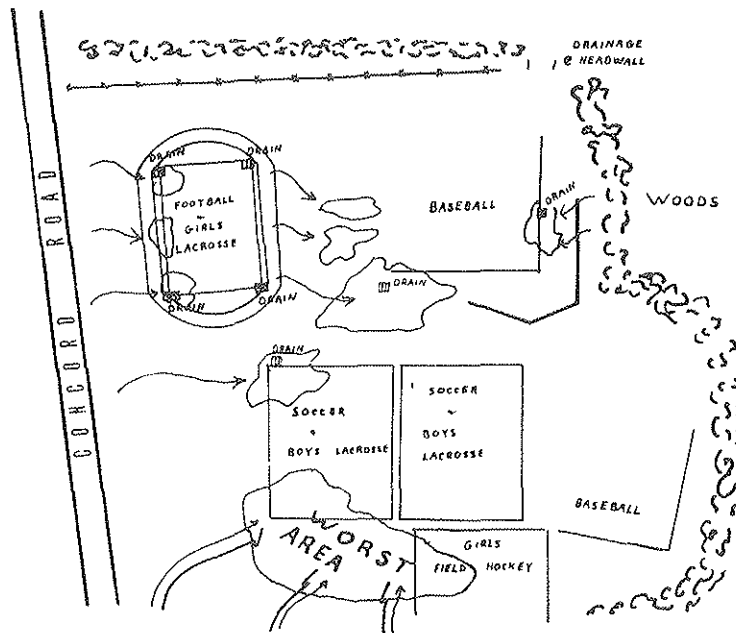
Athletic Field Drainage Submitted by the Board of Selectmen on behalf of the Lincoln-Sudbury Regional District School Committee.

Lincoln-Sudbury Regional District School Committee Report: (Mr. John R. Flather, Jr.)

We seek your approval of \$175,000.00 to be bonded by the Regional District School Committee to improve the athletic field drainage. This amount qualifies for 65% reimbursement from State funds for both principal and interest. Sudbury's share this year will be about 8¢ per thousand, if approved.

There are three elements to the athletic field drainage problem: where the water is, where the water comes from, and why it will not drain.

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This chart indicates where the water is and where it comes from. The water comes down from Concord Road, flowing down the hill. We are not blessed with a favorable environment for drainage. The water coming down is both surface and subsurface. We also receive 25,000 gallons per day from the leaching field. That will be terminated shortly.

The water does not drain because the soil is hard packed and nonporous. There is a flat topography, and if one stands out near where the baseball fields are, near the drainage headwall, one can perceive a distinct cupping effect.

There is a high water table. This was once a swamp. The initial present system is inadequate to the task. It needs repair due to frost damage. It is kind of out of alignment with the drain pipes and is of questionable early construction.

The most heavily used area is the worst. It is where we are intersecting with three main fields, and we are close to a fourth. These areas are not available for a large part of the time. They drain slowly. When they are available, the worst areas in the remaining parts of the field are often damp and soggy. The tendency has been to squeeze towards the lower baseball field, so that the fields crowd on top of each other.

We do not have the final plan. We do have the Building Committee's scope of work. The final plan is expected in two to four weeks from the engineering firm that is working for the Building Committee's scope of work. We can give you an idea of the kinds of solutions that are being recommended.

In the worst area, when we shut off the leaching field, we will immediately get rid of 25,000 gallons a day. That will happen when the new sewerage treatment plant that is now being built is installed this summer. We plan to consider installing subsurface drains to tie into the 36-inch pipe which runs from essentially the worst area down to the headwall. That pipe is one of two pipes and is in good condition.

We plan to rebuild those catchbasins that need repair.

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The second main area of concern is above the football field. Those of you who have stood up there watching the Warriors probably have walked through some pretty spongy areas. The main problem there is twofold, surface and subsurface water. There will be consideration of intercept drains about where the bleachers are going to be built. Also, that kind of drainage will run along Concord Road. Work done along Concord Road behind the bleachers will be coordinated with whatever the Town decides to do with its own drainage situation along Concord Road.

In front of the bleachers, we also intend to deal with the drainage problem. There are four catch basins around the football field. Two of these were repaired last fall. The other two will be looked at and repaired as required.

Below the football field there will be an installation of surface drains or swails. The latest report from the engineering firm indicates that there may be reason to build swails around all the fields so as to isolate them.

There is a 12-inch pipe which runs parallel to the stone wall at the top of the chart. This pipe drains from the football field down the drainage headwall. This pipe will be repaired or replaced to accommodate the increased water flow.

The original estimate for this project was \$755,000.00. This has been pared down over the last six months to those critical steps that will yield significant improvement at reasonable cost. More funds could be spent but at declining value on a cost-benefit basis. The Building Committee, in consultation with the author of the site survey, worked to establish a scope of work that would help us out, and they brought that estimate down to approximately \$200,000.00. An engineering firm has been commissioned to develop detailed engineering plans in accord with the pared down scope of work, and that is where our figure of \$175,000.00 comes from.

There are no absolute guarantees in solving drainage problems. Some of us may have had personal experience with that on our home lots. However, the work will be done in stages so as to allow for effectiveness testing under different weather conditions along the way.

This article has the support of the Long Range Capital Expenditures Committee, the Park and Recreation Committee and the Board of Selectmen.

The towns have already made a major investment in these fields at the last building addition for which we are not receiving full value and which impacts on the physical education programs that we are attempting to offer at the school.

We urge your support of this article to make whole what has previously been started.

Finance Committee Report: Recommend approval.

After some discussion, it was

VOTED: THAT THE TOWN APPROVE THE AMOUNT OF DEBT AUTHORIZED BY THE LINCOLN-SUDBURY REGIONAL DISTRICT SCHOOL COMMITTEE TO FINANCE THE COST OF THE ATHLETIC FIELD DRAINAGE.

VOTED: TO ADJOURN.

The meeting adjourned at 10:29 P.M.

A True Record, Attest:

Betsey M. Powers
Betsey M. Powers
Town Clerk

PROCEEDINGS
SPECIAL TOWN MEETING

June 13, 1973

The Moderator called the meeting to order at 8:04 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He declared that a quorum was present.

He recognized the Rev. Francis J. Daly, Associate Pastor of Our Lady of Fatima Church, for the invocation, and then led the citizens in the pledge of allegiance to our flag.

He announced that the amount of free cash was \$249,482.00, as certified by Mrs. Dorothy Roberts, Acting Town Accountant. He stated that he had examined the call of the meeting, the officer's return of service and the Town Clerk's certificate of mailing to every household in Town, and had found them all in order.

VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING AND THE RETURN OF THE OFFICER WHO SERVED IT AND TO WAIVE THE READING OF THE SEVERAL ARTICLES OF THE WARRANT.

The Moderator stated that the Consent Calendar had been distributed and that it would be called immediately after Article 8.

ARTICLE 1: To see if the Town of Sudbury will vote to rescind the action taken under Article 39 of the 1973 Annual Town Meeting, or act on anything relative thereto.
Rescind
Art. 39,
1973 ATM Submitted by Petition.
Appoint (See minutes of the 1973 Annual Town Meeting, page 119.)
Treasurer/
Collector

The Moderator announced that he would recognize a prearranged speaking order for the Petitioners consisting of Mrs. Isabelle Stone, Mr. William Downing, and Mrs. Martha Coe.

Petitioners' Report: Mrs. Stone.

I am your Tax Collector, Isabelle Stone. I went to work in the tax office five years ago. When Mr. Newton became ill, I managed the office. In June of 1972, when Mr. Newton died, I was appointed as Acting Tax Collector. In my first report to you, I recited the fact that my office had increased collections 3.3% over the previous year.

I have worked hard for you. I have lived in Sudbury for thirty-five years, and I know many of you personally. I am proud of the job my office has been doing.

I believe that the Collector's job should remain separate and elected. I know from personal experience how sensitive the Collector must be to the human problems related to tax collection, particularly with our elderly and people on small retirement pensions. This is also true with the problems of unemployment which we have been facing.

A tremendous amount of judgment and care have to be given in developing collection policies which will not only insure a high collection rate, but also fairness. I know how much power the office has and how many people it affects. I would never want to see that power placed in a Collector who wasn't directly responsible to you at the polls. This is why I was glad to run for office in the last election although I am not in any sense a political person.

I am upset by some of the politics of this issue. Neither the Committee on Town Administration nor the Finance Committee have ever come to discuss my office, its functions or its performance with me from June 14th last year until after the Annual Meeting last April. I don't recall hearing from the Committee on Town Administration and I only heard from the Finance Committee after they had already decided to oppose this article and announced it at the Town Fathers' Forum. Maybe that's the way appointed committees work.

I think the way to approach this question should have been to talk to Bill Downing and myself and discuss the functions and duties of these offices. But neither committee cared enough to bother. If they had, they would not hint that we weren't communicating when in fact we sit not more than fifteen feet from each other every day. They would not hint that we were not cooperating with other offices when we have one of the most congenial Town Hall relationships in the State.

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I know these two committees probably mean well and are good people, but they simply don't know what they're talking about when it comes to the Tax Collector's office and they haven't tried to find out.

I urge your support of this article.

Mr. Downing:

I have said repeatedly, and I'll say it again, and I notice the comments from the Finance Committee relative to the right to elect. This Town has elected Treasurers and Collectors for three hundred years. That doesn't mean that we are going to do it forever, but in view of the fact that we have been commended by practically all committees, the cooperation is well known amongst us, the people have elected over and over again, and since there is no objection to either party, nor has there been, I think it is dead wrong to take away the right for you people to vote for whomever you please. Accordingly, that is the main argument that I feel you should retain that privilege. It is only your right and a democratic right to do so. I hope you will vote yes on this article.

Mrs. Coe:

Last October 11th, I happened to cover the Committee on Town Administration's meeting that was held that evening as a reporter for the Sudbury Citizen. As part of my job, I took down the conversation of Mr. Downing's interview and I have been asked to read from my notes.

Mr. Downing met with the CTA to discuss appointing the Town Treasurer. He opened the discussion with the comment that there was either a "misstatement or misunderstanding in his correspondence with the CTA. "I never have approved of appointing the Treasurer," he declared. Mr. Sanders then asked whether the Treasurer and Collector should be combined. Mr. Downing: "I believe in the status quo."

Mr. Harrington: "With appointment we get a person with known qualities. With election we may not get the best person."

Mr. Downing: "Sudbury has a very intelligent electorate. Election keeps the office out of a political situation with the Town Manager or Executive Secretary. I have full faith in the electorate."

Mr. Harrington: "What if Isabelle doesn't run?"

Mr. Downing: "The electorate system has worked very well."

Mr. Sanders: "How would you feel if you could be elected to both offices? There is concern about Isabelle's office. People have come to the Committee and feel that the Town would be better off if you held both offices."

Mr. Downing: "Thank you. I have to think about it. I never wanted to be involved in tax collecting. I could be induced to enter for the welfare of the Town. I'd far rather that things stay the way they are now."

CTA, several at once: "There's a bigger time commitment. The Town should compensate you."

Mr. Downing: "Definitely. I still hope that Isabelle will continue. I'm no spring chicken as you well know. I dread that next birthday."

Mr. Sanders: "All we have to do is make one change in the Bylaws so that a person can hold more than one elected office at a time."

Mr. Downing: "A great deal would depend on financial compensation."

Mr. Harrington: "There's a real chance that the Bylaw will be changed."

Mr. Welch: "One of the bones of contention with the present system is that no one is getting a living wage."

Mr. Downing: "If Isabelle wants to run, would you still put this bylaw amendment on the Warrant?"

Mr. Sanders: "You can set a precedent for this for the benefit of the Town."

Mr. Welch: "The combined office would give about \$15,000.00. Perhaps we could correct the salary situation while preparing for next spring."

Mr. Sanders: "The Bylaws are going to be changed anyway to allow people to hold two offices. If you're interested, perhaps we can do something about the salary."

Mr. Downing, emphatically: "I would never run against Isabelle if she wants to run. You are not going to get me to cut her throat."

Mr. Sanders: "Six people want that job."

Mr. Downing: "Isabelle is the best qualified. Her work is excellent. I would do absolutely nothing to go against her wishes."

Mr. Sanders: "It is not you versus her. The two offices have to go together."

Mr. Downing: "Town meetings have turned down this combination repeatedly."

Mr. Sanders: "When you retire, how can we replace you at your salary?"

Mr. Downing: "If it is possible that I could make a living - I suppose if I got \$15,000.00 a year plus my insurance business. Of course, I'd have to cut down on my insurance business, and there's the matter of my retirement pension. My pension now is small. The extra job doubles my pension. I suppose it could be

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argued that I should do this for my own welfare as well as for the welfare of the Town. The whole system is wrong. It appalls me that the Treasurer and Tax Collector are not young. The jobs are not appealing to the young. It bothers me greatly. I have spoken of it many times. All over the Commonwealth there is hardly a treasurer or collector who makes a good salary. It is a very responsible job. The Treasurer is responsible for all of the money, every dime of it, all of the Town's investments. It's a highly sophisticated job and a highly specialized job. You have to be a Philadelphia lawyer and a financier. If the financial compensation is feasible, I might be interested."

Mr. Sanders: "Would \$15,000.00 be good enough?"

Mr. Downing: "If Isabelle doesn't run."

Mr. Sanders, interrupting: "We have a busy agenda. Thank you for coming."

Mr. Downing: "I don't want to belittle the Executive Secretary or the Fire Chief, but look at their compensation. The Treasurer is responsible for all of the Town's money."

Mr. Sanders, interrupting: "We have a busy agenda. Thank you for coming."

Myself: "Mr. Downing, would I be correct in assuming that the conditions which you have repeatedly emphasized still apply?"

Mr. Downing: "If Isabelle doesn't run and if financial compensation is adequate, I would consider it."

Mr. Downing left. Thank you.

Finance Committee Report: (Mr. Frank T. LeBart)

First, we wish to stress that the Finance Committee in expressing unanimous support for the defeat of this article is in no way being critical of the incumbent treasurer or tax collector. We want to state publicly that we believe that both Bill Downing and Isabelle Stone are dedicated and conscientious public servants who deserve a vote of thanks from all citizens in Town.

This is not the issue and we sincerely hope that you will not let your personal feelings for these two fine people, or the polemics and rhetoric that you will hear tonight, convince you that it is. Bill Downing and Isabelle Stone deserve your vote of thanks but not your vote on Article 1.

The real issue is one we would all prefer not to face--a problem we would like to see go away.

The real issue is rapid growth in the Town of Sudbury and the effect this growth has had, and will have, on our cherished institutions including the town meeting form of government. We, on the Finance Committee, believe the town meeting form of government can be modernized and retained. There are some, perhaps many in Town, who do not. These people are citizens too. They represent a latent political force that must be considered--and we hope you will do that when you vote on Article 1 tonight.

Second, we are aware that Bill Downing has served the Town ably and well for nearly twenty-five years. During this period, he has developed a high degree of knowledge and expertise. For this reason, we sincerely hope that his application will be the first to be submitted when you, in your wisdom, vote to defeat this article and reconfirm the action taken at the Annual Town Meeting.

Third, if Bill Downing should indicate that he is not interested in having the full-time job, we find this to be unfortunate and regrettable. However, if this happens, we then have a new issue. The new issue then is the personal interests of Bill Downing versus the best interests of the Town of Sudbury. We hope that you will not permit a sense of personal loyalty to stand in the way of your best judgment on that point.

Fourth, we have talked to some of the more than seven hundred citizens who have signed the petition in support of Article One and hence were responsible for calling this Special Town Meeting. We have learned, understandably, that not all of the pros and cons were presented to each signer at the time the petition was circulated.

The important point is that the petitioners are not honor bound to vote tonight in accordance with the terms of the petition. You are free to vote on the merits of the issue as presented at this town meeting...and we hope that you will do just that.

Now, let's turn to the real issues that should be considered here tonight.

1. Only policy-making positions should be elective; those requiring technical expertise, such as the office of Treasurer and Tax Collector, should be appointive. The treasurer and tax collector functions are defined primarily by State statute. There really is nothing to debate in this election. The treasurer is responsible for such technical functions as the following:

- Receive all cash receipts, maintain appropriate separate accounts and disburse all Town monies.

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- Process and sign approximately 20,000 checks annually.
- Prepare prospecti and hold sales of bonds for Capital Improvements.
- Receive bids, sell and prepare Tax Anticipation Notes.
- Invest all Trust Funds - Invest idle funds.
- Hold foreclosure sales.
- Maintain a variety of records, provide safekeeping for bonds and coupons and prepare numerous financial reports.

The tax collector, who, by the way, was repeatedly invited to come to meet with the Finance Committee, is responsible for such functions as the following: (Instead of coming, she sent us the General Laws relating to local taxation which we have used.)

- Mail tax bills and collect monies due thereon.
- Post receipts to tax levy cash books and applicable commitment books.
- Issue municipal liens.
- Take appropriate collection measures regarding tax delinquency.
- Handle and reconcile all tax monies.
- Prepare special monthly reports on tax conditions.

It is readily apparent that the two offices are closely related. In brief, the tax collector collects the money from local, State, and Federal sources and the treasurer administers the money and disburses it. The two functions are combined in the better managed cities and towns and similar functions are combined in the office of treasurer in most corporations. Hence, there is no real or potential conflict of interest between the two functions. On the contrary, the combined approach results in efficiencies and improved effectiveness and better control over your tax dollars.

2. Sudbury elects fifty-one officials. The long ballot makes it difficult for the average citizen to be informed on all candidates. Removing these two offices from the elective process would be a desirable step towards simplification.

As Austin F. MacDonald puts it in his authoritative book on municipal government and administration (1): "The nineteenth century witnessed the almost universal adoption by American municipalities of the theory that democracy was to be measured in terms of elective offices. Complete democracy, it was thought, meant the election of every official, however trivial his duties, however technical his work. This concept of democratic government has never been completely destroyed. Sheriffs, coroners, magistrates, treasurers, auditors, recorders of deeds and a vast horde of other municipal officials are still being elected in the belief that the will of the people is thus more truly expressed. The plain truth of the matter is that the will of the people is thus completely thwarted. How can the average voter be expected to inform himself concerning the merits of fifty or a hundred candidates for nearly half that number of offices? His main interest is not politics... (...). Change comes slowly, however. The old theory of democracy is still to blame for a vast amount of bad government in the... United States."

3. The petitioners make a major point of "our right to elect" the treasurer and the tax collector. We have examined the elections for those two offices for the past fifteen plus years and the results as provided from the official records of the Town Clerk are shown in Table 1 below (see next page).

William E. Downing has been Treasurer all of this period and was unopposed in all except one election. Thomas E. Newton was Tax Collector for this entire period up until the time of his death and was unopposed throughout this entire period. The only real election we had in either office occurred in 1960 when Thomas E. Newton ran against William E. Downing for Treasurer. We note also that the number of blank votes has increased steadily from a low of 164 in 1957 to a high of 538 in 1973 and we wonder how many ballots were cast during this period by citizens who never have met or have seen either the tax collector or the treasurer, let alone watched them perform their duties.

(1) American City Government and Administration - Austin F. MacDonald - Thomas Y. Crowell, New York, April, 1946.

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TABLE 1

YEAR	TREASURER		TAX COLLECTOR		TOTAL VOTE
1957	William E. Downing	1003			1172
	Scattering	5			
	Blanks	164			
1958			Thomas E. Newton	1346	1569
			Scattering	3	
			Blanks	220	
1960	William E. Downing	1174			1882
	Thomas E. Newton	682			
	Blanks	26			
1961	William E. Downing	1720	Thomas E. Newton	1772	1941
	Scattering	8	Scattering	12	
	Blanks	213	Blanks	207	
1962	William E. Downing	1900	Thomas E. Newton	1913	2143
	Blanks	243	Blanks	230	
1965	William E. Downing	1958	Thomas E. Newton	2046	2400
	Blanks	442	Blanks	354	
1968	William E. Downing	2263	Thomas E. Newton	2294	2585
	Blanks	322	Blanks	291	
1971	William E. Downing	2665	Thomas E. Newton	2727	3175
	Blanks	510	Blanks	448	
1973			Isabelle K. Stone	2558	3096
			Blanks	538	

4. The Town's financial and fiscal operations have grown in scope and complexity. There is a need for full-time coordination and administration. In addition to a budget of nearly \$60,000.00 for the eighteen-month period, the two offices individually and collectively are responsible for more than twenty-five specific duties pertaining to important fiscal and financial aspects of a Town budget that totals approximately \$15,000,000.00. I might add that there was a handout submitted by the petitioners as you came in this evening which is a quote from the 1961 Annual Town Report. Believe me, conditions have changed a great deal since that time. The need for professional full-time management is clearly indicated.

Long range savings and efficiencies would result from a combined appointive office. A full-time professional could develop improved systems, methods and investment/borrowing policies and practices and could provide improved coordination between and among the Treasurer/Tax Collector functions and the Assessors, the Town Accountant, the Town Clerk, the Executive Secretary, the Finance Committee and other Town officials.

The potential for improved effectiveness and costs savings is in this management area, rather than in personnel reduction, or a single salary for the combined Treasurer/Tax Collector. This is one necessary step towards putting the Town's financial functions on a business-like basis.

In conclusion, we believe the combined appointive office of Treasurer/Tax Collector, as approved in Article 39 at the Annual Town Meeting, offers many benefits to the Town of Sudbury and to the care and administration of your tax dollars. Long range, it will mean costs savings; improved effectiveness; improved coordination between and among treasurer/tax collector activities and other related financial functions, and it will result in improved fiscal/financial responsibility, control and stewardship. We took one step forward at the Annual Town Meeting. Let's not take two steps backward tonight. We strongly recommend disapproval.

Committee on Town Administration Report: (Mrs. Sally T. VonBenken)

I would like to reiterate what Mr. LeBart said. In that handout that you got, there is a lot of underlining. I would just like to add one more underline, and that is underline the number 1961.

The Committee on Town Administration agrees and concurs with the Finance Committee Report, and we won't take up any of your time saying the same things in different words. We would like to depersonalize and defuse the emotion from Article 1 which has become a very personal and emotional issue.

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A legally called town meeting in April of this year, after discussing this matter for approximately thirty-five minutes, voted to combine the offices of the Town Treasurer and the Tax Collector, and to make the office an appointive one. The next and last night of town meeting was held without a move to reconsider being made. One must assume then that no misleading or erroneous information had been given that would have made the decision a tainted one.

Within a very few days, however, petitions were being circulated, and after the appropriate number of signatures had been collected, the Selectmen were obliged to call this Special Town Meeting, and incidentally, pay the bill for it. The right of petition carries with it the duty of restraint. The right has been exercised. The restraint has not. 270 persons made this decision. Many of you here this evening were not here last April 9th, and that was your right. Whether you had other priorities for that evening, a lack of interest in the articles to be discussed, or were tired of town meeting, it being the fourth night, you had the right not to come. Those who were opposed to the article had a right to do their homework and to present reasons carefully drawn for their opposition. If they chose to not fully exercise that right, that is their prerogative.

But the citizens who did choose to come have rights as well. And, by the way, the vote was close. That was a very representative group that was there. They have the right to ask why any information that may be given here tonight could not have been given them in April. Even more important, they have the right not to expect to have their decisions challenged solely on the basis of the numbers that were there.

There will be articles in the future which will be voted on by 270 people, or even less. There will be articles voted on between 10 and 11 o'clock at night. The only way to prevent these eventualities is to increase the quorum or to close down the meeting at 10 o'clock, either or both of which moves would impede, if not altogether halt, the town meeting.

The Town will survive whichever way the vote goes on this article. The Committee on Town Administration feels it would function better if the article is defeated, but either way it will survive. However, if these are the standards to be used to measure a vote's validity, if these are the standards to be used to determine whether or not a special town meeting will be called, the open town meeting is cheapened, and it will not survive.

After discussion, it was

VOTED: IN THE WORDS OF THE ARTICLE.

The Moderator announced that Articles 2 and 3 would be discussed together. The vote would be taken separately.

ARTICLE 2: To see if the Town will vote to amend its Bylaws by establishing a Council on Aging, under General Laws, Chapter 40, Section 8B, and by adding a new Article XI(A) to the Sudbury Bylaws, to read as follows:
Council
on Aging
Bylaw
Art. XI(A) "ARTICLE XI(A)
COUNCIL ON AGING

Section 1. The Board of Selectmen shall appoint a Council on Aging to consist of seven (7) residents of the Town. Appointments shall be for three (3) year terms, except for original appointments. The majority of the members shall be over sixty (60) years of age. The original appointments shall be as follows - three (3) members shall be appointed for three (3) years, two (2) for two (2) years, and two (2) for one (1) year. Thereafter, all terms shall be for three (3) years. Members can be reappointed for concurrent terms.

Section 2. The duties of said Council on Aging shall be to:

- (1) Identify the total needs of the community's elderly population;
- (2) Educate the community and enlist the support and participation of all citizens concerning these needs;
- (3) Design, promote, or implement services to fill these needs, or coordinate present existing services in the community;
- (4) Promote and support any other programs which are designed to assist the elderly in the community.

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Section 3. The Council on Aging shall cooperate with the Commonwealth of Massachusetts Office of Elderly Affairs and shall be cognizant of all State and Federal legislation concerning funding, information exchange and program planning which exists for better community programming for the elderly.

Section 4. The Council on Aging shall give an annual report, in writing, to the Board of Selectmen, with a copy of that report directed to the Commonwealth of Massachusetts Office of Elderly affairs.",

or act on anything relative thereto.

Submitted by the Council on Aging Study Group.

Council on Aging Study Committee Report: (Rev. Carlton W. Talbot)

I bring this report in the form of good news and bad news. First, the good news that we are finally going to do something, hopefully, for nearly 20% of our population, that is, our elderly people. The bad news is that it is going to cost something.

In reverse of that, I bring you bad news in that I have here 538 questionnaires. The good news is that I am not going to read them.

We learned as we began this study that there were 725 persons in the Town over the age of sixty years, nearly 20% of our total population. A questionnaire was carefully compiled and composed and mailed in January. The total number of questionnaires mailed was 536, and we received 236 in return which represents about 45% return. This is an excellent return in that statistical information usually is based on less than 15%. We learned in this study that there are the majority of our elderly in the age bracket between sixty and seventy years, the lower spectrum of being elderly. Most of them own their own homes which they consider very adequate. Over 98% stated that their greatest housing difficulty was excessive taxation. The comments that went along with this particular question on the questionnaire indicated that the feeling of our elderly was that an abatement to this excessive tax level would be less costly to the Town and more to their liking than any kind of subsidized housing.

In the area of health, most of them felt they were generally in good health. The one thing that surprised us most, since we had learned in many towns adjoining us that transportation was a difficulty in suburbia, was that there were by these 236 returnees ownership of 240 automobiles and that there were only three returnees who indicated that they had a need of any kind of public transportation. That was an outstanding discovery on our part.

There were 141 of the returnees who indicated that, "they would like to see more activities for the elderly." If we were some day in the future to establish some sort of a community center or drop-in location for our elderly, thirty-eight of them would use it often and another 126 would use it occasionally.

Our greatest amount of comment came in the area of recreational facilities which cater basically to those who are completely ambulatory, that is, Little League baseball fields and tennis courts. Some of our comments included that they would like to see within our Parks and Recreation Department and the parks thereof opportunities for horseshoes, shuffle board, hiking and walking trails, wildflower parks and most outstandingly, benches in all parks. Other than bleachers, there are no benches in our parks.

It is our feeling that our elderly citizens are able, willing and desirous of taking care of themselves; that property taxes are their greatest problem; that they are happy living in Sudbury and wish to remain here. Though occupied, they would like greater opportunities to do things together and to have planned activities addressed specifically to their needs; that transportation is not a great difficulty; that our elderly are responsive, alert and desire a good life as do all of us who are not so elderly.

Therefore, the Study Committee recommends that a permanent Council on Aging be established to act as a clearing house for information and programs. Secondly, that a facility be found for a drop-in center for our senior citizens to gather for fellowship and recreation. Thirdly, that Parks and Recreation take steps to provide suitable areas for leisure activities, particularly picnic areas, benches and walking trails.

Article 3 addresses our fourth recommendation that funding be established to maintain such a Council on Aging.

Finance Committee Report: (Mr. S. William Linko)

The Finance Committee recognizes the need for further evaluation of our senior citizens' problems and accordingly requests your approval of Article 2.

On the subject of financing, after coordination with the Council on Aging, we feel that \$1,000.00 is adequate funding to get the Council going. Accordingly, we recommend approval of Article 3 for the sum of \$1,000.00.

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Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 2 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: THAT THE TOWN AMEND ITS BYLAWS BY ESTABLISHING A COUNCIL ON AGING, UNDER GENERAL LAWS, CHAPTER 40, SECTION 8B, AND BY ADDING A NEW ARTICLE XI(A) TO THE SUDBURY BYLAWS, TO READ AS PRINTED IN ARTICLE 2 IN THE WARRANT FOR THIS MEETING.

ARTICLE 3: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$4,000.00, or any other sum, for the purpose of conducting programs under the auspices and direction of the Council on Aging and dealing with the needs of the aging, or act on anything relative thereto.

Vote
Funds -
Council
on Aging

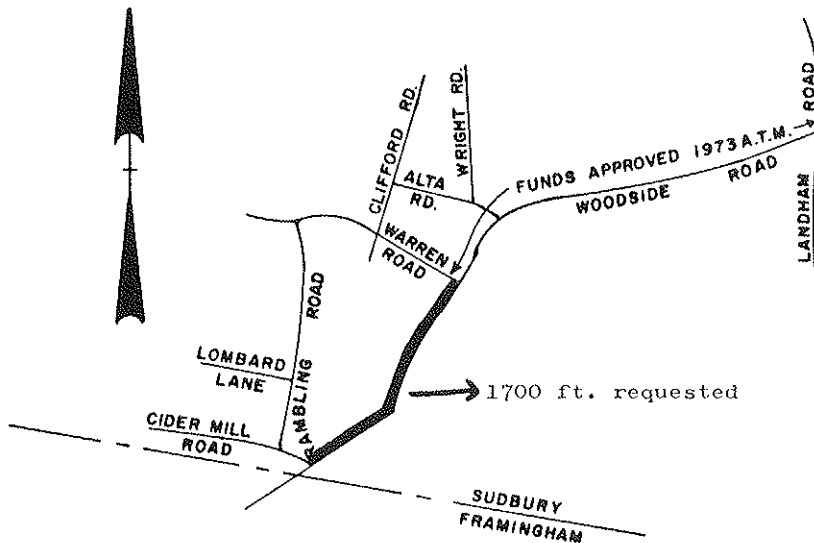
Submitted by the Council on Aging Study Group.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$1,000.00 FOR THE PURPOSE OF CONDUCTING PROGRAMS UNDER THE AUSPICES AND DIRECTION OF THE COUNCIL ON AGING AND DEALING WITH THE NEEDS OF THE AGING.

ARTICLE 4: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$13,000.00, or any other sum, to be expended under the direction of the Board of Selectmen, for the engineering and construction of a walkway along Woodside Road, from the corner of Woodside and Warren Roads to the corner of Woodside and Rambling Roads, a distance of 1700 feet, more or less, or act on anything relative thereto.

Submitted by the Planning Board.

(See also, Article 33, 1973 Annual Town Meeting, p. 109.)



ARTICLE 4

WOODSIDE ROAD WALKWAY FUNDS

Planning Board Report: This article rectifies an unintentional omission in Article 33 of the 1973 Annual Town Meeting, under which voters approved the engineering and construction of the Woodside Road walkway between Landham Road and Warren Road.

Because of the number of homes in the area and the narrow, winding condition of the road, the Planning Board agrees that for the safety of all, the walkway should be built the full length of Woodside Road. We also feel that it will cost considerably less to do it all at once rather than half now and half later. Passage of this article will permit the engineering and construction of the entire walkway along Woodside Road to be finished by September, 1974.

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Finance Committee Report: (Mrs. Carolyn J. Edwards)

This section of the Woodside Road walkway is a connecting link in a chain of walkways from the Boston Post Road south along Landham Road, then westerly along Woodside Road leading to Raymond Road via Cider Mill. The Planning Board promised that this section of Woodside Road would be included in the Warrant for the next Special Town Meeting that came along. In fact, this one.

Approval at this time will permit both sections of Woodside Road walkway to be built at the same time. The construction of this walkway was proposed in the 1969 long-range plan for walkways in Sudbury.

The Finance Committee recommends approval.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$13,000.00, TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF SELECTMEN, FOR THE ENGINEERING AND CONSTRUCTION OF A WALKWAY ALONG WOODSIDE ROAD, FROM THE CORNER OF WOODSIDE AND WARREN ROADS TO THE CORNER OF WOODSIDE AND RAMBLING ROADS, A DISTANCE OF 1,700 FEET, MORE OR LESS.

ARTICLE 5: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$11,500.00, or any other sum, to be expended under the direction of the Board of Assessors, to employ one person to serve as a full-time clerk and appraiser of the Board of Assessors, or act on anything relative thereto.

Employ
Clerk/
Appraiser -
Assessors

Submitted by the Board of Assessors.

Mr. George W. Adams of the Board of Assessors moved that the Town raise and appropriate \$4,000.00, and appropriate and transfer \$7,500.00 from the Assessors' account numbered 504-11, Salaries and Overtime, to be expended under the direction of the Board of Assessors to employ one full-time person to serve as a full-time clerk and appraiser to the Board of Assessors.

Board of Assessors Report: (Mr. Adams)

CHART A

ACTON - Full-time Assistant Assessor. Acts as full-time appraiser and part-time assessor; has CMA. Salary \$13,000 to \$14,000.

ARLINGTON - Full-time Assistant Assessor. Acts as appraiser and assessor.

BEDFORD - Full-time Associate Assessor. Also has a three-man Board of Assessors. Salary \$12,500.

BELMONT - Full-time Assistant Assessor. Acts as appraiser and assessor; has CMA. Also has Board of Assessors. Salary \$16,500.

CHELMSFORD - Full-time Assessor; does not have CMA. Also has Board of Assessors. Salary \$10,900.

CONCORD - Full-time Appraiser. Has Board of Assessors. Salary \$12,200.

FRAMINGHAM - Three full-time Assessors. None have CMA (one working toward CMA). Salary \$12,800 to \$13,700.

LEXINGTON - Full-time Assistant Assessor and Clerk. Does not have CMA. Also has a three-man Board of Assessors.

LINCOLN - No full-time person in this position. Has a three-man Board of Assessors.

WAYLAND - No full-time person in this position. Has a three-man Board of Assessors.

WELLESLEY - No full-time person in this position. Has a three-man Board of Assessors. An outside firm does yearly appraising.

WESTON - No full-time person in this position. Has a three-man Board of Assessors.

This chart shows several towns in the surrounding area, some who have and some who have not assistant assessors or appraiser clerks and the salaries they are paid.

June 13, 1973

Over the past several years, each Board of Assessors has considered this step of employing a full-time man to do the work as office manager as well as doing some work in the field to get more done than what we feel we can do at this time with the three part-time Assessors. Two of the three Assessors are employed full-time in out-of-town jobs and the other one is retired. Up until the last few years, the Board of Assessors has consisted of men who have had their own business in Town and have been able to take time out from their work to go out during the week to get some of the work caught up.

This proposed person would be hired full-time and would be under the direction of the Board of Assessors to do field work, manage the office, see that the field cards and maps are kept up to date.

The Board of Assessors wholeheartedly recommends and strongly urges the Town to vote the approval of the creation of the position at this time.

Finance Committee Report:

Mr. Ronald Blecher moved that the main motion be amended by changing the sum to be raised and appropriated to \$2,500.00, and by changing the sum to be appropriated and transferred from account 504-11 to \$9,000.00.

He then reported for the Committee as follows:

The difference in the motions is that the Finance Committee is recommending we raise and appropriate an additional \$2,500.00 as opposed to the Board of Assessors' recommendation of \$4,000.00.

We do support the concept of hiring the clerk/appraiser, but we feel that there are monies available that would, to some extent, compensate.

In 1972 the Board of Assessors had on staff a principal clerk and two part-time senior clerks for a total salary of approximately \$13,000.00. In 1973-74, reducing it to an annual basis, we have the same staffing, and the salaries increased to \$17,063.00, partially because of increases in steps, partially because of the 5½% increase granted by the Town, and partially because of additional hours expected of the part-time employees. This was the request of the Board of Assessors, was the recommendation of the Finance Committee, and was ultimately approved by the Town.

To a large extent, this whole event may have been precipitated by the resignation of two of the people on the Board of Assessors' staff. The principal clerk resigned as of May 25th and the senior clerk, who was at step 4, resigned as of May 11th.

We had budgeted \$10,250.00 for the principal clerk for the eighteen-month period, but only \$2,650.00 had been expended by May 15th, leaving \$7,600.00 available. For the senior clerk \$7,350.00 had been appropriated for the eighteen-months. Only \$2,159.00 had been expended through May 11th, leaving \$5,200.00 in that account for the remainder of the eighteen-month period. If we add those two together, we get \$12,800.00. Now \$12,800.00 is left over in addition to the salary that can be paid to the other senior clerk who is currently on the staff and whose salary was included in the original budget. The appraiser/clerk salary estimated by the Board of Assessors is \$11,500.00. If we take \$11,500.00 away from what is currently available, that leaves us with \$1,300.00.

If we add \$2,500.00, which is the recommendation of the Finance Committee, that leaves the Board of Assessors \$3,800.00 to hire an additional part-time person, in addition to the full-time clerk/appraiser and the senior clerk currently on staff.

If this article passes in either form, we will have an \$11,500.00 salary for the appraiser/clerk and approximately \$8,500.00 for two part-time people, or \$20,000.00 total. We will have no increase in staff. We will have an increase in budget of somewhere between 15 and 20% depending upon step increases and things of that nature.

The Finance Committee feels that this additional staffing is required to fulfill the responsibilities of the Assessors' office, but we think \$2,500.00 is the correct amount of money to allow them to do what they want.

After a short discussion, the Finance Committee's amendment was passed.

After further discussion, the main motion as amended was defeated.

June 13, 1973

ARTICLE 6: To see if the Town will vote to amend Article IX of the Town Bylaws entitled: "Zoning Bylaw", Section II, "Establishment of Districts", Paragraph C, "Location of All Other Districts", by including in Limited Business District #6 as it presently appears in such Bylaws, a parcel of land also owned by the Filomena Vana Trust, Frank Vana Trustee, and by directing that the boundaries of the same be incorporated into the existing zoning map of the Town of Sudbury, under the direction of the Board of Selectmen, as follows:

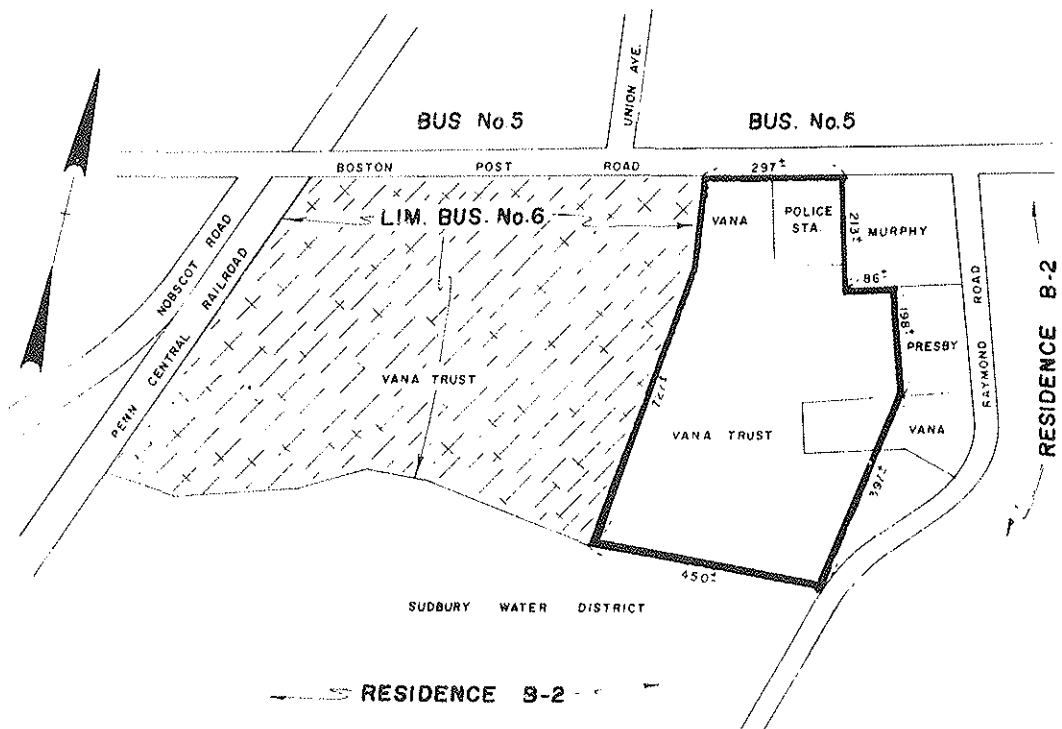
Enlarge
Limited
Business
District
No. 6

Art. IX

"Limited Business District #6. Beginning on the southerly side of the Boston Post Road at the junction of the land of the Town of Sudbury with that now or formerly belonging to Murphy; thence southerly approximately 213 feet, more or less, to junction of land of Filomena Vana Trust, thence easterly approximately 86 feet, more or less, to land belonging to Presby, thence southerly 198 feet, more or less, to junction of land belonging to Vana and Presby, thence southwesterly 397 feet, more or less, to westerly portion of Raymond Road and to land belonging to Sudbury Water District, thence westerly along land of Sudbury Water District 450 feet, more or less, thence northerly 727 feet, more or less, thence northerly 727 feet, more or less, to Boston Post Road, thence easterly by southerly side of the Boston Post Road approximately 297 feet, more or less, to point of beginning."

or act on anything relative thereto.

Submitted by Petition.



Petitioners' Report: This amendment will enlarge the present Limited Business District #6 to include approximately 6½ acres on the easterly side, now occupied by the police station, golf driving range and real estate office building. Homes abutting Raymond Road are not included in this area. None of the new zoning would front Raymond Road, nor would there be any access or Roadway to or from Raymond Road because of the lack of required frontage.

June 13, 1973

Mrs. Gillespie of the Planning Board moved that the Town amend Article IX of the Town Bylaws entitled: "Zoning Bylaw", Section II, "Establishment of Districts", Paragraph C, "Location of All Other Districts", by including in Limited Business District Number 6, as it presently appears in such Bylaws, a parcel of land also owned by Filomena Vana Trust, Frank Vana Trustee, and the Town of Sudbury and by directing that the boundaries of the same be incorporated into the existing Zoning Map of the Town of Sudbury under the direction of the Board of Selectmen as set forth in Article 6 in the Warrant for this meeting, with the correction of the description set forth in Article 6 as follows: by deleting the words "northerly 727 feet, more or less, thence", in the thirteenth line of the description which started with the words, "less, thence".

Planning Board Report: (Mrs. Gillespie)

At the Annual Town Meeting this spring, the Planning Board supported passage of this very article before you again tonight. Normally we would not come back to Town Meeting voters at such an early date in the support of the rezoning proposition, but because we now have the answer to an important question we were unable to answer when it was raised in April, we are making an exception to our usual procedure.

The question I am glad to be able to answer tonight concerns a change in the road pattern. The Planning Board has long sought to unsnarl the Route 20-Union Avenue-Nobscot Road traffic mess. Part of Mr. Vana's development plan includes an easement for the possible extension of Union Avenue south to the rear of the Vana property. The road would then swing west, across the railroad tracks and the Town land, then join Nobscot Road.

Town Counsel thoroughly checked out the question of crossing the railroad track and right-of-way. All that has to be done is to plan and lay out the road on paper showing where it would cross the railroad property. Then we petition for approval from the County Commissioners of the plans and show how the change would help solve our traffic problem. The Commissioners, Mr. Turner assures me, have not been reluctant to give their approval for crossings.

As far as the cost is concerned, Mr. Vana would pay for the building of the portion of the road on land he owns, the Town would build the road on its land. The cost of the various safety devices, gates, warning lights, and whatever else is needed for the railroad crossing would be paid for by the railroad. This procedure for crossing permits is covered under General Laws, Chapter 160, Section 104.

The Planning Board feels strongly that this is not a question of whether or not there will be more commercial development on Route 20. Rather, it is a question of what kind of commercial development we will have. Here we have an all too rare case of a landowner who has cooperated fully with the Town officials and wishes to build the type of small specialty shops which will serve our local population in the area strongly recommended by our Master Plan as the core of Sudbury's shopping district. Even the closest abuttor and other nearby neighbors feel that this present plan is a good one and have supported it.

The Planning Board supports it, too. It is a good proposal, good for Sudbury. We urge you to vote in favor of this rezoning.

Finance Committee Report: (Mrs. Edwards)

The decision before us is not necessarily increased development versus no further development of the area. Increased business development of this land is likely to proceed with or without Town Meeting approval of this zoning change. We believe the Town can exert greater influence over and direction of that development through this zoning change than if it depends upon a court decision which may not reflect the wishes of the Town.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 6 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

After discussion, the Planning Board's motion was defeated.

In Favor - 253; Opposed 188. (Total - 441) (Two-thirds vote required)

June 13, 1973

ARTICLE 7: To see if the Town will vote to amend Article V of the Town Bylaws by adding a new section at the end thereof to read as follows:

Bylaw:

Prohibit

Unsolicited

Delivery of

Advertising

Art. V

"It shall be unlawful for any person to distribute advertising material at a home within the Town, other than at the home of a person soliciting the same, by placing such material at the home or on the property of the person owning or occupying the home unless the person distributing such advertising material obtains the written consent of the person occupying the home. The foregoing provision shall not apply to the distribution of advertising material through the mail, or to the distribution of advertising material by any charitable organization and/or nonprofit organization.",

or act on anything relative thereto.

Submitted by Petition.

Petitioners' Report: Delivery of unsolicited advertising material haphazardly placed in our newspaper boxes, hung from our mail posts or doorknobs, or left lying on the ground creates the following problems:

1. Constitutes a homeowner's security risk since deliveries of this type are difficult to control when a homeowner is out of town for an extended period;
2. Adds to our litter problem;
3. Places an added burden on our sanitary landfill capacity;
4. Constitutes an imposition on the homeowner;
5. Detracts from the aesthetics of Sudbury's rural atmosphere.

Mrs. Joan Irish further reported to the meeting for the petitioners as follows:

The petitioners' objections to the delivery of unsolicited advertising material to homes within the Town without their written consent are printed in the Warrant Report.

But, perhaps, a brief history of this petition is in order now. Unsolicited ad delivery was initiated in the spring of 1972 to practically every occupied and even unoccupied homes within the Town, hung from mailposts, newspaper boxes, or door knobs or left lying on the ground in plastic bags. At that time and now, aside from the nuisance, waste and aesthetic factors, there was a real concern that uncontrolled deliveries would be continued through the summer when people were on vacation.

In May of 1972 a petition was circulated proposing that this amendment be included in the Warrant for the May 30th Special Town Meeting. In the space of one weekend, 235 signatures were received. At the request of the Selectmen, this petition was temporarily withdrawn since they wanted the Special Town Meeting of May 30th to be held to one article, that involving the Police Chief and Civil Service.

Since that time meetings have been held with the Selectmen, myself and representatives of the Independent Postal Delivery Service of Maynard, distributors of this material, to try to work out the difficulties of permanent cancellation of deliveries, cancellation at vacation time, and pick up of unclaimed deliveries. Limited improvements were made, but the situation still remains unsatisfactory.

So another petition was circulated on the advice of the Selectmen, this time receiving 185 signatures in the space of one day, for inclusion in the Warrant for this Special Town Meeting.

We, the petitioners, believe that citizens have the right to decide whether unsolicited advertising material shall be delivered to our homes in such manner without our consent. Another summer is upon us, and the same problems are with us.

We urge you to vote "yes" on this article.

Finance Committee Report: (Mr. Blecher)

The Finance Committee endorses the concerns of the petitioners, and we recommend approval.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 7 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

June 13, 1973

Mr. Joseph A. Klein moved to amend by striking out the phrase, "or to the distribution of advertising material by any charitable organization and/or nonprofit organization or to the distribution of political material."

In support of his amendment, Mr. Klein stated that he offered this amendment in terms of being consistent. If advertising material is a burden, if it is a nuisance, if it is a litter problem, if it is a security hazard, it is independent of whether it originated with a supermarket or by a political organization or by a church.

After a short discussion, the motion to amend was defeated.

VOTED: THAT THE TOWN AMEND ARTICLE V OF THE TOWN BYLAWS BY ADDING A NEW SECTION AT THE END THEREOF TO READ AS FOLLOWS:

"IT SHALL BE UNLAWFUL FOR ANY PERSON TO DISTRIBUTE ADVERTISING MATERIAL AT A HOME WITHIN THE TOWN, OTHER THAN AT THE HOME OF A PERSON SOLICITING THE SAME, BY PLACING SUCH MATERIAL AT THE HOME OR ON THE PROPERTY OF THE PERSON OWNING OR OCCUPYING THE HOME UNLESS THE PERSON DISTRIBUTING SUCH ADVERTISING MATERIAL OBTAINS THE WRITTEN CONSENT OF THE PERSON OCCUPYING THE HOME. THE FOREGOING PROVISION SHALL NOT APPLY TO THE DISTRIBUTION OF ADVERTISING MATERIAL THROUGH THE MAIL, OR TO THE DISTRIBUTION OF ADVERTISING MATERIAL BY ANY CHARITABLE AND/OR NONPROFIT ORGANIZATION OR TO THE DISTRIBUTION OF POLITICAL MATERIAL.

ARTICLE 8: To see if the Town will vote to amend the Zoning Bylaw, Article IX, Amend Section III, "Permitted Uses", Paragraph C. 3, "Industrial Park Zoning Districts IPD", by adding a new sub-paragraph number (5) to part a., Bylaw: to read substantially as follows:

Art. IX "(5) Recreational and athletic facilities, including but not limited to tennis courts, ice skating rinks, swimming pools, handball and squash courts and equestrian facilities, provided that a site plan is submitted and approved in accordance with the provisions of the Zoning Bylaws.", Industrial Park Districts

or act on anything relative thereto.

Submitted by Petition.

Petitioners' Report: The purpose of this article is to extend the usefulness of the area zoned "Industrial Park" by including recreation as a permitted use.

Expanding the definition in this way seems to be in keeping with the Town's desire to provide adequate space and planning to assure that the Town's recreational desires will be satisfied. The inclusion of this additional use does not rescind any of the previously accepted uses as an Industrial Park.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 8 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

For the petitioners, Mr. William J. Cossart, Jr., moved Indefinite Postponement of Article 8. He stated that at the time this article was prepared and submitted, there was a certainty that a portion of the Industrial Park would be sold and turned over to recreational use. Unfortunately, that certainty never developed.

A week ago the price skyrocketed. It is totally inconceivable that any of that area could be developed in the manner that was intended. Therefore, there is no alternative now but that the article must be withdrawn. Otherwise, what we will be doing is creating an additional permitted use which can never be attained because the price is just prohibitive.

Mr. Donald D. Bishop then stated that he wished to amend the motion for Indefinite Postponement to be "in the words of the article" through the third from last line including only the words "and equestrian facilities".

The Moderator stated that a motion of Indefinite Postponement cannot be amended but that if the motion is defeated, it will be open to make an affirmative main motion.

June 13, 1973

In response to a request that the Planning Board report on this article, Mr. McNally presented the report the Planning Board intended to make had the motion not been Indefinite Postponement.

Planning Board Report: The Planning Board favors passage of this article. This change will allow expanded use of the Industrial Park and thus promote more rapid development to the benefit of the Town's tax base. Since most recreational facilities tend to be housed in buildings that might otherwise allow industrial use, the Planning Board feels that this change would in no way jeopardize other now permitted uses within the Industrial Park Zone. The Planning Board urges your support.

The motion for Indefinite Postponement was defeated.

The Moderator then recognized Mr. Bishop who moved that the Town amend the Zoning Bylaw, Article IX, Section III, "Permitted Uses", Paragraph C, 3. "Industrial Park Districts, IPD", by adding a new sub-paragraph number 5 to part a. to read as follows:

"5. Recreation and athletic facilities including, but not limited to, tennis courts, ice skating rinks, swimming pools, handball and squash courts and equestrian facilities."

Finance Committee Report: (Mrs. Edwards)

Addition of recreational uses in an Industrial Park District will expand the possibilities for development of this land thereby increasing the Town's tax base options. The Finance Committee recommends approval.

The Moderator recognized Mr. Bishop for the purpose of making a statement in support of his motion. Mr. Bishop stated that we have an opportunity at this time to make a good, useful change in the Zoning Bylaws at an appropriate time when a need is seen, without a specific plan. We should prepare for a need that has been seen now, whether it is going to come next week or not.

The reason for the deletion from what is printed in the Warrant is that in no other case does that clause appear provided that a site plan is submitted and approved in accordance with the provisions of the Zoning Bylaws⁷.

It is possible in a court case to say that its appearance here means its omission someplace else. That is not necessarily going to hold because it is required in other places in the Zoning Bylaws. The point is to be consistent and clear, and that this does not delete the requirement for a site plan. The requirement for a site plan is already contained in other portions of the Zoning Bylaws.

The Zoning Bylaws have been prepared with your approval. This adds a fifth permitted use in a consistent pattern with the other four.

Highway Commission Report: (Mr. Anthony L. Galeota, Jr.)

The Highway Commission neither wishes to support or ask rejection of this article. However, during our review of all the articles for the Special Town Meeting, we did come up with some information that we think should be made available to the voters.

One of the boundary lines of the industrial district is Codjer Lane from Union Avenue. Codjer Lane is shown on the Official Town Map to extend to Horse Pond Road.

While we were doing our investigation we found out that Codjer Lane has a right-of-way layout of some twenty-five feet with the pavement of no more than eighteen feet from Union Avenue to the old sanitary landfill road. From then on, it is a gravel roadway through the pig farm. When we arrive at the end of that farm, it becomes a twelve-foot path out to Horse Pond Road.

We very quickly put together a cost estimate to build an industrial road in that area and for land takings. It looks to us that we are talking somewhere in the vicinity of a quarter to a half million dollars. We think that we should bring that point to you at this time to be considered.

After discussion, Mr. Bishop's motion was defeated.

In Favor - 140; Opposed - 75. (Total - 215) (Two-thirds vote required)

June 13, 1973

The Moderator then proceeded to call the Consent Calendar, Articles 9 through 12. At the request of the Planning Board, Article 11 was held.

UNANIMOUSLY VOTED: TO TAKE UP TOGETHER THE FOLLOWING ARTICLES ON THE CONSENT CALENDAR: 9, 10 AND 12.

UNANIMOUSLY VOTED: IN THE WORDS OF THE MOTIONS AS DISTRIBUTED.
(see individual articles for motions voted.)

ARTICLE 9: To see if the Town will vote to amend Article XI of the Sudbury Bylaws as follows:
Amend
Personnel Bylaw: A. By deleting paragraph (10) in Section 8 and by replacing it with the following:
Art. XI "(10) The Board may by order establish a temporary classification for any position, the nature and duties of which are temporary or subject to material change, which order shall be in effect until the completion of the next Annual Town Meeting."
Sec 8 (10)
and Sec 12
B. By deleting the third paragraph in Section 12 and by replacing it with the following:
"Except as otherwise specifically provided in collective bargaining agreements, or by vote of the Town, amendments to the Classification Plan and to the Salary Plan voted at an Annual Town Meeting shall be effective as of July first of the calendar year in which voted; provided however, that those amendments which confirm a tentative or temporary classification or salary change as ordered by the Personnel Board under Section 8 shall be effective immediately upon completion of the Annual Town Meeting.",
or act on anything relative thereto.
Submitted by the Board of Selectmen.

Board of Selectmen Report: The recommended amendments to the Personnel Administration Plan are necessary because existing provisions are in conflict with the General Laws of the Commonwealth; specifically, Chapter 41, Section 108, as amended.

With the above amendments, the Personnel Administration Plan will conform to the new State laws relative to the new fiscal year legislation, which repealed provisions that permitted retroactive salary increases and the expenditure of funds that were not appropriated. In summary, the fiscal year legislation puts pressure on local collective bargaining units to arrive at a collective bargaining agreement covering the fiscal year commencing July 1, in the spring of each year.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 9 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 10: To see if the Town will vote to amend the Zoning Bylaw, Article IX, Section II, "Establishment of Districts", Paragraph C, "Location of
Correct All Other Districts", as follows:
Zoning
Bylaw: 1. Redefine Limited Industrial District No. 1 to read as follows:
Art. IX "Beginning at a point of the northerly property line of the
Sec. II,C Boston and Maine Railroad and the westerly property line of
Boundary the Penn Central Railroad Company; thence westerly along the
Descrip- northerly property line of the Boston and Maine Railroad to
tions a point 1,000 feet distant from the easterly boundary of
Horse Pond Road; thence southerly by a line parallel to and
1,000 feet east of said Horse Pond Road a distance of 900
feet; thence easterly by a line parallel to and 900 feet south
of said northern property line of the Boston and Maine Railroad
a distance of 900 feet; thence southerly along the western
property line of land n/f owned by Capaldi to the northern
boundary of the Boston Post Road; then easterly along the
northern boundary of the Boston Post Road to the westerly
boundary line of Business District No. 5; thence by the
boundary of Business District No. 5 and Industrial District
No. 2 to the point of beginning."

June 13, 1973

2. Redefine Business District No. 5 to read as follows:

"Business District No. 5 is bounded by a line starting at the intersection of the northerly property line of the Boston and Maine Railroad right of way and the westerly side of the Boston Post Road; thence westerly by the northern boundary of the Boston Post Road to the westerly property line n/f owned by Irene Burke; thence northerly by such property line to a point which is 300 feet from the Boston Post Road, measured perpendicularly; thence easterly and 300 feet parallel to the Boston Post Road to the east boundary line of the Penn Central Railroad; thence northerly along the east property line of the Penn Central Railroad to its intersection with the northerly property line of the Boston and Maine Railroad; thence easterly to the point of beginning."

3. Establish that the amendment does not affect Limited Industrial District No. 6 which is superimposed over a portion of Business District No. 5.

4. Redefine Industrial District No. 2 to read as follows:

"Beginning at a point on the northerly property line of the Boston and Maine Railroad right-of-way and the westerly property line of the Penn Central Railroad right-of-way; thence northerly by said Penn Central Railroad to the southerly side line of Codjer Lane; thence easterly by said Codjer Lane, crossing Union Avenue, to a point on the southerly sideline of Codjer Lane, said point being 215 feet, more or less, easterly of the easterly side line of Union Avenue; thence southerly by several courses, 587.97 feet and 348.55 feet; thence northwesterly 8.24 feet; thence southeasterly by several courses 87.06 feet, 97.01 feet, 134.74 feet, 232.45 feet and 155.87 feet to a point on the southerly property line of land of the Town of Sudbury (Goodnow Library) said point being 661.46 feet westerly of the westerly sideline of Concord Road, all of the aforementioned distances being shown on several plans of land formerly owned by Henry Ford and/or the Wayside Inn; thence southeasterly to a point on the northwesterly sideline of the Boston Post Road, said point being 150 feet northeasterly of the northeasterly sideline of Station Road; thence southwesterly by said Boston Post Road, across Station Road to the northerly property line of the Boston and Maine Railroad right-of-way; thence westerly by said Boston and Maine Railroad to the point of beginning."

5. Delete all reference to Industrial Districts No. 3, No. 7, and No. 10.

or act on anything relative thereto.

Submitted by the Planning Board.

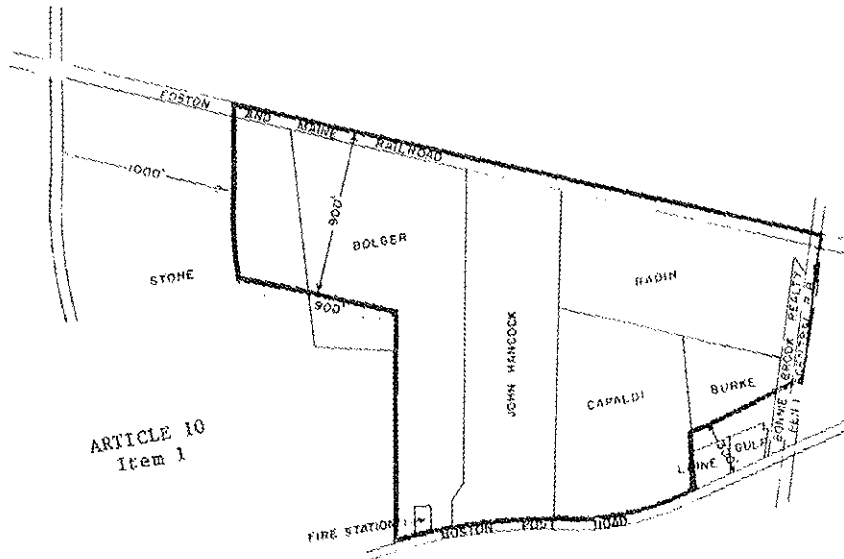
Planning Board Report: This article makes technical corrections in boundary descriptions and cleans up and combines Industrial Districts along Union Avenue into one district. Since the Bylaws are to be reprinted this summer, these corrections should be made at the Special Town Meeting.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 10 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

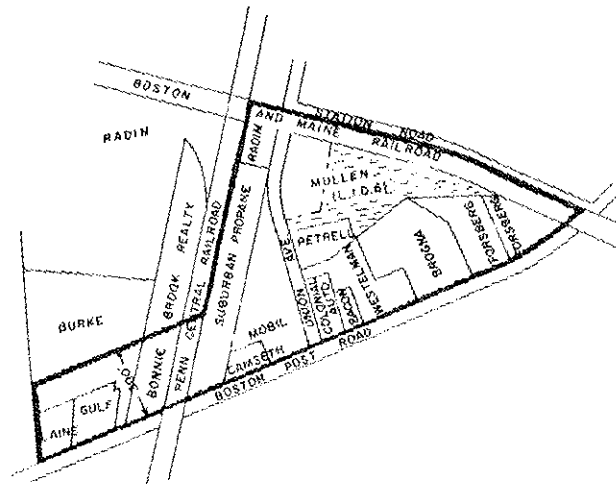
(Diagrams of the redefined boundaries of Limited Industrial District No. 1, Business District No. 5, and Industrial District No. 2 appear on the next two pages.)

June 13, 1973



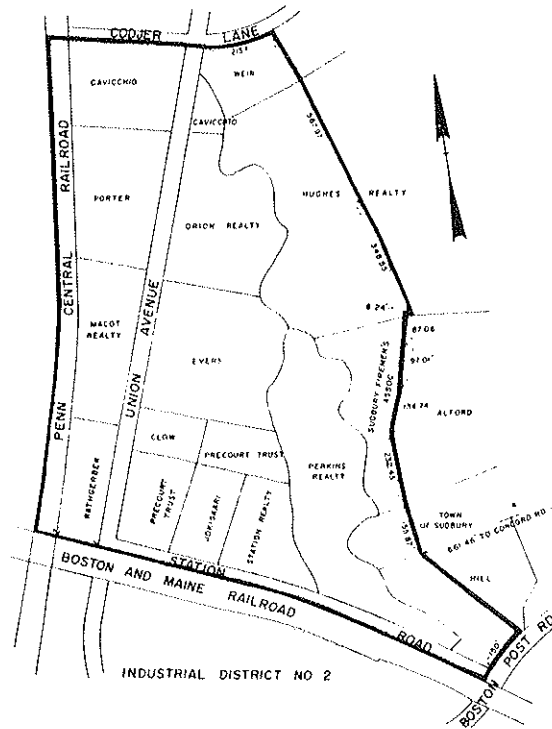
ARTICLE 10
Item 1

LIMITED INDUSTRIAL DISTRICT NO. 1



ARTICLE 10
Item 2

BUSINESS DISTRICT NO. 5

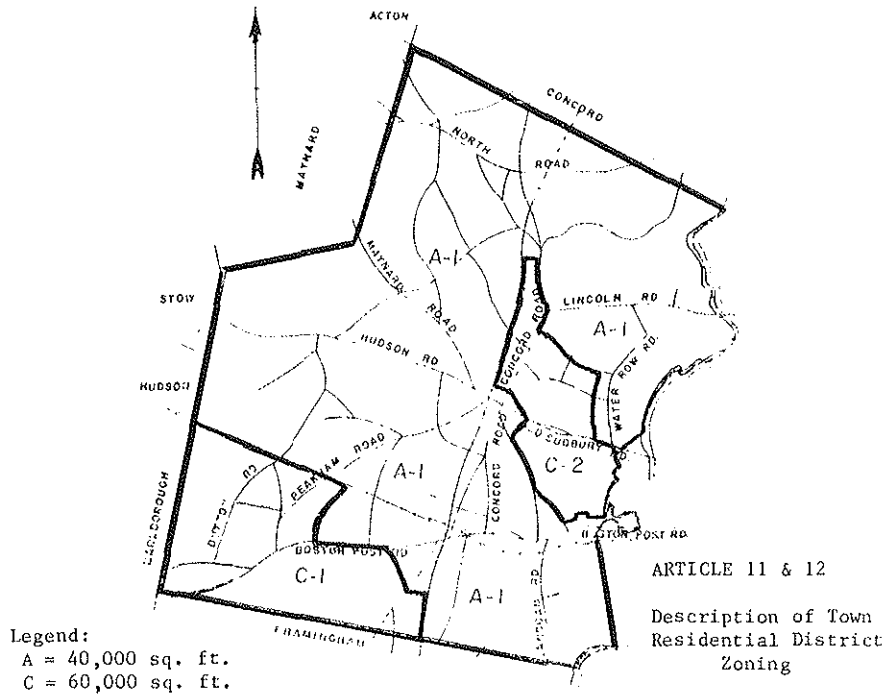


- ARTICLE 11:** To see if the Town will vote to amend the Zoning Bylaw, Article IX, Section II, entitled: "Establishment of Districts", as follows:
- Correct Zoning Bylaw:
- Art. IX
Sec. II, B, A
Description of Districts
1. Replace under Paragraph B, the first paragraph, starting with "Residence Zones....." and ending with "...described as follows:" with the following:

"Residence zones in Single Residence Districts are shown on said map as Residence "A"1,-----, and Residence "C" 1, "C" 2, --- and are severally described as follows:"
 2. Under Paragraph "B", redefine Residential Zone "A" 1 as follows:

"Beginning at the point of intersection of the town lines of Acton, Concord, Maynard and Sudbury, thence southeasterly along the Concord-Sudbury town lines to the Sudbury River; thence southerly by the Sudbury River and the Wayland-Sudbury town line to the point of intersection of the town lines of Sudbury, Wayland and Framingham; thence westerly along the Sudbury-Framingham town line to the point of intersection of the Marlboro, Sudbury and Framingham town lines; thence northerly along the Sudbury-Marlboro, Sudbury-Hudson, and Sudbury-Stow town lines to the point of intersection of the Sudbury, Stow and Maynard town lines, thence by the Sudbury-Maynard town line to the point of beginning, meaning and intending to describe the Town of Sudbury, but, excluding therefrom Residential Zones "C" 1 and "C" 2 and all the zones described in Section II, Paragraph C, "Location of All Other Districts"."
 3. Strike from Paragraph A, item 1, sub-item "b. Residential Zone B", or act on anything relative thereto.
- Submitted by the Planning Board.
- (For diagram, see next page)

June 13, 1973



Mr. Eben B. Stevens, Chairman of the Planning Board, moved that the Town amend the Zoning Bylaw, Article IX, Section II, entitled: "Establishment of Districts", as set forth in Article 11 in the Warrant for this meeting with the additional deletion of Residential Zones "A"2, "A"3, "B"1, "B"2 and "B"3, as set forth in Paragraph B in said Section II.

Planning Board Report: During preparation for Annual Town Meeting, errors in the description of residential zones were found. This article which corrects the errors is submitted to this Special Town Meeting because the Town Clerk will be reprinting the Bylaws this summer.

Mr. Stevens further reported to the meeting for the Planning Board as follows:

This added wording was provided to us by Town Counsel. The official report of the Planning Board is, "The Planning Board recommends approval of this article as it simplifies the descriptions of the residential districts and eliminates unnecessary duplication. It does not change the zoning regulations for any land. It basically is a simplified description of the residential districts."

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 11 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: THAT THE TOWN AMEND THE ZONING BYLAW, ARTICLE IX, SECTION II, ENTITLED: "ESTABLISHMENT OF DISTRICTS", AS SET FORTH IN ARTICLE 11 IN THE WARRANT FOR THIS MEETING WITH THE ADDITIONAL DELETION OF RESIDENTIAL ZONES "A"2, "A"3, "B"1, "B"2 AND "B"3 AS SET FORTH IN PARAGRAPH B IN SAID SECTION II.

June 13, 1973

ARTICLE 12: To see if the Town will vote to amend the Zoning Bylaw, Article IX, Section IV, "Intensity Regulations", as follows:

Correct	
Zoning	1. In Paragraph "B", "Schedule of Intensity Regulations", delete all
Bylaw:	reference to Single Residence "B" Zones.
Art. IX	2. In Paragraph "C", "Modifications and Exceptions", delete reference
Sec. IV,B,C	to Single Residence "B" Zone in Section 2, item a, and Section 4.,
Intensity	or act on anything relative thereto.
Reference	Submitted by the Planning Board.

Planning Board Report: Since Single Residence Zones A and B have been combined to have all the same standards for size, frontage, etc., all reference to Single Residence Zone "B" is to be deleted. This article accomplishes that.

Town Counsel Report: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 12 in the Warrant for the June 13, 1973, Special Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

VOTED: TO ADJOURN.

The meeting adjourned at 11:04 P.M.

A True Record, Attest:

Betsey M. Powers
Betsey M. Powers
Town Clerk