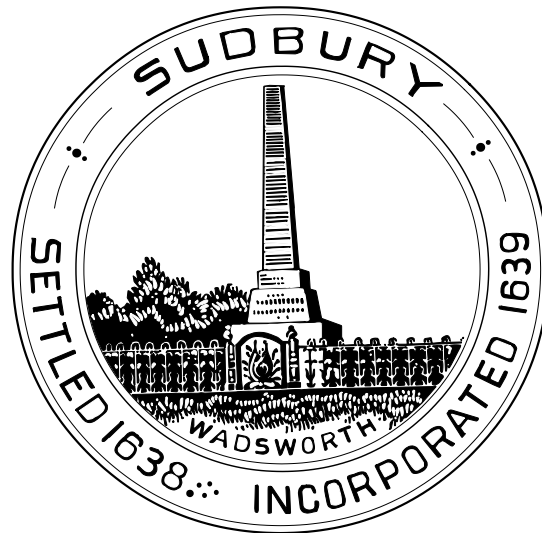


PROCEEDINGS

ANNUAL TOWN ELECTION - MARCH 29, 2021
ANNUAL TOWN MEETING – MAY 22, 2021



TOWN OF SUDBURY MASSACHUSETTS 2021

A TRUE ATTEST COPY:

Beth R. Klein

TOWN CLERK

TOWN OF SUDBURY 2021 ANNUAL TOWN PROCEEDINGS

TABLE OF CONTENTS

PAGE INDEX

ELECTION RESULTS

Annual Town Election – March 29, 2021

Annual LSRHS District Election – March 29, 2021

ANNUAL TOWN MEETING - May 22, 2021

RESOLUTIONS

ARTICLES:

1. Hear Reports
2. FY21 Budget Adjustments
3. FY22 Budget
4. FY22 Capital Budget
5. FY22 Transfer Station Enterprise Fund Budget
6. FY22 Pool Enterprise Fund Budget
7. FY22 Recreation Field Maintenance Enterprise Fund Budget
8. FY21 Snow and Ice Transfer
9. Unpaid Bills
10. Chapter 90 Highway Funding
11. FY 22 Stabilization Fund
12. FY 22 Revolving Fund Spending Limits
13. WITHDRAWN
14. Fund Litigation Costs - Eversource
15. WITHDRAWN
16. Construction of Housing/Living Addition – Fire Station No. 2
17. Marlboro Road Culvert Replacement

TABLE OF CONTENTS (Continued)

18. Front End Loader with Plow
19. Multi-purpose Sidewalk Tractor
20. Six-wheel Combo Dump truck with Plow and Wing
21. Street Acceptance – Anthony Drive
22. Means Tested Senior Tax Exemption Extension
23. Sudbury Public School COVID -19 Student Academic Program
24. Sudbury Public Schools Peter Noyes Elementary School Fire Alarm System Replacement
25. Lincoln-Sudbury Regional High Scholl Stadium Field and Community Turf Field Replacement
26. Amend Zoning Bylaw, Article IX: Amend Text of Section 2110, Establishment
27. Amend Zoning Bylaw, Article IX: Amend Text of Section 2324 Regarding Trailers or Other Structures for Storage or Office Purposes
28. Amend Zoning Bylaw Article IX: Amend Text of Section 3200. Signs and Advertising Devices
29. Community Preservation Fund – Dr. Bill Adelson Playground Improvements
30. Community Preservation Fund – Frank Feeley Fields Improvement
31. Community Preservation Fund – Historic Preservation Plan
32. Community Preservation Fund – Housing Production Plan
33. Community Preservation Fund – Housing Trust Allocation
34. Community Preservation Fund – Regional Housing Services Office (RHSO) Membership Fee
35. Community Preservation Fund – Reversion of Funds
36. Community Preservation Fund – General Budget and Appropriations

FINANCE COMMITTEE SECTION from the Annual Town Meeting Warrant Pages FS-1 to FS-33

2021 Annual Town Meeting Index

Vote	Article #	Article Name	Page
Passed	Article 1	Hear Reports	6
Indefinitely Postpone	Article 2	Budget Adjustments	11
Passed	Article 3	Limiting Motion	12
Passed	Article 3	FY22 Budget	17
Passed	Article 4	FY22 Capital Budget	20
Passed	Article 5	FY22 Transfer Station Enterprise Fund Budget	22
Passed	Article 6	FY22 Pool Enterprise Fund Budget	23
Passed	Article 7	FY22 Recreation Field Maintenance Enterprise Fund Budget	24
Passed	Article 8	Snow & Ice Transfer FY21	26
Indefinitely Postpone	Article 9	Unpaid Bills	26
Passed	Article 10	Chapter 90 Highway Funding	27
Passed	Article 11	Stabilization Fund	28
Passed	Article 12	FY22 Revolving Funds Spending Limit	29
Withdrawn	Article 13	Capital Stabilization Fund	30
Passed	Article 14	Fund Litigation Costs- Eversource	30
Withdrawn	Article 15	Melone Stabilization Fund	32
Passed	Article 16	Fire Station #2- Construction	33
Passed	Article 17	Marlboro Rd Culvert Replacement	35
Passed	Article 18	Front end loader with plow	35
Passed	Article 19	Multi-purpose Sidewalk Tractor	36
Passed	Article 20	Six Wheel Combo Dump Truck with Plow and Wing	36
Passed	Article 21	Street Acceptance-Anthony Drive	36
Passed	Article 22	Means Tested Senior Tax Exemption Extension	38
Passed	Article 23	SPS Covid -19 Academic program	38
Passed	Article 24	SPS Peter Noyes School Fire Alarm Replacement	39
Passed	Article 25	LSRHS Stadium Field Replacement	40
Passed	Article 26	Amend Zoning Bylaw, Article IX: Amend text of Section 2110.Establishment	42
Passed	Article 27	Amend Zoning Bylaw, Article IX: Amend text of Section 2324 Regarding Trailers or other structures for storage or office purposes	44
Passed	Article 28	Amend Zoning Bylaw, Article IX: Amend text of Section 3200.Signs and Advertising Devices	45
Passed	Article 29	Community Preservation Fund - Dr. Bill Adelson Playground Improvements	57
Passed	Article 30	Community Preservation Fund - Frank Feeley Fields Improvements	58
Passed	Article 31	Community Preservation Fund - Historic Preservation Plan	58
Passed	Article 32	Community Preservation Fund - Housing Production Plan	59
Passed	Article 33	Community Preservation Fund - Housing Trust Allocation	59
Passed	Article 34	Community Preservation Fund-Regional Housing Services Office (RHSO) Membership Fee	60
Passed	Article 35	Community Preservation Fund-Reversion of Funds	60
Passed	Article 36	Community Preservation Fund-General Budget and Appropriations	61

The 2021 Annual Town Meeting was dissolved on May 22nd at 4:18 pm. Voter Attendance: 163

Town Election March 29, 2021

The Annual Town Election was held at two locations. Precincts 1-1A, 2 & 5 voted at the Fairbank Community Center, 40 Fairbank Road, and Precincts 3 & 4 voted at the the Town Hall, 322 Concord Road. The polls were open from 7:00 AM to 8:00 PM. There were 2223 votes cast, representing 16.19% of the town's 13,728 registered voters. The final tabulation was done at the Town Hall.

MODERATOR (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
CATHARINE V. BLAKE 546 PEAKHAM ROAD	339	303	401	305	284	1632
WRITE-INS	4	0	0	1	0	5
BLANKS	126	122	117	112	109	586
Totals for Office	469	425	518	418	393	2223

SELECT BOARD (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
DANIEL E. CARTY 15 STONEBROOK ROAD (CANDIDATE FOR RE-ELECTION)	319	260	322	235	219	1355
JANIE WILSON DRETLE 286 GOODMAN'S HILL ROAD (CANDIDATE FOR RE-ELECTION)	237	233	351	272	248	1341
LISA V. KOUCHAKDJIAN 30 MEADOWBROOK CIRCLE	213	211	211	186	192	1013
WRITE-INS	3	0	1	1	1	6
BLANKS	166	146	151	142	126	731
Totals for Office	938	850	1036	836	786	4446

BOARD OF ASSESSORS (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
JOSHUA M. FOX 80 BRIMSTONE LANE (CANDIDATE FOR RE-ELECTION)	336	308	401	299	269	1613
WRITE-INS	0	0	1	1	0	2
BLANKS	133	117	116	118	124	608
Totals for Office	469	425	518	418	393	2223

GOODNOW LIBRARY TRUSTEES (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
LILY A. GORDON 60 DUTTON ROAD (CANDIDATE FOR RE-ELECTION)	228	188	265	209	195	1085
MARIE D. ROYEA 42 BLACKSMITH DRIVE (CANDIDATE FOR RE-ELECTION)	211	165	232	172	141	921
NATALIE L. SCHLEGEL 78 HEMLOCK ROAD	246	246	271	223	220	1206
WRITE-INS	5	6	2	1	1	15
BLANKS	248	245	266	231	229	1219
Totals for Office	938	850	1036	836	786	4446

SUDBURY HOUSING AUTHORITY (1) FOR TWO YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
JANET S. COWAN 25 ADAMS ROAD	318	287	369	284	256	1514
WRITE-INS	0	0	0	0	0	0
BLANKS	151	138	149	134	137	709
Totals for Office	469	425	518	418	393	2223

BOARD OF HEALTH (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
LINDA HUET-CLAYTON 8 PINE RIDGE ROAD (CANDIDATE FOR RE-ELECTION)	325	292	379	283	260	1539
WRITE-INS	2	0	1	1	1	5
BLANKS	142	133	138	134	132	679
Totals for Office	469	425	518	418	393	2223

PARK & RECREATION COMMISSIONER (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
ROBERT C. BEAGAN 25 PINE STREET (CANDIDATE FOR RE-ELECTION)	273	267	339	255	233	1367
LAURIE ELIASON 411 CONCORD ROAD	280	251	324	260	223	1338
WRITE-INS	5	0	2	0	3	10
BLANKS	380	332	371	321	327	1731
Totals for Office	938	850	1036	836	786	4446

PLANNING BOARD (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
STEPHEN R. GARVIN 26 BOWDITCH ROAD (CANDIDATE FOR RE-ELECTION)	322	295	377	279	255	1528
JOHN ROBERT SUGRUE 23 KAY STREET	10	16	13	12	10	61
WRITE-INS	6	0	7	5	4	22
BLANKS	600	539	639	540	517	2835
Totals for Office	938	850	1036	836	786	4446

SUDBURY PUBLIC SCHOOLS (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
SILVIA M. NERSSESIAN 555 DUTTON ROAD (CANDIDATE FOR RE-ELECTION)	284	309	374	286	261	1514
MANDY SIM 1 MOSSMAN ROAD	287	185	266	184	154	1076
TYLER STEFFEY 5 CHECKBERRY CIRCLE	225	216	234	231	213	1119
WRITE-INS	2	0	0	0	0	2
BLANKS	140	140	162	135	158	735
Totals for Office	938	850	1036	836	786	4446

LINCOLN-SUDBURY REGIONAL DISTRICT SCHOOL COMMITTEE (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5	Total
HEATHER-JEANNE COWAP SALEMME 11 RIDGE ROAD, APT #11, LINCOLN	241	217	275	232	204	1169
MARY D. WARZYNSKI 106 OLD GARRISON ROAD	345	308	387	287	275	1602
WRITE-INS	8	0	0	1	4	13
BLANKS	344	325	374	316	303	1662
Totals for Office	938	850	1036	836	786	4446

Lincoln-Sudbury Regional High School
390 Lincoln Road
Sudbury, MA 01776



Telephones:
978-443-9961
781-259-9527
Fax 978-443-8824
www.lsrhs.net

ANNUAL REGIONAL DISTRICT ELECTION

The Lincoln-Sudbury School Committee Regional District Election was held in conjunction with the election in the towns of Lincoln and Sudbury on Monday, March 29, 2021 and certifications of the results were received from Valerie Fox, Town Clerk of Lincoln and Beth R. Klein, Town Clerk of Sudbury, as follows:

For a 3-year term – 2 members:

	Lincoln	Sudbury	Total
Heather-Jeanne Cowap Salemmé	414	1169	1583
Mary D. Warzynski	306	1602	1908
Blanks	193	1662	1855
Write-In	1	13	14

Respectfully submitted,

A handwritten signature in blue ink that reads "Donna K Cakert".

Donna K. Cakert
Lincoln-Sudbury Regional High School District Clerk

March 31, 2021

SUDBURY ANNUAL TOWN MEETING

May 22, 2021

Pursuant to a Warrant issued by the Select Board and a quorum being present, Catharine Blake, the Moderator, called the meeting to order at 12:52 p.m., at the Lincoln-Sudbury Regional High School Field. Ms. Blake introduced Alyssa Phillips and Fiona Morris from the Accent A Acapella, singing group at Lincoln-Sudbury Regional High School, to sing the National Anthem followed by the Pledge of Allegiance.

The Moderator has examined and found in order the Call of the Meeting and the Officer's Return of Service and has confirmed the timely delivery of the Warrant to residents. She announced the certified Free Cash, according to Town Accountant, Christine Nihan, is \$4,249,754 for the 2021 May Town Meeting.

Technically, the Moderator is required to read each Article and all of the related procedural documents to the hall verbatim. Sudbury has adopted the practice of omitting the reading of the warrant by the Moderator with the consent of the Hall. Upon a motion, which was seconded, it was VOTED BY MORE THAN A MAJORITY to dispense with the Reading of the Call of the Meeting, and the Officer's Return of Service Notice and the reading of the individual Articles of the Warrant.

The Moderator asked for a motion, which was made and seconded, for the Hall's approval to appoint Nell Forgacs as Assistant Town Moderator for the May 2021 Town Meeting, which was VOTED UNANIMOUSLY.

The Moderator introduced various Town Officials, Town staff members and the Finance Committee members who were present in the Hall. Ms. Blake thanked all for their outstanding work to make this outdoor Town Meeting happen.

The Moderator reviewed the fire exits, and noted extra warrants and handouts were available for distribution. The Moderator thanked the Boy Scouts from Troop 63: Teddy Shi, Sam Varner, Shain and Sami Hauptman, Nico Barrera, Dimitri Veloutsos, Casey Tupta, Jack Clarke, Tesu Ham, Mario Dishnica, Zack Jones and Gregory Kreml who were acting as runners with warrants, and helping with microphones tonight.

The Moderator also thanked Girl Scouts Ella Varner, Kate Varner, Mia Coffin, Taylor Alterio, Anya Kuster, Taylor Garner, Elizabeth and Charlotte Huettig from Troops 62882, 62503, 65254 and 89245 who were running a Snack Bar Fundraiser.

The Moderator also thanked Lynn Puorro, of Sudbury TV, who was indispensable in the planning and execution of this event. Many thanks also to her crew: Cliff McGann, Terry Lockhart and Matt Cranson.

Select Board Chair, Janie Dretler, was recognized to read the resolution in memory of those citizens who have served the Town and passed away during the past year.

Whereas: The Town of Sudbury has enjoyed the blessing of those in the community who gave of their time and talent to enrich the quality of life in our Town; and

Whereas: This past year has seen several of its citizens and employees who have rendered public service and civic duty pass from among us;

Now, therefore, be it resolved:

That the Town of Sudbury extends its heartfelt sympathy to the families of these persons and recognizes their service and dedication to the community:

ADOLF P. BAHLKOW (1924 - 2021)

Sudbury Resident: 1957-2021

Sudbury Historical Commission: 1995-2013

GARY M. C. BEAN (1946-2021)

Sudbury Resident: 1997-2021

Board of Registrars: 2007-2019

Energy & Sustainability Committee: 2019-2021

JOYCE A. BOARDMAN (1955 - 2020)

Animal Control Officer: 2007, 2010-2013

ROBERT K. COE (1937-2020)

Sudbury Resident: 1970-2020

Finance Committee: 1987-1990

Moderator, Sudbury Water District: 1987-2018

Sudbury Bus Transportation Committee: 1974-1976

Wayland-Sudbury Septage Treatment Facility

Operational Review Committee: 1997-2011

MARIA A. DAVIS (1925 - 2021)

Sudbury Resident: late 1950's-2021

LSRHS Secretary

Retired: late 1980's

NELSON H. GOLDIN (1945 - 2020)

Sudbury Constable: 2002-2020

EDWARD J. GOTTMANN (1940 - 2021)

Sudbury Resident: 1977-2021

2021 Town of Sudbury ATM Warrant

Senior Center Volunteer Coordinator: 1997-2017

THOMAS E. JOYCE, JR. (2020)
Sudbury Public Schools Math Teacher
Retired: 1991

GERALDINE LAVELLE (1929 - 2020)
Town Hall Clerk
Retired: 1989

DOUGLAS R. LEWIS, JR. (1930 - 2020)
Sudbury Resident: 1938-1998
Constable: 1954-1860
Memorial Day Committee: 1972-1973
Police Officer: 1954-1960
Special Police Officer: 1981-1989
Supervisor of Town Buildings: 10 years
Voting Machine Custodian: 1984-1988

DONALD LIPSKY (1940 - 2020)
Sudbury Public Schools Teacher
Retired: 2000

JEANNETTE I. MAURER (1938 - 2021)
Sudbury Resident: 1966-2021
Election Officer: 2008-2020

ELLEN L. MORGAN (1941 - 2021)
Sudbury Resident: 1968-2021
LSRHS Substitute Teacher: 1976-1989

ALAN MOSHER (1945 - 2020)
Sudbury Public Schools Science Teacher
Retired: 2002

ROBERT A. NATION (1948 - 2020)
Plumbing and Gas Inspector: 2001-2007

JOHN P. NIXON, JR. (1936 - 2021)
Sudbury Resident: 1964-2000
Conservation Commission: 1987-1992

2021 Town of Sudbury ATM Warrant

*Election Officer: 1972-1983, 1986-2000
Republican Town Committee*

*LYDIA M. PASTUSZEK (1954 - 2020)
Sudbury Resident: 1998-2020
Blue Ribbon Housing Site Selection Committee: 2003-2004
Sudbury Housing Authority: 2006, 2008-2018
Sudbury Housing Trust: 2007-2019*

*CAROLE J. REYNOLDS (1939 - 2020)
Secretary to Superintendent of Schools
Retired: 2002*

*ROY T. SANFORD (1954-2021)
Sudbury Resident
Chair, Finance Committee: 1990-1994
Negotiating Advisory Committee: 1992-2001
Town Manager Screening Committee: 1994-1995*

*MARGARET ANN SIFFERLEN (1932 - 2020)
Sudbury Resident: 1970-2010
Election Officer: 1982-2011*

*NANCY J. SOMERS (1933 - 2020)
Sudbury Resident: 1973-2018
Election Officer: 1987-2017*

*BARBERIE VAN VALEY (1925 - 2020)
Sudbury Resident: 2006-2016
Election Officer: 2012-2013*

*ROBERT WENHAM (1941 - 2021)
Sudbury Resident: 1969-1977
Police Officer
Retired: 1976*

And be it further resolved:

That the Town of Sudbury, in Town Meeting assembled, record for posterity in the minutes of this meeting its recognition and appreciation for their contributions to our community.

State Senator Jamie Eldridge presented to Lisa Kouchakdjian a citation from the Massachusetts State Legislature thanking her for her years of service as a member of the Sudbury Public Schools Committee.

ARTICLE 1 - HEAR REPORTS

The Moderator stated that, for many years, there has been a tradition at the Annual Town Meeting to honor a citizen who has performed valuable service for the Town by asking him or her to make the motion under Article 1 of the Warrant. This year, the honor is bestowed upon Deb Kruskal. Ms. Kruskal was a member of the Design Review Committee for 27 years.

Deb Kruskal moved in the following words:

Move to accept the reports of the Town boards, commissions, officers and committees as printed in the 2020 Town Report or as otherwise presented, subject to the correction of errors, if any, where found.

Submitted by the Select Board

(Majority vote required)

The motion received a second.

SELECT BOARD: Supported the motion.

The Moderator declared that the motion under Article 1 was VOTED UNANIMOUSLY.

Moderator Blake discussed the procedural rules surrounding Town Meeting. Every matter that is voted on at Town Meeting must come in the form of a motion. The warrant articles themselves are not self-starting, but a motion may be made to "move in the words of the article." Unless a presenter moves in the words of the article, exactly as it is printed in the warrant, they must explain to the meeting the changes in the motion.

Ms. Blake explained that all motions to amend must be delivered to the Moderator, to the Town Clerk, and to Mr. Thompson, the Technology Administrator, in writing, before they are made.

Only registered voters of Sudbury, non-resident Sudbury employees, or elected state officials may speak without permission of the meeting. Once a speaker has reached the microphone and been recognized, they can remove their mask to speak. Every time they address the meeting they must begin by slowly and clearly stating their name and address. All remarks and questions should be addressed to the Moderator, and then, if appropriate, she will recognize town staff or officials to answer any questions.

The Moderator explained the amount of time presenters and other speakers would get for each article. As all the presentations were prerecorded on Sudbury TV, everyone has had the opportunity to review them prior to the meeting, they would not be shown at TM. She stated that she would announce the requisite quantum before each vote, ask for a vote and announce the results.

Lastly, the Moderator stated that there would be a healthy respect for both sides of an argument and that every speaker be treated with courtesy and respect, no matter how strongly someone may disagree.

The Moderator recognized the Chair of the Select Board, Janie Dretler, for the State of the Town Address. A condensed version of the Report is below as the full report is available on Sudbury TV.

Ms. Dretler said:

“It has only been eight months since we came together for Sudbury's 2020 Annual Town Meeting, which was delayed from the prior May due to the pandemic. We found ourselves in the historic position of holding our first fully outdoor Town Meeting in recent memory. We were fortunate to have a beautiful day then and I hope for the same for this Town Meeting on May 22. A huge thank you to Town staff, resident volunteers and SudburyTV for their tremendous efforts so that we can come together to safely continue this important work.

Due to the COVID-19 pandemic, we have been operating for the last year in a State of Emergency. With the roll out of the COVID-19 vaccine, there is some light at the end of the pandemic tunnel. This past year has been incredibly difficult, and the losses have been great. My hope for all of us going forward, is that we find happiness in the small things, take comfort in those we love, find something to be passionate about, and look forward to a brighter future.

Congratulations to Henry Hayes, on his one-year anniversary on April 1 as Town Manager. We truly appreciate your leadership and efforts to ensure that the town continues to operate successfully for our residents. Thank you, Henry. The 2020 Employee of the Year is Officer Alan Hutchinson. We wish Officer Hutch, as he is known to all Sudbury school children and their parents, well in his retirement and thank him for his many years of service. The 2020 Supervisor of the Year is Bill Murphy, Sudbury's Health Director. Under Bill's leadership, Sudbury has benefited from the Health Department's efforts to minimize the impact of the COVID-19 pandemic by counseling individuals, contact tracing, and connecting citizens with vital resources. Thank you, Bill.

Thanks to all Town employees for their work providing necessary services to residents, and all individuals who have offered to serve on Sudbury's many volunteer groups, boards, committees, and commissions. Thank you to Bella Wong and Brad Crozier, our school superintendents, to our principals, our teachers, and staff for putting the education and well-being of our students first by providing a hybrid and remote model and now, the work they have done to re-open the schools full-time. We also appreciate our local businesses. I

cannot name them all, but I will call attention to the Sudbury Chamber of Commerce for their many events which are designed to strengthen our local economy during this very difficult time.

On November 3, in the Presidential Election, just over 89% of Sudbury's registered voters made their voice heard. In comparison, we recently held our Annual Town Election, representing just over 16% of the town's registered voters. Democracy works best when the people's voices are heard and who you elect matters when it comes to deciding how tax dollars are allocated and determining which infrastructure improvements to make. Thank you to Beth Klein, Town Clerk, and her hardworking staff and election volunteers for providing mail in and early voting opportunities.

Town Meeting is where we review and approve proposals that have been vetted by our Finance Committee, School Committees, the Capital Improvement Advisory Committee and the Community Preservation Committee as well as the Select Board.

These volunteers and their vital supporting staff meet over many meetings and months to determine how to balance various competing financial and capital needs to maintain and improve our town.

Here are a few of our recent accomplishments.

It was at the 2020 Town Meeting that the residents of Sudbury looked to the future and voted to approve the design and build of a new Community Center and the acquisition of the former CSX rail corridor, enabling possible future expansion of the Bruce Freeman Rail Trail. Both initiatives passed at the November ballot, strengthening our commitment to being a place for all to live, work and play. Sudbury voters also continued their efforts to protect our environment by committing to reducing the use of plastic with two bylaw changes.

Despite the pandemic, the Department of Public Works continued their work to improve town infrastructure. Also, our wonderful Park and Recreation department has continued to offer swim lessons and other terrific programming for town residents.

In November, the Senior Center partnered with Janice Milley and Karen Merrill Skoloff, to host a drive-through Veterans Appreciation Lunch event. The lunch was provided by the Wayside Inn of Sudbury and sponsored by the 1 Lt. Scott Milley Fund and served close to 70 veterans and their spouses.

The Town celebrated the festive month of December with a Town Center Ornament Display and a Menorah and Tree Lighting. Thanks to Leila Frank, the Town Information Officer, as well as to the library staff, for organizing these efforts. Residents from all corners of town created hundreds of uniquely decorated ornaments.

Notably, 2020 was the 100th anniversary of the 19th Amendment to the U.S.

Constitution: Women's Right to Vote. It is fitting that on December 29th, 2020, Governor Charlie Baker signed Chapter 245 of the Acts of 2020, containing Bill H.4388, An Act making the charter of the Town of Sudbury gender neutral.

The petition was co-sponsored by Representative Carmine Gentile, and Senators Michael Barrett and Jamie Eldridge. Thank you to our state representatives for helping to make this significant change.

Standard & Poor's Rating services assigned Sudbury its 'AAA' long-term rating. Maintaining the highest credit rating possible gives Sudbury a strong position in the municipal bond market. This translates into the Town always having ready access to required capital at very favorable interest rates.

The newly formed Bruce Freeman Rail Trail Advisory Task Force began working with the Town's consultant, Fuss & O'Neill, to assist in advancing the design, development, construction, and long-term maintenance of the Trail.

State and federal funding for the construction of the Bruce Freeman Rail Trail is on track for 2022. I look forward to one day soon seeing friends and neighbors along the trail.

MassDOT awarded a Complete Streets grant of almost \$400,000 to improve pedestrian safety and accessibility. Also, the Town, in coordination with the Town of Concord, Town of Maynard, and Town of Stow, has been awarded a \$100,000 grant to assist with community transportation needs.

The disposition of the quarry on Route 117 and the exchange of the land in the Town Center was formalized in early March. As a result of this transaction, the Town gained approximately 42 acres of undeveloped land in our Town Center. The proposed development will allow the Town to stay above the state mandated 10% affordable housing threshold until 2030 or beyond, helping to ensure that the Town can thoughtfully plan for housing for years to come.

In November, the Select Board set our goals for 2021. These goals include:

- ***Revising financial policies and policies for capital planning***
- ***Review of the Lincoln-Sudbury Regional High School regional agreement***
- ***Proposed upgrade of Fire Station #2 on Route 20***
- ***Moving the Bruce Freeman Rail Trail ahead for construction in 2022***
- ***Evaluating the future use of the Sewataro property***
- ***Assessing transportation options***

Building upon the Select Board's statement on racial equity last June in response to the murder of George Floyd, the Select Board formed the Diversity, Equity, and Inclusion Commission. The Commission will seek to support diversity, achieve equity, and foster

inclusion for every member of this community. We can also take inspiration from groups including Sudbury for Racial and Social Justice, the METCO program and from the work of Town staff including Bethany Hadvab, our Town Social Worker, and Esme Green, the Goodnow Library Director, and their incredible staff and interns who provide opportunities for each of us to become more informed about the diverse voices in our community.

In early 2021, the Conservation Commission, Planning Board, the Select Board, and the Earth Removal Board met many times to apply their expertise and knowledge to set conditions for the Eversource/Mass Central Rail Trail project. The Town has continued its opposition to the Sudbury to Hudson Eversource Transmission Line project, which proposes to run a 115 kw power line underground along the MBTA right of way in Sudbury. At this Town Meeting, you will decide whether to support Article 15 - additional funding for litigation of the proposed power line project.

The Select Board declared March to be Shadow Pandemic Awareness Month which calls attention to physical and sexual violence during the COVID-19 pandemic. The Sudbury-Wayland-Lincoln Domestic Violence Roundtable has been instrumental in educating residents that our communities need to have zero tolerance for domestic violence.

Over the past year, the Institute for Human Centered Design (IHCD) conducted an evaluation of Sudbury's town-owned properties for prioritization in accessibility barrier removal. After gathering public feedback, the next step is to create a Transition Plan and start planning for future improvements.

The Planning Board, Master Plan Steering Committee, and the Horsley Witten Group consulting team held the final significant piece of public outreach for the Town's Master Plan update process with its Virtual Open House. The Master Plan, a blueprint for Sudbury's future over the next decade or more, is currently being finalized by the Planning Board.

In early March, the Select Board met with the Lincoln Board of Selectmen to discuss common issues and to begin a re-occurring dialogue that we hope will allow us to advocate together on issues that impact our communities regionally.

So, as you see, despite the pandemic, a great deal has been accomplished this past year in Sudbury. This speaks to the resilience and flexibility of our town staff, volunteers, and residents.

We, along with the country and world, were shocked and dismayed at the violent attack on the U.S. Capitol on January 6. The attempted insurrection showed how our democracy can be fragile and should lead us to celebrate even more the profound responsibility and importance of Town Meeting.

I look forward to the days we can safely hug our extended family and friends, eat together comfortably in a restaurant, or take a trip on an airplane without worry. Please continue to

practice safety measures that have been proven to protect us from the COVID-19 virus. Please get tested and vaccinated. I am proud to serve this wonderful town as your Select Board Member and Chair.

Thank you and welcome to the 2021 Annual Town Meeting.

The Moderator thanked Chair Dretler for her presentation.

ARTICLE 2 – FY21 BUDGET ADJUSTMENTS

Select Board Chair Janie Dretler moved in the following words:

Move to indefinitely postpone.

Submitted by the Select Board.

(Majority vote required)

The motion received a second.

FINANCE COMMITTEE: No report.

SELECT BOARD: Supports the article.

The Moderator declared that the motion under Article 2 was VOTED UNANIMOUSLY.

Sudbury resident, Hank Sorett, 58 Longfellow Rd. asked that the Moderator rule that Article 3 is out-of-order as that the warrant does not contain sufficient information for the Town to vote on it.

The Moderator declared that Article 3 is not out-of-order and proceeded with Article 3.

Ms. Blake explained that the limiting motion, if passed, will establish the upper limit of the budget. A vote in favor of the motion does not mean that Town Meeting has approved the particular distributions as set forth in the Warrant, but rather establishes only the upper limit of the town's budget appropriation for fiscal year 2022.

She stated that once the limiting motion was disposed of, the Finance Committee will make a main motion on the budget. At that time, she will read line-by-line the items in the main motion. Absent a motion to reconsider the limiting motion, a voter can only make a motion to amend to reduce a line item, or to increase one item and decrease another, so that the total amount appropriated does not exceed the amount established by the limiting motion. In other words, it will be out-of-order to make a motion to increase a line item alone if that increase would cause the main budget figure to exceed the amount set by the limiting motion, without first moving for reconsideration of the limiting motion.

ARTICLE 3-FY22 BUDGET LIMITING MOTION

At the request of the Moderator, Finance Committee Co-Chair, Scott Smigler moved in the words of the motion:

Move that the amount appropriated under FY2022 Budget not exceed the sum of \$107,093,804.

The **motion** received a second.

Scott Smigler, 125 Plympton Rd. delivered the State of the Town financial condition. He stated that the Finance Committee, also referred to as FinCom, is a nine-member volunteer committee appointed by the Town Moderator. It is their mission to make objective and concise recommendations to Town Meeting on the annual budget and any other finance-related articles. This year's budget is approximately \$107 million, an increase of 1.4% over FY21 and within the no-override limits of Proposition 2 1/2. He pointed to the chart which shows that more than 2/3 of the budget goes to education expenses when you consider the employee benefits line item, which includes SPS. SPS and Sudbury's contribution to the LS budget grew 2.58% and 2.31% respectively, with other town departments growing more modestly at 0.89%.

Mr. Smigler stated that a key focus of the Finance Committee's process is understanding year-over-year changes in the budget. He pointed to a graph that shows what changed between FY21 and FY20 and what changed in this budget year over FY21. The graph highlights the outliers, and Mr. Smigler noted the following three points. The change for employee benefits this year is based on a much lower rate increase from the provider. Also, FY21 Culture and Recreation had a large increase because the salary of employees was moved from the Enterprise Fund into the General Operating Budget. Lastly, there is a decrease in Town Debt Service of approximately \$1 million. This expense was previously a part of a reimbursement program from the MSBA, meaning that we received external funds to offset these expenses. So, while it looks like our expense for debt service decreased by \$1 million, it really did not.

Mr. Smigler stated that from FY21 to FY22 revenue raised from real estate and personal property taxes is expected to grow 3.91%, which includes not just tax increases on current revenue, but revenue from other sources like new growth in town. This slide also shows that we are very dependent on real estate and personal property taxes.

Mr. Smigler displayed a chart that delineates the estimated tax impact of Town Meeting articles in FY22 for different home values. In FY21, for the average residence value of \$745,000, the tax bill would be \$14,033. The approval of Article 3 will result, for this average residence, an additional tax bill of \$327 to cover the operating budget, plus another \$69 to cover debt exclusions approved in the past. Some recently approved projects such as Fairbank, approved last year, will not impact this number for several more years. Article 4, which is the Town Manager's Capital Budget, would add \$31 to the tax bill, resulting in a grand total of \$427 over the last year for a house of this value.

Mr. Smigler noted that in the warrant, FS12 shows how to calculate this tax bill for any specific residence, and FS25 shows how the residential tax bill has changed over the years.

Mr. Smigler stated that FS20 in the warrant shows a breakdown of all projects for which the town is currently making debt service payments through 2052. This applies to projects approved prior to April 2021 that have been bonded by the town like Camp Sewatoro, the police station, and Broad Acres. It also shows projects that have been approved but haven't yet been bonded such as Fairbank, the Dutton Road bridge, CSX Rail acquisition, and the sewer SRF loans. Mr. Smigler displayed a slide showing a graph of the known as well as anticipated debt service for these projects over the next 10 years. He stated that in 2024 we'll begin making debt service payments for these new projects. Some of these projects are debt exclusions, which means they won't pressure the budget directly. But, indirectly residents will begin seeing the impact in their annual tax bills. These realities combine with significant needs related to future capital spending make it critically important that we make improvement to our capital improvement plan.

Mr. Smigler spoke about a chart containing highlights of the FY22 budget. He stated that Covid-19 has had major impact on our residents. From a municipal budgeting perspective there have been both direct and indirect impacts, but they have been manageable. That's reflected in maintaining our AAA bond rating according to the January S&P Global report. FinCom was happy to see SPS propose it's SMILE program in Article 23 to provide extra support this summer to students who need it. COLA for town departments and SPS has not yet been settled. Lincoln Sudbury has agreed to a COLA of 0% increase for the next year.

FINANCE COMMITTEE: The Finance Committee recommends approval of this article (8-0).

Moderator Blake recognized representatives of each of the cost centers to explain their positions on the budget. Town Manager Henry Hayes will speak for the Town; Superintendent Brad Crozier for Sudbury Public Schools; and Superintendent Bella Wong for Lincoln-Sudbury Regional High School. Ms. Blake said that Article II, Section 11 of the by-law provides that the initial presentation of the proponents of an Article may not exceed ten (10) minutes in length unless consent is given by a majority of the town meeting. In the past, Town Meeting has recognized the inherent difficulties of having three cost centers present within 10 minutes and has authorized each administrator to speak for five minutes, for a total presentation of fifteen minutes.

The Moderator requested a motion.

The Motion received a second, was voted, and PASSED BY WELL MORE THAN A MAJORITY.

The Moderator introduced Town Manager Henry Hayes to present the Town budget.

Town Manager Hayes stated that the professional staff has worked hard to develop a conservative budget to maintain services while being thoughtful to the taxpayers. They diligently work with the following objectives in mind: develop a FY22 budget within Proposition 2 ½, maintain certain level service, maintain employee compensation, future planning to continue aggressively managing the employee benefits short and long term, fund capital program, and develop a budget document within recommended guidelines and procedures set forth by the Government Finance Officers Association. Based on these goals, and keeping in mind our revenue and fixed cost, the Town Manager’s budget was created collaboratively between the three cost centers and our department heads, reflecting functional means and institutional values. He stated that he greatly appreciates all of their department heads, school superintendents, select board, finance committee, capital advisory committee and others for their participation.

Mr. Hayes pointed to a chart of the Town Manager’s Budget showing that total revenues and available funds equals \$108,195,984, which includes free cash as well as the Town Manager’s budget.

On the next slide, Mr. Hayes pointed out that the FY22 bottom line total operating budget is \$107,093,804 representing a 1.4% increase over FY21. The chart also lists the town department expenditures, which include LS, SPS and vocational education, general government, public safety, public works, human service, cultural recreation, town wide operating and transfers, which total \$89,829,415. In addition, there is town debt, employee benefits and OPEB (other post-employment benefits).

Mr. Hayes showed a slide that reflects both the revenues and expenditures, and stated it is balanced.

Mr. Hayes stated that the change in the LSRHS assessment that we received this year was a decrease of 0.05% and the total assessment for Sudbury 87.85%.

Mr. Hayes stated that the budget is level service and there’s no additional personnel being added. Through the ingenuity and the exercises of providing services, we are able to continue to sustain as desired.

Budget Changes:

- Increase in contract services for conservation**
- Additional hours for planning community development**
- Increase for Public Works of \$17,000 for municipal storm and sewer systems (MS4)**
- Increase for the senior center of \$12,000 in expenses**
- An overall decrease in town-wide operating and transfers.**
- Overall increase of 3.9% for Employee benefits, which include**

both the town departments as well as Sudbury Public Schools and LSRHS

- **An increase in other post-employment benefit trust contributions; which met their goal to sustain \$600,000 to \$680,000 annually**
- **In our debt, decrease overall of \$1,043,207 due to school construction debt retirement and a few other projects coming in on time.**

Mr. Hayes stated that our goal is to sustain a safe, secure, serviced and strong Sudbury.

The Moderator introduced Superintendent Brad Crozier for Sudbury Public Schools.

Mr. Crozier began by thanking the staff, parents, and community for supporting the district during the pandemic. He stated that the full return of students this year has helped them to plan for next year and this budget reflects students in school five days a week.

The School Committee voted on December 6, 2020 to approve the FY22 school operating budget request of \$40,630,742. Mr. Crozier said that this budget meets the Town Manager's budget guidance and represents an increase of 2.58% over the FY21 appropriation, which is a \$1,021,908 increase. This budget supports the district's goals and the community's commitment to high quality education for the children of Sudbury.

The FY22 school budget was developed by the school administration using a zero-based budgeting methodology and reflects a careful and thoughtful balancing of the district's priorities and the students' needs while respecting the fiscal realities. The administration worked with their building staff to identify spending priorities and in some cases reallocating funds to higher priorities. The FY22 budget includes 5.6 new or restored positions including three custodians to ensure safe and clean buildings, an additional class to teach advanced level math in 8th grade, added intervention supports, tutor and algebra teacher due to students' projected needs.

Mr. Crozier showed a slide with the per pupil cost as compared to other districts that the school committee has identified as peer comparisons. Sudbury has the fourth lowest spending compared to these districts. He stated that one of the major budget drivers is school enrollment. They constantly track their enrollment and use several models for determining student enrollment projections, including using a third-party expert. For the '21-'22 school year they are projecting 2,498 students, which is 40 fewer students than the 2021 school year. In summary, the school department asks for the approval of its recommended operating budget as they believe it is a reasonable and appropriate request to fund the Sudbury schools in order to provide an excellent education for all students and families. Mr. Crozier stated that they have pre-

purchased items at the end of last year to mitigate the impacts of unknowns in this school year and have prudently used grant funds to address new Covid-related expenses. While the future is not completely known, they believe that this budget will support the students at SPS next school year in a full in-person model. Mr. Crozier thanked the school administration, the staff, the parents, and the students of Sudbury schools for their thoughtful and hard work to ready the schools for the return of students this year and for next. He also thanked the Sudbury taxpayers and the community for their ongoing support of the education of the children of Sudbury.

The Moderator introduced Bella Wong, Superintendent of LSRHS.

Ms. Wong stated it is her privilege to present the FY22 budget for consideration and approval. She stated that the budget represents their aspirational goals for their students and welcomed everyone to visit their website for their full strategic plan. Their enrollment projection for last year, this year and next year are essentially the same. Ms. Wong noted that between last year and this year they reduced 3.5 FTEs and professional staff. She also stated that the current median class size for this year was increased modestly across all departments due to that change in FTE but most notably in computer science median class size of 23 to 26.

Ms. Wong explained that before preparing the budget for this next year we had some true cost-saving measures, reductions in expenses that would not impact their educational program:

- teachers initiated contactless school committee**
- teachers agreed to a zero percent COLA for the next school year**
- teachers' association agreed with the school committee to change the vendor for health insurance**
- LS, different from other departments, bears its own health insurance costs, in the OPEB contributions as well, netting a decrease of \$200,000 for next year in expenses**
- decreased utilities**
- continued decline in the debt service which will expire entirely in FY26**

Ms. Wong stated that despite all the cost reductions with level service they still had a funding gap of \$465,000. The driver for that gap they estimated to be an increase of \$700,000 in the tuition line needed for FY22. Ms. Wong presented a slide which gives an overview of the tuition costs over the last several years and projected cost for next year. This increase in the tuition line for next year is partially offset by increasing the circuit breaker assumption by \$200,000, so the budget has a net increase of \$500,000.

Ms. Wong displayed a slide listing the proposed adjustments to close the budget gap. The first is the one described above. In addition, next year they will be contributing \$250,000 to the OPEB trust fund instead of \$383,109, which they have done for the last several years. By the end of this year the OPEB trust will be at \$2

million which has been accumulated over the last six years. Ms. Wong stated that they also made some other expense reductions. She noted that they are adding a section for Mandarin next year, so they'll be able to offer three levels of Mandarin and also an additional FTE for computer science, which currently has a large class size.

Next, Ms. Wong presented a slide that summarizes all the financial assumptions: what they levelled, what they increased, what they decreased. Then she showed a slide containing a summary of all the budget lines and she stated that they are grateful they are at a 2.8% increase for FY22. The total budget amount is \$34,864,792.

Ms. Wong stated that the LS budget minus chapter 70 in grant funds is then allocated between Sudbury and Lincoln. She further explained that what's calculated is Sudbury and Lincoln minus the minimum contributions dictated by the State, and then the remainder is split according to the regional agreement between the two towns which is based on a three-year running enrollment. The next slide Ms. Wong presented showed that Lincoln's enrollment increased more than Sudbury's, so the allocation of the assessment shifted to Lincoln this year.

Ms. Wong's next slide showed the assessment for Lincoln is \$3,876,655 and for Sudbury is \$27,330,369. This is an 8.94% increase for Lincoln and a 2.3% increase for Sudbury.

Ms. Wong thanked and extended her gratitude to all their staff, parents, students, and also especially to all the town officials that were there. They would not have been able to go through such a difficult year without all their support, guidance, and advice.

SELECT BOARD: Supports the Limiting Motion.

The Moderator stated that a majority vote was needed for the limiting motion and declared that it was PASSED BY MORE THAN A MAJORITY.

ARTICLE 3. FY22 BUDGET

Finance Committee Co-Chair Scott Smigler moved in the following words:

Move that the Town appropriate the sums of money set forth in the column "FY22 Recommended" for Fiscal Year 2022 as printed in the warrant.

Said sums to be raised by taxation, except that the following items to be raised and designated, by transfer from available fund balances and interfund transfers:

to transfer from Ambulance Reserve for Appropriation Account to item 200: Public Safety, \$660,000; to authorize the Town Manager to transfer, within the FY22 budget, \$1,338,286 from item 900: Employee Benefits (Town and SPS) and \$625,000 from item 1000: OPEB Trust Contribution (Town and SPS) to the OPEB Trust established to meet

expenses for post employment health and life insurance benefits for eligible retirees and to expend such fund for that purpose;

and to authorize multi-year contracts in excess of three years either by renewal, extension, or purchase options in accordance with the provisions of Massachusetts General Laws chapter 30B section 12 upon determination by the Chief Procurement Officer to be the most advantageous option.

EXPENDITURES	FY22 Recommended
300: Education - Sudbury Public Schools (SPS)	40,630,742
300: Education - LS Regional High School (LS) ¹	27,330,369
300: Education - Vocational	565,400
Total: Schools	68,526,511
100: General Government	3,249,463
200: Public Safety ⁴	9,392,898
400: Public Works	5,699,232
500: Human Services	975,948
600: Culture & Recreation	1,504,394
800: Town-Wide Operating and Transfers	480,969
Total: Town Departments	21,302,904
700: Town Debt Service	2,433,239
900: Employee Benefits (Town and SPS) ²	14,206,150
1000: OPEB Trust Contribution (Town and SPS) ³	625,000
TOTAL OPERATING BUDGET:	107,093,804
(not including Capital or Enterprise Funds)	

¹ Includes \$218,944 for OPEB and \$510,074 for Debt Service.

² Includes \$6,217,673 for Town and \$7,988,477 for SPS.

³ Includes \$201,410 for Town and \$423,590 for SPS.

⁴ Appropriation is partially funded by \$660,000 of ambulance receipts.

The *motion* received a second.

Submitted by the Town Manager.

(Majority vote required)

SELECT BOARD: Unanimously supports this article.

FINANCE COMMITTEE: Unanimously recommends approval of the FY22 Budget.

The Moderator proceeded to read each line of the budget below and asked if anybody wishes to be heard on Article 3

Resident Henry P. Sorett, 58 Longfellow Road, opposed Article 3 and asked that it be defeated. He stated that the materials in the Warrant are inadequate to decide whether to support the budget. He said that historically the Warrant has contained all the details on the budget. He stated that he found several areas of concern and gave three examples where there wasn't enough information and that it discriminates against residents without internet access.

Resident Stanley J. Kaplan, 98 Victoria Rd., asked, "What will be the percent increase of the FY22 budget over the residential rate as it exists today?"

Dennis Keohane, Finance Director, responded that the estimated tax increase will be 3.04%.

Resident Tom Travers, 32 Old Framingham Road, said that every year we have an actuarial study about our total OPEB liability. He asked how much do we have in the fund as a percentage of that total liability for both LSRHS and the Town with our present funding scheme?

Finance Director Dennis Keohane, responded that he doesn't have the exact number, but it's in the neighborhood of 12%. LSRHS is a separate entity and not included in this number.

Ms. Wong responded that their most recent actuarial study for LSRHS has their outstanding liability at about \$20 million. By end of this fiscal year the OPEB trust fund will be at \$2 million. They have a \$250 thousand contribution in budget for the next year.

Mr. Travers stated that he understands that between the Town and LSRHS, they have only funded about 10-12% of our total liability.

Ms. Wong stated that is where it stands today, but also that \$2 million was accumulated over last six years. For the Town and LS, this is a high priority, and she is targeting long-term strategies to address that.

Mr. Keohane stated that section FS-6 in the Warrant shows the Town and current OPEB liability estimates.

The Moderator stated that this article required a majority vote.

The Moderator declared that the motion under Article 3 was **VOTED BY MORE THAN A MAJORITY.**

ARTICLE 4.

FY22 CAPITAL BUDGET

Select Board Chair Janie Dretler moved in the following words:

Move to appropriate the sum of \$1,102,180 for the purchase or acquisition of capital items including but not limited to capital equipment, construction, engineering, design, and renovation to buildings, including equipping of vehicles and all incidental and related expenses for projects; with the sum of \$900,000 to be transferred from Free Cash and the sum of \$202,180 to be raised by taxation; and to authorize the Town Manager to allocate funds as needed between the underlying departments as shown in the following chart:

	FY22
	Recommended
Operating Capital Budget	
Sudbury Public Schools	253,000
LS Regional High School	114,727
Information Systems	50,000
Police	30,000
Fire	256,000
Public Works	215,000
Combined Facilities	183,453
Total Operating Capital Budget	1,102,180

The motion received a second

Submitted by the Town Manager.

(Majority vote required)

Town Manager Henry Hayes presented this Article. He stated that the total capital operating budget is \$1,102,180. CIAC looks at items under \$100k in any single year and over \$200k in multiple years. Mr. Hayes reviewed the following budget items:

- Various building improvements, Facilities, \$75k, for some police adjustments, unexpected repairs and planned long-term items.
- Radio receivers, Police, \$30k, to improve our network to have ample and responsive timing.
- Pickup truck with plow, DPW, \$70k, structured plan for vehicle replacement.
- Fire department replace engine #8, \$55k, to replace 2003 vehicle.
- Loring school walkway, SPS, \$87k, repeat request from 2020.
- Dump truck with plow, DPW, \$95k, to transport materials and equipment.
- Fire equipment, \$55k, replace 2006 Chevy well beyond service life.

- Pickup truck, Facilities, \$28k, replace 2011 vehicle.
- Cargo van \$40k, repeat request, pulled from previous year.
- Fire alarm monitoring system replacement, \$91k.
- Tennis court repair resurfacing, LS, \$39k Sudbury portion.
- Curtis boiler replace over 20yr old boiler system, \$80k, parts beyond sustainment, 3 boiler system.
- Fire department, \$55k, vehicle being replaced will be shifted to another department.
- Paging clocks and bell systems, SPS, \$25k, continuation work.
- Aerial lift, LS, \$35k Sudbury portion, for high reach repairs.
- Loring hot water heating main circulating pump, \$25k replacement of previously refurbished pump which cannot be repaired.
- LS van, \$39k, to transport to activities and athletic travel.
- Walk-in refrigerator, SPS, \$45k, beyond service life.
- Scanning archive and paper document, \$50k, recurring request over 5 years, to do the scanning to safeguard information and efficiently search.
- Broadacres Farm, \$40k, demolition of 3 sheds, request in advance of safety hazards
- Town wide walkway construction, DPW, \$50k, for safety and security of personnel.

SELECT BOARD: Supports this article.

FINANCE COMMITTEE: Recommends approval of the FY22 Capital Budget.

Resident Mara Huston, 578 Peakham Rd, asked what is the Town's plan to move off fossil fuels for buildings and vehicles?

Bill Barletta, Combined Facilities Director, responded that regarding the units being replaced or repaired right now, the buildings are completely invested in gas, so these repairs and replacements are to keep these systems going. They have some electric vehicles and plan to add whatever vehicles they can as well as vehicle chargers. They are currently in conversation with vendors for potential rooftop solar canopies. It's a process which is in its infancy for the building category, but further along in vehicles.

Ms. Huston asked for the lighter trucks they can get hybrid vehicles going?

Mr. Barletta replied that he would have to speak with department heads that request those specifically if the current technology meets those needs.

Town Manager Henry Hayes stated that future purchases review-process includes this capability of utilizing electronic and hybrid. DPW currently has a charging station.

Tom Travers, 32 Old Framingham Rd., said that the CIAC takes no position on this Article because most items are under the threshold. The only one large enough is the information systems one, which they approved 7-0.

Resident Kelly Piotrowski, 238 Goodman’s Hill Rd, asked what company has been engaged for the archive work and how many linear feet did they promise to image for \$50k?

Mr. Hayes responded that DataBank is the company name. He doesn’t have an answer regarding linear feet.

The Moderator stated the quantum of vote required is a majority.

The Moderator declared that the motion under Article 4 was **VOTED BY MORE THAN A MAJORITY.**

ARTICLE 5. FY22 TRANSFER STATION ENTERPRISE FUND BUDGET

Select Board Chair Janie Dretler *moved* in the following words:

Move to appropriate the sum of \$291,303 for the Transfer Station Enterprise Fund for FY22, and further to authorize use of an additional \$17,800 for indirect costs; such sums to be raised from \$309,103 in FY22 receipts of the Enterprise, as set forth in the article.

	FY20 Actual	FY21 Appropriated	FY22 Recommended
TRANSFER STATION ENTERPRISE FUND			
Direct Costs	276,294	297,764	291,303
Indirect Costs ¹	17,214	17,163	17,800
Total Expenditures	293,508	314,927	309,103
Enterprise Receipts	248,340	314,927	309,103
Total Revenues	248,340	314,927	309,103

¹ Paid for by Enterprise Revenue Transfer to Unclassified Benefits (General Fund)

The motion received a second.

Submitted by the Town Manager Hayes.

(Majority vote required)

Mr. Hayes stated that an Enterprise fund provides flexibility to account separately for a broad range of municipal services for which a fee is charged in exchange for goods or services. The revenues and expenses of the services are segregated into a fund with financial statements separate from all other governmental activities.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

Resident Ralph Tyler, 1 Deacon Lane, asks that if Enterprise Funds are funds that have to be established, if there is a fee charged, why aren't the ambulance fees in an enterprise fund?

Mr. Hayes responded that ambulance fees is not an Enterprise Fund by definition.

The Moderator stated that a majority vote was required, and that the motion for Article 5 **PASSED UNANIMOUSLY**.

ARTICLE 6 – FY22 POOL ENTERPRISE FUND BUDGET

Select Board Chair Janie Dretler moved in the following words:

Move to appropriate the sum of \$438,753 for the Pool Enterprise Fund for FY22, and further to authorize use of an additional \$25,383 for indirect costs; said sums to be raised from \$464,136 in FY22 receipts of the Enterprise, as set forth in the article.

	FY20 Actual	FY21 Appropriated	FY22 Recommended
POOL ENTERPRISE FUND			
Direct Costs	359,155	427,421	438,753
Indirect Costs ¹	18,956	36,828	25,383
Total Expenditures	378,111	464,249	464,136
Enterprise Receipts	303,046	464,249	464,136
Total Revenues	303,046	464,249	464,136

¹ Paid for by Enterprise Revenue Transfer to Unclassified Benefits (General Fund)

Submitted by the Town Manager. (Majority vote required)

The motion was seconded.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: R ecommends approval of this article.

Town Manager Hayes summarized the Pool Enterprise Fund Budget as follows. All of the personnel services equal \$255,253. The total expenses, which includes general expenses, equipment, maintenance, utilities, programs, and zero prior year encumbrances is \$183,500. The total direct costs are \$438,753. The indirect costs are \$25,383. The total cost is \$464,136. Our transfer in is 0. The receipts equal \$464,136. So, this presents a balanced budget.

Sudbury resident Mara L. Huston, 578 Peakham Rd., stated that the spreadsheet presented by the Town Manager was not included in the warrant and that it would provide more transparency if it was included.

The Moderator stated that a majority vote was required, and that the motion for Article 6 PASSED UNANIMOUSLY.

ARTICLE 7 – FY22 RECREATION FIELD MAINTENANCE ENTERPRISE FUND BUDGET

Select Board Chair Janie Dretler moved in the following words:

Move to appropriate the sum of \$205,403 for the Recreation Field Maintenance

Enterprise Fund for FY22, and further to authorize use of an additional \$25,383 for indirect costs; said sums to be raised from \$230,786 in FY22 receipts of the Enterprise, as set forth in the article.

	FY20 Actual	FY21 Appropriated	FY22 Recommended
FIELD MAINTENANCE ENTERPRISE FUND			
Direct Costs ¹	123,863	230,435	205,403
Indirect Costs ²	23,198	24,269	25,383
Total Expenditures	147,061	254,704	230,786
Enterprise Receipts	86,539	254,704	230,786
Total Revenues	86,539	254,704	230,786

¹ Direct costs include \$10,500 of capital expenditures.

² Paid for by Enterprise Revenue Transfer to Unclassified Benefits (General Fund)

Submitted by the Town Manager. (Majority vote required)

The motion was seconded.

SELECT BOARD: Supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Town Manager reviewed a slide displaying the FY22 recommended budget which has total costs of \$230,786 and Enterprise Receipts of the same amount, resulting in a balanced budget.

The Moderator stated that a majority vote was required, and that the motion for Article 7 PASSED BY WELL MORE THAN A MAJORITY.

ARTICLE 8 – FY21 SNOW AND ICE TRANSFER

Select Board Chair Janie Dretler *moved* in the following words:

Move in the words of the article with the sum of \$349,264 to be transferred from Free Cash to FY21 Acct. 400 Public Works, to be expended under the direction of the Town Manager, for the purpose of funding the Fiscal Year 21 Snow and Ice deficit.

Submitted by the Town Manager. (Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Supports the article.

SELECT BOARD: Supports the article.

Town Manager Henry Hayes stated that the snow and ice budget is the only account that the town can spend into a deficit. This year they are requesting \$349,264 from free cash to offset the snow and ice deficit. From October to February there were thirteen winter snow events this year. We've had more since then, so that got us to the expenditures as of April 30th.

Resident Jim Gish, 35 Rolling Lane, had two items of concern. The plow drivers caused considerable damage in many neighborhoods. He suggested that the new drivers be taken around town to learn the streets. Second, he objects strongly to use of salt, doesn't buy the argument that it's better for the environment, and would like to return to more sand instead of salt except in key incident areas.

Resident, Nick Pernice, 255 Peakham Road, said he really implores the town to reduce salt on the roadways.

Resident, Greg Hamill, 16 Pine St., said he would like to have drivers go around town prior to snowstorm. The fire hydrant on their street has been plowed into every year and neighbors have to dig it out every year.

The Moderator stated a majority vote is required, and declared that the motion for Article 8 was VOTED UNANIMOUSLY.

ARTICLE 9 – UNPAID BILLS

Select Board Chair Jamie Dretler *moved* to indefinitely postpone.

Submitted by the Town Accountant (Majority required to postpone)

The motion received a second.

FINANCE COMMITTEE: Supports indefinitely postponing Article 9.

SELECT BOARD: Supports postponing Article 9.

The Town Accountant stated there are no unpaid bills.

The Moderator stated that a majority vote was required, and that Article 9 was UNANIMOUSLY VOTED TO INDEFINITELY POSTPONE.

CONSENT CALENDAR

Moderator Blake stated that in order to expedite Town Meeting and save valuable time for discussion of key issues, Sudbury utilizes a Consent Calendar to facilitate passage of certain articles that appear to raise no controversy. This year the Consent Calendar contains 16 Articles (numbers 10, 11, 12, 17, 18, 19, 20, 22, and 29 through 36). Town tradition had been that a single voter could ask that an article be held from the Consent Calendar and it would be done. At the 2020 Annual Town Meeting it was voted favorably to require a majority vote to hold an article from the Consent Calendar. She said that requirement will continue for this Town Meeting. The quantum of vote required to pass the Consent Calendar will be the strictest quantum of vote required by any individual article on it, which based on the 16 Articles, is a majority.

She said that she would read through the list of articles on the Consent Calendar. If anyone wished to seek a vote to hold an article, to raise their card when she got to it and a vote would be held to determine whether that Article will be pulled from the Consent Calendar. The Moderator proceeded to read the list of articles on the Consent Calendar.

ARTICLE 10 – CHAPTER 90 HIGHWAY FUNDING (Consent Calendar)

Move that the Town authorize the Town Manager to accept and to enter into a contract for the expenditure of any funds allotted or to be allotted by the Commonwealth for the construction, reconstruction and maintenance projects of Town ways pursuant to Chapter 90 funding; and to authorize the Treasurer to borrow such amounts in anticipation of reimbursement by the Commonwealth.

The motion received a second.

Submitted by the Director of Public Works

(Majority vote required)

Resident Steven Weiman, 114 Old Lancaster Rd, asked if the town is making any effort to pave roadways with semi-permeable materials instead of impermeable surfaces given the environmental impacts of impermeable pavement on watersheds, acidity, and soil?

DPW Director, Dan Nason, replied that this Article is specific for accepting funds from the state. Previous pavement systems are used in specific areas. They are not using them on town roadways right now because we want to make sure they can capture the hydrocarbons, etc. and it is not percolating into the ground.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 10 was **VOTED UNANIMOUSLY.**

ARTICLE 11. FY22 STABILIZATION FUND *(Consent Calendar)*

Move that the Town transfer from Free Cash the sum of \$281,268 to be added to the Stabilization Fund established under Article 12, of the October 7, 1982 Special Town Meeting, pursuant to General Laws Chapter 40, Section 5B; or act on anything relative thereto.

Submitted by the Select Board. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 11 was **VOTED UNANIMOUSLY.**

ARTICLE 12. FY22 REVOLVING FUND SPENDING LIMITS (Consent Calendar)

Move that the Town establish the FY22 spending limits for the use of revolving funds under M.G.L. c.44, s.53E ½, by the following departments of the Town, in accordance with each fund as set forth in Article XXXIII of the Town of Sudbury General Bylaws:

<u>Fund</u>	<u>Department</u>	<u>Maximum Amount</u>
Public Health Vaccinations & Tobacco Control	Board of Health	40,000
Plumbing & Gas Inspectional Services	Building Inspector	65,000
Portable Sign Administration & Inspectional Services	Building Inspector	10,000
Conservation (Trail Maintenance)	Conservation Commission	15,000
Conservation (Wetlands)	Conservation Commission	50,000
Forestry Activities	Conservation Commission	10,000
Council on Aging Activities	Council on Aging	65,000
Council on Aging Van Transportation (MWRTA)	Council on Aging	175,000
Cemetery Revolving Fund	Public Works	20,000
Fire Department Permits	Fire	50,000
Goodnow Library Meeting Rooms	Goodnow Library	10,500
Goodnow Library Services	Goodnow Library	6,000
Recreation Programs	Park and Recreation Commission	650,000
Teen Center	Park and Recreation Commission	10,000
Youth Programs	Park and Recreation Commission	200,000
Bus	Sudbury Public Schools	450,000
Instrumental Music	Sudbury Public Schools	100,000
Cable Television	Town Manager	30,000
Rental Property	Town Manager	40,000
Dog	Town Clerk	75,000
Zoning Board of Appeals	Zoning Board of Appeals	35,000
Solar Energy	Combined Facilities	450,000

Submitted by the Town Finance Director.

(Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 12 was VOTED UNANIMOUSLY.

ARTICLE 13. CAPITAL STABILIZATION FUND -WITHDRAWN

ARTICLE 14 – FUND LITIGATION COSTS – EVERSOURCE

Select Board Chair Jamie Dretler moved *in the words of the amended article:*

Move that the Town transfer from Free Cash, the sum of \$150,000 to be expended under the direction of the Town Manager, for the purpose of legal fees, hiring of experts, and all costs incidental and related to litigation of the Eversource/Hudson reliability project.

The motion received a second.

Submitted by the Town Manager

(Majority vote required)

FINANCE COMMITTEE: Recommends approval of this article.

SELECT BOARD: Supports this article.

Town Manager Henry Hayes explained that as of April 29, 2021 the Town has spent over \$1.315 million in litigation costs relative to Eversource. There are some current open items of appeals and environmental concerns. However, their request is for \$150,000 from Free Cash to continue to fund the cost of litigation with Eversource. This appropriation with the funds they already have, are expected to fund any necessary appeals once the Town receives the decisions.

Resident Hank Sorett, 58 Longfellow Rd., stated that while he respects the concerns about this impending powerline development, he opposes this Motion. He said that our Supreme Judicial Court issued an opinion dismissing and rejecting the town's arguments. The case is over, as it can't be appealed. Regarding changing the outcome, he hasn't heard a candid assessment of what Counsel thinks could be done and he thinks that nothing could be done.

Resident Tom Hollocher, 623 Concord Rd, said every year he appeals to the voters to reject this Motion. He thinks it's throwing good money after bad, is a misconstrued effort, and that we should stop trying to second guess a major power company.

Resident Kevin Matthews, 137 Haynes Rd., said he agrees with the two preceding speakers and there's plenty of other places to do something significant with this money. The town should think about whether it is even a viable strategy to appeal the SJC ruling.

Resident Jim Gish, 35 Rolling Lane, said he supports this Article. The SJC case referred to is the land court case, which is over. However, they have not yet ruled on Sudbury's opposition to the overall project. There is also an action that Protect Sudbury brought with the Surface Transportation Board to rule that the MBTA did not have the right to grant the use of the land because it's not an abandoned rail line, so this is still pending. Eversource is proceeding at breakneck speed trying to get all necessary permits in place. It's very important that we stay in the game until the conclusion, because if we don't then Eversource has its way in how they proceed with this project.

Resident Chris Densel, 109 Austin Rd, said this is a major utility construction project predicated on a 2008 energy demand forecast, but the actual energy use has fallen short of their forecast. If this project is allowed to proceed, they will remove acres of trees, move tons of contaminated earth and put the drinking water supply at risk. She asks you to trust your Sudbury neighbors, the engineers, utility and environmental experts who have spent thousands of hours on this and adamantly oppose this project.

Resident Bill Schineller, 37 Jarman Rd, said he is a member of Select Board but speaking as a citizen who's very well up to speed on this and is not an abutter. He echoes the speakers who just preceded him. He stated that a previous speaker gave incorrect information about the SJC. Only one case is over, which is the land court approach. However, there are two other appeals not decided and the town needs to defend its position in those.

Resident Nick Pernice, 255 Peakham Rd, said he is in favor of this Article. He has been following the project for five years and has learned a lot about contamination, toxic waste, PFAS, the process that goes on in our government. He has seen that a large utility company does not need to play by the same rules as everyone else. Train corridors have contamination: arsenic, heavy metals, and creosote. They are going to remove thousands of cubic yards of soil and transport it through our town. Prevention is very important when trying to protect the town's health.

Resident Ray Phillips, 40 Whispering Pine Rd, said he is the president of Protect Sudbury. The town has been at this over 5 years. Money to fund litigation is necessary to protect our assets. Your money has been well spent and we have imposed significant orders of conditions through the permitting process on Eversource.

Resident Hank Sorett, 58 Longfellow Rd, asked if we can have a candid assessment from Town Counsel of the likelihood of success of any significant change?

Town Counsel, Jonathan Silverstein, stated that due to confidential attorney-client communication, it is not appropriate to give an assessment in a venue like this. Town counsel and special counsel have given many such assessments to the Select Board.

The Moderator said that she would allow one more speaker and then call the question.

Resident Rebecca Cutting, 381 Maynard Rd, stated that Eversource clear-cut peoples' lots on Pelham Island Rd without any notice. The Select Board asked Eversource to talk to them, which was difficult because Eversource didn't want to come to the table. Eversource is not a straight shooter. We have permits which are very well written, thanks to residents of Sudbury. We still have one more Board, the Earth Removal Board, and we expect this to be similar and tightly written. In addition, the Sudbury Historical Commission discovered that Eversource had not consulted with the Native American tribe, who were consulting parties to a railroad right-of-way that could be on the National Register of Historic Places. It is not clear how Eversource will protect our historic resources there because Eversource has not provided information on this.

Bill Schineller asked if the order-of-conditions that the Sudbury Select Board voted on and wrote has been accepted by Eversource?

Town Manager Henry Hayes stated that Eversource has the conditions that the Select Board signed, and to date he doesn't have any information of their position or their intended actions.

As there were no more questions, the Moderator stated she would go directly to a vote.

The Moderator stated that the Quantum of vote required for passage is a majority.

The Moderator declared that the motion for Article 14 **PASSED BY MORE THAN A MAJORITY.**

ARTICLE 15. WITHDRAWN

**ARTICLE 16. CONSTRUCTION OF HOUSING/LIVING ADDITION –
FIRE STATION NO. 2**

Select Board Chair Janie Dretler *moved* in the following words:

Move that the Town appropriate the sum of \$4,300,000 to be expended under the direction of the Town Manager, for the purpose of constructing a new housing/living/office area adjacent to and connected to the existing Fire Station #2 Building, located at 550 Boston Post Road, with the Permanent Building Committee tasked with oversight of professional, engineering, architectural, and project management services, preparation of plans, specifications, bid documents, supervision of work and including the purchase of additional equipment, technology, furniture, landscaping, and acquisition by gift, purchase, eminent domain or otherwise such temporary and/or permanent access, utility, and/or other easements as may be necessary, and all incidental and related expenses; and that to meet this appropriation, \$500,000 be appropriated from Free Cash, \$500,000 be transferred from the Sale of Real Estate Fund, and the Town Treasurer, with the approval of the Selectmen, be authorized to borrow \$3,300,000 under and pursuant to G.L. c. 44, §§7 or 8, or any other enabling authority, and to issue bonds or notes of the Town therefor; and, further, that any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The motion received a second.

Submitted by the Fire Department (Two-thirds vote required, if borrowed)

SELECT BOARD: Supports the article.

FINANCE COMMITTEE: Supports the article.

CIAC: Supports the article.

Fire Chief John Whalen made the presentation. He started off by thanking every organization in town and stated that they appreciate all of the support they have gotten in the last 14 months. He said that the reason for this Article is to add an ALS ambulance in south Sudbury. In order to do that, they need to expand the housing from the existing space to add living space for two more people. The current 312 square foot living space is outdated and there are no gender-neutral facilities. With this project they will gain space to house the ambulance.

Chief Whalen explained that there has been a significant increase in call volume in south Sudbury generated by many new projects including 55 and older developments, a memory care facility, and a large residential complex. The goal of this program is to ensure that they can provide advance life support to everybody in the southern part of Sudbury in a timelier fashion.

With the guidance of the Select Board they have tried to come up with a hybrid project that would allow them to expand capability on Route 20 and keep it within cost. Chief Whalen stated that the current project will cost \$4,300,000. He explained how the project would be paid for and said that the cost of this to the average household is \$0. This project will come under the town's current levy limit.

Resident Ralph Tyler, 1 Deacon Lane, said that he was confused. If the average house in Sudbury is \$700,000 to 745,000 then instead of spending \$4.3 million, why don't we buy a house or use prefab housing to house them, and save a lot of money?

Chief Whelan replied that the whole plan is conceptual, and they need funding to engage an architect and project manager to get this built. They haven't gotten to the choice of materials but will try to blend it in with the current building. He stated it really should be a fire home. The employees live there 24/365 and in order to have good high quality safety people, they need facilities that show that they are a high quality team.

Resident Fred Pryor, 221 Nobscot Rd, said he is in favor of this plan. He said 3 years ago the Avalon developers were putting in a good amount of money for fire station expansion and asked if anybody has asked them for the same amount of money.

Chief Whalen replied that when the National Development project was done, the first thing he asked for was a fire station but that didn't get done. National Development gave the town money for fire station design. They also gave Sudbury money for sewer and storm water hookup, so this is not part of the current project because of the work done with National Development.

Resident Tom Travers, 32 Old Framingham Rd. #45 stated that the CIAC supports the intent and need for this project but had a problem with cost estimate. They did a comparison with other stations and found that the cost is higher than other stations per square foot. However, now we don't know where costs are due to limited supply and the supply chain issues. He stated that he knows the chief and is confident they aren't going to spend money frivolously.

Resident Pat Lewis, 32 Old Framingham Rd, #6 said that this is not about the cost and where the firemen stay; but an advanced life support ambulance is critical to south Sudbury. She counted 435 new living situations added to south Sudbury over the last 6 or 7 years and the majority have senior citizens. Now ALS has to come from Hudson Rd, and those minutes getting from Hudson Rd to south Sudbury can be crucial.

Resident Kay Bell, 348 Old Lancaster Rd., said her father was a firefighter in a city and fully appreciates firefighters and EMT's that live there. They deserve the respect of a homelike situation, and they'll be better prepared to take care of us. She asked does this conceptual design take care of all needs for the foreseeable future?

Chief Whelan replied yes it does for the foreseeable future in south Sudbury. To give you an idea of the improved response times, we're looking at 1:46 minutes faster for an ambulance from Route 20.

The Moderator noted that a two-thirds vote was needed and declared that the motion for Article 16 **PASSED BY MORE THAN TWO-THIRDS.**

ARTICLE 17. MARLBORO ROAD CULVERT REPLACEMENT

(Consent Calendar)

Move in the words of the article with the sum of \$400,000 to be transferred from Free Cash, to be expended under the direction of the Department of Public Works Director for the purpose of replacing the culvert at 270 Marlboro Road and to stabilize the roadway and shoulder, along with any incidental and related costs; and to authorize the Select Board to acquire, by purchase, gift, eminent domain or otherwise, permanent and temporary easements needed to carry out the vote taken hereunder.

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 17 was **VOTED UNANIMOUSLY.**

ARTICLE 18. FRONT END LOADER WITH PLOW (Consent Calendar)

Move in the words of the article with the sum of \$230,000 to be transferred from Free Cash, for the purchase or acquisition and equipping of a new vehicle for the Department of Public Works, including all incidental and related expenses; or act on anything relative thereto.

Submitted by the Public Works Director. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 18 was **VOTED UNANIMOUSLY.**

ARTICLE 19. MULTI-PURPOSE SIDEWALK TRACTOR (Consent Calendar)

Move in the words of the article with the sum of \$205,000 to be transferred from Free Cash, for the purchase or acquisition and equipping of a new Multi-Purpose Tractor with attachments for the Department of Public Works, including all incidental and related expenses; or act on anything relative thereto.

Submitted by the Public Works Director. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 19 was VOTED UNANIMOUSLY.

ARTICLE 20. 6-WHEEL COMBO BODY DUMP TRUCK W/ PLOW & WING

(Consent Calendar)

Move in the words of the article with the sum of \$285,000 to be transferred from Free Cash, for the purchase or acquisition and equipping of a new vehicle for the Department of Public Works, including all incidental and related expenses; or act on anything relative thereto.

Submitted by the Public Works Director. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 20 was VOTED UNANIMOUSLY.

ARTICLE 21. STREET ACCEPTANCE – ANTHONY DRIVE

Select Board Chair Dretler, moved to accept as a public way the following way:

Anthony Drive from North Road/Route 117 to a dead end, a distance of 613 feet +/- adopted as laid out by the Select Board in accordance with the description and plan entitled “Street Acceptance Plan Anthony Drive, Sudbury, Massachusetts” Prepared for

Distinctive Acton Homes, Inc. by Foresite Engineering, dated December 5, 2019, on file in the Town Clerk's Office; and to authorize the Select Board to acquire by purchase, by gift, or by eminent domain, an easement or the fee, over or in the way shown on said plan and any associated drainage, utility, or other easements, for all purposes for which public ways are used in the Town of Sudbury.

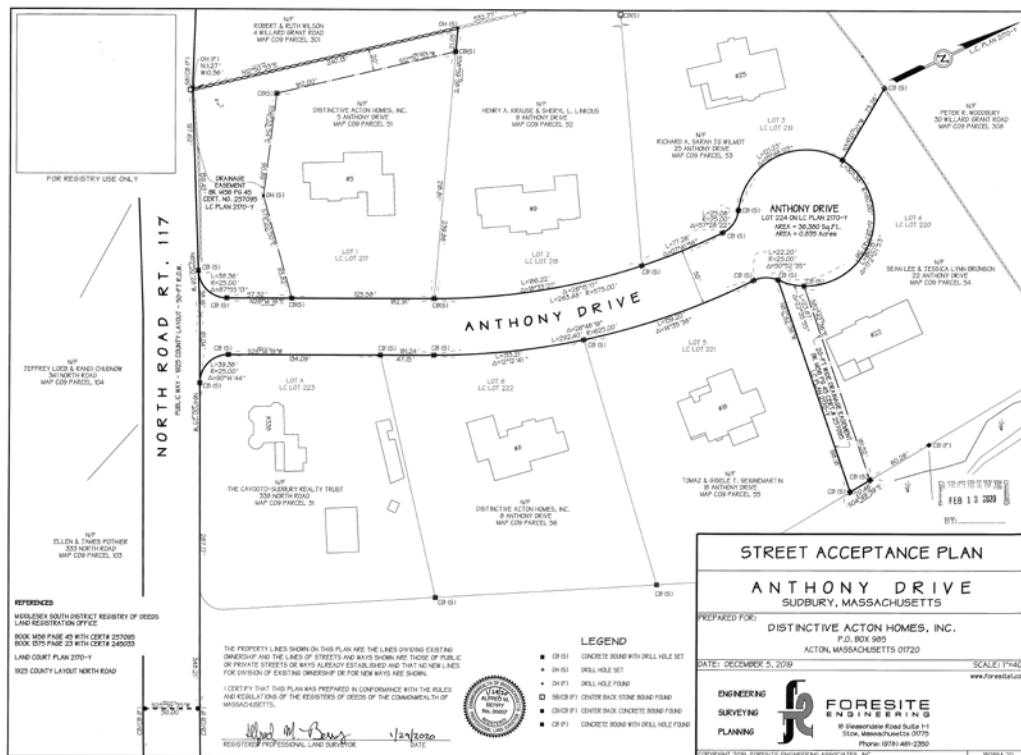
Submitted by the Select Board. (Two-thirds vote required unless as part of a subdivision plan it is a majority)

The motion received a second.

SELECT BOARD: Supports this article

FINANCE COMMITTEE: No Position

Town Manager Hayes stated that this Article is for the street acceptance of Anthony Drive, which is 613 feet +/- from North Rd. or Route 117 to a dead end. The recommendations of DPW as to the roads which meet legal requirements for acceptance, have been satisfied. Once accepted it will be added to town's inventory and available for appropriate funding.



The Moderator determined that the quantum of vote is majority as it is part of a subdivision plan.

The Moderator declared that the motion for Article 21 was VOTED UNANIMOUSLY.

ARTICLE 22. MEANS TESTED SENIOR TAX EXEMPTION EXTENSION
(Consent Calendar)

Select Board Chair Dretler, moved in the words of the amended article:

Move to extend for FY22, FY23, and FY24 the application of Chapter 169 of the Acts of 2012 entitled, “An act authorizing the town of Sudbury to establish a means tested senior citizen property tax exemption”, as amended by Chapter 10 of the Acts of 2016.

The motion received a second.

Submitted by the Board of Assessors (Majority vote required)

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 22 was VOTED UNANIMOUSLY.

ARTICLE 23. SUDBURY PUBLIC SCHOOLS COVID-19 STUDENT ACADEMIC PROGRAM

Select Board Chair Dretler, moved in the words of the amended article:

Move to transfer from Free Cash, the sum of \$309,540, to be expended under the direction of the Sudbury Public School District for the purpose of providing targeted general education services to students in an effort to mitigate the learning impacts as a result of COVID-19.

Submitted by the SPSC (Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

Superintendent Brad Crozier stated that the SPS is requesting \$309,540 to create a five-week summer program for elementary school students to mitigate learning impacts from Covid. It will focus on literacy and numeracy skills and will accommodate up to a total of 400 students. Eligibility for the program was determined by Spring benchmarking data and educator recommendations. To date 353 students have been invited to the program. There is also a social program, which is in partnership with Park and Recreation, with a fee for that part of the program.

The Moderator stated that the quantum of vote required is a majority.

The Moderator declared that the motion for Article 23 **PASSED BY MORE THAN A MAJORITY.**

ARTICLE 24. NOYES ELEMENTARY SCHOOL FIRE ALARM SYSTEM REPLACEMENT

Select Board Chair Dretler, moved in the words of the amended article:

Move that the Town transfer from Free Cash, the sum of \$220,000, to be expended under the direction of the Sudbury Public School Department for the purpose of replacing the existing fire alarm system at the Peter Noyes Elementary School, including but not limited to renovation to the building and any incidental and related costs and expenses.

Submitted by the SPSC.

(Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

CIAC: The CIAC supports the article.

Facilities Director Bill Barletta stated that they are seeking to replace the entire Noyes fire alarm system. The existing proprietary system uses outdated technology and has been increasingly difficult and expensive to maintain, with more risk of system failure. The new system will be nonproprietary and will transmit to the fire department the precise location and nature of any alarm. The work will be completed during the summer of 2021 prior to the next school year.

The Moderator declared that the motion for Article 24 was **VOTED UNANIMOUSLY.**

ARTICLE 25. LINCOLN-SUDBURY REGIONAL HIGH SCHOOL STADIUM FIELD AND COMMUNITY TURF FIELD REPLACEMENT

Select Board Chair Dretler, moved in the words of the amended article:

Move that the Town transfer from Free Cash, the sum of \$337,500, as the Town's 50% share of the total project cost of \$675,000 for replacing the Community Stadium Field Turf located on the property of the Lincoln-Sudbury Regional High School, including all incidental and related costs, such sum to be added to the \$337,500 already committed by the Regional School District for its 50% share from the School's Excess and Deficiency Account, such sums to be expended under the direction of the Lincoln-Sudbury Regional School Committee.

Submitted by the Lincoln-Sudbury School Committee. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

CIAC: The CIAC supports this article.

Superintendent Bella Wong made the presentation. She stated that the Town leaders had the foresight to come up with a field plan. The Turf 1 and 2 synthetic field were put in place in 2004 and replaced in the summer of 2018. This Article is for the other synthetic field, the Stadium field, which was put in place in 2007. Management of the community Stadium field is provided for in the 2004 inter-municipal agreement, with Park and Recreation(P&R) largely scheduling fields after the L-S events are completed and also collects the fees for that. For planning the replacement of the field, in October 2018, L-S and Park and Recreation determined a 50/50 user ratio between the school department and P&R. The L-S school committee and both Towns' Selectmen approved \$337.5k from the LS Excess & Deficiency fund, so that part has already been approved and is ready to use. The Article here is for the 50% coming from the Town of Sudbury for the Park and Rec portion of use and collection of fees. In October 2020 they received bids of \$495-\$550k, but current costs have increased, so the total projected cost is \$675,000.

For the turf replacement, Ms. Wong stated they will reuse the base that's already there. They will dig out the existing turf, put in fresh infill, and then fix the field. This field is a higher cushion because it's used for high impact sports. Since they are reusing the base, an independent engineer is used to make sure everything is done appropriately. They're aware of the concern for the environment. The fill is from scrap tire that's been pulverized to create the crumb, and the existing crumb will be taken out and recycled, such as in other fields or benches in the parks.

Resident Tom Travers, 32 Old Framingham Rd., Vice Chair of CIAC, stated that although CIAC approved this Article with 6 people for and 1 abstention, they had two concerns. First, that Park and Rec. was not adequately putting away money to replace all these turf fields, so they request that they have a long-term plan to do that on a timely basis. Also, some members questioned why Lincoln is not paying their percentage of the amount that's being asked for today.

Ms. Wong replied that regarding the Lincoln payment, they came to a determination of 50-50 use. The difference between the Stadium and Turf field is that for the Turf field LS schedules that; and then collects the fees, which are put aside for maintenance. For the Stadium field LS does not collect the fees until Park and Rec. is finished scheduling the field, and only that can LS schedule the field. They haven't been able to do that since 2013. Lincoln endorsed the use of the E&D funds for the other 50% and any use of E&D funds has to be approved by both Towns, so both Towns always have input.

Resident Steven Lyman, 114 Old Lancaster Rd., commented that it's great to hear that we use recycled materials, and he asked if is there any research on the impact of these materials?

Ms. Wong stated that turf fields generally last about 10 years. There has been a whole cycle of fields that have gone through replacement before ours and a lot of studies have been done testing leaching and those kinds of things. Crumb is created from scrap tire, and it has been seen as a positive for reuse, as there's limited reuse for that product. The quality of rubber material is optimal for shock absorbency and its long-term effect is good with safety. The research on leaching hasn't shown that that's been an issue. There can be temporary off-gassing but they wait to use the field to protect the safety of individuals.

Resident Kelli Piotrowski, 238 Goodman's Hill Rd, stated that she believes there has been research on that and that recycled tires have been banned from playground use in many cities. She asked for an explanation of why they wouldn't use sod or regular grass, and said she assumed that was due to the maintenance.

Ms. Wong responded that in the research she's reviewed she hasn't seen that concern for the use of crumb or any reason they wouldn't use it. She's not aware of any other communities not reusing this material for fields being replaced. In addition, students do not have direct contact with it, and the material is much more shock absorbent than natural materials, which is important for high-impact sports and the major concern of increased concussions.

The Moderator stated that a majority vote was needed and declared that the motion for Article 25 **PASSED BY MORE THAN A MAJORITY.**

ARTICLE 26. AMEND ZONING BYLAW, ARTICLE IX: AMEND TEXT OF SECTION 2110. ESTABLISHMENT

Select Board Chair Janie Dretler moved in the words of the article:

Move that the Town amend the Zoning Bylaw, Article IX, Section 2110, by deleting the strikethrough text and inserting the underlined text, all as set forth below:

2110. Establishment. For the purposes of this Bylaw, the Town of Sudbury is hereby divided into the following districts:

- Single Residence "A" (A-Res.)
- Single Residence "C" (C-Res.)
- Wayside Inn Historic Preservation (WI)
- Business (BD)
- Limited Business (LBD)

- Village Business (VBD)
- Industrial (ID)
- Limited Industrial (LID)
- Research (RD)
- Industrial Park (IP)
- Open Space (OS)

Except as otherwise provided herein, the boundaries of these districts are defined and set forth on the map entitled, "Zoning Map, Town of Sudbury, last amended April, 1994," as may be subsequently amended by vote of Town Meeting. This map is on file with the Town Clerk. The zoning map, with all explanatory matter thereon, is hereby made a part of this Bylaw.

The location of Districts is further described in narrative form with accompanying maps in Appendix C.

"Overlay" districts are also hereby created: Flood Plain Overlay District (reference section 4100); ~~Historic Districts (Old Sudbury and Hudson Road Historic District, Wayside Inn Historic Districts 1 and 2, King Phillip Historic District (reference Appendix C),~~ Water Resource Protection Overlay District (reference section 4200); Wireless Services Overlay District (reference section 4300); Mixed-Use Overlay District (reference section 4700); North Road Residential Overlay District (reference section 4700A); Melone Smart Growth Overlay District (reference section 4700B); and Historic Districts (Old Sudbury and Hudson Road Historic District, Wayside Inn Historic Districts

1 and 2, King Philip Historic District, and George Pitts Tavern Historic District) (reference Appendix C) and Wastewater Treatment Facility Restricted Zones (reference section 4500).

; and further, to authorize non-substantive changes to the numbering and formatting of this bylaw so that it be in compliance with the numbering format of the remainder of the Zoning Bylaw.

Submitted by the Planning Board. (Two-thirds vote required)

The **motion** received a second.

PLANNING BOARD REPORT: Recommends the article

SELECT BOARD POSITION: Supports this article.

FINANCE COMMITTEE: Has no position.

Planning Director Adam Duchesneau presented the Planning Board report. He said that the proposed amendment to section 2110 is an administrative one to make the zoning overlay districts in this section be consistent with the overlay districts in the current zoning bylaw.

Resident Ralph Tyler, 1 Deacon Lane, moved to amend Article 26 by deleting the following words:

“North Road Residential Overlay District (Reference section 4700A), Melone Smart Growth Overlay District (reference section 4700B)”

Mr. Tyler said the purpose of this amendment is to preserve the current legal status of Sudbury’s zoning bylaw by not enabling sections 4700a and 4700b, the site of the massive Cold Brook Crossing development. He stated this is not a mere reordering of things, it’s the section that establishes the various zones in the zoning bylaw. These sections are the ones the Town was forced to accommodate the Station Road developers when they tried to take the Town Center for their project. Now that Sudbury has taken possession of the Town Center land, they fulfilled all their commitments to the developers.

Mr. Duchesneau, replied that there are currently zoning overlay districts that are not listed in this section of the zoning bylaw such as the Melone Smart Growth Overlay district and the George Pitts Historical Tavern District and the Town has been permitting these zoning districts for a number of years. He respectfully disagrees with Mr. Tyler’s proposed amendment.

The **amendment** received a second.

The Moderator noted that a motion to amend requires a two-thirds vote and declared that the amended **motion** for Article 26 **FAILED**.

The moderator stated that the quantum of vote to pass is two-thirds.

The Moderator declared that the main motion for Article 26 PASSED BY MORE THAN TWO THIRDS.

ARTICLE 27. AMEND ZONING BYLAW, ARTICLE IX: AMEND TEXT OF SECTION 2324 REGARDING TRAILERS OR OTHER STRUCTURES FOR STORAGE OR OFFICE PURPOSES

Select Board Chair Jamie Dretler moved in the words of the article:

Move that the Town amend the Zoning Bylaw, Article IX, Section 2324 regarding trailers or other structures for storage or office purposes by deleting the strikethrough text and inserting the underlined text, all as set forth below:

2324. The temporary use (six months or less) of trailers, containers, or other transportable components structures for storage or office purposes is allowed if permitted as of right in Section 2230. Table of Principal Use Regulations (Appendix A) or with the review and approval of the Building Inspector. The use of trailers, containers, or other transportable components for storage or office purposes for longer than six months is only permitted if allowed as of right in Section 2230. Table of Principal Use Regulations (Appendix A) or by special permit from the Zoning Board of Appeals. In all cases trailers, containers, or other transportable components for storage or office purposes shall not be stacked on top of one another ~~where they conform to the procedural regulations adopted by the Board of Selectmen.~~

; and further by amending Section 7000. Definitions by adding and inserting alphabetically the following definitions associated with the amendments above:

Container: Typically, but not limited to, being 8 feet wide, 8.5 feet high, and 10 to 40 feet long, constructed entirely of steel with securable doors and designed to be taken over the road or on a ship to transport dry goods.

Trailer or Semi-Trailer: Typically, but not limited to, having a maximum length of 53 feet, a maximum height of 13.5 feet, and a maximum width of 8.5 feet, being an enclosed box with a single or double set of wheels to be towed by a tractor over the road for the purpose of transporting dry goods.

; and further, to authorize non-substantive changes to the numbering and formatting of this bylaw so that it be in compliance with the numbering format of the remainder of the Zoning Bylaw; or act on anything relative thereto.

Submitted by the Planning Board.

(Two-thirds vote required)

The motion received a second.

PLANNING BOARD: The Planning Board supports this article.

SELECT BOARD: Supports this article.

FINANCE COMMITTEE: Takes no position.

ZONING BOARD POSITION: Unanimously supports this article.

Planning Director Adam Duchesneau spoke in favor of the article. He said that there is currently little direction in the zoning bylaw to instruct town staff as to how to regulate trailers, containers, and other transportable components for storage or office purposes. This proposed amendment establishes definitions and provides clear direction to town staff on how these items should be regulated. The temporary use trailers and containers would be allowed with review and approval of the building inspector. Trailers used longer than six months would require a special permit from the Zoning Board of Appeals if not already allowed as an as-of-right use in the zoning district. For implementation, the Planning Board is recommending that the zoning bylaw section 2324 be amended to include containers and other transportable components. The permitting authority for trailers and containers would be changed from the Select Board to the building inspector for temporary locations of 6 months or less and the Zoning Board when a special permit is needed for long-term use of these containers. This is more suitable for the Zoning Board of Appeals as they conduct permitting on a regular basis and it will lighten load of the Select Board.

Moderator Blake said that the quantum of vote for passage is two-thirds.

The Moderator declared that the motion for Article 27 PASSED UNANIMOUSLY.

ARTICLE 28. AMEND ZONING BYLAW, ARTICLE IX: AMEND TEXT OF SECTION 3200. SIGNS AND ADVERTISING DEVICES

Select Board Chair Janie Dretler moved in the words of the article:

Move that the Town amend the Zoning Bylaw, Article IX, Section 3200 by deleting the strikethrough text and inserting the underlined text, all as set forth below:

3200. SIGNS AND ADVERTISING DEVICES.

3210. Purpose. The following sign regulations are intended to serve these objectives: (a) to facilitate efficient communication; (b) to avoid conflict between signs and the visual qualities of their environs; and (c) to support business vitality within non-residential districts by accomplishing the above objectives without burdensome procedures and restrictions.

3220. General Regulations. The following regulations shall apply in all districts:

2021 Town of Sudbury ATM Warrant

3221. No exterior sign or advertising device shall be erected except as provided by this Bylaw.

3222. No sign which requires a sign permit under this Bylaw shall be erected except in the exact location and manner described in the permit.

3223. No sign shall be erected that in any way creates a traffic hazard or obstructs traffic.

3224. No sign shall be painted or posted directly on the exterior surface of any wall. All exterior attached signs shall be painted, posted or otherwise securely affixed to a substantial intermediary removable surface and such surface shall be securely affixed to the wall of the building. The foregoing, however, shall not prevent installation of a sign by individual letters or devices cut into or securely affixed to the exterior of a building, provided that such letters or devices have a minimum depth of projection of one fourth (1/4) of an inch. The construction of the sign shall comply with the State Building Code.

3225. No sign shall be illuminated between the hours of 11:00 P.M. and 6:00 A.M. except signs on premises open for business.

3226. Only white lights shall be used for direct illumination of a sign. The illumination of any sign shall be shaded, shielded, directed and maintained at a sufficiently low intensity and brightness that it shall not affect the safe vision of operators of vehicles moving within the premises or on any adjacent public or private ways. All illumination of any signage shall be Dark Sky Compliant per the International Dark Sky Association.

3227. Any sign which advertises or identifies products, businesses, services or activities which are no longer sold, located or carried on at the premises shall be removed within 60 days.

3230. Sign Permits. All signs shall require a sign permit except as provided in Section 3250, herein. No sign which requires a sign permit shall hereafter be constructed except in conformity with a sign permit from the Building Inspector. Applications for building or sign permits shall be obtained from the Building Department and shall contain the following information:

- a. the location by street number, of the proposed sign;
- b. the name and address of the sign owner and the owner of the premises where the sign is to be located, if other than the sign owner;

c. a scale drawing showing the proposed construction, method of installation or support, colors, dimensions, location of the sign on the site, and method of illumination;

d. such other pertinent information as the Building Inspector may require to ensure compliance with the bylaw and any other applicable law; and

e. the application must be signed by the owner of the sign and the owner of the premises where the sign is to be located.

3231. The Building Inspector shall refer all applications to the Design Review Board for recommendations in conformance with Section 6540 of this bylaw. The Design Review Board shall have the authority to reject any sign permit application which is not complete when submitted

3232. Time Limitations. The Design Review Board shall approve or disapprove any application for a sign permit within 30 days of receipt of the application. If the Building Inspector should fail to act on an application for a sign permit within such 30 day period, the application shall be deemed to be denied.

3233. Fees. The Board of Selectmen shall establish and from time to time review a sign permit fee which shall be published as part of the sign permit application.

3240. Signs Prohibited in All Districts.

3241. Lightboxes, LED (light-emitting diode) electronic displays, and stencil cut illuminated sign boxes.

3241A. Neon signs

3242. Billboards, except non-commercial third party signs on municipally owned property.

3243. String lights used in connection with commercial premises with the exception of temporary lighting for holiday decoration; signs consisting of strings of banners, posters, pennants, ribbons, streamers, and spinners or similar devices.

3244. Flashing or oscillating signs or signs with moving lights or rotating beacons; animated signs; rotating signs; signs which move by design or have a major moving part.

3245. Signs emitting audible sound, odor or visible matter.

3246. Permanent paper, cardboard, cloth, canvas, plastic or similar non-rigid material signs, tacked, posted, or otherwise affixed to the walls of any structure, tree, pole, hydrant, bridge, fence, or any other surface. Interim (temporary) signs and all of their aspects (size, material, permitted duration, etc.) may be permitted at the discretion of the Building Inspector while a permanent sign is being permitted, created, or waiting to be installed, but for no longer than six months.

3247. Portable signs and changeable copy signs, except as permitted in section 3259A.

3248. Signs having the shape and color of a traffic control device; signs which are of a size, location, movement, content, coloring, or manner of illumination which may be confused with or construed as a traffic or street sign or signal; signs which contain or are an imitation of an official traffic sign or signal or contain the words "stop", "slow", "caution", "danger", "warning" or similar words.

3249. Signs creating a potential hazard to the safe, efficient movement of vehicular or pedestrian traffic or which contain statements, words, or pictures of an obscene, indecent, or immoral character, that will offend public morals or decency.

3249A. Integral roof signs.

3250. Signs Which Do Not Require a Sign Permit.

3251. Resident Identification Sign. One sign, which shall not exceed two (2) square feet in area and, if lighted, shall use direct illumination with white light only and be Dark Sky Compliant per the International Dark Sky Association.

3251A. Property Owner's. "No Trespassing" signs or the like.

3252A. Governmental, Utility or Public safety signs: None of the provisions of this bylaw shall be construed as preventing or limiting any traffic, directional, informational, educational or identification sign owned and installed by a governmental agency.

3252B. Religious institution signs.

3253. Real Estate Signs. One real estate sign, not over six (6) square feet in area advertising the sale or rental of the premises on which it is located is permitted. Such signs shall be removed within 30 days of the completion of the sale, rental or lease.

3254. Construction Signs. One temporary construction sign which shall not exceed twenty (20) square feet in area, in all districts, shall be confined to the site of the construction, including subdivisions of land as defined in G.L. c. 41, 81L, shall not be erected prior to the issuance of building permit and shall be removed within seven days of completion of construction, issuance of the occupancy permit, or after the intended use of the project has begun, whichever comes first.

3255. Window Signs. One or multiple signs that in aggregate shall not exceed 25% of the window area. Such signs shall not be illuminated other than by standard lighting fixtures on the building and shall be Dark Sky Compliant per the International Dark Sky Association. However, "Open" or "Closed" window signs may be self-illuminated and such signs shall be no larger than two (2) square feet in area. Window signs promoting a public service or charitable event shall not be calculated in the allowable 25%.

3256. Fuel Pump Signs.

3257. Vehicle Signs. Except where the signs are mounted on parked vehicles for the purposes of advertising goods or services sold or provided on the property where the motor vehicle is parked or elsewhere either by direct sale or by order, signs normally painted on or attached to a motor vehicle identifying the owner and his or her trade and signs advertising the sale of the motor vehicle itself shall be allowed.

3258. Signs on Product Dispensing Devices. Signs integral to automated devices, not to include vehicles or gas pumps, which dispense one or more products, when the sign identifies the product(s) contained therein, provided the sign does not project beyond the device. Signs, which are affixed but not integral to the device, are not allowed.

3259. Flags, and banners conforming to section 3271 of this bylaw.

[3259A ATM 4/09/07](#)

3259A. Portable Signs. One portable sign is allowed per business provided:

- a. The sign does not exceed six (6) square feet per side and is no more than thirty (30) inches wide.
- b. The top of any portable sign must be less than four (4) feet above grade.
- c. All lettering shall be done in a professional workmanlike manner.
- d. Portable signs shall not be permitted on properties containing a single business which has a freestanding sign.

- e. For properties containing multiple businesses, no more than two (2) portable signs shall be displayed at a time on any lot.
- f. Portable signs may only be displayed during the hours that the business is open or operating, but shall be removed at sunset.
- g. Portable signs shall not be illuminated, have flashing lights, emit sound or simulate motion, nor have any attachments adding to their height or width.
- h. Portable signs must not create a potential hazard to vehicular or pedestrian traffic.
- i. Signs which do not comply with any provision of this bylaw may be removed immediately and without notice by the Town.
- j. A permit for a Portable Sign shall be issued at the discretion of the Building Inspector for a period not to exceed one year and at a fee of \$250 annually.

3260. Signs Requiring a Sign Permit in the Business, Limited Business, Village Business, Industrial, Limited Industrial, Industrial Park and Research Districts. Any principal use permitted in the Business, Limited Business, Village Business, Industrial, Limited Industrial, Industrial Park and Research Districts may erect a sign or signs subject to the following:

3261. Exterior Wall Signs.

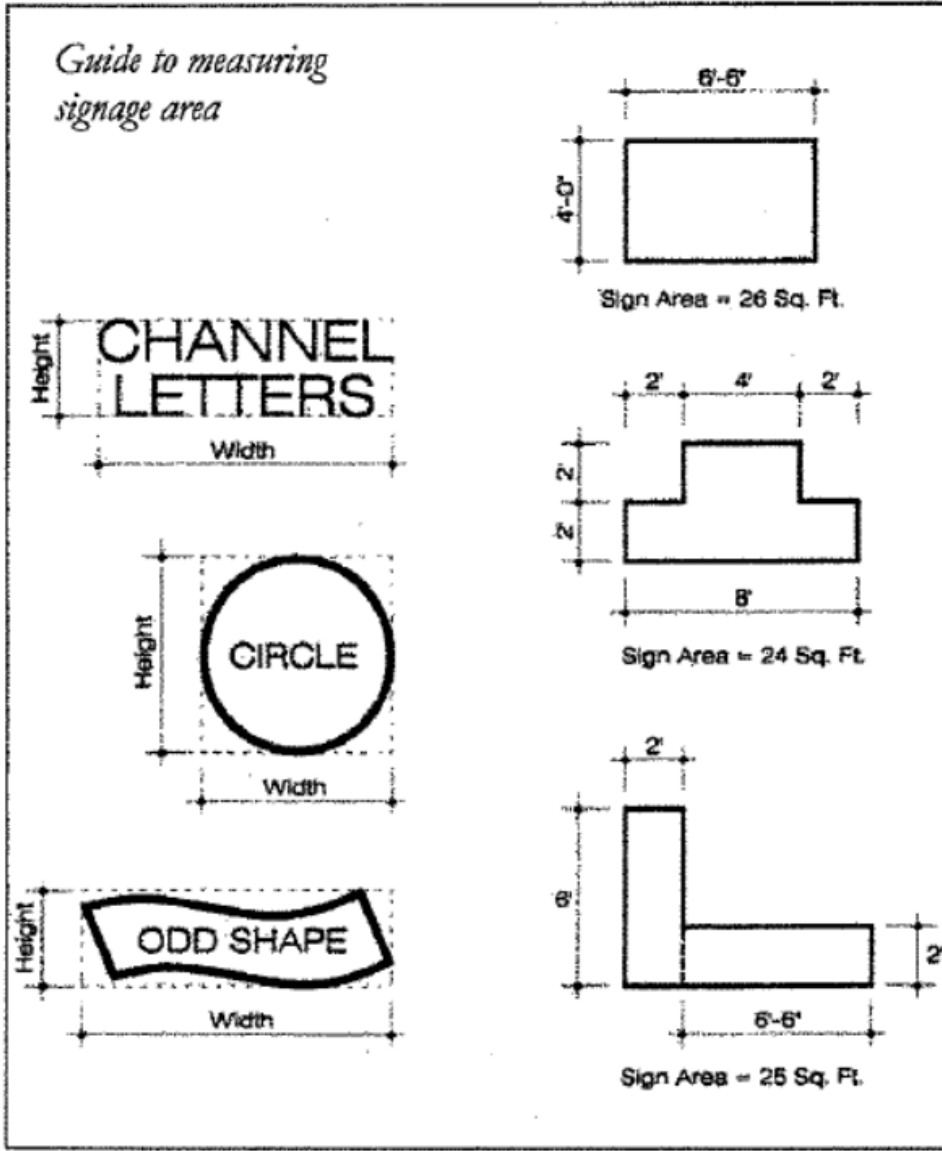
- a) First Floor Businesses. Except as may otherwise be provided, one primary and two secondary exterior wall-mounted, projecting, or roof signs shall be permitted for each first floor business, not including directional signs, on the building in which the business is located. -The total allowed sign face area of all exterior signs is calculated by taking 100% of the primary building frontage plus 40% of each secondary building frontage, up to a maximum of three total building frontages. The total size of the business signage is shown in Chart A. The primary sign shall represent no more than 75% of the total allowed sign face area. Where more than one business/entity occupies the same physical space and shares the same entry/entries, the total allowed sign face area of all exterior signs shall be the same as if only one business was occupying the space. Secondary signage must be affixed to that portion of a building which is occupied by the business affixing such sign. If the sign is a series of awning valances it is considered one secondary sign. The square footage allowance is for direct-illuminated signs. Those primary or secondary signs which are self-illuminated silhouette or face-lit channel letters shall have their square footage allowance reduced by one-third (1/3). Any lighting for signage shall be Dark Sky Compliant per the International Dark Sky Association.

CHART A

Building Frontage (In linear feet)	Maximum Area of Total Sign Face (In square feet)
0.1 to 19.9	30
20 to 39.9	33
40 to 59.9	36
60 to 79.9	39
80 to 99.9	42
100 to 119.9	45
120 to 139.9	48
140 to 159.9	51
160 to 179.9	54
180 to 199.9	57
200 to 219.9	60
220 to 239.9	63
240 and above	65

b) Second Floor Businesses. One primary exterior wall mounted sign shall be permitted for each second floor business, not to exceed ten (10) square feet. No such sign shall obscure windows or other architectural elements on a building.

c) Methodology for Measuring Sign Face Area.



3262. Projecting signs. A projecting sign may be erected in lieu of an exterior sign only when such exterior sign is permitted under Section 3261, providing it does not exceed sixteen (16) square feet per side. The projecting sign shall not extend beyond the top of the roof or ridge line of the building.

3263. Directory Sign/General Directory Sign: One directory wall sign on which the sign face shall not exceed one square foot for each occupant identified in the directory. A similarly sized freestanding sign may be erected provided it is substantially out of view of the public way. If there is a panel supporting a group of individual tenant names, that panel shall not exceed 110% of the aggregate area of the individual names.

3264. Directional Signs. Directional signs may be erected near a street, driveway or parking area if necessary for the safety and direction of vehicular or pedestrian traffic. The sign face of each directional sign shall not exceed two (2) square feet and no directional sign shall be located more than six (6) feet above ground level if mounted on a wall of a building or more than three and one-half (3½) feet above the ground if freestanding. Directional signs shall be placed so as to not impair vehicular sight lines.

[3265, 3265A ATM 4/14/2004](#)

3265. Freestanding Signs. One freestanding sign (business center identification or business sign) may be erected on a lot zoned business, industrial, or research, or on a lot containing a primary commercial use that has been permitted by the Town of Sudbury, subject to sections 3265A, 3265B and 3266 of the bylaw.

3265A. Freestanding Business Center Identification Sign. One freestanding business center identification sign may be erected on a lot. The size of the sign face and the setbacks shall not exceed the allowances in Charts B and C (starting with Chart B and proceeding to Chart C).

CHART
B

Street Frontage (In linear feet)	Maximum Area of each Sign Face (In square feet)
0.1 to 74.9	12
75 to 149.9	16
150 to 249.9	20
250 to 349.9	24
350 and above	30

CHART C

If the Area Of the Sign Face In Chart B does not Exceed (In square feet)	The Minimum setback From the Front property line shall be (In linear feet)	Minimum setback From Side property line shall be (In linear feet)
30	20	5
24	16	5
20	12	5
16	8	5
12	4	5

[3265B ATM 4/14/2004](#)

3265B. Freestanding Business Sign. One freestanding business sign may be erected on a lot subject to the following requirements:

- a. The lot has a minimum of two hundred and fifty (250) feet of street frontage.
- b. Building setback must be twenty (20) feet or greater.
- c. If the lot contains multiple businesses, individual businesses may be represented by separate, removable panels, which shall not exceed eighteen inches (18”) in height nor be less than eight inches (8”) in height.
- d. All freestanding directory signs shall be wood carved or a synthetic material which matches the aesthetics of a wood sign, and shall not be internally illuminated.
- e. The size of the sign face and the setbacks shall not exceed the allowances in Charts B and C (starting with Chart B and proceeding to Chart C). The property address shall be included as a sign cap centered on top of the sign, but will not be counted in maximum sign size (not to exceed 4 square feet).
- f. ~~Typeface on~~ Individual business panels shall be of have a uniform nature color scheme.
- g. The freestanding sign shall be incorporated into the landscaping and streetscape of the property, and its location shall be approved by the Design Review Board.
- h. Individual business panels shall be considered secondary signs for the purposes of calculating total sign allowance in section 3261a).
- i. No other freestanding signs shall be permitted on the street frontage.
- j. All existing non-conforming signs must be brought into conformance with the bylaw before approval of the freestanding business sign.
- k. Any illumination of freestanding signage shall be Dark Sky Compliant per the International Dark Sky Association.

3266. The overall maximum height of any freestanding sign shall not exceed ten (10) feet, and the distance from the ground to the bottom of the sign shall not exceed 40% of the total height of the sign.

3270. Special Provisions.

3271. Banners. Any business may have a maximum of one banner mounted on the building facade. Banners may also be erected on light or utility poles on private property displaying common or season themes, up to a maximum of one banner per fifty (50) parking spaces constructed on the premise. Banners erected on public property shall require the approval of the Board of Selectmen. Banners may pictorially represent the nature of the business and may only include verbiage to the extent that the block of verbiage does not exceed 15% of the total area of the banner. A banner shall not exceed 15 square feet.

3280. Signs Requiring a Sign Permit in the Residential Districts.

One sign either attached or freestanding, pertaining to a multi-unit development or a permitted non-residential principal use such as farms, farm stands, nurseries, greenhouses, child care centers and similar uses may be erected upon a lot provided no other sign(s) permitted by this bylaw shall be on the same lot. The sign face shall not exceed ten (10) square feet and, if freestanding, the height shall not exceed ten (10) feet and the distance from the ground to the bottom of the sign shall not exceed 40% of the height of the sign. The freestanding sign shall not be located within ten feet (10') of any street or property line.

3290. Special Permits. The Board of Appeals may issue Special Permits for signs other than as provided herein if it is determined that: (a) the architecture of the building, the location of the building with reference to the street or the nature of the establishment is such that the sign should be permitted in the public interest; (b) the sign will not cause visual confusion, glare, offensive lighting in the neighborhood; (c) the sign will not be a detriment to the surrounding area; (d) the sign will not significantly alter the character of the zoning district; (e) the sign will not interfere with traffic safety in the area; and (f) the sign will be consistent with the architecture of the building on the lot upon which the sign is to be located and of the surrounding area. In granting such permission, the Board of Appeals shall specify the size and location of the sign or signs and shall impose such other terms and restrictions as it may deem to be in the public interest. All applications under this provision shall provide the information required in Section 3230 above and specific information in the form of perspectives, renderings, photographs or other representations sufficient to show the nature of the proposed sign, its effect on the immediate surroundings and the reasons for allowing it.

3290A. Design Guidelines. The following are further means by which the objectives for signs stated at the beginning of Section 3200 can be served. These guidelines are not mandatory, but degree of compliance with them may be considered by the Design Review Board and by the Special Permit Granting Authority in acting upon permits authorized under this section, as may consistency with the basic sign objectives cited above.

3291A. Efficient Communication.

- a. Signs should not contain selling slogans or other advertising which is not an integral part of the name or other identification of the enterprise.
- b. Signs should be simple, neat and avoid distracting elements, so that content can be quickly and easily read.

3292A. Environmental Relationship.

- a. Sign design should take into consideration the size, brightness, style, height and colors of other signs in the vicinity.
- b. Sign brightness should not be excessive in relation to background lighting levels, e.g. averaging not in excess of 100 foot-lamberts in the commercial area of similarly bright areas and not in excess of 20 foot-lamberts in unlighted outlying areas and in areas bordering on or visible from residential zones.

3293A. Building Relationship.

- a. Signs should be sized and located so as not to interrupt, obscure, or hide the continuity of columns, cornices, roof eaves, sill lines, or other elements of building structure, and where possible, should reflect and emphasize building structural form.
- b. Sign materials, colors, and lettering should be reflective of the character of the building to which the sign relates.
- c. Clutter should be avoided by not using support brackets extending above the sign or guy wire and turn buckles.

3290B. Non-conformance. Any non-conforming sign legally erected prior to the adoption of this bylaw may be continued and maintained but shall not be enlarged or altered unless it conforms with the provisions contained herein. The exemption herein granted shall terminate with respect to any sign which:

3291B. Shall have been abandoned;

3292B. Advertises or calls attention to any products, business or activities which are no longer carried on or sold, whether generally or at the particular premises;

3293B. Shall not have been repaired or properly maintained within sixty (60) days after notice to that effect has been given by the Building Inspector;

3294B. Which has been destroyed or damaged to the extent that the cost of repair or restoration will exceed one-third of the replacement value as of the date of destruction.

; and further, to authorize non-substantive changes to the numbering and formatting of this bylaw so that it be in compliance with the numbering format of the remainder of the Zoning Bylaw; or act on anything relative thereto.

Submitted by the Planning Board.

(Two-thirds vote required)

The motion received a second.

PLANNING BOARD: Supports the article.

SELECT BOARD: Supports this article.

FINANCE COMMITTEE: Has no position

Adam Duchesneau, Director of Planning and Community Development, explained that this Article proposes several small changes to Section 3200 regarding the regulation of signs and advertising devices. The purpose is to clarify certain portions of this section to ensure there's a level playing field for certain regulations and to formalize in the zoning bylaw regulations which are currently being implemented in other ways such as through the site plan review or special permitting processes. One amendment is to make it clear that any illumination of signage is to be dark sky compliant to the International Dark Sky Association standard. Another amendment is that the building inspector can allow temporary signage for a period no longer than six months. The third amendment Mr. Duchesneau described is the addition of a graphic that explains how the square footage of signage should be measured. All of these changes will clearly set forth the requirements which applicants must comply with.

John Reardon, a member of the Zoning Board of Appeals stated that the Board did not take a formal vote, but that he is sure that the Board would welcome the improvement of the bylaw language.

The Moderator declared that the motion for Article 28 PASSED UNANIMOUSLY.

**ARTICLE 29. COMMUNITY PRESERVATION FUND – DR. BILL ADELSON
PLAYGROUND IMPROVEMENTS (Consent Calendar)**

Move that the Town to appropriate a sum or sums of money not to exceed \$285,000 from the Open Space and Recreation category of Community Preservation Act Funds, funded from FY22 revenue, for the purpose of making improvements to the Dr. Adelson Playground at Haskell Field including removing and replacing poured-in-place surfaces, replacing equipment, preserving or planting new trees, and other site work, and including all incidental and related costs; or act on anything relative thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 29 was VOTED UNANIMOUSLY.

**ARTICLE 30. COMMUNITY PRESERVATION FUND – FRANK FEELEY
FIELDS IMPROVEMENTS** (Consent Calendar)

Move that the Town appropriate a sum or sums of money not to exceed \$386,000 from the Open Space and Recreation category of Community Preservation Act Funds, funded from the FY22 revenue for the purpose of designing improvements to the Frank Feeley Fields located at 200 Raymond Rd. and to the construction of improvements including, but not limited to, installing dugouts, constructing a protective guardrail for the batting cage, installing protective netting, and drainage improvements, and any incidental and related cost; or act on anything related thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 30 was VOTED UNANIMOUSLY.

**ARTICLE 31. COMMUNITY PRESERVATION FUND – HISTORIC
PRESERVATION PLAN** (Consent Calendar)

Move that the Town appropriate a sum or sums of money not to exceed \$32,000 from the Historic Resources category of Community Preservation Act Funds, funded from Historic Resources reserves, for the purpose of preservation of historic resources, specifically by funding the preparation of a town-wide Historic Preservation Plan, including all costs incidental and related thereto; or act on anything relative thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 31 was VOTED UNANIMOUSLY.

ARTICLE 32. COMMUNITY PRESERVATION FUND – HOUSING PRODUCTION PLAN (Consent Calendar)

Move that the Town appropriate a sum or sums of money not to exceed \$36,000 from the Community Housing category of Community Preservation Act Funds, funded from FY22 revenue, for the purpose of supporting and creating community housing, specifically by funding the updated study and design of the Town’s Housing Production Plan, including all costs incidental and related thereto; or act on anything relative thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 32 was VOTED UNANIMOUSLY.

ARTICLE 33. COMMUNITY PRESERVATION FUND – HOUSING TRUST ALLOCATION (Consent Calendar)

Move that the Town appropriate a sum or sums of money not to exceed \$388,500 from the Community Housing category of Community Preservation Act Funds, funded from FY22 revenue, to the Housing Trust for the acquisition, creation, preservation, and support of community housing as allowed by the Community Preservation Act; or act on anything relative thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

Resident Steven Weiman, 114 Old Lancaster Rd, asked if, in addition to affordable housing requirements, has the Town made any efforts to look into housing justice to make sure we’re helping to build a more just and equitable society?

Town Manager Henry Hayes stated that the Town is committed to maintain at the very least the 40b requirement by the State. Also, we are in conjunction with other towns, by way of the Regional Housing Services office, and assessments made are continual with the very things you have in mind.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: Recommends approval of this article.

The Moderator declared that the motion for Article 33 was VOTED UNANIMOUSLY.

ARTICLE 34. COMMUNITY PRESERVATION FUND – REGIONAL HOUSING SERVICES OFFICE (RHSO) MEMBERSHIP FEE

(Consent Calendar)

Move that the Town vote to appropriate a sum or sums of money not to exceed \$30,000 from the Community Housing category of Community Preservation Act Funds, funded from FY22 revenue, for the purpose of supporting and creating community housing by funding of the Town’s portion of the FY22 Regional Housing Services Office (RHSO) membership fee which supports the Town’s affordable housing activities; or act on anything relative thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD: The Select Board supports this article.

FINANCE COMMITTEE REPORT: Recommends approval of this article.

The Moderator declared that the motion for Article 34 was VOTED UNANIMOUSLY.

ARTICLE 35. COMMUNITY PRESERVATION FUND – REVERSION OF FUNDS

(Consent Calendar)

Move that the Town return the unused balances from prior article authorizations voted at prior Town Meetings, which projects have been completed and for which no liabilities remain outstanding or unpaid, into the Community Preservation Act general account as follows:

2010 ATM, Article 36 CSX Alternative Acquisition Funding \$420,000.00

to be returned to the category of Unrestricted Reserves; and

2014 ATM, Article 33 Melone Property Engineering \$110,639.21

to be returned to the category of Unrestricted Reserves

=====
Total: \$530,639.21

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 35 was VOTED UNANIMOUSLY.

ARTICLE 36. COMMUNITY PRESERVATION FUND – GENERAL BUDGET AND APPROPRIATIONS (Consent Calendar)

Move that the Town appropriate the sums recommended by the CPC in the following Community Preservation budget for FY2022 Community Preservation surtaxes:

\$ 85,000 Administrative and Operating Cost

\$ 1,052,178 Debt Service

Submitted by the Community Preservation Committee. (Majority vote required)

The motion received a second.

SELECT BOARD POSITION: The Select Board supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 36 was VOTED UNANIMOUSLY.

The Moderator once again, thanked the staff who were present. She stated that Town Meeting could not be possible without them. Ms. Blake thanked the Town Clerk and Town Counsel for making sure that all legal obligations were met and said it was helpful to her to have clear and confident advice over the course of the meeting. She also thanked the citizen legislators who were caring enough about their town to participate in this process.

The Moderator announced the appointment of members of the Finance Committee. Susan Berry, Jean Nam and Blair Caple were reappointed to the Finance Committee. Ms. Blake thanked them for their commitment and hard work.

The Moderator requested a motion to dissolve the 2021 Annual Town Meeting.

The motion was seconded.

The Moderator declared that the motion to dissolve the May 21, 2021 Annual Town Meeting PASSED UNANIMOUSLY.

The 2021 Annual Town Meeting was dissolved at 4:18 p.m.

Attendance: 163

