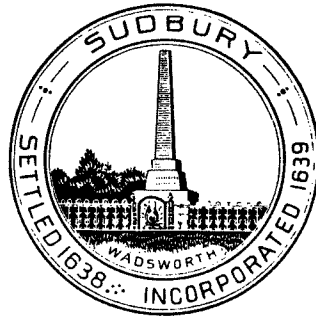


TOWN of SUDBURY
Massachusetts



OFFICIAL WARRANT
1978
ANNUAL
TOWN MEETING
April 3, 1978

Lincoln-Sudbury Regional High School Auditorium

**Annual Town Election including
Regional District School Committee**

March 27, 1978 Peter Noyes School

Polls Open 7:00 A.M. To 8:00 P.M.

BRING THIS BOOK WITH YOU

INDEX

1978 ANNUAL TOWN MEETING WARRANT

	<u>Page</u>	<u>Art.</u>	<u>Page</u>
CONSENT CALENDAR	i	23 Control of Dogs, Art. V,3	55
FINANCE COMMITTEE REPORTS:		24 Update Property Values	56
Report	iii	*25 Increase Members-Library Trustees	57
Estimated 1978-79 Tax Rate	v	26 Wetlands - Evaluate & Classify	57
<u>Art.</u>		27 Acquire Hudson Property	58
* 1 Hear Reports	1	28 Purchase Property Off Pantry Rd.	60
* 2 Temporary Borrowing	2	29 Horse Riding Facilities	61
3 Class. & Salary Plan	2	30 Park & Rec. Truck & Plow	61
4 Personnel Administration Plan	5	31 Swim Facility	62
5 Budget	8	*32 Administration, Art. IX, VI	62
110 Sudbury Schools	9	*33 Use Variance Guidelines, Art. IX, VI,C,6	67
130 Lincoln-Sudbury Regional	10	*34 Similar Uses, Art. IX, III, B&C	69
140 Minuteman Vocational	12	*35 Scientific Research or Development, Art. IX, III, C&D	69
200 Debt Service	14	*36 Extension & Enlargement, Art. IX, I, C, 3	70
300 Protection	14	37 Extend Housing Issues Study Group	71
400 Highway	18	#38 Rezone SCD#1-Rt.117, Art. IX, II, C	71
500 General Government	20	#39 Open Space Residential District - Definition & Control, Art. IX, IV	73
600 Library	24	#40 Open Space Residential District - Permitted Uses, Art. IX, III	82
700 Park and Recreation	25	#41 Open Space Residential District - Dwellings Per Lot, Art. IX, I	82
800 Health	26	#42 Establish Open Space Residential District Off Rt. 20, Art. IX, II	83
900 Veterans	26	43 Designate Fire Lanes, Art. V, 22	85
950 Unclassified	27	44 Fire Lanes Regulations, Art. V, 23	85
* 6 Unpaid Bills	30	45 Fire Lanes Enforcement, Art. V, 24	86
* 7 Street Acceptances/Discontinuance	30		
* 8 Change Name of Rice Street	31		
* 9 Tree Planting Program	32		
10 Walkway Planning & Construction	32		
11 Landham Road Reconstruction	35		
#12 Scenic Roads Bylaw	44		
#13 Designate Landham Rd. Scenic Rd.	46		
14 Reconstruction Portion Pantry Rd.	47		
15 Surface Drains	48		
*16 Abolish Citizens' Task Force	50		
*17 Abolish Indust. Dev. Financing Auth.	50		
*18 Removal of Earth, Art. V(A)	51		
*19 Town Affairs, Art. III, 2	52		
*20 Town Property, Art. XII, 1	53		
*21 Sale of Tax Possession Parcel 164	53		
22 Historical/Historic Structures Comm.	54		

* Consent Calendar

By Petition

CTA Questionnaire

Talent Search Sign-up Sheet

CONSENT CALENDAR

In the interest of expediting Town Meeting and saving valuable time for discussion of key issues, Sudbury has used the "Consent Calendar" to speed passage of articles which the Moderator and the various Boards and Committees feel appear to raise no controversy. The purpose of the Consent Calendar is to allow the motions under these articles to be acted upon as one unit and to be passed by a unanimous vote without debate.

THIS YEAR THE CONSENT CALENDAR WILL BE TAKEN UP AS THE FIRST ORDER OF BUSINESS AT THE COMMENCEMENT OF TOWN MEETING ON APRIL 3rd.

Please do your homework. If you have any questions about the articles, motions or procedure, please feel free to call the Moderator, Owen Todd, or call the Executive Secretary, Richard E. Thompson at 443-8891, Ext. 185 before Town Meeting time.

At the call of the Consent Calendar, the Moderator will call out the numbers of the articles, one by one. IF ANY VOTER HAS ANY DOUBT ABOUT PASSING ANY MOTIONS, OR WISHES AN EXPLANATION OF ANY SUBJECT ON THE CONSENT CALENDAR, HE SHOULD STAND AND SAY THE WORD "HOLD" IN A LOUD, CLEAR VOICE WHEN THE NUMBER IS CALLED. The article will then be removed automatically from the Consent Calendar and restored to its original place in the Warrant, to be brought up, debated and voted on in the usual way. Remember, it is only our opinion that these motions can be passed without debate. It is your opinion that counts, and if it differs from ours, we urge you to say so.

After the calling of the individual items in the Consent Calendar, the Moderator will ask that all items remaining be passed as a unit by a unanimous vote.

Please review the list of articles and motions proposed for the Consent Calendar which follow. Complete reports, including those of Town Counsel, are to be found under each article printed in this Warrant. Please review them carefully.

ARTICLE 1 - HEAR REPORTS: Move that the Town accept the reports of Town boards, commissions, officers and committees as printed in the 1977 Town Report or as otherwise presented, subject to the correction of errors, if any, when found.

ARTICLE 2 - TEMPORARY BORROWING: Move in the words of the article.

ARTICLE 6 - UNPAID BILLS: Move that the Town appropriate \$634.67 for the payment of unpaid bills incurred, which may be legally unenforceable due to the insufficiency of the appropriation in the year in which the bill was incurred or receipt after the close of the fiscal year, as follows:

Conservation Commission petty cash account	\$ 38.38
Dr. Gerald Evans	221.19
Middlesex County Registry of Deeds	63.19
The Town Crier	3.46
Four bills payable by Sudbury School Committee	244.63
Sudbury Animal Hospital, Inc.	48.75
Allan Snow, Foreman, Highway Department	15.07

said sums to be raised by taxation.

ARTICLE 7 - STREET ACCEPTANCES/DISCONTINUANCE: Move in the words of the article, with the sum of \$350 to be raised by taxation.

ARTICLE 8 - CHANGE NAME OF RICE STREET: Move in the words of the article.

ARTICLE 9 - TREE PLANTING PROGRAM: Move that the Town appropriate \$4,000, to be expended under the direction of the Tree Warden, for planting shade or ornamental trees within the Town, said sum to be raised by taxation.

ARTICLE 16 - ABOLISH CITIZENS' TASK FORCE: Move in the words of the article.

ARTICLE 17 - ABOLISH INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY: Move in the words of the article.

ARTICLE 18 - AMEND BYLAWS, ART. V(A), REMOVAL OF EARTH: Move in the words of the article.

ARTICLE 19 - AMEND BYLAWS, ART. III,2, TOWN AFFAIRS: Move in the words of the article.

ARTICLE 20 - AMEND ARTICLE XII,1, TOWN PROPERTY: Move in the words of the article.

ARTICLE 21 - SALE OF TAX POSSESSION PARCEL 164: Move that the Town authorize and empower the Board of Selectmen to sell and convey, upon such terms and conditions as they shall deem necessary or desirable, lots 21 and 22 located on Willis Lake Drive, at private sale; and to accept as consideration therefor a sum not less than \$400.

ARTICLE 25 - INCREASE MEMBERSHIP, LIBRARY TRUSTEES: Move in the words of the article.

ARTICLE 32 - AMEND BYLAWS, ART. IX, SEC. VI, ADMINISTRATION: Move in the words of the article.

ARTICLE 33 - AMEND BYLAWS, ART. IX, SEC. VI,C,6, USE VARIANCE GUIDELINES: Move in the words of the article.

ARTICLE 34 - AMEND BYLAWS, ART. IX, III,B&C, SIMILAR USES: Move in the words of the article.

ARTICLE 35 - AMEND BYLAWS, ART. IX, III,C&D, SCIENTIFIC RESEARCH OR DEVELOPMENT: Move in the words of the article.

ARTICLE 36 - AMEND BYLAWS, ART. IX, I,C,3, EXTENSION AND ENLARGEMENT: Move in the words of the article.

J. Owen Todd
Moderator

1978 FINANCE COMMITTEE REPORT

The 1979 fiscal year budget that appears in this warrant is unique in a very disturbing way. Although the recommended budget is up less than 3% from that of last year, a major portion of the budget is not yet determined - namely salary increases for virtually all Town personnel. At the time this report goes to press, the only real FY 1979 salaries that appear in the budget are those for the Town clerical personnel, Lincoln-Sudbury Regional High School and the Minuteman Regional Vocational Technical School. The remainder are present salaries with only step increases. What is the potential impact of this? - approximately \$5.7 million of the budget (68%) is still to be negotiated. If we were to assume a 5-6% raise for all the employees, we could expect an additional \$300,000 to \$350,000 that we would have to appropriate when the collective bargaining process is complete. This would amount to \$1.75 to \$2.00 on the tax rate.

Another equally disturbing fiscal factor that impacts your taxes is assessments and reimbursements. The assessment to Middlesex County is up dramatically, the reimbursements from the State are as yet unknown, but history leads us to believe that aid to cities and towns will continue to decrease. We have heard that this year, the State surplus of some \$200 million may be returned as local aid, but we cannot rely on this.

Where then are the increases of note on this yet incomplete budget?

Approximately \$150,000 of the total \$355,000 budget increase is contained in the Lincoln-Sudbury Regional High School account (but note that this does include \$180,000 of anticipated salary increases), \$105,000 is in the Unclassified account and includes \$20,000 more than this year for medical insurance, \$25,000 more for other insurance, and \$60,000 for unemployment compensation, a new mandatory program which we can expect to fund henceforth. Other accounts reflect increases due to step raises and the inflation effects on utilities and supplies. Virtually all Town services will remain at the same level as this year with this proposed budget, and therein lies a perpetual dilemma for the taxpayer. Where can savings be effected? What options does the voter have in influencing the size of the tax rate? Apparently, we must continually pay ever-increasing costs for the same or diminished services due to a multiplicity of factors.

First, the lion's share of the budget is represented by salaries (about 70%). Of these, most are determined by collective bargaining (teachers, police, fire and highway); hence salary level is beyond the direct control of the taxpayer. Second, certain costs associated with salaries (usually referred to as benefits) also result from negotiated agreements, e.g. medical insurance, retirement fund contribution, life insurance, etc. There is now also the cost of unemployment compensation. Third, there are the costs associated with the maintenance and use of Town property; these include heat, light, insurance, telephone, fuel and repair of Town vehicles, materials for roads, parks, cemeteries, supplies for schools, offices, library and so on. We recognize that in our economic climate salaries will increase each year as well as the cost of benefits. Inflation affects our utilities, supplies and insurance. The answer to the question posed above - namely, where can the voter exercise options over the budget? - can be found in only one place.

The only direct, effective control lies in the quantity of Town-provided services that the citizen is willing to support. If the present level of those services is deemed to be either necessary or desirable, then we must be prepared to see the costs of those services rise annually.

This year as the Finance Committee reviewed the budget requests, it became obvious that the majority of Town agencies are "holding the line"; no additional personnel, no new programs, just continue at the present levels. The Finance Committee was able to identify less than \$30,000 of requests that we felt were unjustified, attesting to the

Careful, diligent and concerned budget preparation process. Our liaison members worked closely with the various departments, boards and committees to assure responsible budget requests, so that much "trimming" was done prior to the formal requests being submitted. The Finance Committee also requested program budget formats which enable us to better understand each department's operation and cost. We intend to continue this practice and to present the results as both program and line item budgets next year. A few words now concerning other factors affecting the tax rate. It was mentioned earlier that assessments and reimbursements can have a significant impact. This year, for example, the Middlesex County assessment rose 20% or \$86,000 above the estimated assessment received last July. Also, the State Aid received over the past several years has been materially less than the Town anticipated or was "entitled to" by formula. These factors (assessments and reimbursements) are determined by the Massachusetts legislature and the Governor. Federal Aid has also been used over the past several years to reduce the tax rate.

Another area of tax impact is the special article. You will be asked to support a number of funding requests for new programs or continuation of on-going programs. These should receive your careful scrutiny as they will directly affect taxes both this coming year and in years to come.

Since the three school systems represent almost 70% of our budget, they deserve special mention. The Sudbury School budget remains the same as last year - as a bottom line request. However, teacher salary negotiations are as yet incomplete and must be added to the appropriation when the bargaining is complete. The present requested budget reflects a 6% increase in per pupil cost as the student population continues to decline. Although proportional staff reductions have been made, increase in the special needs program and step increases for the staff offset those potential savings. The library/audio visual program is the only significant growth area for the schools.

The Lincoln-Sudbury Regional Highway School also projects a decreasing school population and, by virtue of a contractual pupil/staff ratio, will experience a decline in staff. The salary negotiations also are incomplete, however, a salary reserve of \$180,000 is included in the budget for both professional and other salary settlements. At the high school, the per pupil cost will rise 8.5% from \$2657 to \$2882. The total assessment to Sudbury is up 2.5% from last year.

The Minuteman Regional Vocational Technical School assessment to Sudbury will be less than last year due to a percentage decrease in the proportion of Sudbury students in the school. The total assessment apportioned among the twelve towns remains the same as last year due to what we believe is a dangerous practice - namely, increasing the estimate of State Aid in order to offset budget increases. This is the second year in a row that this has been done. If the anticipated aid is not forthcoming, the Region may be forced to borrow to cover the deficit. We will pay later.

One final note on budget impact. The Town has utilized CETA employees in several areas over the past few years. This program provides Federal funds to support the employee as he works on Town programs. In several of these instances, once the CETA grant had expired (after one year) the services of that person were deemed to be important enough that the job became a full-time Town-supported position. We must exercise care that in each instance the additional service is indeed required and not just desirable.

In summary, the Finance Committee recommends for your approval, the budgets and those special articles in your warrant which we believe are responsive to the desires and needs of the community.

Respectfully submitted,

Donald D. Bishop
Karl E. Clough
Anne W. Donald

Philip G. Felleman (Chairman)
Linda E. Glass
Edward L. Glazer

Alan H. Grathwohl
Carol McKinley
Robert A. Norling

ESTIMATED SUDBURY 1978-79 TAX RATE

DEPARTMENT	ATM 1977-78 APPROPRIATION	1978-79 RECOMMENDED	INCREASE OR DECREASE	% OF INCREASE OR DECREASE	% OF TOTAL BUDGET
SCHOOLS					
Sudbury	\$4,700,000	\$4,696,996	\$- 3,004	--	37.3
LSRHS	3,138,116	3,288,238	150,122	+ 4.8	26.1
MMRVTHS	311,702	298,217	-13,485	- 4.3	2.4
Community Use	20,000	20,000	--	--	0.1
Summer School	4,350	3,245	- 1,105	- 25.4	--
Sub-total - Schools	<u>8,174,168</u>	<u>8,306,696</u>	<u>132,528</u>	+ 1.6	<u>65.9</u>
PROTECTION	1,281,118	1,387,106	105,988	+ 8.3	11.0
HIGHWAY	735,672	768,259	32,587	+ 4.4	6.1
UNCLASSIFIED	657,647	762,968	105,321	+ 16.0	6.1
DEBT	533,103	482,283	-50,820	- 9.5	3.8
GOVERNMENT	448,721	470,544	21,823	+ 4.8	3.7
LIBRARY	157,918	170,782	12,864	+ 8.1	1.4
HEALTH	100,558	107,741	7,183	+ 7.1	0.9
PARKS & RECREATION	115,134	122,828	7,694	+ 6.7	1.0
VETERANS	<u>12,062</u>	<u>12,087</u>	<u>25</u>	.2	<u>.1</u>
	12,216,101	12,591,294	375,193	+ 3.0	100.0

Estimate of State and County Assessments	775,000
Special Articles	187,994*
Estimate of Town Classification Increases	120,000**
Estimate of School Classification Increases	185,000**
Estimate of Overlay & Overlay Deficit	<u>125,000</u>

Gross Estimated Appropriation 13,984,288

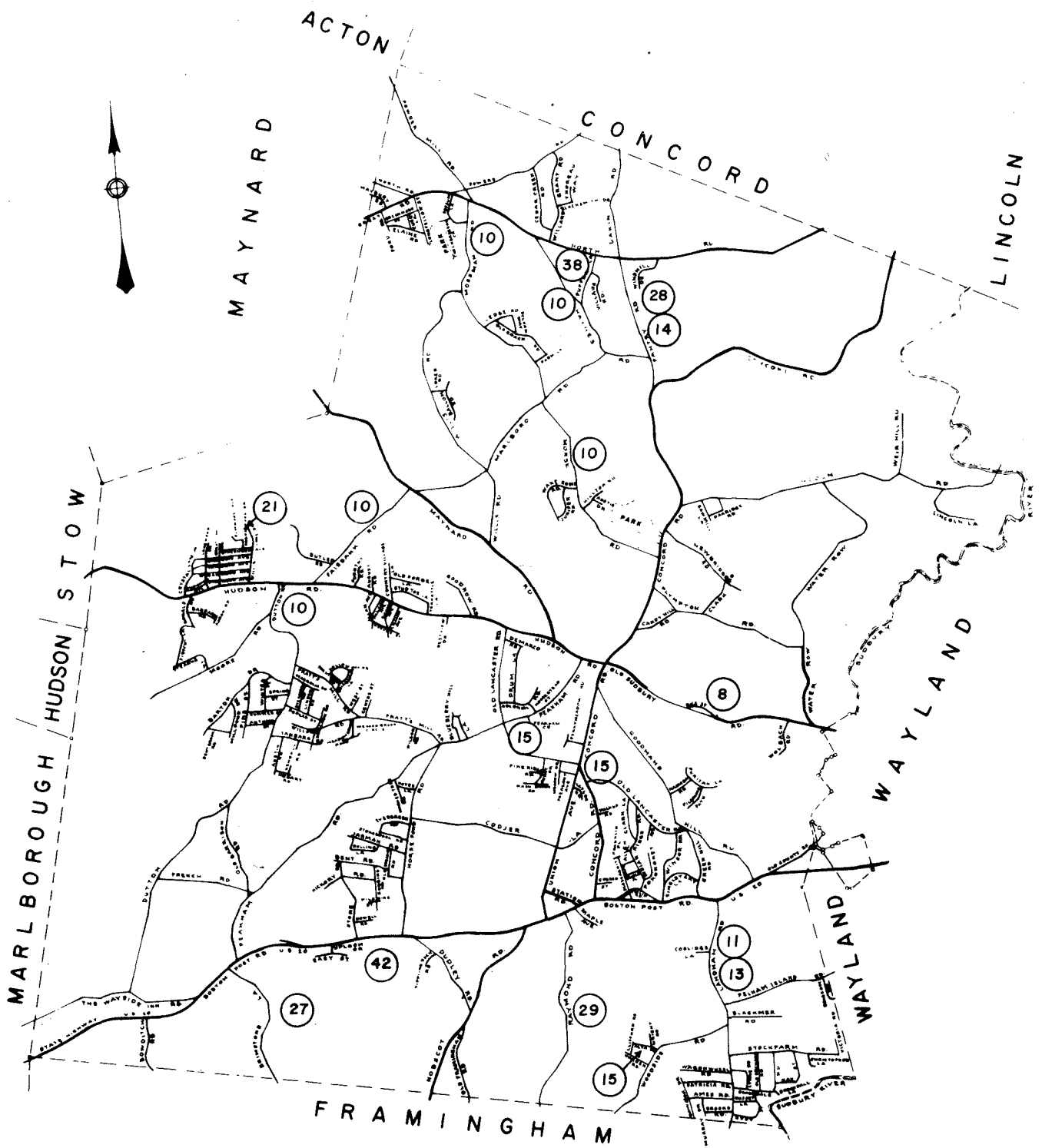
Less Estimated Receipts	2,000,000
Less Governmental Receipts	850,000
Less Revenue Sharing	250,000
Less School Federal Aid	11,882
Less Miscellaneous Receipts	50,000
Less Conservation Fund	<u>50,000</u>

TOTAL TO BE RAISED BY TAXATION 10,772,406

Tax Rate Based on estimated \$178,775,000 Assessed Valuation \$60.25

* Does not include Landham Road

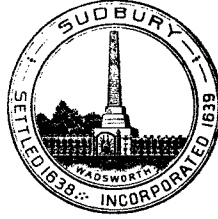
** Estimate of School and Town classification salary increases not voted on by the Finance Committee at warrant print time.



TOWN MAP SHOWING LOCATION OF ARTICLES

TOWN WARRANT
COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.



To the Constables of the Town of Sudbury:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Sudbury, qualified to vote in Town elections, to meet at the Peter Noyes School in said Town on Monday, March 27, 1978, at seven o'clock in the forenoon; then and there to choose by official ballot in accordance with law, one Moderator, one Highway Surveyor, one Tree Warden, all for one year; one member of the Board of Selectmen, one member of the Board of Assessors, one Constable, one member of the Goodnow Library Trustees, one member of the Board of Health, two members of the Sudbury School Committee, all for three years; one member of the Board of Park and Recreation Commissioners for three years, one member of the Board of Park and Recreation Commissioners for one year to fill a vacancy; one member of the Planning Board for five years, one member of the Planning Board for three years to fill a vacancy, one member of the Planning Board for one year to fill a vacancy; one member of the Sudbury Housing Authority for five years.

Included as part of the Annual Town Election will be an election of two members for three years each to the Lincoln-Sudbury Regional School District School Committee.

The polls will be open at seven o'clock in the forenoon and will be closed at eight o'clock in the evening.

And you are required to notify and warn the inhabitants of said Town qualified to vote in Town affairs to meet at the Lincoln-Sudbury Regional High School Auditorium in said Town on Monday, April 3, 1978, at eight o'clock in the evening, then and there to act on the following articles:

1 ARTICLE 1

Hear
Reports

TO SEE IF THE TOWN WILL VOTE TO HEAR, CONSIDER AND ACCEPT THE REPORTS OF THE TOWN BOARDS, COMMISSIONS, OFFICERS, AND COMMITTEES AS PRINTED IN THE 1977 TOWN REPORT OR AS OTHERWISE PRESENTED, OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

FINANCE COMMITTEE REPORT: Recommend Approval.

2 ARTICLE 2

Temporary
Borrowing

TO SEE IF THE TOWN WILL VOTE TO AUTHORIZE THE TOWN TREASURER, WITH THE APPROVAL OF THE SELECTMEN, TO BORROW MONEY FROM TIME TO TIME IN ANTICIPATION OF REVENUE OF THE FINANCIAL YEAR BEGINNING JULY 1, 1978, IN ACCORDANCE WITH THE PROVISIONS OF GENERAL LAWS, CHAPTER 44, SECTION 4, AND ACTS IN AMENDMENTS THEREOF, AND TO ISSUE A NOT OR NOTES THEREFOR, PAYBLE WITHIN ONE YEAR, AND TO RENEW ANY NOTE OR NOTES AS MAY BE GIVEN FOR A PERIOD OF LESS THAN ONE YEAR IN ACCORDANCE WITH GENERAL LAWS, CHAPTER 44, SECTION 17; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: This article provides for short-term borrowing in anticipation of tax revenue receipts. The Selectmen recommend approval of this article.

FINANCE COMMITTEE REPORT: Recommend Approval.

3 ARTICLE 3

Personnel
Bylaw:
Class. &
Salary Plan
Art. XI

TO SEE IF THE TOWN WILL VOTE TO AMEND THE CLASSIFICATION PLAN AND SALARY PLAN, SCHEDULES A & B IN ARTICLE XI OF THE TOWN BYLAWS, AS SET FORTH BELOW:

"1978 - 1979

SCHEDULE A & B

CLASSIFICATION PLAN AND SALARY PLAN

CLASSIFICATION	HRS PER WEEK	MINIMUM	STEP 1	STEP 2	STEP 3	MAXIMUM
<u>CLERICAL</u>						
<u>ANNUALLY RATED</u>						
Administrative Secretary	35	\$10,103	\$10,395	\$10,691	\$10,987	\$11,281
Assistant to Town Clerk	35	10,103	10,395	10,691	10,987	11,281
Principal Clerk	35	9,001	9,275	9,600	9,841	10,114
Senior Clerk	35	8,096	8,349	8,702	8,888	9,157
Junior Clerk	35	7,094	7,366	7,617	7,888	8,134
<u>HOURLY RATED</u>						
Senior Clerk Part-time		4.15	4.29	4.46	4.62	4.79
Junior Clerk Part-time		3.26	3.41	3.55	3.65	3.80
<u>FIRE DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Fire Chief		INDIVIDUALLY RATED - MAXIMUM \$24,100				
Fire Captain	42	\$14,743	\$15,083	\$15,433	\$15,775	\$16,146
Fire Fighter	42	11,986	12,263	12,547	12,825	13,127
Fire Fighter/EMT	42	11,986	12,263	12,547	12,825	13,127
<u>SINGLE RATED</u>						
Call Fire Fighter		\$57.76 per year and \$5.56 per hour				
Fire Prevention Officer		\$600 per year				
Fire Alarm Superintendent		\$600 per year				
Master Mechanic		\$600 per year				

CLASSIFICATION	HRS PER WEEK	MINIMUM	STEP 1	STEP 2	STEP 3	MAXIMUM
<u>POLICE DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Police Chief		INDIVIDUALLY RATED - BY STATE LAW				\$24,900
Sergeant	37 1/3	\$14,891	\$15,238	\$15,595	\$15,946	\$16,264
Patrolman	37 1/3	12,409	12,698	12,996	13,288	13,553
Reserve Patrolman	37 1/3	12,409				
Provisional Patrolman		10,039	10,641			
<u>SINGLE RATED</u>						
Administrative Assistant		\$1,000 per year				
Fingerprint Officer		\$ 600 per year				
Juvenile-Safety Officer		\$ 600 per year				
Detective		\$ 600 per year				
Police Woman (School Traffic Duty)		\$45.31 per week				
Police Matron		\$ 5.00 per hour				
<u>HIGHWAY DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Asst. Highway Surveyor		INDIVIDUALLY RATED - MAXIMUM \$17,500				
Operations Assistant		INDIVIDUALLY RATED - MAXIMUM \$13,700				
Foreman - Highway	40	\$12,122	\$12,444	\$12,768	\$13,114	\$13,437
Foreman - Tree & Cemetery	40	12,122	12,444	12,768	13,114	13,437
<u>HOURLY RATED</u>						
Mechanic	40	5.15	5.40	5.65	5.92	6.14
Heavy Equipment Operator	40	4.71	4.93	5.14	5.30	5.54
Tree Surgeon	40	4.71	4.93	5.14	5.30	5.54
Truck and/or Light Equipment Operator	40	4.32	4.49	4.67	4.86	5.00
Tree Climber	40	4.32	4.49	4.67	4.86	5.00
Laborer (Heavy)	40	3.97	4.10	4.28	4.43	4.60
Laborer (Light)	40	3.41	3.54	3.69	3.83	4.00
Temporary Laborer	40	2.83	2.94	3.06	3.17	3.32
<u>LIBRARY</u>						
<u>ANNUALLY RATED</u>						
Library Director	35	INDIVIDUALLY RATED - MAXIMUM \$16,000				
Asst. Library Director	35	\$10,532	\$10,973	\$11,504	\$12,086	\$12,693
Children's Librarian	35	10,532	10,973	11,504	12,086	12,693
Staff-Asst. Child. Lib.	35	8,335	8,705	9,094	9,601	10,126
Staff-Reference Lib.	35	8,335	8,705	9,094	9,601	10,126
Staff-Cataloger	35	8,335	8,705	9,094	9,601	10,126
Librarian Assistant	35	8,020	8,271	8,621	8,805	9,071
Jr. Librarian Assistant	35	5,180	5,515	5,725	5,940	6,173
<u>HOURLY RATED</u>						
Library Page		2.65	2.75	2.85		
<u>PARK AND RECREATION DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Maintenance Foreman		INDIVIDUALLY RATED - MAXIMUM \$13,300				
Recreation Director, Part-time		\$ 4,994	\$ 5,193	\$ 5,453	\$ 5,735	\$ 6,022
<u>SEASONALLY RATED</u>						
Swimming Director		1,382	1,437	1,509	1,586	1,664
Playground Supervisor		1,066	1,109	1,164	1,222	1,285
Arts and Crafts Supervisor		1,066	1,109	1,164	1,222	1,285

CLASSIFICATION	HRS PER					MAXIMUM
	WEEK	MINIMUM	STEP 1	STEP 2	STEP 3	
<u>PARK AND RECREATION DEPARTMENT cont.</u>						
<u>HOURLY RATED</u>						
Maintenance Asst./Equip. Operator		\$4.36 to \$5.10				
Laborer (Heavy)		\$3.96 to \$4.59				
Swimming Instructor		\$3.56 to \$4.18				
Laborer (Light)		\$3.40 to \$4.00				
Playground Instructor		\$3.19 to \$3.68				
Temporary Laborer		\$2.83 to \$3.32				
Assistant Swim Instructor		\$2.83 to \$3.32				
Monitors (Tennis & Ice Skating)		\$2.83 to \$3.32				

TOWN ADMINISTRATION

<u>ANNUALLY RATED</u>						
Executive Secretary		INDIVIDUALLY RATED - MAXIMUM \$29,500				
Town Accountant		INDIVIDUALLY RATED - MAXIMUM \$20,100				
Town Engineer		INDIVIDUALLY RATED - MAXIMUM \$23,900				
Town Planner		INDIVIDUALLY RATED - MAXIMUM \$15,000				
Building Inspector & Zoning Enforcement Agent		INDIVIDUALLY RATED - MAXIMUM \$19,400				
Director of Health		INDIVIDUALLY RATED - MAXIMUM \$19,600				
Junior Civil Engineer	\$13,018	\$13,529	\$14,069	\$14,639	\$15,231	
Building Services Coord.	11,327	11,613	11,903	12,191	12,495	
Assistant Dog Officer	8,412	8,667	8,972	9,197	9,452	

<u>HOURLY RATED</u>						
Senior Engineering Aide	5.04	5.25	5.45	5.67	5.90	
Junior Engineering Aide	3.98	4.14	4.31	4.47	4.65	
Student Engineering Aide	3.15	3.26	3.40	3.54	3.68	
Custodian	3.88	4.01	4.17	4.32	4.48	
Custodian (part-time)	3.05	3.19	3.32	3.42	3.56	

<u>SINGLE RATED SCHEDULE</u>						
Veterans Agent & Director	\$1,712 per year					
Animal Inspector	\$ 800 per year					
Custodian of Voting Machines	\$ 4.67 per hour					
Census Taker	\$ 3.76 per hour					
Election Warden	\$ 3.76 per hour					
Election Clerk	\$ 3.76 per hour					
Deputy Election Warden	\$ 3.76 per hour					
Deputy Election Clerk	\$ 3.76 per hour					
Election Officers & Tellers	\$ 3.58 per hour					
Plumbing Inspector	75% of established fees					

OVERTIME FOR NON-UNIONIZED EMPLOYEES SHALL BE PAID AT THE RATE OF TIME AND ONE-HALF IN EXCESS OF 40 HOURS IN ANY WORK WEEK, WHEN SUCH ADDITIONAL WORK TIME IS DIRECTED BY THE DEPARTMENT SUPERVISOR. THE OVERTIME RATE OF TIME AND ONE-HALF SHALL BE COMPUTED UPON THE EMPLOYEE'S BASE SALARY, WHICH BASE SALARY SHALL NOT INCLUDE LONGEVITY, CAREER INCENTIVE, OVERTIME OR ANY OTHER BENEFIT.

LONGEVITY SHALL BE PAID TO ALL PERMANENT FULL-TIME TOWN EMPLOYEES, EXCEPT INDIVIDUALLY RATED POSITIONS, HAVING SERVED CONTINUOUSLY AS AN EMPLOYEE OF THE TOWN AS FOLLOWS: AFTER SIX (6) YEARS, AN ADDITIONAL TWO PER CENT (2%); AFTER TEN (10) YEARS, AN ADDITIONAL ONE PER CENT (1%); AND AFTER FIFTEEN YEARS (15), AN ADDITIONAL ONE PER CENT (1%)."

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Personnel Board.

PERSONNEL BOARD REPORT: The following changes in the Classification Plan and Salary Plan are brought to your attention:

Clerical

The study of the Town clerical positions has been completed but the Board was prevailed upon to delay full implementation of its recommended changes until discussions with heads of Boards and Departments are concluded and until a more detailed comparison with the school clerical positions is completed. In the interim, in order to move toward equalizing the Town clerical and school clerical rates, the Town clerical salary schedule has been adjusted as shown.

Police Department

A new classification for a Reserve Patrolman has been added.

Library

A recent classification and salary review of the library personnel indicates the existence of a wide gap between what we pay our professional library staff and what comparable towns pay to theirs. This is a first step in organizing the positions, as indicated by the study, and in upgrading the salaries to close the gap.

Park and Recreation

The seasonal employees of this Department do not work long enough each year to qualify for an earned increase in the following year under the step increase plan outlined in the Bylaw. Therefore, the steps have been replaced with a salary range where the Department can set the individual's merit increase anywhere within the limits without violating the time constraints of the step system. The starting rate will be the minimum rate indicated.

Town Administration

A new classification for a Town Planner has been added.

FINANCE COMMITTEE REPORT: The Salary and Classification Plan presented to the Finance Committee contained changes in the clerical schedule only; the revised levels reflect a 7% increase. Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 3 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

4

ARTICLE 4

Personnel
Admin. Plan
Art. XI

TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE XI OF THE SUDBURY BYLAWS REFERRED TO AS THE "PERSONNEL ADMINISTRATION PLAN", BY AMENDING, DELETING OR ADDING THE FOLLOWING SECTIONS AS INDICATED:

SECTION 3:

BY AMENDING THE TITLE TO READ: "DEFINITION OF TERMS AND CLASSIFICATION PLAN"; AND

BY ADDING, AS THE FIRST PARAGRAPH THEREOF, THE FOLLOWING:

"EMPLOYEE - ANY PERSON WORKING IN THE SERVICE OF ANY DEPARTMENT OR WHOSE SERVICES ARE DIVIDED BETWEEN TWO OR MORE DEPARTMENTS WHO RECEIVES COMPENSATION FOR SUCH SERVICES UNLESS SUCH PERSON IS ELECTED.

FULL-TIME EMPLOYEE - ANY EMPLOYEE WHO WORKS THIRTY-FIVE OR MORE HOURS DURING THE REGULARLY SCHEDULED WORK WEEK.

PART-TIME EMPLOYEE - ANY EMPLOYEE WHO WORKS LESS THAN THIRTY-FIVE HOURS DURING THE REGULARLY SCHEDULED WORK WEEK.

TEMPORARY EMPLOYEE - ANY EMPLOYEE WHO HAS BEEN HIRED FOR ANY POSITION, WHETHER FULL-TIME OR PART-TIME, WHICH IS SEASONAL AND/OR LIMITED TO INCLUDE A KNOWN OR APPROXIMATE TERMINATION DATE.

PERMANENT EMPLOYEE - ANY EMPLOYEE, FULL OR PART-TIME, WHO HAS BEEN APPOINTED TO AN AUTHORIZED POSITION ON AN ENDURING BASIS.

RETIREE - ANY FORMER EMPLOYEE WHO HAS WORKED A MINIMUM OF TEN YEARS AND QUALIFIES FOR RETIREMENT UNDER THE COUNTY RETIREMENT SYSTEM.";

SECTION 4:

BY DELETING THE THIRD AND FOURTH PARAGRAPHS, AND SUBSTITUTING THEREFOR THE FOLLOWING:

"WHERE THE SALARY PLAN PROVIDES BOTH A MAXIMUM AND MINIMUM SALARY FOR A POSITION, BOTH PERMANENT PART-TIME AND PERMANENT FULL-TIME EMPLOYEES HOLDING THE POSITION SHALL BE ENTITLED TO THE SALARY SET THEREFOR IN STEPS 1 THROUGH MAXIMUM AFTER CONTINUOUS SERVICE IN THE POSITION FOR THE FOLLOWING PERIODS:

STEP 1	STEP 2	STEP 3	MAXIMUM
SIX MONTHS	ONE YEAR	TWO YEARS	THREE YEARS

TEMPORARY EMPLOYEES SHALL BE PAID THE STARTING WAGE FOR THE POSITION THEY HOLD UNLESS THE PERSONNEL BOARD AUTHORIZES A HIGHER STEP WITHIN THE RANGE, BASED ON THE EXPERIENCE AND QUALIFICATIONS OF THE EMPLOYEE. NO EMPLOYEE OF THE TOWN AT THE TIME OF AMENDMENT OF THE SALARY PLAN SHALL SUFFER A REDUCTION OF RATE BY VIRTUE OF SUCH AMENDMENT.";

SECTION 7 (1):

BY ADDING, AS THE SECOND PARAGRAPH THEREOF, THE FOLLOWING:

"IF A SICK DAY IS TAKEN ON THE DAY IMMEDIATELY BEFORE OR THE DAY IMMEDIATELY FOLLOWING A HOLIDAY, NO HOLIDAY PAY WILL BE GIVEN WITHOUT THE SPECIFIC APPROVAL OF THE DEPARTMENT HEAD.";

BY DELETING THE WORDS: "TEN HOLIDAYS", AND SUBSTITUTING THEREFOR THE WORDS: "ELEVEN HOLIDAYS"; AND

BY DELETING THE WORDS: "TEN (10) PAID HOLIDAYS" AND SUBSTITUTING THEREFOR THE WORDS: "ELEVEN (11) PAID HOLIDAYS";

SECTION 7 (2):

BY DELETING, IN THE FIRST PARAGRAPH, THE WORDS: "FULL-TIME";

BY ADDING AFTER THE WORDS: "REQUIRE," IN THE SECOND PARAGRAPH, THE WORDS: "A DESIGNATED MEMBER OF"; AND

BY DELETING THE FOURTH PARAGRAPH AND SUBSTITUTING THEREFOR THE FOLLOWING:

"THE AMOUNT OF PAYMENT FOR A PERMANENT PART-TIME EMPLOYEE FOR EACH SICK LEAVE DAY SHALL BE DETERMINED BY MULTIPLYING HIS NORMAL RATE TIMES A FRACTION, THE NUMERATOR OF WHICH SHALL BE THE NORMALLY SCHEDULED HOURS PER WEEK AND THE DENOMINATOR, THE NORMALLY SCHEDULED WORK WEEK FOR HIS DEPARTMENT.";

SECTION 7 (3):

BY DELETING THE SECTION AND SUBSTITUTING THEREFOR THE FOLLOWING:

"(3) VACATION. A PERMANENT FULL-TIME EMPLOYEE IS ENTITLED TO ONE WEEK OF PAID VACATION AFTER CONTINUOUS EMPLOYMENT OF SIX MONTHS. THIS ONE WEEK MUST BE USED PRIOR TO THE FIRST ANNIVERSARY DATE OF THE EMPLOYEE AND MAY NOT BE CARRIED FORWARD.

AFTER THE FIRST YEAR OF EMPLOYMENT, VACATION ENTITLEMENT SHALL BE BASED ON THE YEARS OF CONTINUOUS SERVICE COMPLETED ON THE ANNIVERSARY DATE OF EMPLOYMENT, AS FOLLOWS:

<u>YEARS OF CONTINUOUS SERVICE</u>	<u>VACATION ENTITLEMENT</u>
AFTER 1 YEAR AND THROUGH 6 YEARS	2 WEEKS
AFTER 6 YEARS AND THROUGH 12 YEARS	3 WEEKS
AFTER 12 YEARS	4 WEEKS

A PART-TIME EMPLOYEE WITH REGULARLY SCHEDULED WORKING HOURS SHALL BE ELIGIBLE FOR ONE WEEK OF PAID VACATION AFTER CONTINUOUS EMPLOYMENT OF SIX MONTHS. THIS ONE WEEK MUST BE USED PRIOR TO THE FIRST ANNIVERSARY DATE AND MAY NOT BE CARRIED FORWARD; SUCH PART-TIME EMPLOYEE'S VACATION ENTITLEMENT SHALL BE PAID IN AN AMOUNT EQUAL TO THE AVERAGE PAY FOR THE REGULARLY SCHEDULED WORK FOR THE PREVIOUS SIX MONTHS. AFTER THE FIRST YEAR OF EMPLOYMENT, VACATION ENTITLEMENT SHALL BE BASED ON THE SAME FORMULA AS FULL-TIME EMPLOYEES AS IT RELATES TO CONTINUOUS SERVICE AND VACATION ENTITLEMENT.

VACATION ENTITLEMENT MAY NOT BE CARRIED FORWARD FROM ONE ANNIVERSARY YEAR TO THE NEXT. LEAVE GRANTED FOR TEMPORARY MILITARY SERVICE MAY NOT BE CHARGED AGAINST AN EMPLOYEE'S VACATION WITHOUT HIS CONSENT.";

SECTION 7 (4):

BY DELETING THE SECTION AND SUBSTITUTING THEREFOR THE FOLLOWING:

"(4) JURY DUTY. AN EMPLOYEE CALLED FOR JURY DUTY OR AN EMPLOYEE SUBPOENAED BY THE COURT ON DAYS FALLING WITHIN HIS USUAL WORK PERIOD FOR THE TOWN SHALL BE PAID FOR THOSE DAYS THE DIFFERENCE BETWEEN THE COMPENSATION HE WOULD HAVE RECEIVED FROM THE TOWN AND HIS FEES, EXCLUSIVE OF TRAVEL ALLOWANCE FOR SUCH SERVICE.";

SECTION 7 (7):

BY DELETING, IN THE THIRD PARAGRAPH, THE WORDS: "OF \$.10 PER MILE" AND SUBSTITUTING THEREFOR THE WORDS: "ESTABLISHED BY VOTE AT TOWN MEETING";

SECTION 11:

BY RENUMBERING THE PRESENT SECTION 11, TO SECTION 12; AND

BY ADDING A NEW SECTION 11 AS FOLLOWS:

"SECTION 11. HEALTH AND LIFE INSURANCE BENEFITS

- (1) RETIRED EMPLOYEES ARE ENTITLED TO THE TOWN'S HEALTH AND LIFE INSURANCE BENEFITS PROGRAM AS AUTHORIZED BY CHAPTER 32B OF THE GENERAL LAWS OF THE COMMONWEALTH.
- (2) A PERMANENT EMPLOYEE WHO HAS BEEN GRANTED AN AUTHORIZED UNPAID LEAVE OF ABSENCE IS ELIGIBLE TO REMAIN IN THE TOWN'S HEALTH AND LIFE INSURANCE BENEFITS PROGRAM BUT MUST PAY 100% OF THE COST.
- (3) HEALTH AND LIFE INSURANCE BENEFITS ARE AUTHORIZED ONLY FOR THOSE PERMANENT EMPLOYEES, WHO ARE PAID FOR SERVICES THROUGH TOWN APPROPRIATIONS. ANY EMPLOYEE HIRED THROUGH THE USE OF ANY OTHER FUNDS SUCH AS FEDERAL OR STATE PROGRAMS, FOR EXAMPLE CETA OR METCO, MAY BE ELIGIBLE FOR THE BENEFITS PROGRAM THROUGH PAYROLL DEDUCTION AT 100% OF THE COST AND/OR THROUGH EXPENDITURES OF THE PARTICULAR FEDERAL OR STATE AGENCY.";

SECTION 12:

BY RENUMBERING THE PRESENT SECTION 12, TO SECTION 13;
OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Personnel Board.

PERSONNEL BOARD REPORT: The changes to the Bylaw are to define the term "employee", full-time, part-time, temporary, or retired;and more clearly designate the employment benefits provided by the Town that apply to each such employee. Permanent part-time employees would now be considered as eligible for many of these benefits.

What the article does is, put down in writing the policies that have been followed by the Town Accountant in administrating the benefits program.

FINANCE COMMITTEE REPORT: Since the Finance Committee has seen no changes proposed to the Personnel Administration Plan, a report will be made at Town Meeting if necessary.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 4 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

5 ARTICLE 5

Budget

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, THE FOLLOWING SUMS, OR ANY OTHER SUM OR SUMS, FOR ANY OR ALL TOWN EXPENSES AND PURPOSES, INCLUDING DEBT AND INTEREST AND OUT-OF-STATE TRAVEL, TO FIX THE SALARIES OF ALL ELECTED OFFICIALS AND TO PROVIDE FOR A RESERVE FUND, ALL FOR THE FISCAL YEAR JULY 1, 1978 THROUGH JUNE 30, 1979, INCLUSIVE, IN ACCORDANCE WITH THE FOLLOWING SCHEDULE, WHICH IS INCORPORATED HEREIN BY REFERENCE; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Finance Committee.

- * Transfer from Reserve Fund included in this figure.
- ** Transfer from Reserve Fund added but not included in this figure. Table of transfers is shown at the end of the budget article.
- + Inter-account transfer.

100 EDUCATION: 110 SUDBURY PUBLIC SCHOOLS

	1976-77 Expenditures (3059)	1977-78 Budget (2877)	1978-79 Requested (2688)	1978-79 Recommended
(Pupils)				
1100 School Committee	7,251	7,950	8,075	8,075
1200 Supt. Office	100,716	114,057	113,858	113,858
<u>1000 ADMINISTRATION TOTAL</u>	<u>107,967</u>	<u>122,007</u>	<u>121,933</u>	<u>121,933</u>
2200 Principals	245,846	243,648	249,283	249,283
2300 Teachers	2,583,686	2,755,540	2,651,832	2,651,832
2400 Textbooks	12,443	18,700	26,551	26,551
2500 Library	46,434	88,053	89,732	89,732
2600 Audio-Visual	9,141	25,160	43,873	43,873
2700 Guidance	139,717	153,702	144,428	144,428
2800 Pupil Personnel	303,790	325,852	368,050	368,050
<u>2000 INSTRUCTION TOTAL</u>	<u>3,341,057</u>	<u>3,610,655</u>	<u>3,573,749</u>	<u>3,573,749</u>
3100 Attendance	200	200	200	200
3200 Health Services	72,080	79,628	82,585	82,585
3300 Transportation	202,574	203,507	218,496	218,496
3400 Food Services	18,671	20,972	22,400	22,400
3500 Student Activities	2,335	3,770	3,942	3,942
<u>3000 SCHOOL ACTIVITIES TOTAL</u>	<u>295,860</u>	<u>308,077</u>	<u>327,623</u>	<u>327,623</u>
4100 Operation	390,600	417,154	404,553	404,553
4200 Maintenance	97,081	125,976	116,054	116,054
<u>4000 OPER. & MAINT. TOTAL</u>	<u>487,681</u>	<u>543,130</u>	<u>520,607</u>	<u>520,607</u>
7300 Acquisition	7,164	11,051	18,538	18,538
7400 Replacement	6,440	9,710	24,546	24,546
<u>7000 EQUIPMENT TOTAL</u>	<u>13,604</u>	<u>20,761</u>	<u>43,084</u>	<u>43,084</u>
<u>9000 TUITION</u>	<u>117,780</u>	<u>95,370</u>	<u>110,000</u>	<u>110,000</u>
<u>TOTAL BUDGET</u>	<u>4,363,949</u>	<u>4,700,000</u>	<u>4,696,996</u>	<u>4,696,996</u>
Federal Aid Applied	21,899	19,663	11,882	11,882
Community Use - Schools	17,523	20,000	20,000	20,000
Summer School Reserved for Appropriation:		4,350	3,245	3,245

FINANCE COMMITTEE REPORT: We are faced with the recurring dilemma of a declining student population which is not proportionately reflected in the school budget request. The budget request is 0.1% less than the current budget while the anticipated student enrollment is down 6%. Staff reductions have kept pace with the reduced number of students.

Major budget increases are in contracted services, equipment and textbooks. The increase in the Library/Audio Visual Account (2500/2600) is the result of an effort to upgrade the library facilities in order to enrich all programs in the school curriculum.

Salaries account for 76% of the budget. At press time, negotiations for teacher contracts had not yet been completed and therefore are not included in this budget request. With full awareness of that fact and the subsequent implications, the Finance Committee remains firm in its recommendation of approval of the budget request of \$4,696,996.

100 EDUCATION: 130 LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT

A. BUDGET	1976-77 Expenditures (Pupils) (1812)	1977-78 Budget (1730)	1978-79 Budget (1658)
1100 School Committee	7,978	5,998	12,500
1200 Superintendent's Office	131,823	143,505	129,770
<u>1000 ADMINISTRATION TOTAL</u>	<u>139,801</u>	<u>149,503</u>	<u>142,270</u>
2200 Principals	170,273	228,279	229,581
2300 Teaching	2,204,220	2,366,801	2,570,477
2400 Textbooks	26,321	31,245	35,610
2500 Library	71,812	72,694	73,105
2600 Audio Visual	49,967	50,373	50,149
2700 Pupil Services	193,643	209,461	165,872
2800 Psychological Services	37,185	35,713	63,608
Reduction in 2000 Account		(5,000)	-
<u>2000 INSTRUCTION TOTAL</u>	<u>2,753,421</u>	<u>2,989,566</u>	<u>3,188,402</u>
3100 Attendance	2,015	50	5
3200 Health Services	25,677	26,531	27,424
3300 Pupil Transportation	261,220	256,514	271,944
3400 Food Services	-	2,690	0
3500 Student Body Activities	55,249	64,966	66,030
<u>3000 OTHER SCHOOL SERVICES TOTAL</u>	<u>344,161</u>	<u>350,751</u>	<u>365,403</u>
4100 Operation of Plant	374,637	389,836	391,622
4200 Maintenance of Plant	211,189	229,390	240,775
<u>4000 OPERATION & MAINT. TOTAL</u>	<u>585,826</u>	<u>619,226</u>	<u>632,397</u>
5100 Employee Retirement Program	46,406	60,603	86,928
5200 Insurance Program	115,061	154,293	168,025
<u>5000 FIXED CHARGES TOTAL</u>	<u>161,467</u>	<u>214,896</u>	<u>254,953</u>
<u>9000 PROGRAMS WITH OTHER DISTRICTS</u>	<u>163,900</u>	<u>184,465</u>	<u>194,489</u>
<u>TOTAL OPERATING BUDGET</u>	<u>4,148,576</u>	<u>4,508,407</u>	<u>4,777,914</u>
<u>Contingency</u>	<u>200</u>	<u>85,000</u> (1)	<u>0</u>
<u>TOTAL</u>	<u>4,148,776</u>	<u>4,593,407</u>	<u>4,777,914</u>
<u>6000 COMMUNITY SERVICES</u>	<u>1,240</u>	<u>1,800</u>	<u>1,000</u>

(1) \$69,870 of this \$85,000 was not appropriated at the 1977 Annual Town Meeting

	1976-77 Expenditures	1977-78 Budget	1978-79 Budget
7200 Improvements	0	1,700	11,500
7300 New Equipment	35,971	26,000	36,703
7400 Replacement Equipment	17,371	27,879	27,792
Reduction in 7000 Account			(7,448)
<u>7000 ACQUISITION OF FIXED ASSETS</u>	<u>53,342</u>	<u>55,579</u>	<u>68,547</u>
<u>8000 DEBT SERVICE</u>	<u>524,263</u>	<u>507,987.50</u>	<u>491,713</u>
<u>GROSS BUDGET</u>	<u>4,727,821</u>	<u>5,158,773.50</u>	<u>5,339,174</u>

B. SUDBURY ASSESSMENT

Operating Expenses Including Contingency	2,990,257.80	3,074,146.29
Community Service	1,479.60	821.00
Equipment	45,685.94	56,277.00
Debt Service	170,562.94	156,994.00
<u>REQUESTED ASSESSMENT</u>	<u>3,207,986.28</u>	<u>3,288,238.49</u>
<u>VOTED ASSESSMENT</u>	<u>3,138,116.28</u>	

FINANCE COMMITTEE REPORT: While enrollment has declined by 4.1%, the recommended Gross Budget of \$5,339,174 represents an increase of 3.49%. By a substantial percentage, this increase is the lowest in the 24-year budget history of the Regional High School.

Included within the budget is a projected dollar amount for the cost of on-going salary negotiations with the Teachers' Union. On January 5, 1978, the Finance Committee unanimously voted and subsequently requested the Regional School Committee to return entirely any unused sum at the satisfactory completion of negotiations in the combined assessments to the towns of Lincoln and Sudbury. A representative of the Finance Committee has attended and will continue to attend future negotiating sessions.

This budget provides for staff decreases in clerical, special needs and maintenance positions (2.25) as well as professional staff reductions (4.0) under the ratio provisions of the existing Union contract. No additions to staff were approved.

The specific budget increases are attributable to professional salary steps, Blue Cross/Blue Shield, unemployment compensation, building repairs, textbooks and supplies. Decreases of note were obtained in pupil services. All travel accounts were reduced by approximately 50% from last year's figures.

Sudbury's assessment of \$3,288,238 is an increase of \$80,252 or 2.5%. For the first time in four years, Sudbury's share of the budget decreased to 82.1% for the Town.

Recommend Approval.

100 EDUCATION: 140 MINUTEMAN REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL

A. BUDGET	1977-78 BUDGET	PROPOSED 1978-79 BUDGET
Administration (1000)		
Salaries	119,429	124,941
Supplies	3,010	4,610
Other	24,624	28,234
<u>1000 ADMINISTRATION TOTAL</u>	<u>147,063</u>	<u>157,785</u>
Instruction-Supv. (2100,2200)		
Salaries	206,730	193,498
Supplies	8,900	12,125
Other	33,332	42,992
<u>2100,2200 INSTRUCTION-SUPV TOTAL</u>	<u>248,962</u>	<u>248,615</u>
Instruction - Teaching (2300,2400)		
Salaries	1,909,620	2,008,607
Supplies	250,751	253,512
Texts	39,550	28,143
Other	81,240	95,999
<u>2300,2400 INSTRUCTION-TCHG TOTAL</u>	<u>2,281,161</u>	<u>2,386,261</u>
Instruction - Media (2500,2600,2900)		
Salaries	80,242	82,659
Supplies	11,900	11,900
Other	51,390	48,029
<u>2500,2600,2900 INSTRUCT.-MEDIA TOTAL</u>	<u>143,532</u>	<u>142,588</u>
Instruction - Guidance (2700,2800)		
Salaries	200,290	213,917
Supplies	7,427	5,457
Other	21,650	22,450
<u>2700,2800 INSTRUCT.-GUIDANCE TOTAL</u>	<u>229,367</u>	<u>241,824</u>
Other Services (3000)		
Health	38,615	38,142
Transportation	503,321	420,334
Cafeteria	3,430	3,700
Athletics	69,470	75,726
<u>3000 OTHER SERVICES TOTAL</u>	<u>614,836</u>	<u>537,902</u>
Maintenance, Operations, Repair (4000)		
Salaries	137,227	133,721
Supplies	19,500	23,500
Other	481,741	493,686
<u>4000 MAINT., OPER., REPAIR TOTAL</u>	<u>638,468</u>	<u>650,907</u>
<u>5000 FIXED SERVICES TOTAL</u>	<u>262,248</u>	<u>304,098</u>
<u>7000 ACQUISITION OF FIXED ASSETS TOTAL</u>	<u>58,350</u>	<u>211,444</u>
<u>8000 DEBT SERVICE TOTAL</u>	<u>1,658,200</u>	<u>1,598,500</u>
<u>TOTALS</u>	<u>6,282,187</u>	<u>6,479,924</u>

B. DISTRICT ASSESSMENT

1. OPERATING BUDGET	<u>1977-78</u>	<u>1978-79</u>
Total Operating Budget	\$ 4,623,987	\$ 4,881,894
Reimbursement/Revenue	<u>-2,000,000</u>	<u>-2,198,207</u>
Net Operating Budget	2,623,987	2,683,687

11. CAPITAL BUDGET

Capital	1,658,200	1,598,500
Reimbursement	<u>-1,103,135</u>	<u>-1,103,135</u>
Assessment	555,065	495,365

TOTAL ASSESSMENT	\$ 3,179,052	\$ 3,179,052
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C. <u>SUDBURY ASSESSMENT</u>	<u>\$ 311,702</u>	<u>\$ 298,217</u>
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FINANCE COMMITTEE REPORT: Like the Sudbury Schools, the Minuteman Regional Vocational Technical School Committee evaluated and voted for a program budget.

The Regional Advisory Finance Committee recommended to the Minuteman Regional Vocational Technical School Committee an operating budget of \$4.661 million (based on student counts and allowing for inflation) instead of the \$4.846 million program plan developed last fall by the school staff. That program plan required an assessment of \$3.300 million on the 12 towns of the region, after generous application of other forecast receipts. Instead, the Minuteman Committee first identified \$35,000 of additional needs, and then \$156,000 more aid and other income, to produce the 1978/9 District Assessment identical to 1977/8.

1978 - 1979

	77 - 78 Budget	Fall Staff Request and Plan	12 Town FINCOM Recomm.	January Staff Plan	January MMRVTS Vote
	(In \$ million)				
Operations	\$4.624	\$4.846	\$4.661	\$4.882	\$4.881
- Aid	<u>- 2.000</u>	<u>- 2.041</u>	<u>- 2.041</u>	<u>- 2.045</u>	<u>- 2.197</u>
	2.624	2.805	2.620	2.837	2.684
+ Net Bond Payments	<u>+ 555</u>	<u>+ 495</u>	<u>+ 495</u>	<u>+ 495</u>	<u>+ 495</u>
Assessment	\$3.179	\$3.300	\$3.115	\$3.332	\$3.179

This is the second year that Minuteman has controlled our assessment by adjusting their forecast aid and other income. This might not continue to our benefit. There is a forecast 7% to 8% increase in the 1979/80 assessment as a result of teacher contract negotiations concluded in 1977 - plus inflation.

The 1978/79 assessment on Sudbury is less than last year, because the number of students from other towns increased in October, 1977 faster than did the number of our students at Minuteman. The assessment is based on the student count of the prior October 1. Recommend Approval.

200 DEBT SERVICE

	EXPENDITURES 7/1/76 - 6/30/77	APPROPRIATED 7/1/77 - 6/30/78	EXPENDITURES 7/1/77 - 12/31/77	FISCAL YEAR 1979 7/1/78-6/30/79	
				REQUESTED	RECOMMENDED
201 Loan Interest, Temp.	*27,562	**20,000	15,344	35,000	35,000
202 School Bond Interest	66,955	53,103	30,263	37,282.50	37,282.50
203 Other Bond Interest	2,688	0	0	0	0
204 Principal, Schools	415,000	410,000	335,000	410,000	410,000
205 Principal, Others	<u>164,510</u>	<u>50,000</u>	<u>50,000</u>	<u>0</u>	<u>0</u>
TOTAL	676,715	533,103	430,607	482,282.50	482,282.50

FINANCE COMMITTEE REPORT:

200 DEBT SERVICE: Recommend Approval.

300 PROTECTION OF PERSONS AND PROPERTY

310 FIRE DEPARTMENT

310-10 Fire Chief's					
Salary	22,260	23,596	12,235	23,596	23,596
310-11 Salaries	+363,392	+391,572	201,744	394,164	394,164
310-12 Overtime	+ 88,495	+115,238	71,621	132,289	132,289
310-13 Clerical	+ 5,915	8,558	3,098	8,558	8,558
310-21 General Expense	3,995	6,355	2,610	7,275	7,000
310-31 Maintenance	* 28,372	15,500	8,089	17,730	17,730
310-51 Equipment Purchase	17,054	13,000	10,527	14,450	14,450
310-61 Fire Alarm Exten.	43	0	0	0	0
310-62 Fire Alarm Maint.	6,345	7,000	197	8,050	8,050
310-71 Uniforms	3,997	5,040	2,326	5,060	5,060
310-81 Tuition Reimb.	<u>432</u>	<u>800</u>	<u>275</u>	<u>800</u>	<u>800</u>
<u>310</u> TOTAL	540,300	586,659	312,722	611,972	611,697
Federal Revenue Sharing	110,000	115,000		125,000	125,000
NET BUDGET	430,300	471,659	312,722	486,972	486,697

FINANCE COMMITTEE REPORT:

310 FIRE DEPARTMENT: There is an experiment underway to determine if additional personnel can offset the Overtime Account (-12). The results will be reported at Town Meeting. The Equipment Account (-51) includes replacement of a 1973 station wagon. It also continues the practice of replacing radios and fire hose. Recommend Approval.

	EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979		
	7/1/76 - 6/30/77	7/1/77 - 6/30/78	7/1/77 - 12/31/77	7/1/78-6/30/79 REQUESTED	RECOMMENDED	
<u>320 POLICE DEPARTMENT</u>						
320-10	Police Chief's Salary	23,064	24,395	12,649	24,395	24,395
320-11	Salaries	+345,794	380,864	195,252	386,313	386,313
320-12	Overtime & Extra Hire	+ 52,299	69,721	39,338	81,039	81,039
320-13	Clerical	9,095	9,641	4,999	9,641	9,641
320-16	Crossing Guards	4,699	5,168	2,040	5,168	5,168
320-21	General Expense	13,967	14,030	5,921	14,630	14,630
320-31	Maintenance	* 21,991	20,700	9,504	22,200	22,200
320-41	Travel Expense	354	650	417	500	500
320-51	Equipment Purchase*	17,456	19,000	5,001	18,000	18,000
320-61	Auxiliary Police	500	1,500	666	1,500	1,500
320-71	Uniforms	* 6,012	5,700	3,515	5,850	5,850
320-81	Tuition Reimb.	1,373	6,000	436	6,000	6,000
<u>320</u>	TOTAL	496,604	557,369	279,738	575,236	575,236
	Federal Revenue Sharing	110,000	115,000		125,000	125,000
	NET BUDGET	386,604	442,369	279,738	450,236	450,236
<u>340 BUILDING INSPECTOR</u>						
340-10	Salaries	17,808	18,876	9,788	18,876	18,876
340-12	Overtime	390	+ 562	495	562	562
340-13	Clerical	12,685	14,164	6,653	14,309	14,309
340-14	Deputy Inspector	565	1,000	206	1,000	1,000
340-15	Custodial	19,584	+21,626	7,480	21,272	21,272
340-16	Plumbing	1,304	2,500	799	2,500	2,500
340-17	Retainer	1,000	1,000	500	1,000	1,000
340-21	General Expense	627	750	343	750	750
340-31	Vehicle Maint.	744	1,000	257	1,000	750
340-32	Town Bldg. Maint.	*43,360	**46,921	17,795	47,500	47,500
340-51	Equipment				5,000	5,000
<u>340</u>	TOTAL	98,067	108,399	44,316	113,769	113,519

FINANCE COMMITTEE REPORTS:

320 POLICE: The increase in the Overtime Account (-12) is due to three factors: a 12% salary increase, more vacation time due to seniority, contract items for night differential and EMT requalification. General Expense (-21) is up due to increased costs of supplies and telephone. The Maintenance Account (-31) has increased 11% to cover anticipated additional cost of gasoline. The usual practice of replacing patrol cars annually is continued, with one station wagon (back-up ambulance) and three patrol sedans to be traded against new ones. Recommend Approval.

340 BUILDING AND INSPECTIONS: A new vehicle for the Building Inspector is recommended for sometime late in the fiscal year and a corresponding reduction in the Vehicle Maintenance Account (-31) is included. A 10% increase has been approved for the utilities in the Town Building Maintenance Account (-32). Recommend Approval.

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 -	7/1/77 -	7/1/77 -	7/1/78-6/30/79	
		<u>6/30/77</u>	<u>6/30/78</u>	<u>12/31/77</u>	<u>REQUESTED</u>	<u>RECOMMENDED</u>
<u>350 DOG OFFICER</u>						
350-11	Salary	+8,488	9,485	4,637	9,642	9,642
350-12	Overtime & Ext Hire*	+1,047	472	272	544	544
350-21	General Expense	5,398	5,750	2,024	5,750	2,650
350-31	Vehicle Maint.	676	750	121	1,000	750
350-51	Equipment Purchase	<u>*4,024</u>	<u>0</u>	<u>0</u>	<u>10,000</u>	<u>10,000</u>
<u>350</u>	<u>TOTAL</u>	19,633	16,457	7,054	26,936	23,586

FINANCE COMMITTEE REPORT: The recommended budget includes the construction of a Town-owned kennel which will improve enforcement of the Dog Control Law at a reasonable cost. Recommend Approval.

BOARD OF SELECTMEN REPORT - DOG CONTROL FACILITIES, LINE ITEM 350-51: This budget line item is similar to Article 4 in the Warrant for the April 4, 1977 Special Town Meeting, with the exception that the dollar amount requested is \$10,000 rather than \$25,000.

Since the subject last came before Town Meeting, the Dog Officer has completed further study and research and is still recommending that the Town build its own dog pound facilities. At present we have no adequate facilities to retain dogs picked up, nor can we economically contract for such service.

The type of facility proposed is a prototype of the dog pound in the Town of Monson, which appears to be a very efficient and economical operation. The Town Engineer has already drawn up a set of construction plans and the Dog Officer has submitted specifications and operational plans as follows:

- The building will be well-insulated and soundproofed.
- Hours will be restricted for pick-up of dogs to 8 a.m. to 5 p.m., Monday through Friday by appointment only.
- A limited number of cages will be used; therefore, stray dogs will only be held the time required by law.
- The capacity of the facility will be approximately 16 dogs.
- On a daily basis dogs will be fed and areas cleaned.
- The facility will be heated and ventilated.
- The Town may rent space to adjoining towns to help cut operational costs.

The Dog Officer has recommended that the facility be located on Town-owned land preferably adjacent to Featherland Park. The Town of Monson built their facility in a residential district and has experienced very few complaints.

Unless this line item is approved, we cannot properly enforce the Town dog control bylaws. It will also allow us to treat dogs picked up in a more humane fashion.

If funds for construction of a new dog pound facility are approved --- line item 350-21 Care of Dogs may be reduced to \$1,200 and the amount of \$200 for retainer eliminated - therefore, the total requested for line item 350-21 would be reduced to \$2,650 or a savings of \$3,100. It is estimated that the dog pound facility will pay for itself within three years.

The Selectmen recommend your approval.

	EXPENDITURES 7/1/76 - 6/30/77	APPROPRIATED 7/1/77 - 6/30/78	EXPENDITURES 7/1/77 - 12/31/77	FISCAL YEAR 1979 7/1/78-6/30/79 REQUESTED	RECOMMENDED
<u>360 CONSERVATION COMMISSION</u>					
360-13 Clerical	997	**1,937	1,389	2,744	2,744
360-21 General Expense	527	5,350	475	5,080	5,080
360-31 Maintenance	1,481	2,000	696	2,000	1,500
360-41 Travel	64	150	19	75	75
360-51 Conservation Fund	31,000	0	0	48,337	48,337
360-52 Capital Equipment				1,870	1,870
<u>360 TOTAL</u>	<u>34,069</u>	<u>9,437</u>	<u>2,579</u>	<u>60,106</u>	<u>59,606</u>
<u>370 BOARD OF APPEALS</u>					
370-13 Clerical	1,272	1,685	842	2,000	2,000
370-21 General Expense	754	800	279	800	800
<u>370 TOTAL</u>	<u>2,026</u>	<u>2,485</u>	<u>1,121</u>	<u>2,800</u>	<u>2,800</u>
<u>385 SIGN REVIEW BOARD</u>					
385-13 Clerical	397	562	291	562	562
385-21 General Expense		100	72	100	100
<u>385 TOTAL</u>	<u>397</u>	<u>662</u>	<u>363</u>	<u>662</u>	<u>662</u>
<u>390 CIVIL DEFENSE</u>					
390-21 General Expense	214	250	40	250	0
390-22 Special Emergency	*14,634				
<u>390 TOTAL</u>	<u>14,848</u>	<u>250</u>	<u>40</u>	<u>250</u>	<u>0</u>
<u>300 GROSS BUDGET</u>	<u>1,205,944</u>	<u>1,281,718</u>	<u>647,933</u>	<u>1,391,731</u>	<u>1,387,106</u>
Offsets	220,000	230,000		250,000	250,000
<u>300 NET BUDGET</u>	<u>985,944</u>	<u>1,051,718</u>	<u>647,933</u>	<u>1,141,731</u>	<u>1,137,106</u>

FINANCE COMMITTEE REPORTS:

360 CONSERVATION COMMISSION: The budget for operating and capital equipment has been increased by 19% due to increases in the personal services account and purchase of a mower blade attachment so that mowing of the Town areas can be accomplished by the Park and Recreation Department rather than by an outside contractor. Additional clerical services are required to handle the increased workload resulting from the Wetlands Protection Act, State-initiated studies and the increasing number of Commission hearings. The major item in the Commission's budget is the Conservation Fund. By agreement with the Finance Committee in 1971, the Commission budgets .0275% of the Town's estimated real value for the Conservation Fund which is used for the purchase of new conservation land. Over \$258,000 of supporting State and Federal funds have been obtained and returned to the General Account in connection with this program. \$48,337 is being requested in the 1978/9 budget for this purpose. Last year the Conservation Fund request was eliminated at the Town Meeting. The Finance Committee believes that it is in the Town's best interest to continue this program of land acquisition. Recommend Approval.

390 CIVIL DEFENSE: The Finance Committee does not recommend providing funds for the proposed level of this program. Recommend Disapproval.

	EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979		
	7/1/76 - 6/30/77	7/1/77 - 6/30/78	7/1/77 - 12/31/77	7/1/78-6/30/79 REQUESTED	RECOMMENDED	
<u>400 HIGHWAY DEPARTMENT</u>						
410-10	Supt's Salary	19,800	22,000	11,207	22,000	22,000
410-11	Asst. Supt's Sal.	16,000	16,960	8,640	16,960	16,960
410-12	Oper. Asst's Sal.	11,802	13,144	6,696	13,144	13,144
410-13	Clerical	+15,370	17,458	8,560	17,614	17,614
410-14	Tree Warden	500	500	0	600	500
410-21	General Expense	3,772	4,500	761	4,500	4,500
410-31	Maintenance	1,986	3,000	1,077	3,000	3,000
410-32	Utilities	*11,316	12,400	2,578	12,400	12,400
410-41	Travel	149	150	7	150	150
410-42	Out-of-State Travel	0	300	300	300	300
410-51	Admin. Equipment	525	250	240	550	450
410-71	Uniforms	3,926	4,400	3,016	4,400	4,400
<u>410</u>	Sum	85,146	95,062	43,082	95,618	95,418
420-11	Operating Salary	+228,516	+250,558	119,130	229,689	229,689
420-12	Extra Hire	12,069	14,907	7,308	14,907	14,907
420-13	Overtime	9,619	12,938	4,866	12,938	12,938
<u>420-10</u>	Sum	250,204	278,403	131,304	257,534	257,534
420-20	Road Work					
-21	Operating Materials	16,980	16,000	8,237	16,000	16,000
-23	Hired Equipment	5,351	6,000	5,365	6,000	6,000
-24	Street Seal	74,988	60,000	58,046	60,000	60,000
-25	Signs & Markings	7,476	7,500	2,491	7,500	7,500
-26	Street Maint.	34,500	34,500	33,696	34,500	34,500
-28	Sweeping	11,415	14,000	2,471	14,000	14,000
<u>420-20</u>	Sum	150,710	138,000	110,306	138,000	138,000
420-30	Trees					
-31	Tree Materials	2,499	2,500	182	3,700	3,700
-34	Contractors	4,985	**5,000	4,504	6,000	6,000
<u>420-30</u>	Sum	7,484	7,500	4,686	9,700	9,700
420-40	Landfill					
-41	Contractors		**		3,800	3,800
-43	Hired Equipment	6,985	9,000	7,534	1,000	1,000
-44	Utilities	215	330	47	330	330
-45	Maintenance	0	300	49	300	300
-46	Physical Plant	997	0	0	0	0
<u>420-40</u>	Sum	8,197	9,630	7,630	5,430	5,430
420-50	Cemeteries					
-51	Materials	2,676	2,000	244	1,800	1,800
-53	Hired Equipment	0	0	0	200	200
-55	Contractors	461	0	0	0	0
<u>420-50</u>	Sum	3,137	2,000	244	2,000	2,000

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 -	7/1/77 -	7/1/77 -	7/1/78-6/30/79	
		6/30/77	6/30/78	12/31/77	REQUESTED	RECOMMENDED
420-62	Chap. 90 Maint.	6,000	6,000	0	6,000	6,000
420-60	Sum	6,000	6,000	0	6,000	6,000
430	Machinery					
-20	Fuels & Lubr.	*21,575	23,750	8,338	23,750	23,750
-30	Parts & Repairs	*44,702	38,225	18,216	38,225	38,225
-40	Equipment	21,656	15,000	14,187	65,000	65,000
430	Sum	87,933	76,975	40,741	126,975	126,975
460	Snow & Ice					
-12	Overtime	+23,688	+22,502	6,286	22,502	22,502
-30	Materials	+36,619	40,000	6,499	40,000	40,000
-40	Equipment	5,863	6,600	0	6,600	6,600
-50	Contractors	+22,817	20,000	1,361	20,000	20,000
460	Sum	88,987	89,102	14,146	89,102	89,102
470	Street Lighting	*29,059	32,000	13,448	37,100	37,100
	New Locations	455	1,000	0	1,000	1,000
470	Sum	29,514	33,000	13,448	38,100	38,100
400	TOTAL	717,312	735,672	365,587	768,459	768,259
OFFSETS:						
	Chapter 825 + Interest	45,300	94,844.86			
	Anti-Recession Title II	0	27,824.54			
	Chapter 90 Improvements	0	6,000.00			
	Cemetery: New Town	2,700	2,000.00			
	Road Machinery Fund	0	500.47			
	<u>NET BUDGET</u>	<u>669,312</u>	<u>604,502.13</u>			<u>768,259</u>

FINANCE COMMITTEE REPORT:

400 HIGHWAY: The recommended Highway budget shows an overall increase of 3.8% over fiscal 1978. Actually, the operating budget will be 2.4% less than the current year, due to personnel reductions and holding the line on all accounts except Trees (420-30) and Street Lighting (470). However, in keeping with the Long Range Capital Expenditures Committee's recommendations for equipment replacement on a cost-effective basis, the Machinery Account (430) has been substantially increased to include the purchase of three vehicles which are essential to year-round operation, particularly in the winter as first-line snow-fighting equipment.

All of the current programs for street maintenance will be continued at the same cost level. This includes the seal program scheduled for 11.4 miles (40 roads), 0.3 mile of County roads (Chapter 90 Maintenance) and miscellaneous roadwork (berm and guard rail construction and repair and walkway and treelawn maintenance). The sweeping program will be continued as it has proved so effective in preparing the roads for safe usage after winter salt, sand and accumulated debris. No new Chapter 90 construction funds are included in Account 420-63 and the present account is carried forward at \$248,796.49 toward the planned reconstruction of Landham Road.

A small increase in the Tree Account (420-30) permits an expanded tree planting program while continuing the care and maintenance of existing trees on public ways and Town property, including Dutch Elm removal, etc.

The Street Lighting Account (470) reflects the actual yearly cost of the existing street lights, including rate increases granted by the DPU and the allowed fuel adjustment costs, plus a 15% increase estimated by Boston Edison for fiscal 1979. It also includes \$1,000 for additional lighting installations, subject to Boston Edison scheduling.

The major budget increase occurs in Machinery (430). It is proposed to purchase a three-quarter ton pick-up truck, a one-ton truck and a front-end loader. These vehicles are all replacements for units which have been in heavy use over six years, in the case of the three-quarter ton truck, and eight years for the other two vehicles.

Repair costs in fiscal 1977 were \$5,766.65. The Finance Committee agrees with the Highway Surveyor and the Long Range Capital Expenditures Committee that this replacement is timely and implementation should occur in fiscal 1979. Recommend Approval.

500 GENERAL GOVERNMENT

	EXPENDITURES 7/1/76 - 6/30/77	APPROPRIATED 7/1/77 - 6/30/78	EXPENDITURES 7/1/77 - 12/31/77	FISCAL YEAR 1979 7/1/78-6/30/79 REQUESTED	RECOMMENDED
<u>501 SELECTMEN</u>					
501-10 Exec. Sec'y. Salary	27,350	28,991	15,032	28,991	28,991
501-11 Planner					15,000
501-12 Overtime	+ 699	562	51	1,000	1,000
501-13 Clerical Salary	+27,544	31,900	15,802	32,050	32,050
501-14 Selectmen's Salary	1,600	1,600	800	1,600	1,600
501-21 General Expense	4,900	5,000	3,073	5,500	5,300
501-31 Equip. Maint.	205	** 300	423	500	350
501-41 Travel	* 2,265	2,200	1,253	2,200	2,200
501-51 Equipment Purchase	64	** 600	714	700	600
501-71 Out-of-State Travel	1,000	1,000	666	1,000	1,000
501-81 Surveys & Studies	1,753	2,000	763	3,000	2,000
<u>501 TOTAL</u>	<u>67,380</u>	<u>74,153</u>	<u>38,577</u>	<u>76,541</u>	<u>90,091</u>
<u>502 ENGINEERING</u>					
502-10 Town Engineer Sal.	21,412	22,697	11,869	22,697	22,697
502-11 Salaries	54,562	58,273	30,459	70,545	70,545
502-12 Overtime	823	2,438	944	2,438	2,000
502-13 Clerical Salary	8,598	9,453	4,810	9,453	9,453
502-14 Temp. Eng. Aides	10,663	12,192	6,862	12,192	12,192
502-21 General Expense	6,456	6,340	1,790	6,775	6,775
502-31 Maint. & Repair Vehicles	1,802	2,300	744	2,300	2,300
502-41 Travel Expense	16	100	13	100	100
502-51 Equipment Purchase	6,800	5,500	4,929	0	0
<u>502 TOTAL</u>	<u>111,132</u>	<u>119,293</u>	<u>62,420</u>	<u>126,500</u>	<u>126,062</u>

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 -	7/1/77 -	7/1/77 -	7/1/78-6/30/79	
		6/30/77	6/30/78	12/31/77	REQUESTED	RECOMMENDED
<u>503 LAW</u>						
503-10	Retainer	*10,750	11,000	5,500	12,500	12,000
503-11	Salaries	9,010	9,551	4,952	9,551	9,551
503-21	General Expense	*13,201	11,000	6,423	19,200	16,200
503-51	Equipment	* 394	0	0	0	0
<u>503</u>	<u>TOTAL</u>	<u>33,355</u>	<u>31,551</u>	<u>16,875</u>	<u>41,251</u>	<u>37,751</u>
<u>504 ASSESSORS</u>						
504-13	Clerical	17,159	23,484	11,089	26,000	26,000
504-14	Assessors' Salary	2,500	2,500	1,250	2,500	2,500
504-21	General Expense	3,879	5,480	2,565	5,480	5,480
504-31	Equipment Repair	0	125	0	125	125
504-41	Travel	1,199	1,600	377	1,600	1,600
504-51	Equipment Purchase	214	0	0	250	250
<u>504</u>	<u>TOTAL</u>	<u>24,951</u>	<u>33,189</u>	<u>15,281</u>	<u>35,955</u>	<u>35,955</u>
<u>505 TAX COLLECTOR</u>						
505-10	Collector's Salary	10,600	11,200	5,600	11,875	11,200
505-12	Overtime	0	+ 225	24	400	400
505-13	Clerical	*13,054	+15,733	7,302	15,394	15,394
505-14	Attorney's Salary	2,213	0	0	3,000	3,000
505-21	General Expense	1,818	2,315	748	2,285	2,285
505-31	Maintenance	25	75	0	75	75
505-41	Travel Expense	15	300	15	300	50
505-51	Equipment Purchase	0	0	0	500	500
<u>505</u>	<u>TOTAL</u>	<u>27,725</u>	<u>29,848</u>	<u>13,689</u>	<u>33,829</u>	<u>32,904</u>
<u>506 TOWN CLERK & REGISTRARS</u>						
506-10	Town Clerk's Sal.	10,907	12,500	6,250	12,500	12,500
506-13	Clerical Salary	24,717	27,651	14,227	27,226	27,226
506-14	Registrars	550	550	550	550	550
506-21	General Expense	8,258	8,360	956	6,075	6,075
506-31	Maintenance	237	320	214	355	355
506-41	Travel Expense	208	350	121	350	350
506-51	Equipment Purchase	* 4,442	150	149	163	163
506-61	Elections	7,965	3,332	935	9,426	9,426
506-71	Out-of-State Travel	0	0	0	225	225
<u>506</u>	<u>TOTAL</u>	<u>57,284</u>	<u>53,213</u>	<u>23,402</u>	<u>56,870</u>	<u>56,870</u>

	EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
	7/1/76 - 6/30/77	7/1/77 - 6/30/78	7/1/77 12/31/77	7/1/78-6/30/79 REQUESTED	RECOMMENDED
<u>507 TREASURER</u>					
507-10	Treasurer's Salary 8,480	9,000	4,500	12,000	9,000
507-13	Clerical Salary * 5,827	7,264	3,618	8,190	6,990
507-21	General Expense 463	500	259	500	500
507-31	Maintenance 0	100	20	100	100
507-41	Travel Expense 249	850	245	850	500
507-61	Tax Title Expense 50	1,000	159	500	500
507-71	Bond & Note Issue Exp.* 235	** 150	145	500	500
507-81	Tuitions 0	200	200	225	225
<u>507</u>	<u>TOTAL</u>	<u>15,304</u>	<u>19,064</u>	<u>22,865</u>	<u>18,315</u>
<u>508 FINANCE COMMITTEE</u>					
508-13	Clerical Salary 1,575	1,911	661	2,200	2,200
508-21	General Expense 111	200	99	200	200
508-41	Travel Expense 0	50	0	0	0
<u>508</u>	<u>TOTAL</u>	<u>1,686</u>	<u>2,161</u>	<u>2,400</u>	<u>2,400</u>
<u>509 MODERATOR</u>					
509-11	Salary 80	100	0	100	100
509-21	General Expense 0	0	0	0	75
<u>509</u>	<u>TOTAL</u>	<u>80</u>	<u>100</u>	<u>100</u>	<u>175</u>
<u>510 PERMANENT BUILDING COMMITTEE</u>					
510-13	Clerical Salary 0	56	0	56	50
510-21	General Expense 0	50	0	50	0
<u>510</u>	<u>TOTAL</u>	<u>0</u>	<u>106</u>	<u>106</u>	<u>50</u>
<u>511 PERSONNEL BOARD</u>					
511-13	Clerical Salary *1,660	1,573	740	1,800	1,800
511-21	General Expense 100	200	81	300	200
<u>511</u>	<u>TOTAL</u>	<u>1,760</u>	<u>1,773</u>	<u>2,100</u>	<u>2,000</u>
<u>512 PLANNING BOARD</u>					
512-10	Town Planner 0	0	0	15,000	0
512-13	Clerical Salary 1,831	3,371	1,047	2,000	2,000
512-21	General Expense 780	1,250	190	800	800
512-31	Maintenance 0	50	0	50	50
512-41	Travel 13	100	0	250	100
512-61	Special Studies 15,920 (1)	16,000	3,733	0	0
<u>512</u>	<u>TOTAL</u>	<u>18,544</u>	<u>20,771</u>	<u>18,100</u>	<u>2,950</u>

(1) Amount paid to Planner from Article 9 ATM 1976 included in this expenditure.

513 ANCIENT DOCUMENTS COMMITTEE

513-21	General Expense 1,691	1,800	709	1,800	1,800
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	EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
	7/1/76 - 6/30/77	7/1/77 - 6/30/78	7/1/77 - 12/31/77	7/1/78-6/30/79 REQUESTED	RECOMMENDED
<u>514 HISTORIC DISTRICTS COMMISSION</u>					
514-13 Clerical	65	112	0	112	112
514-21 General Expense	47	50	32	50	50
<u>514</u> TOTAL	112	162	32	162	162
<u>518 COUNCIL ON AGING</u>					
518-21 General Expense	599	643	107	1,120	1,120
518-51 Equipment	304	375	86	200	200
518-61 Senior Citizen Prog.	952	1,250	370	1,250	1,250
518-62 Trans. Programs	800	800	166	800	800
<u>518</u> TOTAL	2,655	3,068	729	3,370	3,370
<u>519</u> TALENT SEARCH COMMITTEE	59	0	0	100	100
<u>520 COMMITTEE ON TOWN ADMINISTRATION</u>					
520-13 Clerical	0	0	0	100	50
520-21 General Expense	0	50	0	50	0
<u>520</u> TOTAL	0	50	0	150	50
<u>521 ACCOUNTING</u>					
521-10 Town Account. Sal.	17,696	18,876	9,298	18,876	18,876
521-12 Overtime	442	+ 550	549	550	550
521-13 Clerical	16,987	+ 20,428	10,139	23,698	23,698
521-21 General Expense	903	965	570	965	965
521-31 Maintenance	410	3,400	286	4,000	4,000
521-41 Travel	300	450	242	450	450
521-51 Equipment Purchase	154	13,250	916	11,000	11,000
521-61 Payroll Processing	3,337	** 500	451	0	0
<u>521</u> TOTAL	40,229	58,419	22,451	59,539	59,539
<u>500</u> TOTAL	403,947	448,721	209,862	481,738	470,544

FINANCE COMMITTEE REPORTS:

501 SELECTMEN: The Town Planner appears in Account 501-11 rather than in 512 (Planning Board) as requested. Recommend Approval.

502 ENGINEERING: The recommended budget reflects the addition of one Senior Engineering Aide. This represents the first personnel increase to the Department since 1972. Since 1974 the Department has assumed responsibility for both engineering and surveying work. The addition of this new Senior Aide will permit the Department to perform "in house" work formerly contracted at greater expense. Recommend Approval.

503 LAW: The Finance Committee feels that an increase in the Law Retainer from \$11,000 to \$12,500 is excessive. We have recommended \$12,000 which is a 9% increase. In General Expense (-21) the major increase is due to the Labor Relations Counsel and an increase in the hourly rate for litigation. Recommend Approval.

504 ASSESSORS: The increase in the budget request of 8.3% primarily reflects the need for additional clerical help to handle the increased workload being performed. Recommend Approval.

505 TAX COLLECTOR: This year it is necessary to hire a lawyer for Tax Titles. This is a routine procedure occurring every other year. This budget also includes the purchase of a new typewriter to replace a twelve-year-old one. Recommend Approval.

506 TOWN CLERK: This budget shows an increase in the Election Account (-61) since we will have three elections in fiscal 1978/9. Recommend Approval.

507 TREASURER: This budget shows a decrease in Tax Title Expense (-61). There is an increase in Bond and Note Issue (-71) because it is now necessary to borrow more than previously. Recommend Approval.

510 PERMANENT BUILDING COMMITTEE: The recommended budget will permit the Permanent Building Committee to resume activities if required by Town Meeting action. Recommend Approval.

511 PERSONNEL BOARD: The 13% increase in the proposed budget for 1978/9 is to accommodate increases in the clerical workload. Recommend Approval.

512 PLANNING BOARD: The significant reduction in this budget primarily reflects transfer of the Town Planner's salary from the Planning Board to the Selectmen's account. It was felt that the Town Planner function could be more effectively implemented and supervised if the Selectmen were responsible. Reductions in the Clerical Account (-13) also contributed to the reduced budget. Recommend Approval.

513 ANCIENT DOCUMENTS COMMITTEE: The recommended budget of \$1,800 will permit the continuation of the microfilming of the Town's records and the orderly restoration of the Town's ancient books and documents. Recommend Approval.

521 ACCOUNTING: The addition of a part-time employee will replace a present CETA employee who currently administers all Town CETA employees. The Capital Equipment line item is a continuation in our 1977 five-year lease-purchase agreement for the Burroughs accounting machine. Recommend Approval.

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 -	7/1/77 -	7/1/77 -	7/1/78-6/30/78	
		6/30/77	6/30/78	12/31/77	REQUESTED	RECOMMENDED
<u>600 GOODNOW LIBRARY</u>						
600-10	Library Director	14,596	15,500	8,037	16,000	15,500
600-12	Overtime & Ext. Hire	0	0	0	3,291	3,291
600-13	Clerical	+39,402	51,769	24,449	49,730	49,730
600-14	Salaries	+26,498	29,303	15,219	29,327	29,327
600-15	Custodial	+ 3,623	4,006	2,199	3,702	3,702
600-16	Salaries, Pages	7,592	8,837	4,066	8,510	8,510
600-21	General Expense	* 5,812	** 5,663	2,671	7,823	7,150
600-31	Maintenance	15,611	11,550	3,773	12,154	12,154
600-41	Travel	199	250	59	357	250
600-51	Equipment	1,414	** 2,000	1,419	2,032	1,852
600-52	Books	25,200	**28,500	15,133	39,161	39,161
600-71	Out-of-State Travel	* 446	540	0	655	155
<u>600</u>	TOTAL	140,393	157,918	77,025	172,742	170,782
	State Aid	5,064.75	5,064.75			5,064.75
	County Dog License Refund					7,905.43
	NET BUDGET					157,811.82

FINANCE COMMITTEE REPORT:

600 LIBRARY: The recommended budget is a 7.6% increase over the appropriation for the current fiscal year. The Clerical Account (-13) reflects step increases, and the replacement of one full-time Junior Librarian Assistant with a part-time Librarian Assistant. An Overtime and Extra Hours Account (-12) has been created to eliminate the problem of attempting to allocate this time in advance. This time has previously been included in the various salary accounts. The requested amount in the General Expense Account (-21) has been reduced by approximately \$675 to eliminate a request to place a full-page ad in Bentley's Calendar on a monthly basis to inform the Town of the Library's services and events. The substantial increase, approximately 37%, in the Book Account (-52) reflects the increase in the cost of books and a determination that the number of books purchased next year should be increased over the number purchased in prior years to take account of the Library's increased circulation, tripled in four years. The Out-of-State Travel Account (-71) has been reduced by \$500 from the amount requested to eliminate the cost of the Library Director's attending the annual American Library Association Conference. Recommend Approval.

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 -	7/1/77 -	7/1/77 -	7/1/78-6/30/79	
		6/30/77	6/30/78	12/31/77	REQUESTED	RECOMMENDED
<u>700 PARK AND RECREATION</u>						
700-10	Maint. Foreman	12,000	12,720	6,596	13,000	13,000
700-12	Overtime	486	450	289	1,000	1,000
700-15	Salaries	45,459	53,064	38,197	54,228	56,228
700-21	General Expense	923	1,000	311	1,000	1,000
700-31	Maintenance	24,522	25,000	10,272	26,800	26,800
700-41	Travel	299	500	245	500	500
700-51	Equipment	3,976	3,000	1,695	3,000	3,000
700-61	Special Programs	19,079	18,900	14,199	20,800	20,800
700-71	Uniforms	319	500	72	500	500
<u>700</u>	<u>TOTAL</u>	<u>107,063</u>	<u>115,134</u>	<u>71,876</u>	<u>120,828</u>	<u>122,828</u>

FINANCE COMMITTEE REPORT:

700 PARK AND RECREATION: The recommended budget is a 6.7% increase over the appropriation for the current fiscal year. Approximately \$2,000 of the increase in labor cost (-15) reflects their assumption of the new responsibility of maintaining conservation lands. Of the recommended increase of \$1,900 in Programs (-61), it is anticipated that approximately \$1,400 will be returned to the Town in the form of increased revenue from fees charged to participants. Recommend Approval.

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 -	7/1/77 -	7/1/77 -	7/1/78-6/30/79	
		6/30/77	6/30/78	12/31/77	REQUESTED	RECOMMENDED
<u>800 HEALTH</u>						
800-10	Director's Sal.	18,020	19,101	9,852	20,800	19,101
800-13	Clerical Salary	5,940	7,304	3,352	7,304	7,000
800-15	Animal Inspector	800	800	350	800	800
800-21	General Expense	870	1,200	391	1,200	1,200
800-31	Lab Expense	1,152	1,200	385	2,200	2,200
800-41	Travel	*1,397	1,400	573	1,500	1,500
800-51	Equipment	364	0	0	850	850
800-61	SPHNA	22,892	26,148	10,895	29,840	29,840
800-71	Mosquito Control	14,000	16,000	15,000	16,000	16,000
800-75	Septage Disposal	11,029	22,405	132	24,000	24,000
800-81	Consultant Fees	0	250	0	250	250
800-91	Mental Health	4,740	4,750	1,580	5,000	5,000
<u>800</u>	<u>TOTAL</u>	<u>81,204</u>	<u>100,558</u>	<u>42,510</u>	<u>109,744</u>	<u>107,741</u>
	Offset 800-75					
	ATM 1970 Art. 54					9550.89
	ATM 1970 Art. 55					9756.76
	STM 1970 Art. 44					460.20
	NET BUDGET					<u>87,973.15</u>

FINANCE COMMITTEE REPORT:

800 HEALTH: The recommended budget of \$107,741 represents a 7.1% increase over the amount appropriated for this current fiscal year. SPHNA costs (-61) are up 14.1% due to increased hours allocated to the Board of Health, increased salary rates and increased overhead expenses (in large part, malpractice insurance). Also, the Board of Health is instituting a new water monitoring program set up along guidelines suggested in the recent Mott Hydrology Study, which increases Account 800-31 by \$1,000 over this current year. The recommended amount of \$24,000 in Account 800-75 reflects one-half of the anticipated cost for the Wayland-Sudbury Joint Septage Disposal Facility. Recommend Approval.

900 VETERANS

900-10	Agent's Salary	1,615	1,712	856	1,712	1,712
900-21	General Expense	300	350	103	375	375
900-61	Benefits	*14,873	10,000	6,231	10,000	10,000
900	TOTAL	16,788	12,062	7,190	12,087	12,087

FINANCE COMMITTEE REPORT:

900 VETERANS: Recommend Approval

		EXPENDITURES	APPROPRIATED	EXPENDITURES	FISCAL YEAR 1979	
		7/1/76 - 6/30/77	7/1/77 - 6/30/78	7/1/77 - 12/31/77	7/1/78-6/30/79 REQUESTED	RECOMMENDED
950 UNCLASSIFIED						
950-11	Blue Cross/Shield	170,297	200,000	74,947	220,000	220,000
950-12	Life Insurance	3,363	4,400	1,698	4,400	4,400
950-21	Fidelity Bonds	1,107	1,500	20	1,500	1,500
950-31	Casualty Insurance	63,165	75,000	70,877	100,000	100,000
950-41	Print Town Report	2,649	4,000	0	5,000	4,000
950-51	Memorial Day	1,000	1,000	0	1,735	1,100
950-61	Veterans' Graves	484	300	34	300	300
950-71	Fire Pension	1,500	1,500	875	1,500	1,500
950-81	Reserve Fund	72,742 (1)	100,000	8,583	100,000	100,000
950-91	Hosmer House Cont.	2,000	2,000	1,169	2,000	2,000
950-92	Communications	3,421	3,500	1,066	3,500	3,500
950-93	Hydrant Rental	21,630	21,805	10,902	22,015	22,015
950-94	Copying Service *	5,357	6,000	3,122	6,800	6,800
950-96	Retirement Fund	*200,446	207,742	207,742	206,353	206,353
950-97	Town Meetings *	7,440	8,400	68	9,000	9,000
950-98	Postage	9,124	9,500	2,916	9,500	9,500
950-99	Telephone *	11,941	11,000	5,366	11,000	11,000
950-100	Unemployment Comp.	0	0	0	60,000	60,000
950	TOTAL	577,666	657,647	389,385	764,603	762,968

Overlay Reserve

0

NET BUDGET

762,968

(1) Expenditures shown from the Reserve Fund have also been identified in line items denoted by an asterisk that received Reserve Fund transfers.

FINANCE COMMITTEE REPORT:

950 UNCLASSIFIED: Major increases are in Blue Cross/Blue Shield (up 10%), Casualty Insurance (up 33%) due to a reappraisal of Town property, Retirement Fund (up 8%) based on the County Assessment, and the inclusion of a new line item - Unemployment Compensation (-100), another mandatory municipal expense. Recommend Approval.

1976-77 TRANSFERS

DATE	TRANSFER NO.	ACCOUNT NUMBER/NAME	AMOUNT
7/22	0696	350-51: Dog Officer - Equipment Purchase	\$ 273.63
8/26	0697	506-51: Town Clerk - Equipment Purchase	4,400.00
9/9	0700	320-51: Police - Equipment Purchase	857.00
10/14	0698	310-31: Fire - Maintenance	10,874.00
11/18	0703	950-96: Unclassified - Retirement	127.11
12/9	0705	410-13: Highway - Clerical (from 420-11)	408.00
12/20	0706	950-96: Unclassified - Retirement	725.97
1/27	0708	507-71: Treasurer - Bond & Note Issue	45.00
2/7	0707	503-51: Law - Capital Expenditure	400.00
2/7	0709	503-10: Law - Retainer	250.00
2/10	0710	460-12: Highway - Snow & Ice Overtime (from 420-11)	7,000.00
2/24	0712	430-30: Highway - Parts & Repairs	10,000.00
2/24	0711	507-71: Treasurer - Bond & Note Issue	100.00
2/24	0713	200-201: Debt - Interest on Temporary Loans	6,000.00
2/28	0715	600-71: Library - Out-of-State Travel	430.00
2/28	0714	600-13: Library - Clerical (from 600-15,14)	2,100.00
3/10	0716	511-13: Personnel Board - Clerical	600.00
3/10	0717	900-61: Veterans Benefits	6,500.00
4/6	0718	800-41: Board of Health - Travel	100.00
4/6	0719	430-21: Highway - Fuels & Lubricants	5,000.00
4/12	0720	501-12: Selectmen - Overtime (from 501-13)	800.00
5/12	0721	320-12: Police - Overtime (from 320-11)	4,500.00
5/12	0725	310-12: Fire - Overtime (from 310-11,13)	3,500.00
5/12	0727	507-13: Treasurer - Clerical	375.00
5/12	0730	505-13: Tax - Clerical	500.00
5/12	0732	390-21: Civil Defense - General Expense	15,000.00
5/12	0729	310-31: Fire - Maintenance	1,500.00
5/12	0733	350-12: Dog Officer - Overtime (428.74 from 350-11, 253.00 from 950-81)	681.74
5/12	0731	950-99: Unclassified - Telephone	950.00
6/6	0734	600-21: Library - General Expense	350.00
6/6	0735	320-31: Police - Maintenance	1,400.00
6/6	0736	340-34: Building - Loring Parsonage	100.00
6/6	0738	460-50: Highway - Snow & Ice Materials (from 460-30)	3,500.00
7/14	0739	410-32: Highway - Utilities	316.02
7/14	0740	320-71: Police Uniforms	300.00
7/14	0741	470 : Highway - Street Lighting	558.65
7/14	0742	950-94: Unclassified - Copying Service	357.84
7/14	0743	950-97: Unclassified - Town Meeting Expense	440.26
7/14	0744	503-21: Law - General Expense	3,608.21
7/14	0745	501-41: Selectmen - Travel	65.60

1977-78 TRANSFERS

DATE	TRANSFER NO.	ACCOUNT NUMBER/NAME	AMOUNT
9/8	0737	501-51: Selectmen - Equipment Purchase	144.00
9/8	0746	600-51: Library - Equipment	351.56
10/13	0747	600-21: Library - General Expense	383.00
10/27	0749	501-31: Selectmen - Maintenance	200.00
11/10	0748	420-34: Highway/Tree - Contractors	4,504.00
11/10	0750	Art. 34 ATM77 - Town Hall Sewerage	3,000.00
12/12	0756	310-11: Fire - Salaries (from 310-12)	6,041.00
1/5	0760	507-71: Treasurer - Bond & Note Issue	175.00
1/5	0759	200-201: Debt - Interest on Temporary Loans	10,000.00
1/5	0753	600-52: Library - Books	300.00
1/5	0761	521-61: Accounting - Payroll Processing	343.50
1/5	0762	521-12: Accounting - Overtime (from 521-13)	300.00
1/5	0758	340-32: Town Hall Maintenance	1,425.00
1/5	0755	340-12: Building Overtime & Extra Hire (from 340-15)	1,000.00
1/5	0691	505-12: Tax Collector - Overtime (from 505-13)	240.00
1/6	0757	360-13: Conservation - Clerical	200.00
1/27	0763	420-41: Highway/Landfill	4,200.00
2/9	0764	460-12: Highway - Snow & Ice Overtime (from 420-11)	7,000.00
2/16	0766	460-12: Highway - Snow & Ice Overtime (from 420-11)	7,000.00

6 ARTICLE 6

Unpaid
Bills

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE A SUM OF MONEY TO PAY ANY ONE OR MORE OF THE FOLLOWING UNPAID BILLS TOTALING \$634.67:

- \$ 38.38 TO REIMBURSE THE CONSERVATION COMMISSION PETTY CASH ACCOUNT FOR RECEIPTS FOR MAY 1974 TO MAY 1975 SUBMITTED AFTER THE CLOSE OF FISCAL YEAR 1976-77 (CONSERVATION COMMISSION);
- 221.19 TO PAY DR. GERALD EVANS FOR EXPENSES INCURRED BY HIM WHEN INVOLVED IN AN AUTOMOBILE ACCIDENT WITH A TOWN-OWNED VEHICLE;
- 3.46 TO PAY TOWN CRIER FOR A BILL SUBMITTED AFTER THE CLOSE OF FISCAL YEAR 1976-77 (HISTORIC DISTRICTS COMMISSION);
- 63.19 TO PAY THE MIDDLESEX COUNTY REGISTRY OF DEEDS FOR A BILL SUBMITTED AFTER THE CLOSE OF FISCAL YEAR 1976-77 (BOARD OF ASSESSORS);
- 244.63 TO PAY FOUR BILLS SUBMITTED AFTER THE CLOSE OF FISCAL YEAR 1976-77 (SCHOOL COMMITTEE);
- 48.75 TO PAY SUDBURY ANIMAL HOSPITAL, INC. FOR A BILL SUBMITTED AFTER THE CLOSE OF FISCAL YEAR 1976-77 (BOARD OF HEALTH);
- 15.07 TO PAY ALLAN SNOW, FOREMAN, HIGHWAY DEPARTMENT, FOR WAGES EARNED AND UNPAID RELATIVE TO A GRIEVANCE AWARD BY THE AMERICAN ARBITRATION ASSOCIATION;

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Town Accountant.

TOWN ACCOUNTANT REPORT: Bills submitted after the close of the accounts at the end of a fiscal year or bills for which there are insufficient funds can only be paid by a vote of the Town Meeting or by a Special Act of the State Legislature.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL REPORT: The motion under this article requires a 4/5 vote of the Town Meeting.

7 ARTICLE 7

Street
Acceptances/
Discon-
tinuance

TO SEE IF THE TOWN WILL VOTE

A. TO ACCEPT THE LAYOUT OF ANY ONE OR MORE OF THE FOLLOWING WAYS:

- ENGLISH ROAD - FROM CANTERBURY DRIVE, SOUTHERLY,
420 FEET, MORE OR LESS, TO ARROWHEAD ROAD,
- HAMPSHIRE STREET - FROM WILLIS ROAD, NORTHEASTERLY,
870 FEET, MORE OR LESS, TO A DEAD END,
- HERMITAGE STREET - FROM HAMPSHIRE STREET, SOUTHERLY,
670 FEET, MORE OR LESS, TO A DEAD END,
- CANTERBURY DRIVE - FROM HAMPSHIRE STREET, EASTERLY,
1600 FEET, MORE OR LESS, TO A DEAD END.

ARROWHEAD ROAD - FROM ENGLISH ROAD, EASTERLY,
420 FEET, MORE OR LESS, TO A DEAD END,

PHILLIPS ROAD - FROM FAIRBANK ROAD, NORTHWESTERLY,
765 FEET, MORE OR LESS, TO A DEAD END,

MEADOWBROOK CIRCLE - FROM PEAKHAM ROAD, WESTERLY,
2160 FEET, MORE OR LESS, TO MEADOWBROOK ROAD,

AS LAID OUT BY THE BOARD OF SELECTMEN IN ACCORDANCE WITH THE DESCRIPTIONS AND PLANS ON FILE IN THE TOWN CLERK'S OFFICE; TO AUTHORIZE THE ACQUISITION, BY PURCHASE, BY GIFT OR BY A TAKING BY EMINENT DOMAIN, IN FEE SIMPLE, OF THE PROPERTY SHOWN ON SAID PLANS; AND TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$350, OR ANY OTHER SUM, THEREFOR AND ALL EXPENSES IN CONNECTION THEREWITH; AND

- B. TO DISCONTINUE THOSE PORTIONS OF MEADOWBROOK CIRCLE SHOWN AS AREAS "TO BE ABANDONED" ON A PLAN ENTITLED "PLAN OF MEADOWBROOK CIRCLE, SUDBURY, MASSACHUSETTS AS LAID OUT BY THE TOWN OF SUDBURY", DATED DECEMBER 16, 1977, BY THE TOWN OF SUDBURY ENGINEERING DEPARTMENT, A COPY OF WHICH PLAN IS ON FILE IN THE TOWN CLERK'S OFFICE AND WHICH IS INCORPORATED HEREIN BY REFERENCE;

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: This article is the result of the recommendations of the Highway Surveyor as to roads which meet legal requirements for acceptance. The Selectmen have, at a previous public hearing, voted the layout of these seven roads. If the above streets are voted and accepted by the Town Meeting as public ways, all future maintenance and repair will be done by the Town.

The portion of this article (B) relating to discontinuance of portions of Meadowbrook Circle is necessary to abandon portions of a turn-around which was originally a dead-end to Meadowbrook Circle. If the Town accepts the layout of Meadowbrook Circle under part A, those portions of the turn-around are no longer required and will be returned to the abutters.

The Board of Selectmen recommends approval.

FINANCE COMMITTEE REPORT: Recommend Approval.

8 ARTICLE 8

Change Name
of
Rice Street

TO SEE IF THE TOWN WILL VOTE TO CHANGE THE NAME OF RICE STREET, A PUBLIC WAY IN THE TOWN OF SUDBURY, TO RICE ROAD; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: Although the legal name of this public way off of Old Sudbury Road has been "Rice Street" for over fifty years, it has commonly been referred to as "Rice Road". Several residents on the street petitioned the Selectmen to take steps to legally change the name to "Rice Road". This article, if passed, will accomplish that goal. The Selectmen recommend approval of this article.

FINANCE COMMITTEE REPORT: Recommend Approval.

9 ARTICLE 9

Tree
Planting
Program

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$4,000, OR ANY OTHER SUM, TO BE EXPENDED UNDER THE DIRECTION OF THE TREE WARDEN FOR PLANTING SHADE OR ORNAMENTAL TREES WITHIN THE TOWN; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: The Board of Selectmen, in cooperation with the Tree Warden, is recommending that the Town start a modest tree planting program. The amount of \$4,000 will provide enough funds to plant approximately two miles of roadway with trees. The Tree Warden and the Permanent Landscape Committee will recommend priority for roads.

The Dutch Elm Disease has taken many of the Town's large, old, beautiful trees--now, more recently, we are also in danger of losing many of our large maple trees. We must start a tree planting program so that future town residents can enjoy the same roadway beauty we enjoy now which only trees can create. This is a multi-year program, to develop future colonnades.

This program will not conflict with or duplicate the tree replacement money in the Tree Warden's operating budget. These funds are used mostly for planting and replacing trees throughout the whole Town, such as Dutch Elm diseased trees.

The Selectmen urge your support of this article.

FINANCE COMMITTEE REPORT: From evidence developed at two Finance Committee meetings on this subject, it appears that the Town can plant about 150 new trees next year. The Highway budget provides for 100 and this article provides for about 200 more trees as a special effort to replace our dying roadside trees. The Highway allocation alone is twice the 1978 plan. This article makes the 1979 plan six times as large as the 1978 plan. This level of work may well exceed our capabilities in one year, but money remaining from this article will be available to complete the project. Recommend Approval.

10 ARTICLE 10

Walkway
Planning &
Construction

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$100,000, OR ANY OTHER SUM, FOR THE PLANNING, ENGINEERING, AND CONSTRUCTION OF WALKWAYS, SUCH FUNDS TO BE EXPENDED IN THE FOLLOWING MANNER:

- 1) PLANNING AND ENGINEERING FUNDS AS NECESSARY TO BE EXPENDED UNDER THE DIRECTION OF THE PLANNING BOARD, THROUGH THE OFFICE OF THE TOWN ENGINEER, FOR WALKWAYS ALONG THE FOLLOWING ROADS:
 - a) HAYNES ROAD FROM NORTH ROAD TO DUNSTER ROAD, A DISTANCE OF APPROXIMATELY 2650 FEET, AND PUFFER LAND FROM HAYNES ROAD TO VILLAGE ROAD, A DISTANCE OF APPROXIMATELY 1050 FEET;
 - b) FAIRBANK ROAD FROM BUTLER ROAD TO MAYNARD ROAD, A DISTANCE OF APPROXIMATELY 3400 FEET;
 - c) DUTTON ROAD FROM HUDSON ROAD TO PRATTS MILL ROAD, A DISTANCE OF APPROXIMATELY 2800 FEET;

- 2) CONSTRUCTION FUNDS AS NECESSARY TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY SURVEYOR, FOR WALKWAYS ALONG THE FOLLOWING ROADS:
 - a) MORSE ROAD FROM CONCORD ROAD TO MARLBORO ROAD, A DISTANCE OF APPROXIMATELY 7200 FEET;
 - b) MOSSMAN ROAD FROM MARLBORO ROAD TO NORTH ROAD, A DISTANCE OF APPROXIMATELY 7700 FEET;

OR ACT ON ANYTHING RELATIVE THERETO.

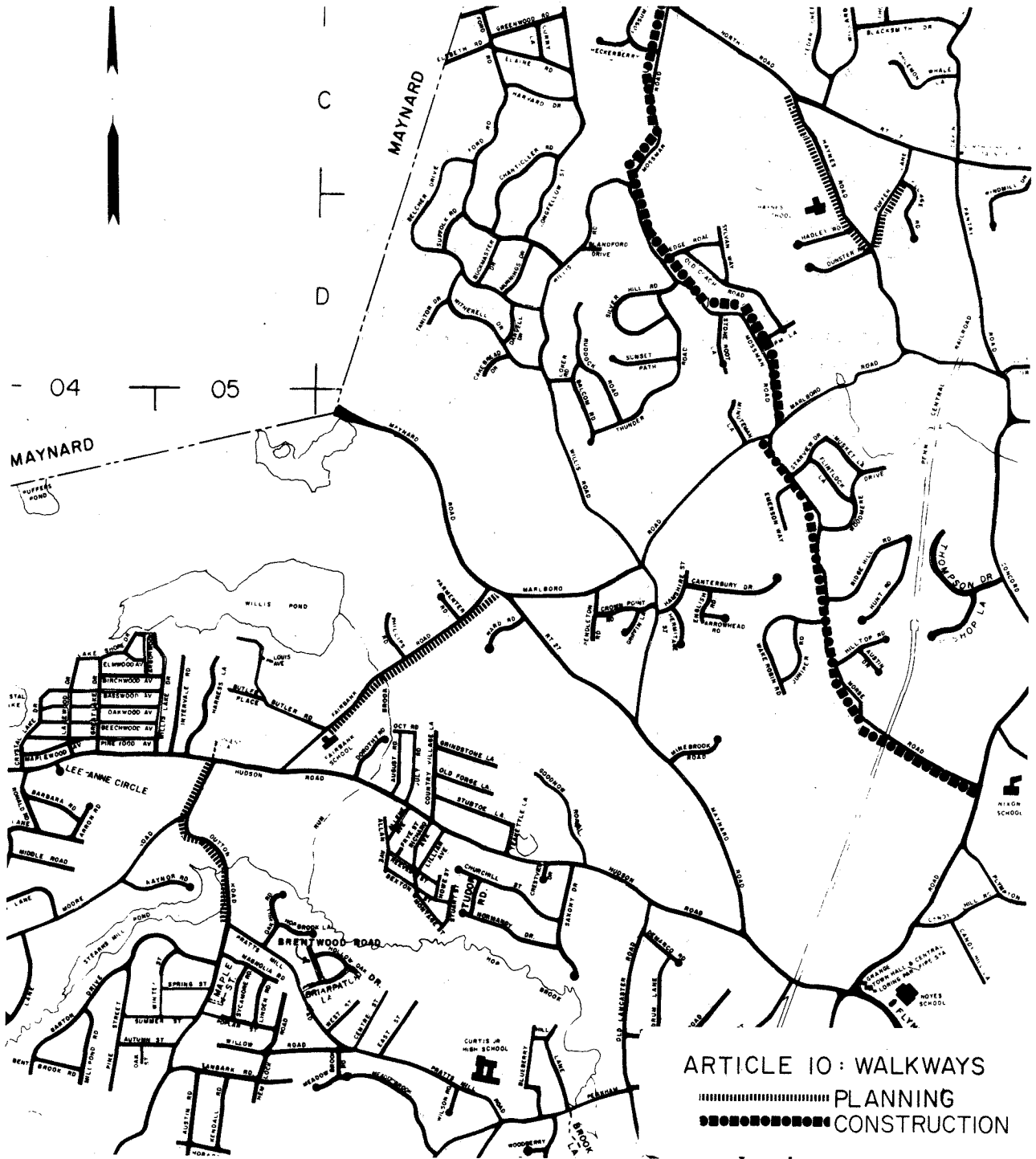
Submitted by the Planning Board.

PLANNING BOARD REPORT: The Long Range Walkway Development Program, initiated as a result of Town Meeting action at the 1963 Annual Town Meeting, continues to add new walkways. The 1977 Annual Town Meeting authorized funds for construction of a walkway along Morse Road from Concord Road to Marlboro Road. Final engineering of the Mossman Road walkway was completed in 1977. Construction of the Morse Road walkway is the highest priority item in the long range walkway development program. Construction funds (\$50,000) voted at the 1977 Annual Town Meeting will be used to begin construction of the Morse Road walkway during the 1978 construction season. The easements required for construction of the Morse Road walkway were acquired in 1977.

FINANCE COMMITTEE REPORT: The article requests continuation of funding for walkways at the \$100,000 annual level:

<u>Fiscal Year</u>	<u>Request</u>	<u>Voted</u>
1974	\$ --	\$ 86,000
1975	173,000	166,000
1976	48,000	44,000
1977	100,000	100,000
1978	100,000	50,000
1979	100,000	?

Final engineering and acquisition of easements for the Morse Road walkway were completed in 1977. Since this is the highest priority item in the walkway program, the Finance Committee felt that the \$50,000 in construction funds voted at the 1977 Annual Town Meeting, which are still available, should be expended for this purpose before appropriating additional funds. Recommend Disapproval.



ARTICLE 10: WALKWAYS
PLANNING
CONSTRUCTION

11 ARTICLE 11

Landham
Road
Reconstruct.

TO SEE WHAT SUM THE TOWN WILL VOTE TO RAISE AND APPROPRIATE FOR THE RECONSTRUCTION OF LANDHAM ROAD, AND TO DETERMINE WHETHER THIS SUM WILL BE RAISED BY TRANSFER FROM AVAILABLE FUNDS, TAXATION, BORROWING, OR OTHERWISE, AND TO DETERMINE THE USE OF THE FUNDS IN THE EXISTING 420-63 ACCOUNT; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: This article was submitted to allow the broadest latitude in determining the method of financing the reconstruction of Landham Road. At present, Highway Account 420-63 contains approximately \$250,000 for reconstruction of Landham Road, and it is estimated it will require an additional sum of \$75,000 to complete the project now, at a width of 30 feet.

The Selectmen received late in 1977 the final reports from its Landham Road Advisory Committee and following this report are the majority and minority reports of the committee.

The following major points are offered in support of the Board of Selectmen's position to approve a 30-foot pavement layout for Landham Road.

Safety

- A. The American Association of State Highway Safety design standards for Landham Road, which consider all factors including traffic flow and physical characteristics, call for 30' design as minimum standard.
- B. Town Engineer James Merloni has publicly stated that he could not approve anything less - and that if it were designed deliberately below standards the Town could be liable for suit in the event of maiming, disfigurement, other serious injury, or death. Town Counsel concurs.
- C. The standing Department of Public Works policy is not to participate in the construction or engineering for a road which does not meet such standards (regardless of whether it is or is not classified as a scenic road).
- D. The figures presented by the Committee show accident rate per mile, for the period September '76 to September '77, as follows:

Landham (24 feet)	14.6
Maynard (30 feet)	5.2

From September through mid-December '77, eleven accidents have already taken place.

- E. Landham Road is perhaps the most dangerous road in Sudbury. It must be corrected as soon as possible.

Finances

- A. The cost of this road for construction during the year 1977 was \$315,000. Of this, some \$233,000, approximately, will be reimbursed to the Town if the road is built to standards.
- B. Construction costs have escalated at the rate of 10% per year. If this road is redesigned, the cost of delay alone could bring the construction figure, exclusive of engineering costs for redesign, to over \$400,000.

- C. Engineering costs to redesign and for construction supervision will cost an additional \$58,000. If the work were done in-house, the cost figure would be about \$28,000, but the Engineering Department would have to reassign 30% of its entire program away from approved, budgeted projects for other Town work. This diversion is not in the best interests of the Town.
- D. There will be little, if any, savings on construction costs of a narrower 24' road width.
- E. Responsibility or liability for Landham Road Bridge has been assigned to the State by past Town Meeting action; however, it is possible the State will not retain such liability if Landham Road is built to a substandard 24' width causing a funneling effect.

Scenics

- A. The total critical tree cut, according to Mr. Merloni, considering dead and dying trees, amounts to about eight trees. The Committee disagrees on number, but no substantiation has been received to rebut Mr. Merloni's on-site inventory.
- B. Everyone agrees that a tree replanting program will be made a part of the construction program.
- C. Many of the dead and dying trees represent a danger to the traveling public now and should be removed. Public hearings on this matter have been held.
- D. The adoption of Landham Road as a scenic road is a proposition which the Committee admits has nothing to do with the question of 30 feet or 24 feet, but is a device introduced to attempt to gain support for the 24' position.
- E. The State DPW's policy is firmly not to change design standard minimums merely because the road is classified as scenic.
- F. The attempt to designate Landham Road as scenic is not the result of any study, either of the statute upon which it is based, or of the overall nature of the 125 miles of public roads in Sudbury.
- G. No study has been made of the effect such a classification has upon normal resurfacing and maintenance of the highways by the Highway Department. The advertising and public hearing requirements of the statute, according to Mr. Noyes, will hamper emergency work and escalate department costs. Emergency tree work would be hindered.
- H. Under the statute, all the decisions to be made about scenic roads would be in the hands of the Planning Board, which is given full and exclusive power. It does not appear that the Town Meeting has any statutory authority to direct, control, or in any way interfere with that statutory function of the Planning Board. All the Town has the power to do is to designate portions of highway as scenic highway.

Cooperation by Town Officials

- A. In response to neighborhood concern, the Board of Selectmen and the Highway Surveyor agreed to refrain from approving final construction documents to allow the concerned citizen an opportunity to review the matter. This was done in the face of rising construction costs and the loss of the 1977 construction season.

- B. The Selectmen appointed a special committee, comprised of residents of the area, for the purpose of arranging a public meeting of area residents and to make recommendations.
- C. The Selectmen provided to that Committee the full availability of the Town Engineer and Town Counsel, and the Highway Surveyor made his offices and files available.
- D. The Selectmen made funds available for the Committee to distribute materials to the public.
- E. The Selectmen agreed to hold room in the Warrant for the Annual Meeting, so that the Committee could present the question to the voters of the Town.

Public Concern

- A. The Committee held a public meeting in the neighborhood. About 110 persons attended. Fifty-four persons indicated that they wanted a 24-foot road, fourteen wanted a 30-foot road, and the rest expressed no interest either way.
- B. The questionnaire resulted in about the same number of returns as votes cast at the meeting and in the same proportion.
- C. No formal request for the public view of the Landham Road matter has been made to the Town at large.
- D. Input to the Board of Selectmen is running about 4-1 for the 30-foot roadway, as opposed to the 24-foot road.
- E. The Landham Road Committee has split 3 to 2 on the issue, the majority favoring the 24-foot width.

For the above reasons, the Selectmen solicit support for their position of this article. Answers to other questions and clarification of data and facts will be made at the Annual Town Meeting.

LANDHAM ROAD ADVISORY COMMITTEE REPORT: This report documents the recommendations of the Landham Road Advisory Committee made as a result of its study of the project for reconstruction of Landham Road since its appointment on August 16, 1977.

Committee activities have included: seven open committee meetings; meetings with individual citizens directly affected by the project; meetings and telephone conversations with town, county, and state officials concerned with this project; a public hearing concerning the project; telephone conversations with other persons with useful input to the project.

The activities of the committee have been recorded in the minutes of its meetings, in its correspondence and in other written material accumulated during its deliberations. Those records are available to the Board of Selectmen and the general public. Upon acceptance of this report by the Board of Selectmen, those records will be transferred to the custody of the Town Clerk for permanent storage.

Summary of Facts

Many facts concerning the existing condition of Landham Road and concerning the reconstruction project as proposed by the Massachusetts Department of Public Works District 4 Engineering Office were presented in the booklet

prepared by the committee for distribution to area residents in mid-September.

Additional facts which have come before the committee since it issued its informational booklet are presented below:

- * Two-way traffic volume at the Post Road end of Landham Road averaged 7288 vehicles per day measured between noon on October 5, 1977, and noon on October 7, 1977.
- * Traffic volume at St. Anselm's Church averaged 6425 vehicles per day.
- * Traffic volume at the town line averaged 7059 vehicles per day.
- * Specific placement of utility poles may be specified by the Board of Selectmen when issuing permits to the utilities for pole relocations.
- * Police Department statistics indicate an average of 16 accidents per year on Landham Road over the past 5 years. Of these, 13.5 accidents per year resulted in personal injuries.
- * Police Department statistics for the period of September 1976 to September 1977 indicate the following information:

	Total Accidents per mile	Accidents with Personal injury per mile
Landham Road -	14.6	3.6
Concord Road -	9.2	2.8
Maynard Road -	5.2	2.4

Additional details are available on committee records.

- * The Town of Weston received State Chapter 90 funds to reconstruct Wellesley Road at a width of 24 feet. Funding was provided on the basis of a substandard design rather than by a "scenic road" designation.
- * The committee was provided with a memorandum of law addressing the subject of scenic roads and Municipal Design Liability.

Citizen Input

Outside of regular committee meetings, the input of citizens of the Landham Road area and the town in general has been sought in several ways.

First, committee members visited individual abutters to Landham Road to provide them with details of the project directly affecting their property and to determine their feelings on the details of the project.

Second, a questionnaire was included in the committee's information booklet which asked for citizen reaction to several possible features of the reconstructed road. The results of that survey based upon 71 questionnaires returned revealed the following:

Q. 1. What paved road width would you prefer?

- 22-foot road width - 1 person
- 24-foot road width - 55 persons
- 26-foot road width - 1 person
- 30-foot road width - 14 persons
- 36-foot road width - 0 persons

Q. 2. Does tree removal seem excessive?

- Yes - 55 persons
- No - 12 persons

Q. 3. What speed limit do you believe should be imposed when construction is complete?

25 mph - 10 persons 35 mph - 10 persons
30 mph - 50 persons 40 mph - 1 person

Q. 4. Are you in favor of the walkway?

Yes - 61 persons No - 10 persons

Q. 5. Would you be willing to grant the town an easement for walkway construction to save trees?

Yes - 38 No - 9

The third opportunity for citizen input to the committee's deliberations came at the Public Hearing held at the Loring School on September 27. After introductory remarks including presentation of information not included in the booklet mailed to the citizens, an open discussion of the project was held. Two strong sentiments were evident during that discussion:

- * The project should be done.
- * The paved surface width should be limited to 24 feet.

In a show of hands on the question of paved surface width, 54 persons favored 24 feet, while 14 favored 30 feet.

Alternatives

Two alternatives for the design of the reconstructed road have been seriously considered by the LRAC. A number of features of the design are common to both alternatives. These common elements are documented as general recommendations of the committee in the section which follows.

The principal design features of the two alternatives and the committee's understanding of the processes involved in completing the two alternatives are discussed below.

Alternative I

The first alternative is essentially the DPW's design, with modifications as suggested in the committee's general recommendations below. This alternative is characterized by the following key features (see Figure 1):

- * A thirty-two foot wide paved surface consisting of a pair of twelve-foot wide travel lanes, adjacent three-foot wide paved shoulders and one-foot Cape Cod style berms running along each side.
- * Exclusion of fixed objects such as trees and the walkways from a three-foot wide strip extending outward from the edge of the berm.

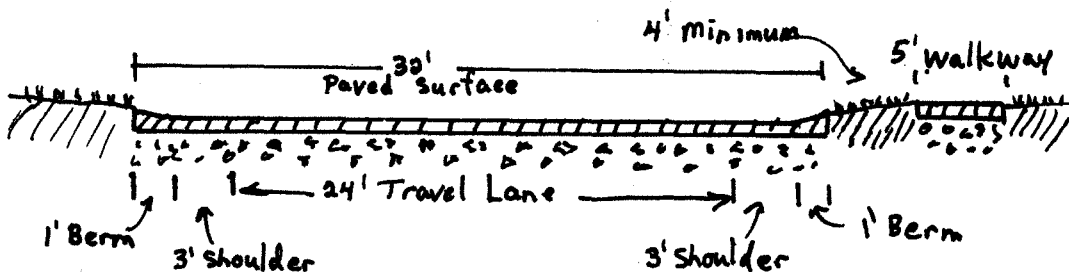


FIGURE 1 - Crosssection of Alternative I

The process for reconstruction under Alternative I is well established. The Board of Selectmen would approve a set of the existing DPW plans for the project with modifications as they choose perhaps upon the recommendations of this committee concerning the details of the project.

Assuming the DPW accepts the approved modifications or negotiates some compromise on the modifications, and assuming Town Meeting appropriates the additional funds required, the DPW would proceed with contracting the job and would supervise its completion.

This process would probably allow the project to be completed in the 1978 construction season.

Alternative II

The second alternative considered by the Committee has the following key features (see Figure 2):

- * A twenty-six foot wide paved surface consisting of a pair of twelve-foot wide travel lanes and one-foot Cape Cod style berms running along each side.
- * Construction of four-foot wide shoulders to support vehicles but topping that shoulder with seeded loam.
- * Exclusion of fixed objects such as trees, utility poles, fire hydrants and the walkway from the four-foot grassy shoulders.

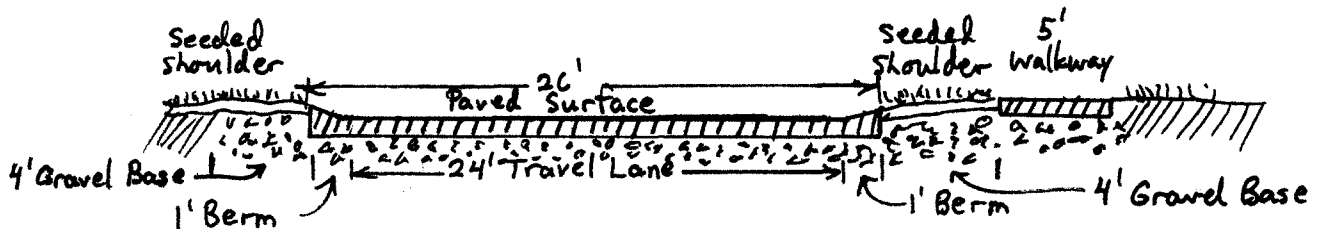


FIGURE 2 - Crosssections of Alternative II

Construction of the road according to Alternative II requires several additional steps compared to Alternative I. First, state and county funding intended for the state supervised project must be made available to the town. The normal vehicle for this process involves designation of the road as a "scenic road" by a Town Meeting. If this occurs, the DPW may refuse involvement in the design and construction of the road but will release accumulated funds for use by the town in the project.

Another vehicle for obtaining funding is to get the state to approve a substandard design, as was done for Wellesley Street in Weston. This would require a request for same by the Selectmen to the District 4 office. If approval is granted and funding is released, the state may still refuse involvement in the design and construction of the road.

The town would then have the responsibility to design the project or retain an outside consultant to do the design work. At this time, it is the expressed intention of the Town Engineer not to place his professional engineering stamp on plans for a 24-foot road. This may force the town to seek outside consultant to review the project and commit himself to the 24-foot design. This has been done in the case of Wellesley Street in Weston.

Assuming an approved design is prepared, the town would then contract for the work to be done under the supervision of the consultant.

Because of the additional steps required by this process, including a Town Meeting vote and formal hearings by the Planning Board, it is possible that this design could not be implemented until 1979.

General Recommendations

Several features of the design proposed by the State DPW should be modified or reexamined regardless of the resolution of the major issue in this project, the width of the paved surface. Concerning these specific issues, the LRAC recommends:

- 1) That a tree replanting program be included as part of the reconstruction project.
- 2) That the east side walkway be extended to Blackmer Road.
- 3) That the DPW's drainage plans in the area of Woodside Road be examined to determine if additional catchbasins are required to handle runoff from St. Anselm's parking lot.
- 4) That the DPW's drainage plans in the area of the town line be examined to determine if additional catchbasins are required to handle surface water in that area.
- 5) That the DPW's drainage plans be examined to determine the feasibility of piping all stormdrains north of Lynne Road directly to Landham Brook.
- 6) That, if the recommendation under Item 5 above is not feasible, the storm sewers intended by the DPW design to be emptied into the wetland off Woodside Road, be emptied onto the wetlands via the drainage easement available between 141 and 155 Landham Road.
- 7) That the whole drainage plan of the DPW be reviewed for greater effectiveness and lower cost to the town in light of the recommendations prepared by the Town Engineer with consideration given to items 3 and 5 above.
- 8) That the existing "Y" intersection of Pelham Island Road with Landham Road be reconstructed as a "T" intersection similar to other intersections with Landham Road, or, if that is not feasible, that a raised island be constructed so as to more safely route traffic at the intersection.
- 9) That, regardless of design width, the road surface be placed so as to minimize removal of healthy trees.
- 10) That the walkway be meandered within the existing right-of-way to minimize removal of healthy trees.

Majority Recommendations

A majority of this committee recommends that a 24-foot wide pavement be utilized as under Alternative II. These committee members cite the following facts and opinions supporting that position:

- 1) A large majority of citizens whose feelings are known favor this width in order to maintain the rural atmosphere of the area.
- 2) Procedures exist (e.g. scenic road status) for the Town to construct a 24-foot road legally and responsibly without jeopardizing State Chapter 90 funds.
- 3) A 24-foot wide surface provides maximum flexibility for location of the roadway and walkway within the right-of-way to minimize tree removal.

- 4) Four-feet wide grassed shoulders with a gravel base can provide the desired shoulder areas for emergency stops.
- 5) The 24-foot width will tend to discourage high-speed travel in this thickly settled area with its many intersections and driveways.
- 6) The adequacy of a 24-foot width is easily demonstrated by traveling existing 24-foot roads (such as Concord Road) at the posted speeds (40 mph max). The Police Chief has indicated the speed limit on Landham Road after reconstruction will remain at 30 mph.
- 7) There is no evidence that a 30-foot road surface will significantly reduce the rate of personal injury accidents over that of a 24-foot road.
- 8) The cost differential between a 24- and a 30-foot road may be enough to pay for outside engineering not provided by the state.
- 9) A driver traveling a straight, wide, level road may gain a false sense of security and may then be ill-prepared to cope with unexpected traffic conflicts that will be common on Landham Road with its many intersections and driveways.
- 10) Road widths in excess of 26 feet for 2-lane highways without shoulder delineation might encourage drivers to use them as three-lane highways. Such use should be avoided on Landham Road with its many intersecting ways and pedestrian hazards (with the walkways on one side only, pedestrians and bicyclists will often have to cross Landham Road to reach the walkway).
- 11) Long sight lines resulting from flat grades, including grades to intersecting roads and driveways, long radius curves and lack of roadside obstructions will permit drivers on Landham Road and on intersecting ways to observe and prepare for traffic conflicts.
- 12) Design standards often set limits for several interrelated design features to achieve a specific performance level. The fact that grades and curves of the reconstructed road will not approach standard limits is justification for going beyond the limit specified for paved width.

/s/ Harold R. Cutler, Chairman; Peter H. Anderson, Miles Robinson

Minority Report - Recommendation for 30-foot Pavement

A minority of the Landham Road Advisory Committee hereby submits to the Board of Selectmen its recommendation that Landham Road be paved 30 feet in width in its entirety and sets forth the following data and opinions in support of this decision:

- 1) Landham Road is a main intra and inter town road carrying large volumes of both local and through traffic. The safety and convenience of all users of the road must be the highest priority of this reconstruction project. We point out the many accidents which have occurred at both the Post Road and Framingham ends of Landham Road where the narrow section connects with those sections already widened.
- 2) The average daily traffic on Landham Road is approximately 7,000 vehicles per day. Many of these are heavy and large vehicles, such as dump trucks, trailer trucks and buses. National standards for the design of roads carrying this volume and type of traffic call for two 12-foot travel lanes and two 10-foot paved shoulders for a total paved width of 44 feet. The 30-foot width is a compromise standard which represents the absolute minimum acceptable for this highly used and highly populated road. We advise a 30-foot width as a minimum width.

- 3) The minimal paved shoulder width will permit safe parking for disabled motor vehicles without seriously disrupting traffic flow or creating a serious safety problem.
- 4) The total width provides room for maneuvering vehicles safely on a road which has many slowing and turning vehicles, due to the many intersecting roads and driveways which enter the road.
- 5) Landham Road is a major route which must be taken by emergency Police and Fire vehicles to service a large section of Sudbury's residential areas. In addition, the road is the main route for the Town's ambulance to Framingham Union Hospital. It is the Town's responsibility to consider the necessity of speed for these emergency vehicles, their ability to pass, the safety of our Police and Fire personnel, and the very real possibility of saving lives.
- 6) The trees which would be removed due to a 30-foot wide pavement have already been bought and paid for in the original landtaking. In addition, most of these trees are dead or dying; removal of healthy trees is minimal. Much of these healthy trees is scrub growth conducive to moth breeding. A tree-planting program by the Town can replace removed trees.
- 7) A 55-foot landtaking has been completed and paid for. This landtaking constitutes a 30-foot road. The 55-foot landtaking and 30-foot road were the basic widths established during construction of the Landham Road Bridge.
- 8) At the time the Landham Road Bridge section was widened, residents and abutting property owners were extensively involved in hearings and deliberations; at that time they acceded to the wishes and mandate of the Town.
- 9) The cost of building a 30-foot road in accordance with State plans will be least expensive.

In closing, it should also be stressed that townspeople and commuters are anxious to have Landham Road rebuilt as soon as possible. This can be accomplished immediately by building a 30-foot road with Chapter 90 engineering plans.

/s/ George Mercury; Robert Phelps

FINANCE COMMITTEE REPORT: The Finance Committee supports, unanimously, the concept of reconstruction of Landham Road in accordance with the plans prepared by the Commonwealth's Department of Public Works for a minimum standard thirty (30) foot paved road surface. This appears to be the most cost effective method of providing the highest degree of safety in the use of the road by all citizens.

\$248,796.49 is carried forward now in Account 420-63:Chapter 90 Road Construction and the requested \$75,000 in this article will provide the necessary funding to complete the long delayed reconstruction of this road. Recommend approval.

12 ARTICLE 12

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND THE BYLAWS BY ADDING THE FOLLOWING
Scenic Roads ARTICLE:

"SCENIC ROADS

Petition

SECTION 1. PROCEDURES.

1.1 FILING

ANY PERSON OR ORGANIZATION SEEKING THE CONSENT OF THE PLANNING BOARD UNDER M.G.L. CH. 40, SEC. 15C (THE SCENIC ROADS ACT) REGARDING ROAD REPAIR, MAINTENANCE, RECONSTRUCTION, OR PAVING WORK THAT WILL INVOLVE THE CUTTING OR REMOVAL OF TREES OR THE TEARING DOWN OF STONE WALLS, OR PORTIONS THEREOF, SHALL FILE A REQUEST WITH THE PLANNING BOARD, TOGETHER WITH THE FOLLOWING:

- a. INFORMATION IDENTIFYING THE LOCATION OF THE PROPOSED ACTION IN TERMS ENABLING READERS TO REASONABLY LOCATE IT ON THE GROUND, AND DESCRIBING THE PROPOSED CHANGES TO TREES AND STONE WALLS;
- b. PLANS, DRAWINGS OR OTHER EXPLANATORY REFERENCE MATERIAL SHOWING THE SPECIFIC DESIGN OR ENGINEERING DETAILS;
- c. EXCEPT IN THE CASE OF TOWN AGENCIES, A DEPOSIT SUFFICIENT FOR THE COST OF ADVERTISING AND NOTIFICATION.

1.2 NOTICE

THE PLANNING BOARD SHALL, AS REQUIRED BY STATUTE, GIVE NOTICE OF ITS PUBLIC HEARING BY TWICE ADVERTISING IN A NEWSPAPER OF GENERAL CIRCULATION IN THE AREA. THE BOARD SHALL ALSO SEND COPIES OF THAT NOTICE TO THE SELECTMEN, CONSERVATION COMMISSION, HISTORICAL COMMISSION, TOWN ENGINEER, HIGHWAY SURVEYOR, TREE WARDEN, DEPARTMENT OF PUBLIC WORKS, AND OWNERS AS OF THE PRECEDING JANUARY FIRST OF PROPERTY LOCATED IN WHOLE OR IN PART WITHIN 100 FEET OF THE PROPOSED ACTION.

1.3 TIMING

THE PLANNING BOARD SHALL HOLD A PUBLIC HEARING WITHIN FORTY-FIVE DAYS OF RECEIPT OF A PROPERLY FILED REQUEST, AND SHALL MAKE A DECISION WITHIN SIXTY DAYS OF THAT RECEIPT, UNLESS A LONGER TIME IS AGREED TO BY THE APPLICANT. THE DATE AND TIME OF THE PUBLIC HEARING SHALL BE SET OUTSIDE OF NORMAL WEEKDAY WORK HOURS (8:00 AM - 5:00 PM, MONDAY - FRIDAY) SO AS TO ENCOURAGE MAXIMUM CITIZEN PARTICIPATION.

1.4 TREE WARDEN

WHENEVER FEASIBLE, PLANNING BOARD HEARINGS SHALL BE HELD IN CONJUNCTION WITH THOSE TO BE HELD BY THE TREE WARDEN ACTING UNDER M.G.L. CH. 87. CONSENT TO AN ACTION BY THE PLANNING BOARD SHALL NOT BE CONSTRUED AS INFERRING CONSENT BY THE TREE WARDEN, OR VICE VERSA.

1.5 EMERGENCY REPAIR

THE PROCEDURES OF THIS ARTICLE SHALL NOT BE REQUIRED WHEN THE TREE WARDEN OR HIS DEPUTY ACT IN AN EMERGENCY IN ACCORDANCE WITH M.G.L. CH. 87 TO REMOVE FALLEN TREES OR LIMBS WHICH CAUSE AN OBSTRUCTION TO PUBLIC TRAVEL OR A DANGEROUS SITUATION WITH RESPECT TO UTILITY LINES.

SECTION 2. DEFINITIONS.

IN THE ABSENCE OF CONTRARY MEANING ESTABLISHED THROUGH LEGISLATIVE OR JUDICIAL ACTION PURSUANT TO M.G.L. CH. 40, SEC. 15C, THESE TERMS CONTAINED IN THAT STATUTE AND HEREIN SHALL BE CONSTRUED AS FOLLOWS:

"ROAD" SHALL MEAN THE ENTIRE RIGHT OF WAY OF A VEHICULAR TRAVELLED WAY PLUS ITS NECESSARY APPURTENANCES INCLUDING BRIDGE STRUCTURES, DRAINAGE SYSTEM, RETAINING WALLS, TRAFFIC CONTROL DEVICES, AND SIDEWALKS, BUT NOT INTERSECTING STREETS OR DRIVEWAYS. THE RIGHT OF WAY INCLUDES THE AREA ON AND WITHIN THE BOUNDARIES OF THE PUBLIC WAY. IF THE BOUNDARIES ARE NOT OFFICIALLY KNOWN, ANY AFFECTED TREE OR STONE WALL SHALL BE PRESUMED TO BE WITHIN THE PUBLIC RIGHT OF WAY UNTIL SHOWN OTHERWISE.

"CUTTING OR REMOVAL OF TREES" SHALL MEAN THE DESTRUCTION OF MORE THAN ONE TREE HAVING A TRUNK DIAMETER FOUR INCHES OR MORE MEASURED ONE FOOT FROM THE GROUND. TRIMMING OF ROOTS SUFFICIENT IN THE TREE WARDEN'S OPINION TO CAUSE EVENTUAL DESTRUCTION OF A TREE IS INCLUDED IN THIS DEFINITION.

"TEARING DOWN OR DESTRUCTION OF STONE WALLS" SHALL MEAN THE DESTRUCTION OF MORE THAN TEN LINEAR FEET OF STONE WALL INVOLVING MORE THAN ONE CUBIC FOOT OF WALL MATERIAL PER LINEAR FOOT, BUT SHALL NOT BE CONSTRUED TO INCLUDE TEMPORARY REMOVAL AND REPLACEMENT AT THE SAME LOCATION WITH THE SAME MATERIALS.

SECTION 3. CONSIDERATIONS.

IN ACTING ON SCENIC ROADS, THE PLANNING BOARD SHALL TAKE INTO CONSIDERATION THE FOLLOWING:

1. PRESERVATION OF NATURAL RESOURCES;
2. ENVIRONMENTAL AND HISTORICAL VALUES;
3. SCENIC AND AESTHETIC CHARACTERISTICS;
4. PUBLIC SAFETY;
5. THE CHARACTERISTICS OF LOCAL RESIDENTIAL TRAFFIC AND RESIDENT EXPECTATIONS;
6. RELATIONSHIP OF ROAD DESIGN TO THE STANDARDS OF THE PLANNING BOARD'S SUBDIVISION REGULATIONS AND OF THE MASSACHUSETTS D.P.W.;
7. COMPENSATORY ACTIONS PROPOSED, SUCH AS REPLACEMENT TREES OR WALLS;
8. FUNCTIONAL URGENCY OF THE REPAIR, MAINTENANCE, RECONSTRUCTION, OR PAVING;
9. FINANCIAL AND OTHER CONSEQUENCES OF DESIGN REVISION TO AVOID OR REDUCE DAMAGE TO TREES OR STONE WALLS;
10. ADDITIONAL EVIDENCE CONTRIBUTED BY ABUTTERS, TOWN AGENCIES, AND OTHER INTERESTED PARTIES;
11. OTHER SOUND PLANNING CONSIDERATIONS.

SECTION 4. REPORTING.

THE PLANNING BOARD SHALL WITHIN SIXTY DAYS OF RECEIPT OF A PROPERLY FILED REQUEST SUBMIT A WRITTEN DETERMINATION OF CONSENT OR DENIAL TO THE APPLICANT AND A COPY TO THE BOARD OF SELECTMEN AND THE TOWN CLERK. A REPORT OF DENIAL SHALL INCLUDE AN INDICATION OF WHAT MODIFICATIONS, IF ANY, WOULD LEAD TO CONSENT.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Petition.

PETITIONERS REPORT: The Scenic Roads Act, Sec. 15C, Ch. 40, G.L., enacted by the State Legislature in 1973 provides towns a vehicle for protecting the environmental, aesthetic and historical values of local roads. Many towns have taken advantage of this protection by designating some or all of their eligible roads as scenic. Such designation guarantees a public hearing and requires Planning Board approval for any road work which involves destruction of trees and stone walls. It also allows a town to obtain state funds for the design and reconstruction of roads compatible with local desires and character.

So far, Sudbury has not availed itself of protection under the Scenic Roads Act. This article establishes a policy and guidelines consistent with Sec. 15C, Ch. 40 to be followed in Sudbury for roads that may be designated for protection as scenic roads. It closely follows a proposed set of regulations for the Town of Sharon. The article has been discussed with the Planning Board, Conservation Commission and Historic Districts Commission. Their reports are expected at Town Meeting.

FINANCE COMMITTEE REPORT: This proposed Bylaw provides guidelines for scenic roads in Sudbury if the Town feels it necessary to establish specific controls by the Planning Board in respect to cutting or removal of trees, the tearing down or destruction of stone walls or portions thereof, during the repair, maintenance, reconstruction or paving of any road so designated.

In their presentation to the Finance Committee the petitioners made it clear that this Bylaw was necessary in order to provide a means to build a non-standard road with Chapter 90 funds under the Scenic Road Act, Section 15C, Chapter 40, General Laws. The Finance Committee feels that adoption of the proposed Bylaw is not necessary at this time; its impact could be serious in its financial and safety implications. Recommend Disapproval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 12 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

13

ARTICLE 13

Designate
Landham Rd.
a
Scenic Road

TO SEE IF THE TOWN WILL VOTE TO DESIGNATE LANDHAM ROAD AS A SCENIC ROAD PURSUANT TO GENERAL LAWS CHAPTER 40, SECTION 15C; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Petition.

Petition

PETITIONERS REPORT: Landham Road is slated for major reconstruction under state aid pursuant to the provisions of Chapter 90. The State has indicated that designation of Landham Road as a Scenic Road will enable the Town to receive all of the Chapter 90 funds for the 24-foot width favored by residents and a majority of the Landham Road Advisory Committee appointed by the Selectmen.

CONSERVATION COMMISSION REPORT:

Majority Report: The Conservation Commission is bound by the Scenic Roads Act to request consideration of a given road by the Town. At a regular meeting on January 14, 1978, a majority of the members of the Commission voted to request that Town Meeting consider Landham Road as a Scenic Road relative to M.G.L. Chapter 40, Section 15C, the Scenic Roads Act. This request is made solely for the purpose of allowing the petitioners to present their case to the Town and gives Town Meeting the opportunity to review all options and vote upon the motion. Under no circumstances does the Commission make a recommendation relative to width, design or funding.

Minority Report: A minority of the Conservation Commission feel that at the time of the vote on this article, sufficient data was not available. We wholeheartedly agree with the majority in not recommending an opinion as to width, funding or design.

FINANCE COMMITTEE REPORT: Landham Road is one of two main roads connecting Sudbury and Framingham and is listed as an urban minor arterial highway on the State Aid primary system. Over 7,000 vehicles per day use this roadway to travel between Routes 20 and 9. The present roadbed is in a serious state of disrepair and the long delayed reconstruction is absolutely essential for the safety of Sudbury residents and others who use this road. Other reports will cover various aspects of this proposed reconstruction. The Finance Committee's concern is safety and the resultant cost of providing same. The State Department of Public Works has provided plans and funding through Chapter 90, General Laws, Road Construction, to build a minimum standard thirty (30) foot paved road which meets the State's requirement for safe driving. In order to build anything less than 30 feet, which is non-conforming and sub-standard, Landham Road will have to be designated as a "Scenic Road" and built by the Town, although still partially funded by the State.

Financially, such a designation will require the Town Engineering Department to expend anywhere from \$11,260 to \$58,000 depending on what the State provides to the Town in the matter of surveying and engineering data and maps, already finished for the proposed 30-foot road. New specifications would have to be prepared for contract bid. There is also the possibility that Sudbury may be backcharged for all of the engineering work done by the State Department of Public Works. It is estimated that reconstruction of Landham Road could be delayed at least one more year and the present approximate cost of the 30-foot road would be equalled in the case of the proposed 24-foot paved surface, or increased. The Finance Committee opposes this article unanimously. Recommend Disapproval.

14

ARTICLE 14

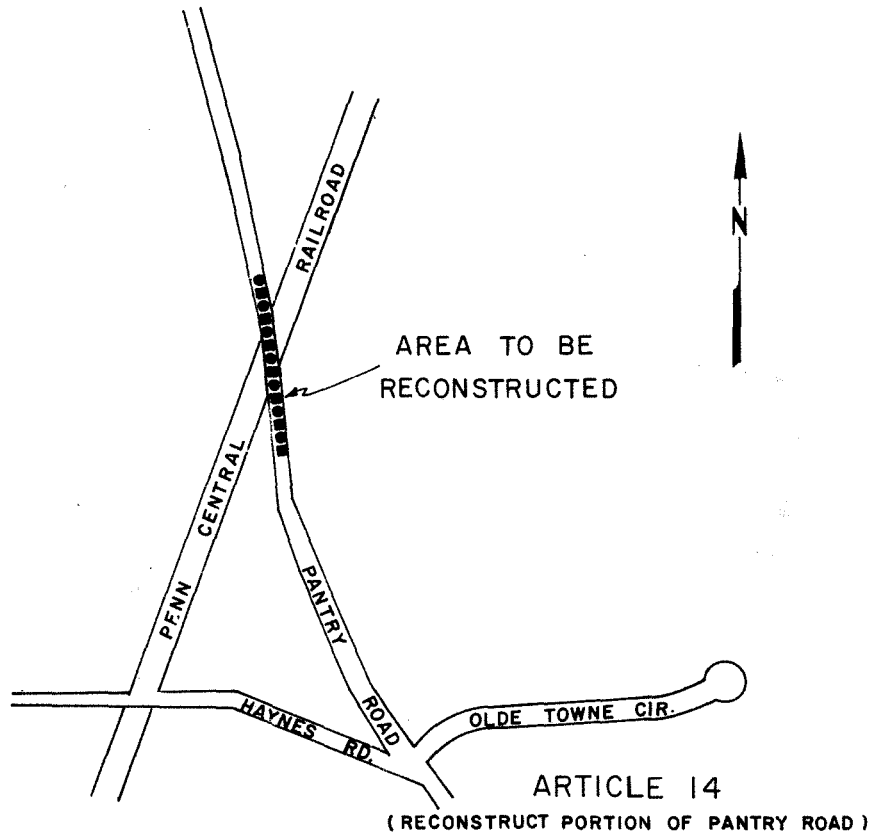
Reconstruct
Portion of
Pantry Rd.

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$12,000, OR ANY OTHER SUM, TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY SURVEYOR, TO ALTER AND RECONSTRUCT A PORTION OF PANTRY ROAD, IN ACCORDANCE WITH PLANS ENTITLED "PLAN OF THE ALTERATION OF THE CROSSING OF THE PENN CENTRAL RAILROAD AND PANTRY ROAD" BY THE SUDBURY ENGINEERING DEPARTMENT; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Highway Surveyor.

HIGHWAY SURVEYOR REPORT: This article was submitted by the Highway Surveyor to correct a dangerous roadway condition. Pantry Road is a main connecting road between Concord Road and North Road (Route 117). It is used extensively by fire and emergency apparatuses throughout the year.

FINANCE COMMITTEE REPORT: This is a very dangerous railroad crossing on a main connecting road used extensively by fire and emergency vehicles. One fatality has occurred recently at this crossing. Recommend Approval.



15 ARTICLE 15

Surface
Drains

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE \$100,000, OR ANY OTHER SUM, TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY SURVEYOR, FOR THE CONSTRUCTION AND RECONSTRUCTION OF SURFACE DRAINS AS FOLLOWS:

PEAKHAM ROAD: HOMESTEAD STREET TO OLD LANCASTER ROAD,
APPROXIMATELY 1,200 FEET;

OLD LANCASTER ROAD: PEAKHAM ROAD TO THE BROOK AT THE ENTRANCE TO
THE HIGHWAY DEPARTMENT GARAGE,
APPROXIMATELY 1,030 FEET;

ALTA ROAD: APPROXIMATELY 340 FEET AND 550 FEET BETWEEN ALTA ROAD AND
WARREN ROAD;

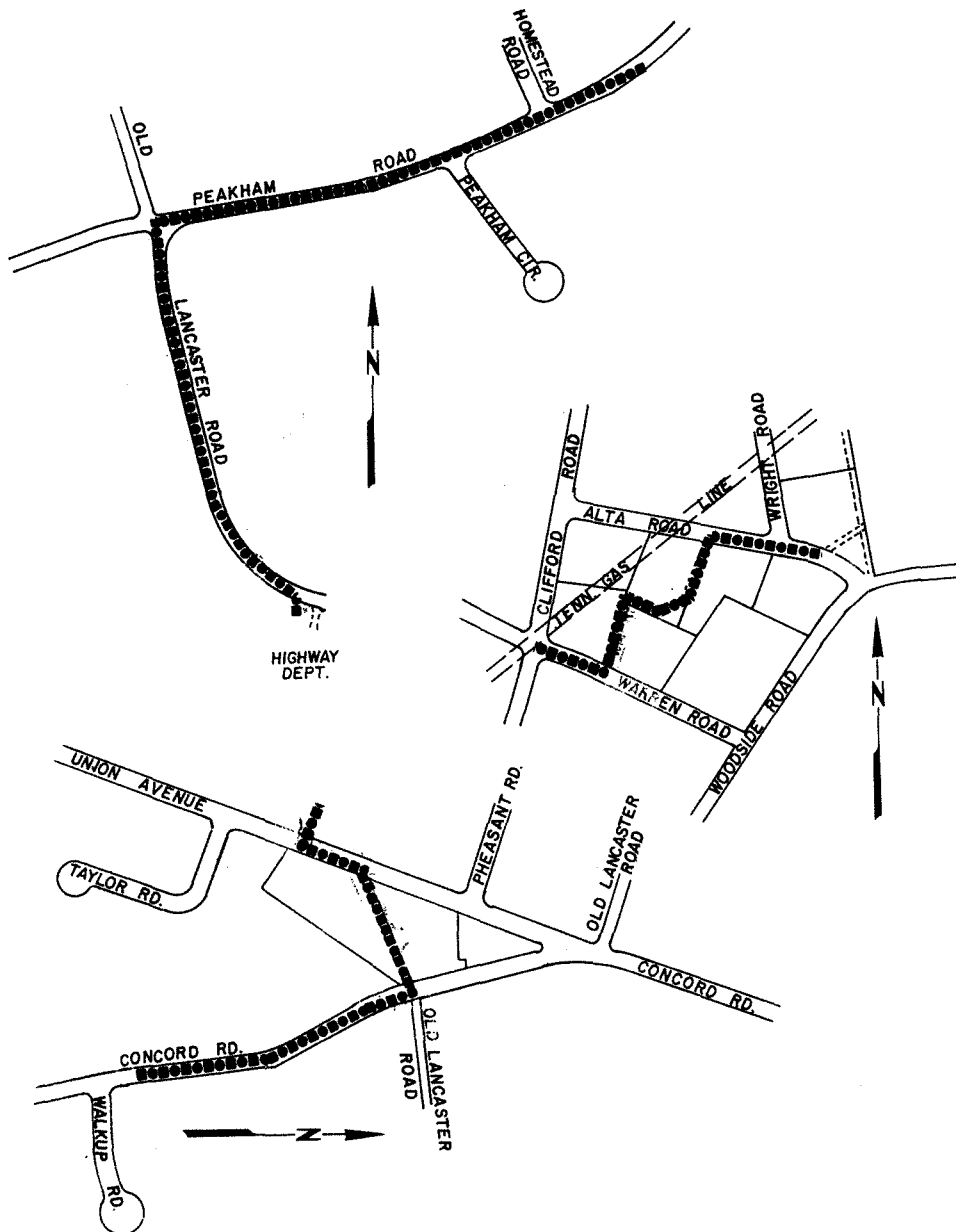
CONCORD ROAD: WESTERLY APPROXIMATELY 600 FEET TO UNION AVENUE;

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Highway Surveyor.

HIGHWAY SURVEYOR REPORT: The purpose of the article is to construct and reconstruct surface drains at locations designed by the Sudbury Engineering Department. This construction is the first of a five-year program.

FINANCE COMMITTEE REPORT: This article initiates the first year of a planned five-year program to improve or provide drainage in Sudbury. Construction of surface drains on Peakham Road and reconstruction of those on Old Lancaster Road will resolve a particularly bad situation by causing surface water from these two roads to drain into the brook at the roadway entrance to the Highway Garage. The Alta Road/Warren Road program will rectify a long existing flooding condition due to a high water table and the malfunctioning of existing drainage in that area. Construction of new drains on Concord Road, as indicated, will eliminate a severe water problem on private property on the western side, due to presently inadequate drainage. Recommend Approval.



16

ARTICLE 16

Abolish
Citizens'
Task Force

TO SEE IF THE TOWN WILL VOTE TO ABOLISH AND DISSOLVE THE CITIZENS' TASK FORCE, A PERMANENT COMMITTEE CREATED UNDER ARTICLE 43 OF THE 1973 ANNUAL TOWN MEETING; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: The 1973 Annual Town Meeting voted: "That the Town create a committee to be known as the Citizens' Task Force, to be appointed by the Selectmen for three-year terms, to consist of up to 25 members, for the purpose of working with all other Town committees, officials, boards and commissions and to achieve and report a consensus concerning the ultimate development and character of the Town of Sudbury, including land use, business and industrial development, solid and liquid waste disposal, transportation, Town services, debt management, municipal facility expansion and utilization, and the training and development of our human resources, together with recommendations and articles to implement such recommendations."

As a permanent committee established by Town Meeting vote, the Citizens' Task Force can only be dissolved by Town Meeting.

Since the inception of the Citizens' Task Force, its purported functions have been usurped by other Federal, State, local agencies and programs; to name a few: the Wayland/Sudbury Septage Disposal Facility Operational Review Committee, the local Growth Policy Committee established by direction of the State Planning Office, the Metropolitan Area Planning Council (MAPC) Section 208 Water Quality Study Project, and the National Flood Insurance Program.

The serious concern to create a Citizens' Task Force in 1973 was valid... the mechanism for addressing its intended work did materialize...we no longer now or in the foreseeable future need such a Task Force and recommend your approval of this article.

COMMITTEE ON TOWN ADMINISTRATION REPORT: As this committee has never been appointed and organized and as the need for such a committee no longer exists, the Committee on Town Administration recommends approval of this article.

FINANCE COMMITTEE REPORT: Recommend Approval.

17

ARTICLE 17

Abolish
Industrial
Development
Financing
Authority

TO SEE IF THE TOWN WILL VOTE TO ABOLISH AND DISSOLVE THE INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY AND TO RESCIND THE VOTE UNDER ARTICLE 13 OF THE 1969 ANNUAL TOWN MEETING; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: In conjunction with the Industrial Development Commission we are seeking approval to abolish and dissolve the Industrial Development Financing Authority voted at the 1969 Annual Town Meeting. Since 1969 the directors of the Authority were never appointed by the Selectmen and a certificate of organization has never been requested from, or issued by, the Secretary of State.

In the opinion of the Selectmen and the Industrial Development Commission an Authority is not needed, or required. The original intention of the Authority was to make new local business or industry eligible for low-interest State revenue bonding without any liability on the Town's part. Current records indicate no local request for such Authority funding, and if such requests had been made, Sudbury in all likelihood would not have received financing because it would be in competition with depressed communities having higher unemployment and major loss of industry. Because of the above, the Selectmen recommend your approval of this article.

COMMITTEE ON TOWN ADMINISTRATION REPORT: The Committee on Town Administration supports the Board of Selectmen and the Industrial Development Commission in abolishing the no longer needed Industrial Development Financing Authority and recommends your approval of this article.

FINANCE COMMITTEE REPORT: Recommend Approval.

18 ARTICLE 18

Amend Bylaws
Art. V(A)
Removal of
Earth

TO SEE IF THE TOWN WILL VOTE TO AMEND SECTION 1 OF ARTICLE V(A) OF THE TOWN OF SUDBURY BYLAWS, ENTITLED "REMOVAL OF EARTH", BY STRIKING THEREFROM THE PRESENT SECTION 1 AND SUBSTITUTING THEREFOR THE FOLLOWING:

"SECTION 1. THE EARTH REMOVAL BOARD IS HEREBY ESTABLISHED AND SHALL CONSIST OF FIVE REGISTERED VOTERS OF THE TOWN, TO BE ANNUALLY APPOINTED BY THE SELECTMEN FOR A TERM OF ONE YEAR.

MEMBERS SERVING THREE YEAR TERMS AT THE TIME OF ADOPTION OF THIS SECTION SHALL CONTINUE TO SERVE UNTIL THE EXPIRATION OF THEIR TERM.

APPOINTMENTS TO THE EARTH REMOVAL BOARD MAY BE MADE CONTINGENT ON THE MEMBER HOLDING ANOTHER OFFICE OR MEMBERSHIP ON ANOTHER BOARD OR COMMITTEE, IN WHICH CASE REMOVAL OR RESIGNATION FROM SUCH OTHER OFFICE, BOARD OR COMMITTEE SHALL BE DEEMED REMOVAL OR RESIGNATION FROM THE EARTH REMOVAL BOARD.

VACANCIES SHALL BE FILLED BY APPOINTMENT FOR THE REMAINING PORTION OF THE TERM.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: Since the Earth Removal Board meets infrequently, the Selectmen have in the past appointed the Associate Members of the Board of Appeals to the Earth Removal Board. This article would make the terms of office of the Associate Members and of the Earth Removal Board concurrent, and allows such appointments to be contingent on continued Associate Membership, in order to facilitate this appointing practice. The Selectmen recommend approval of this article.

COMMITTEE ON TOWN ADMINISTRATION REPORT: The Committee on Town Administration supports the Board of Selectmen in this article to simplify appointments to the Earth Removal Board.

FINANCE COMMITTEE REPORT: Since this article continues a legal practice, the Finance Committee recommends approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 18 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

19 ARTICLE 19

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND SECTION 2 OF ARTICLE III OF THE
Art. III, 2 TOWN OF SUDBURY BYLAWS, ENTITLED "TOWN AFFAIRS", BY DELETING THEREFROM
Town Affairs THE DATE "JANUARY 10TH", AND INSERTING IN ITS PLACE "DECEMBER 1ST" IN
 THE FIRST SENTENCE; AND BY DELETING THE DATE "FEBRUARY 1ST", AND INSERTING
 IN ITS PLACE "JANUARY 10TH" IN THE SECOND SENTENCE; OR ACT ON ANYTHING
 RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: Article III, Section 2, of the Town Bylaws reads as follows:

"Section 2. All Town boards and officials, whether appointed or elected and all committees having had any financial transactions during the preceding financial year, shall make a written report in detail, which report shall be delivered to the Accountant on or before January 10th. The Accountant shall audit these reports and deliver them to the Selectmen not later than February 1st.

The Selectmen shall cause all such reports, as well as reports of any other Board or Committees, to be printed in pamphlet form. Receipt of the pamphlets shall be scheduled for a date which will permit the Town Clerk to have them in the hands of the citizens of the Town at least ten days before the Annual Meeting."

This article is necessitated by the fact that the Town is on a fiscal year basis now - July 1 to June 30, instead of a calendar year basis, January 1 to December 31. Therefore, current financial reports are based on the preceding fiscal year ending June 30, and ready for transmittal to the Town Accountant and Selectmen at that time.

Changing the above submission dates of financial records would not create a hardship for any Town agencies, but would allow a timely audit of these reports by the Town Accountant. This would also enable an earlier delivery by the Town Accountant to the Selectmen, thence to the Town Report Preparation Committee for inclusion in the Town Report. The Selectmen recommend approval of this article.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 19 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

20 ARTICLE 20

Amend Bylaws
Art. XII, 1
Town
Property

TO SEE IF THE TOWN WILL VOTE TO AMEND SECTION 1 OF ARTICLE XII OF THE TOWN OF SUDBURY BYLAWS, ENTITLED "PERSONAL PROPERTY", BY DELETING THEREFROM ALL WORDS FOLLOWING THE WORDS "PROVIDED, HOWEVER," AND ADDING THERETO THE FOLLOWING:

"THAT IN THE CASE OF TRANSFER BY SALE OF SUCH PROPERTY WHICH HAS, IN THE OPINION OF THE BOARD OF SELECTMEN, AN AGGREGATE VALUE IN EXCESS OF \$1,000, THE SALE SHALL BE BY PUBLIC BID IN A MANNER PRESCRIBED BY SAID BOARD OF SELECTMEN.";

SO THAT THE SAID SECTION WILL READ AS FOLLOWS:

"SECTION 1. DISPOSAL OF PERSONAL PROPERTY. THAT ANY BOARD OR OFFICER IN CHARGE OF A DEPARTMENT OF THE TOWN MAY, WITH THE APPROVAL OF THE BOARD OF SELECTMEN, TRANSFER TO ANOTHER TOWN DEPARTMENT OR TRANSFER BY SALE, ANY PERSONAL PROPERTY OF THE TOWN WITHIN THE POSSESSION OR CONTROL OF THE DEPARTMENT WHICH HAS BECOME OBSOLETE OR IS NOT REQUIRED FOR FURTHER USE BY THE DEPARTMENT; PROVIDED, HOWEVER, THAT IN THE CASE OF TRANSFER BY SALE OF SUCH PROPERTY WHICH HAS, IN THE OPINION OF THE BOARD OF SELECTMEN, AN AGGREGATE VALUE IN EXCESS OF \$1,000, THE SALE SHALL BE BY PUBLIC BID IN A MANNER PRESCRIBED BY SAID BOARD OF SELECTMEN.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: This makes a technical correction to the Bylaw. It clarifies the fact that public bids are only required in the case of "transfer by sale" of certain property, and are not required in the case of transfer of the property to another Town department. Recommend approval.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 20 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

21 ARTICLE 21

Sale of
Tax Possess.
Parcel 164

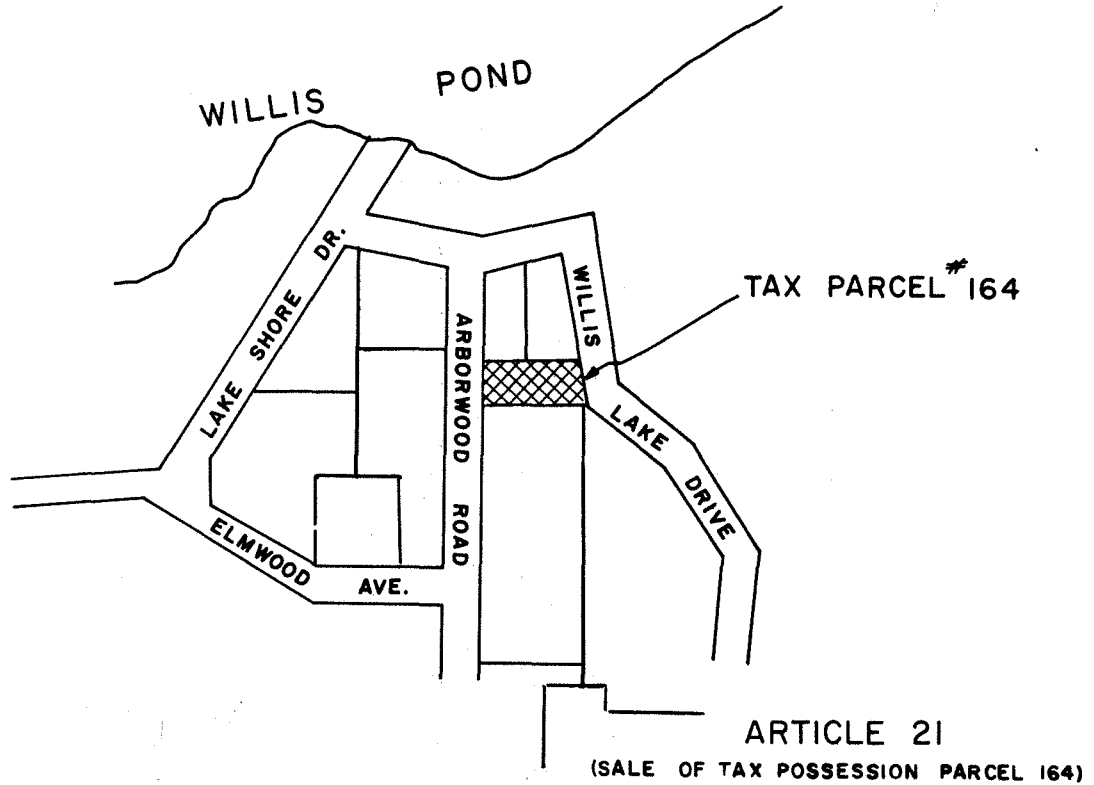
TO SEE IF THE TOWN WILL VOTE TO AUTHORIZE AND EMPOWER THE BOARD OF SELECTMEN TO SELL AND CONVEY, UPON SUCH TERMS AND CONDITIONS AS THEY SHALL DEEM NECESSARY OR DESIRABLE, LOTS 21 AND 22 LOCATED ON WILLIS LAKE DRIVE, AT PRIVATE SALE; AND TO DETERMINE THE MINIMUM AMOUNT TO BE PAID; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: A contiguous property owner has expressed interest in purchasing these two small lots which are a tax possession parcel. This article, if passed, will enable the Selectmen to sell the two lots to the abutter with the condition that they shall not be used for a house lot; rather, they will merge with the abutter's property and become one lot of reasonable size.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL REPORT: The motion under this article requires a 2/3 vote of the Town Meeting.



22 ARTICLE 22

Historical
Comm./
Historic
Structures
Comm.

TO SEE IF THE TOWN WILL VOTE TO ABOLISH AND DISSOLVE THE HISTORICAL COMMISSION ESTABLISHED PURSUANT TO MASSACHUSETTS GENERAL LAWS CHAPTER 40, SECTION 8D, OR ABOLISH AND DISSOLVE THE HISTORIC STRUCTURES COMMISSION ESTABLISHED AS A PERMANENT COMMITTEE BY ARTICLE 9b OF THE 1964 ANNUAL TOWN MEETING; OR TO TRANSFER THE POWERS AND DUTIES OF EITHER OF SAID BOARDS TO THE OTHER OR TO ANY OTHER BOARD, COMMITTEE OR COMMISSION; OR TO VOTE ANY COMBINATION OF THE FOREGOING; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: The intent of this article is to address the question of the need for continuing with both a Historical Commission and a Historic Structures Commission. It appears that the workload or business of both Commissions is minimal and we should combine or dissolve them.

The duties of the Historic Structures Commission is limited and could be accomplished by "in house" staff, subject to required review and approval of the Historic Districts Commission. The duties of the Historical Commission are broad in scope, but, again, limited by reason of past activity or action. Most of the activities of both Commissions relating to preparatory staff work or from a technical aspect are being handled by the Office of the Board of Selectmen.

Summarized below for your information are the responsibilities and duties of the Historical Commission and the Historic Structures Commission as voted by previous Town Meetings.

Historical Commission

Article 11, 1968 ATM: "...The Historical Commission shall seek to coordinate the activities of the Historic Structures Commission, the Ancient Documents Committee and the Bicentennial Committee." Such Commission, under Section 8D of Chapter 40 of the General Laws of the Commonwealth of Massachusetts accepted by the Town under Article 11, 1968 ATM, may be established "for the preservation, protection and development of the historical or archeological assets of such city or town." It is authorized to conduct research or coordinate private research for which it may publish any notices or written material necessary for its work. It may make recommendations to the Selectmen, and with their approval, to the Massachusetts Historical Commission for certification of any such assets as historical or archeological landmarks. It shall report the discovery of any archeological, paleontological, or historical site or object to the state archeologist in accordance with G.L. Ch. 9, Sec. 27C. It may hold hearings, enter into contracts, sign agreements, and may accept gifts and bequests. It shall file an annual Town Report. It may acquire by gift, purchase, or other means, interest in real or personal property of significant historical value and may manage the same.

Historic Structures Commission

Article 9, 1974 ATM: "This Commission, with the advice and consent of the Board of Selectmen, to have jurisdiction over the alterations, repairs, attachments, and furnishings and occupancy of historical structures, including the Loring Parsonage and the Hosmer House and such other structures as may thereafter be acquired by the Town as historical structures."

It is expected the Committee on Town Administration will report at the Annual Town Meeting.

The Selectmen will recommend a specific course of action by motion at the Town Meeting.

FINANCE COMMITTEE REPORT: Since the workload of these two Commissions is minimal and can be accomplished by "in house" staff, the Finance Committee is in basic agreement that they should be dissolved. However, the language of this article is open ended and does not make clear where the responsibilities would reside or how the work would be accomplished. As the article is submitted, we recommend disapproval.

23 ARTICLE 23

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND SECTION 3 OF ARTICLE V OF THE TOWN
Art. V, 3 OF SUDBURY BYLAWS, ENTITLED "PUBLIC SAFETY", BY DELETING THE SECOND
Control of PARAGRAPH ENTITLED "CONTROL OF DOGS", FROM THAT SECTION; OR ACT ON ANYTHING
Dogs RELATIVE THERETO.
Submitted by the Board of Selectmen.

BOARD OF SELECTMEN REPORT: Section 3 of Article V of the Town Bylaws reads as follows:

"Section 3. Unlicensed Dogs. All owners or keepers of dogs kept in the Town of Sudbury during the preceding six (6) months and who, on the first day of June of each year, have not licensed said dog or dogs, as prescribed by Section 173, Chapter 140 of the General Laws, shall be required to pay an additional fee of one dollar (\$1.00) to the Town.

Control of Dogs. All dogs in the Town of Sudbury shall be restrained, kept on a leash or under the direct and complete control of a responsible person between the hours of 7:00 o'clock a.m. and 8:00 o'clock p.m. No dog in the Town of Sudbury shall be allowed to run at large during these hours. The owner or keeper of a dog which violates this bylaw shall be punished by a penalty of not more than ten dollars for a breach thereof."

It is the intention of the Board of Selectmen to delete the second paragraph above, because of their inability to enforce said action and house dogs picked up without proper dog pound facilities.

We are in a situation where the Town Bylaws require that dogs running loose and unattended between the hours of 7 a.m. and 8 p.m. be picked up, but we have no humane way of retaining such dogs so that they may be returned to their owners in good condition. The Selectmen recommend you approve this article unless funds are provided to build adequate dog pound facilities.

FINANCE COMMITTEE REPORT: The existing Bylaw was established by Town Meeting vote, and should not be weakened by deletion of this paragraph. Recommend Disapproval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 23 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

24

ARTICLE 24

Update
Property
Values

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$80,000, OR ANY OTHER SUM, TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF ASSESSORS FOR UPDATING PROPERTY VALUES IN THE TOWN OF SUDBURY IN ORDER TO COMPLY WITH THE MASSACHUSETTS SUPREME JUDICIAL COURT RULING REQUIRING ALL PROPERTY IN THE COMMONWEALTH OF MASSACHUSETTS BE VALUED AT A FULL AND FAIR CASH VALUE; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Board of Assessors.

BOARD OF ASSESSORS REPORT: The purpose of this warrant article is to provide the Board of Assessors with the means to update the revaluation conducted by the professional firm of Whipple, Magane and Darcy for the 1970 Tax Roll, and to enable them to comply with the Massachusetts Supreme Court ruling requiring all cities and towns in Massachusetts to assess on a full and fair cash value. Therefore, the Board of Assessors is requesting the sum of \$80,000 to cover this updating.

FINANCE COMMITTEE REPORT: The 1975 Town Meeting voted \$6,000 (on a request of \$60,000) for planning money. The 1977 Town Meeting refused a request for \$54,000 more, because we saw no specific plan even then and wanted to wait for more specific pressure from the State and for action by other towns and cities. We've now seen the Assessors' plan which involves the computerizing of the Town's valuation data. Thus far the Assessors' plan and price quotation do not clearly provide to the Assessors continuing control and use of the revaluation data and tools, but that could be provided later under a more detailed contract. Revaluation is advantageous only if it will provide more equity in our taxation: relative to other cities and towns; and relative to our Sudbury residential, commercial and industrial neighbors - and within each group. The Finance Committee remains unconvinced that revaluation will provide more equity among cities and towns or within Sudbury. Recommend Disapproval.

25

ARTICLE 25

Increase
Membership
Library
Trustees

TO SEE IF THE TOWN WILL VOTE TO INCREASE THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE GOODNOW LIBRARY FROM THE PRESENT FIVE MEMBERS TO SIX MEMBERS, STARTING WITH THE ANNUAL MEETING OF 1979. THE ADDITIONAL MEMBER WILL BE ELECTED FOR A TWO-YEAR PERIOD AND THEREAFTER FOR A THREE-YEAR PERIOD; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Goodnow Library Trustees.

GOODNOW LIBRARY TRUSTEES REPORT: Passage of this article is necessary to comply with the provisions of Chapter 78, Section 10, of the General Laws of Massachusetts, "Trustees of Town Libraries", which require that library boards be made up of any number of elected trustees, divisible by three.

FINANCE COMMITTEE REPORT: Recommend Approval.

26

ARTICLE 26

Wetlands -
Identify,
Delineate, &
Classify

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$6,000, OR ANY OTHER SUM, TO LOCATE AND EVALUATE THE WETLANDS OF THE TOWN, THE WETLAND LOCATION AND EVALUATION WORK TO BE DONE BY THE CONSERVATION COMMISSION, OR CONSULTANTS TO THE CONSERVATION COMMISSION, TO FACILITATE THE IMPLEMENTATION OF THE WETLAND PROTECTION ACT, CHAPTER 131, SECTION 40, M.G.L.; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Conservation Commission.

CONSERVATION COMMISSION REPORT: The proposed identification, delineation, and classification of wetlands is to provide an evaluation of the Town's wetland resources useful in developing and expediting Orders of Conditions pursuant to the Wetlands Protection Act, Chapter 131, Section 40, as amended. The study will indicate where and how valuable these wetlands resources are. Not only will it assist the Conservation Commission in determining the effect of a single project on the entire system, but the proposed activity can be put in perspective as it would affect water supply, flooding, the prevention of pollution, or the like.

A system of wetland evaluation provides the basis for expeditious, consistent, and fair Orders of Conditions. It allows the Commission to effectively budget its time and dollar resources toward the protection of those areas that are of the greatest significance to the health, safety and well-being of the Townspeople, while minimizing the red tape for applicants desiring alteration of those areas having little significant value.

FINANCE COMMITTEE REPORT: The purpose of this article is to provide an identification of the Town's wetland resources in order to more effectively administer the Wetlands Protection Act and to determine the location and characteristics of Sudbury's wetlands. This will provide the basic data to insure the protection of critical areas while allowing for appropriate alterations to occur in the non-critical areas. Recommend Approval.

27

ARTICLE 27

Acquire
Hudson
Property

TO SEE IF THE TOWN WILL VOTE TO AUTHORIZE AND EMPOWER THE SELECTMEN, UPON THE WRITTEN REQUEST OF THE CONSERVATION COMMISSION, UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 40, SECTION 8C, AS AMENDED, TO ACQUIRE IN FEE SIMPLE, BY PURCHASE OR BY A TAKING BY EMINENT DOMAIN, FOR CONSERVATION PURPOSES, THE FOLLOWING DESCRIBED LAND:

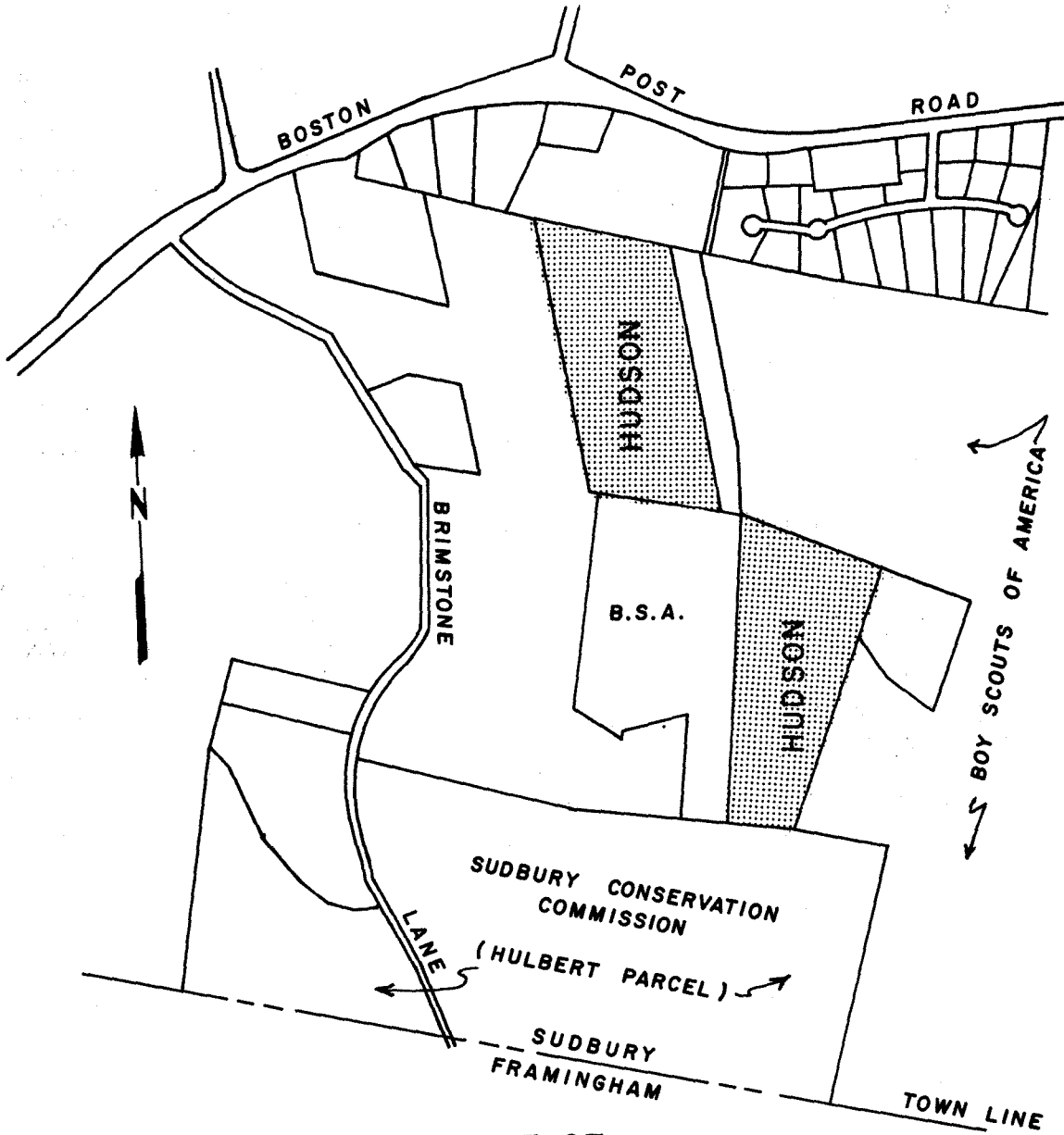
APPROXIMATELY 31 ACRES, COLLECTIVELY, BEING LOCATED OFF OF BRIMSTONE LANE, IN THE TOWN OF SUDBURY, SHOWN ON A PLAN ENTITLED: "TOWN OF SUDBURY, MASSACHUSETTS, PROPERTY MAPS", K05 and L05, ON SHEETS K5 AND L5, PARCELS 001 AND 200, BY THE TOWN OF SUDBURY, ENGINEERING DEPARTMENT, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE,

AND TO APPROPRIATE THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH, A SUM OF MONEY, AND TO DETERMINE WHETHER THE SAME SHALL BE RAISED BY TAXATION, TRANSFERRED FROM THE CONSERVATION FUND, PROVIDED BY BORROWING, OR ANY COMBINATION OF THE FOREGOING, WITH ALL LAND ACQUIRED HEREUNDER TO BE UNDER THE MANAGEMENT AND CONTROL OF THE CONSERVATION COMMISSION; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Conservation Commission.

CONSERVATION COMMISSION REPORT: The proposed addition to the presently-owned Hulbert Land would add approximately 31 acres to the existing 78. It is very attractive for conservation-recreation purposes--being wooded and offering the opportunity to continue the trail circuit through a highly-valued parcel.

FINANCE COMMITTEE REPORT: Recommend Approval.



ARTICLE 27
(ACQUIRE HUDSON PROPERTY)

ARTICLE 28

Purchase
Property
Off
Pantry Rd.

TO SEE IF THE TOWN WILL VOTE TO AUTHORIZE AND EMPOWER THE SELECTMEN, UPON THE WRITTEN REQUEST OF THE CONSERVATION COMMISSION, UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 40, SECTION 8C, AS AMENDED, TO ACQUIRE IN FEE SIMPLE, BY PURCHASE OR BY A TAKING BY EMINENT DOMAIN, FOR CONSERVATION PURPOSES, THE FOLLOWING DESCRIBED LAND:

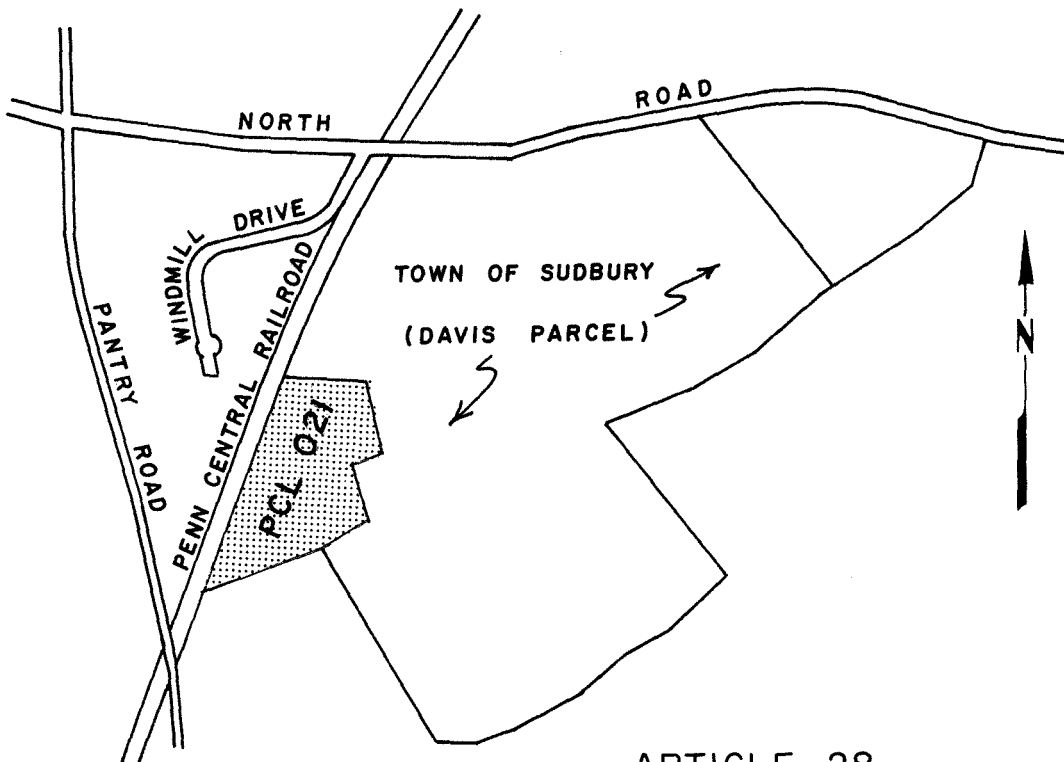
APPROXIMATELY 12 ACRES, BEING LOCATED EAST OF THE PENN CENTRAL RAILROAD TRACKS OFF OF PANTRY ROAD, IN THE TOWN OF SUDBURY, SHOWN ON A PLAN ENTITLED: "TOWN OF SUDBURY, MASSACHUSETTS, PROPERTY MAP", D10, ON SHEET D10, AS PART OF PARCEL #021, BY THE TOWN OF SUDBURY, ENGINEERING DEPARTMENT, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE,

AND TO APPROPRIATE THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH, \$40,000, OR ANY OTHER SUM, AND TO DETERMINE WHETHER THE SAME SHALL BE RAISED BY TAXATION, TRANSFERRED FROM THE CONSERVATION FUND, PROVIDED BY BORROWING, OR ANY COMBINATION OF THE FOREGOING, WITH ALL LAND ACQUIRED HEREUNDER TO BE UNDER THE MANAGEMENT AND CONTROL OF THE CONSERVATION COMMISSION; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Conservation Commission.

CONSERVATION COMMISSION REPORT: The proposed addition to the presently-owned Davis Farm would add approximately 12 acres to the existing 37. It is attractive for conservation-recreation purposes--being partly wooded and having the highest elevation of land in that area.

FINANCE COMMITTEE REPORT: Recommend Approval.



ARTICLE 28

(PURCHASE PROPERTY OFF PANTRY ROAD)

29 ARTICLE 29

Horse
Riding
Facilities

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$3,000, OR ANY OTHER SUM, TO BE EXPENDED BY THE PARK AND RECREATION COMMISSION, FOR THE PURPOSE OF IMPROVING THE HORSEBACK RIDING FACILITIES IN TOWN; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Park and Recreation Commission.

PARK AND RECREATION COMMISSION REPORT: This three thousand dollars will be used to refurbish the large horse ring at Feeley Park. The figure asked for is low due to the fact that Park and Rec does not feel it is an ideal location for a horse ring. We have, however, made no accommodations for the equestrians in Town in any other area. Until we can survey the lands owned by the Town and make a valid evaluation of the land we would like to refurbish the large ring at Feeley Park. Park and Rec is very aware this land has very poor soil and is not conducive to a horse ring but it can, for \$3,000, be built up in such a manner as to give the interested people a facility to use until a more adequate area has been made available to them.

FINANCE COMMITTEE REPORT: The purpose of this article is to improve and enlarge the large horse ring at Feeley Park to give the equestrians in Town a temporary facility to use until a more adequate area becomes available. This land has very poor soil and is not conducive to a horse ring. The Finance Committee believes that this article does not represent a wise expenditure of Town money, because it will provide only a temporary, and admittedly less than adequate, facility for this group. Recommend Disapproval.

30 ARTICLE 30

Park & Rec.
Truck and
Plow

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$9,000, OR ANY OTHER SUM, TO BE EXPENDED UNDER THE DIRECTION OF THE PARK AND RECREATION COMMISSION FOR THE PURCHASE OF A DUMP TRUCK AND PLOW FOR PARK DEPARTMENT USE TO REPLACE A 1972 INTERNATIONAL 1310 TO BE USED AS A TRADE-IN; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Park and Recreation Commission.

PARK AND RECREATION COMMISSION REPORT: This is to replace a 1972 dump truck which will require extensive repairs to both engine and body within the next year. The truck is subject to considerable downtime and is no longer able to provide the service required of it during winter and summer periods.

FINANCE COMMITTEE REPORT: The Finance Committee agrees that the 1972 dump truck should be replaced as it would require extensive repairs next year. The new truck will continue to be shared with the Highway Department during the winter for plowing. Recommend Approval.

31

ARTICLE 31

Swim
Facility

TO SEE IF THE TOWN WILL VOTE TO RAISE AND APPROPRIATE, OR APPROPRIATE FROM AVAILABLE FUNDS, \$6,000, OR ANY OTHER SUM, TO BE EXPENDED UNDER THE JURISDICTION OF THE PERMANENT BUILDING COMMITTEE FOR THE PURPOSE OF PLANNING THE CONSTRUCTION OF A SWIM FACILITY ON THE HASKELL LAND; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Park and Recreation Commission.

PARK AND RECREATION COMMISSION REPORT: This article is requesting planning money for an appropriate swimming facility in Sudbury. For two years, the Swim Needs Study Committee, a sub-committee of the Park and Recreation Commission, has been studying the possibilities for a swimming facility. After thorough study of all natural bodies of water in Sudbury which were potential sites for a swimming area, the Committee found that none were suitable. A survey conducted in the spring of 1977 indicated a strong preference for building a pool. The requested funds will provide plans for the two pools most highly favored on the survey. At the time plans are completed, we will be able to make a more accurate assessment of the best investment for Sudbury. The Committee has also researched operating and maintenance costs of several existing pools and has ascertained that beyond the initial cost of construction, the pool can be self-sustaining.

FINANCE COMMITTEE REPORT: The Swim Facilities Study Committee, which was appointed by the Park and Recreation Commission to explore all possibilities for developing a swim facility, has done a good deal of research and has developed an extensive amount of background material. This research has resulted in this article which asks for planning money for the purpose of designing plans for both an indoor-outdoor pool and an outdoor pool to be built on either the Haskell Land or at Featherland Park.

The Finance Committee has serious reservations whether it will ultimately prove to be in the best interests of the Town to construct a swimming facility, given the other expenditures facing the Town, such as a Police/Fire Station and the proposed drainage program. However, we do not believe that a vote in favor of planning money at this time in any way commits the Town to ultimately vote to construct the swimming facility. Approval of this article would give us the opportunity at a later date to either accept or reject this major capital expenditure with better information as to its design, location, cost, operation and financing, including the availability of 50% federal funding.

It is unfair to reject a swimming pool without this information; it is foolish to proceed without this information. Recommend Approval.

32

ARTICLE 32

Amend Bylaws
Art. IX, VI
Administra-
tion

TO SEE IF THE TOWN WILL VOTE TO AMEND THE ZONING BYLAW BY DELETING ARTICLE IX, VI, "ADMINISTRATION", AND REPLACING IT WITH THE FOLLOWING:

"VI. ADMINISTRATION

A. ENFORCEMENT

THE PROVISIONS OF THE ZONING BYLAW SHALL BE ENFORCED BY THE INSPECTOR OF BUILDINGS. IT SHALL BE UNLAWFUL, TO OCCUPY, USE, OR MAINTAIN

ANY BUILDING WHICH HAS BEEN CONSTRUCTED, STRUCTURALLY ALTERED, REMODELED OR REBUILT IN VIOLATION OF ANY BYLAW OF THE TOWN, OR A BUILDING IN WHICH THE PLUMBING OR ELECTRIC WIRING HAS BEEN INSTALLED OR MATERIALLY ALTERED IN VIOLATION OF ANY BYLAW OF THE TOWN, OR A BUILDING FROM WHICH ANY PORTION OF THE INSTALLATION WHICH IS REQUIRED BY ANY BYLAW, OR ORDER OF AN INSPECTOR, HAS BEEN REMOVED, OR A BUILDING WHICH HAS BEEN CONDEMNED AS UNSAFE BY THE INSPECTOR OF BUILDINGS. A CERTIFICATE OF OCCUPANCY SHALL BE OBTAINED FROM THE INSPECTOR OF BUILDINGS BEFORE ANY BUILDING WHICH HAS BEEN CONSTRUCTED, STRUCTURALLY ALTERED, REMODELED OR REBUILT IS OCCUPIED, USED OR MAINTAINED.

A CERTIFICATE OF OCCUPANCY SHALL NOT BE ISSUED FOR ANY DWELLING UNTIL THE STREET NUMBER, READABLE FROM THE STREET, HAS BEEN ATTACHED TO SAID DWELLING. IN CASES WHERE THE DWELLING SETBACK FROM THE STREET MAKES THIS REQUIREMENT IMPRACTICAL, THE STREET NUMBER SHALL BE PLACED AT OR NEAR THE DRIVEWAY ENTRANCE.

ANY PERSON AGGRIEVED BY THE REFUSAL OF THE INSPECTOR OF BUILDINGS TO GRANT A BUILDING PERMIT OR BY ANY ORDER OR RULING MADE BY HIM, NOTICE OF WHICH SHALL HAVE BEEN GIVEN TO THE APPLICANT OR PERMITEE, MAY APPEAL IN WRITING TO THE BOARD OF APPEALS AS IS PROVIDED IN SECTION VI, C, 4 OF ARTICLE IX.

B. BUILDING AND SPECIAL PERMITS

NO BUILDING FOR USE AS A HABITATION, FOR BUSINESS, FOR INDUSTRY OR ACCESSORY BUILDING SHALL BE ERECTED, ALTERED OR MOVED AFTER THIS BYLAW BECOMES OPERATIVE, WITHOUT A PERMIT FROM THE INSPECTOR OF BUILDINGS SHOWING THAT THE REQUIREMENTS OF THE DISTRICTS AFFECTED HAVE BEEN COMPLIED WITH. SAID PERMIT SHALL BE POSTED CONSPICUOUSLY ON THE PREMISES TO WHICH IT APPLIES DURING THE TIME OF CONSTRUCTION.

PERMITS WILL NOT BE GRANTED FOR THE CONSTRUCTION OR ALTERATION OF ANY STRUCTURE THAT WILL CAUSE A CHANGE IN EXISTING GRADES AND CONTOURS WHICH INTERFERE WITH DRAINAGE OF WATER FROM THE PUBLIC HIGHWAYS UNLESS PROVISION IS MADE AT THE OWNER'S EXPENSE FOR THE PROPER DISPOSAL OF SUCH WATER BY GUTTERS, DITCHES, PIPES OR OTHER NECESSARY DRAINAGE STRUCTURES. THE OWNER WILL BE REQUIRED TO GRANT THE TOWN ANY NECESSARY DRAINAGE EASEMENTS.

CONSTRUCTION OR OPERATIONS UNDER A BUILDING OR SPECIAL PERMIT SHALL CONFORM TO ANY SUBSEQUENT AMENDMENT OF THIS BYLAW UNLESS THE USE OR CONSTRUCTION IS COMMENCED WITHIN A PERIOD OF NOT LESS THAN SIX MONTHS AFTER THE ISSUANCE OF THE PERMIT AND IN CASES INVOLVING CONSTRUCTION, UNLESS SUCH CONSTRUCTION IS CONTINUED THROUGH TO COMPLETION AS CONTINUOUSLY AND EXPEDITIOUSLY AS POSSIBLE.

A SPECIAL PERMIT SHALL LAPSE WITHIN ONE YEAR AFTER THE BOARD OF APPEALS HAS GRANTED SUCH SPECIAL PERMIT IF A SUBSTANTIAL USE THEREOF HAS NOT SOONER COMMENCED EXCEPT FOR GOOD CAUSE, OR IN THE CASE OF A PERMIT FOR CONSTRUCTION, IF CONSTRUCTION HAS NOT BEGUN BY SUCH DATE EXCEPT FOR GOOD CAUSE.

THE BOARD OF APPEALS, UPON WRITTEN APPLICATION, AND AFTER DUE NOTICE AND A PUBLIC HEARING AND A FINDING OF GOOD CAUSE, MAY GRANT ONE OR MORE EXTENSIONS OF TIME FOR PERIODS NOT TO EXCEED ONE YEAR FOR EACH SUCH EXTENSION.

C. BOARD OF APPEALS

1. ESTABLISHMENT

THE SELECTMEN SHALL APPOINT A BOARD OF APPEALS OF FIVE MEMBERS, EACH FOR A TERM OF FIVE YEARS. VACANCIES SHALL BE FILLED BY THE SELECTMEN BY APPOINTMENT FOR THE BALANCE OF THE TERM IN WHICH THE VACANCY OCCURS.

ASSOCIATE MEMBERS, TO FILL VACANCIES CAUSED BY UNAVOIDABLE ABSENCE, INABILITY TO ACT OR INTEREST ON THE PART OF A MEMBER, SHALL BE APPOINTED BY THE SELECTMEN ANNUALLY FOR A TERM OF ONE YEAR.

2. SPECIAL PERMIT GRANTING AUTHORITY

FOR THE PURPOSES OF THIS BYLAW AND GENERAL LAWS, CHAPTER 40A, THE BOARD OF APPEALS SHALL BE THE SPECIAL PERMIT GRANTING AUTHORITY UNLESS OTHERWISE SPECIFICALLY EXPRESSED IN THIS BYLAW, AND ALL PERMITS GRANTED BY THE BOARD OF APPEALS SHALL BE SPECIAL PERMITS.

3. PROCEDURES

NO SPECIAL PERMIT OR VARIANCE SHALL BE GRANTED OR OTHER DECISION MADE BY THE BOARD OF APPEALS EXCEPT AFTER A PUBLIC HEARING BEFORE SAID BOARD. THE BOARD OF APPEALS SHALL FIX A REASONABLE TIME FOR THE HEARING BUT UNDER NO CIRCUMSTANCES SHALL SAID TIME EXCEED 65 DAYS FROM THE EFFECTIVE FILING DATE. FOR THE PURPOSES OF THE BYLAW, THE EFFECTIVE FILING DATE IS THE DATE WHEN THE APPLICATION FOR A SPECIAL PERMIT, VARIANCE, OR OTHER MATTER, COMPLYING WITH ALL THE RULES AND REGULATIONS OF THE BOARD OF APPEALS, IS FILED WITH THE BOARD OF APPEALS AND A COPY GIVEN BY THE APPLICANT TO THE TOWN CLERK. UPON RECEIPT OF THE APPLICATION, THE BOARD OF APPEALS SHALL CAUSE TO APPEAR THE NOTICE CONTAINING THE TIME AND PLACE OF SUCH HEARING, THE NAME OF THE APPLICANT, A DESCRIPTION OF THE AREA OR PREMISES, STREET ADDRESS OR OTHER ADEQUATE IDENTIFICATION OF THE LOCATION WHICH IS THE SUBJECT OF THE PETITION, THE SUBJECT MATTER OF THE HEARING AND THE NATURE OF ACTION OR RELIEF REQUESTED, IF ANY.

IN ALL CASES WHERE NOTICE OF A PUBLIC HEARING IS REQUIRED, NOTICE SHALL BE GIVEN BY PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION IN THE TOWN ONCE IN EACH OF TWO SUCCESSIVE WEEKS, THE FIRST PUBLICATION TO BE NOT LESS THAN FOURTEEN DAYS BEFORE THE DAY OF THE HEARING AND BY POSTING SUCH NOTICE IN A CONSPICUOUS PLACE IN THE TOWN HALL FOR A PERIOD OF NOT LESS THAN FOURTEEN DAYS BEFORE THE DAY OF SUCH HEARING. IN ALL CASES WHERE NOTICE TO "PARTIES IN INTEREST" IS REQUIRED, NOTICE SHALL BE SENT BY MAIL, POSTAGE PREPAID. "PARTIES IN INTEREST" AS USED IN THIS BYLAW SHALL MEAN THE PETITIONER, ABUTTERS, OWNERS OF LAND DIRECTLY OPPOSITE ANY PUBLIC OR PRIVATE STREET OR WAY AND OWNERS OF LAND WITHIN THREE HUNDRED FEET OF THE PROPERTY LINE, ALL AS THEY APPEAR ON THE MOST RECENT APPLICABLE TAX LIST, NOTWITHSTANDING THAT THE LAND OF ANY SUCH OWNER IS LOCATED IN ANOTHER CITY OR TOWN, THE PLANNING BOARD OF THE TOWN, AND THE PLANNING BOARD OF EVERY ABUTTING CITY OR TOWN.

AT THE HEARING, ANY PARTY, WHETHER ENTITLED TO NOTICE THEREOF OR NOT, MAY APPEAR IN PERSON OR BY AGENT OR BY ATTORNEY. ALL HEARINGS OF THE BOARD OF APPEALS SHALL BE OPEN TO THE PUBLIC. A SPECIAL PERMIT OR VARIANCE SHALL BE GRANTED, OR A FAVORABLE DECISION MADE, ONLY BY A CONCURRING VOTE OF NOT LESS THAN FOUR MEMBERS OF THE BOARD, AND SAID

BOARD SHALL GRANT OR DENY A SPECIAL PERMIT OR VARIANCE OR MAKE SUCH DECISION WITHIN A REASONABLE TIME AFTER THE PUBLIC HEARING THEREON, BUT IN NO CASE SHALL THE BOARD MAKE ITS DECISION IN MORE THAN 75 DAYS FROM THE EFFECTIVE FILING DATE FOR A VARIANCE AND OTHER MATTERS OR 90 DAYS FROM THE DATE OF HEARING ON A SPECIAL PERMIT .

THE BOARD OF APPEALS MAY IMPOSE APPROPRIATE CONDITIONS, SAFEGUARDS AND LIMITATIONS IN ALL ITS DECISIONS AND SHALL IMPOSE LIMITATIONS BOTH OF TIME (UP TO A MAXIMUM OF TWO YEARS) AND OF USE; AND, CONTINUANCE OF THE USE PERMITTED MAY BE CONDITIONAL UPON COMPLIANCE THEREWITH. IF THE RIGHTS AUTHORIZED BY A VARIANCE ARE NOT EXERCISED WITHIN ONE YEAR OF THE DATE OF GRANT OF SUCH VARIANCE THEY SHALL LAPSE, AND MAY BE REESTABLISHED ONLY AFTER NOTICE AND A NEW HEARING PURSUANT THIS SECTION.

4. APPEALS

AN APPEAL TO THE BOARD OF APPEALS MAY BE TAKEN BY ANY PERSON AGGRIEVED BY REASON OF HIS INABILITY TO OBTAIN A PERMIT OR ENFORCEMENT ACTION FROM ANY ADMINISTRATIVE OFFICER UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 40A, BY THE REGIONAL PLANNING AGENCY IN WHOSE AREA THE TOWN IS SITUATED, OR BY ANY PERSON INCLUDING AN OFFICER OR BOARD OF THE TOWN, OR OF ANY ABUTTING CITY OR TOWN, AGGRIEVED BY AN ORDER OR DECISION OF THE INSPECTOR OF BUILDINGS, OR OTHER ADMINISTRATIVE OFFICIAL, IN VIOLATION OF ANY PROVISION OF GENERAL LAWS, CHAPTER 40A, OR ANY ORDINANCE OR BYLAW ADOPTED THEREUNDER.

ANY APPEAL HEREUNDER TO THE BOARD OF APPEALS SHALL BE TAKEN WITHIN THIRTY DAYS FROM THE DATE OF THE ORDER OR DECISION WHICH IS BEING APPEALED, BY FILING A NOTICE OF APPEAL, SPECIFYING THE GROUNDS THEREOF, WITH THE TOWN CLERK, WHO SHALL FORTHWITH TRANSMIT COPIES THEREOF TO SUCH OFFICERS OR BOARD WHOSE ORDER OR DECISION IS BEING APPEALED, AND TO THE BOARD OF APPEALS. SUCH OFFICER OR BOARD SHALL FORTHWITH TRANSMIT TO THE BOARD OF APPEALS ALL DOCUMENTS AND PAPERS CONSTITUTING THE RECORD OF THE CASE IN WHICH THE APPEAL IS TAKEN.

5. SPECIAL PERMIT GUIDELINES

- A. UNLESS OTHERSIDE SPECIFICALLY PROVIDED TO THE CONTRARY, THE BOARD OF APPEALS SHALL, BEFORE GRANTING SPECIAL PERMITS, FIND THAT IN ITS JUDGMENT ALL THE FOLLOWING CONDITIONS ARE MET:
1. THAT THE USE IS IN HARMONY WITH THE GENERAL PURPOSE AND INTENT OF THE BYLAW;
 2. THAT THE USE IS IN AN APPROPRIATE LOCATION AND IS NOT DETRIMENTAL TO THE NEIGHBORHOOD AND DOES NOT SIGNIFICANTLY ALTER THE CHARACTER OF THE ZONING DISTRICT;
 3. ADEQUATE AND APPROPRIATE FACILITIES WILL BE PROVIDED FOR THE PROPER OPERATION OF THE PROPOSED USE;
 4. THAT THE PROPOSED USE WOULD NOT BE DETRIMENTAL OR OFFENSIVE TO THE ADJOINING ZONING DISTRICTS AND NEIGHBORING PROPERTIES DUE TO THE EFFECTS OF LIGHTING, ODORS, SMOKE, NOISE, SEWAGE, REFUSE MATERIALS OR OTHER VISUAL NUISANCES;
 5. THAT THE PROPOSED USE WOULD NOT CAUSE UNDUE TRAFFIC CONGESTION IN THE IMMEDIATE AREA; AND

6. THAT A PROPER SITE PLAN HAS BEEN FILED WITH AND APPROVED BY THE BOARD OF SELECTMEN, A COPY OF WHICH MUST ALSO BE FILED WITH THE BOARD OF APPEALS ALONG WITH THE APPLICATION FOR THE SPECIAL PERMIT.

a. THE FOLLOWING ARE SPECIFICALLY EXEMPTED FROM THIS SITE PLAN REQUIREMENT:

- (1) APPLICATIONS FOR A CUSTOMARY HOME OCCUPATION AND LIGHT INDUSTRIAL ACTIVITY UNDER ARTICLE IX, III, A, 1, b;
- (2) APPLICATIONS FOR PERMITS FOR RAISING OF CERTAIN ANIMALS UNDER ARTICLE IX, V, G;
- (3) APPLICATIONS FOR PERMITS RELATIVE TO USE OF FLOOD PLAIN DISTRICTS UNDER ARTICLE IX, III, E, 4; AND
- (4) APPLICATIONS FOR PERMITS TO EXTEND OR ENLARGE A PRE-EXISTING NON-CONFORMING BUILDING UNDER ARTICLE IX, I, C, 3.

D. PENALTY

ANY PERSON VIOLATING ANY PROVISION OF THIS BYLAW SHALL BE SUBJECT TO A FINE NOT EXCEEDING \$100.00 FOR EACH VIOLATION. EACH DAY DURING WHICH ANY VIOLATION EXISTS SHALL BE DEEMED A SEPARATE OFFENSE.

E. INVALIDITY

THE INVALIDITY OF ANY SECTION OR PROVISION OF THIS BYLAW SHALL NOT INVALIDATE ANY OTHER SECTION OR DIVISION THEREOF.

F. EFFECTIVE DATE

THIS BYLAW SHALL TAKE EFFECT AS PROVIDED BY LAW.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Planning Board.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 32 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

This article essentially incorporates a number of mandatory provisions under the new zoning law.

Section A under "Enforcement" provides that the Inspector of Buildings will enforce the Zoning Bylaw whereas the existing Bylaw places the enforcement authority and powers in the hands of the Board of Selectmen. The new law specifically requires that it be the Inspector of Buildings. The last paragraph under Section A, "Enforcement", in this proposed amendment makes a technical correction providing for an appeal to the Board of Appeals of a decision of the Inspector of Buildings. Technical changes made under the new law have required renumbering of the sections under "Administration" in the existing Zoning Bylaw to provide for inclusion of the additional provisions.

Section B, "Building and Special Permits", has been changed to comply with the new law in the last three paragraphs. These paragraphs seem to address the same problem and a technical correction may be forthcoming from the Legislature; however, the paragraphs are different. The third paragraph addresses construction under a special permit and compliance with the existing Bylaw. The six-month period relates to possible amendments to the Zoning Bylaw and if this paragraph is not complied with and any amendments are made which affect the property or construction, any new amendments will be controlling. The fourth and fifth paragraphs address the question of whether or not the special permit will lapse and must be again brought before the Board of Appeals if construction or use does not start within one year unless the holders of the special permit can show good cause. The specific provision of the new zoning law allows a period up to two years, but the recommendation under this article has not set forth the maximum period of time.

Section C.1 under this article provides for the appointment of the Board of Appeals by the Selectmen which does not change the Board of Appeals as presently constituted. The second paragraph simply provides for the appointment of Associate Members which is an optional provision allowed under the new zoning law.

Any special permit granting authority must be designated in the Zoning Bylaw and may be any one of the following: Board of Selectmen, City Council, Board of Appeals, Planning Board, or Zoning Administrator if one is provided for in the Zoning Bylaw. In the case of the Town of Sudbury the Zoning Administrator position would not apply at present.

Sections C.3 & 4 provide the procedural requirements for special permits, variances and appeals from decisions of an administrative officer of the Town, normally the Inspector of Buildings, to the Board of Appeals as required under the new zoning law.

Section C.5 simply sets forth special permit guidelines for the Board of Appeals and the remainder of this article is the same as the existing Zoning Bylaw.

33 ARTICLE 33

Amend Bylaws
Art. IX, VI,
C, 6

TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX, VI, C, OF THE ZONING BYLAW ENTITLED "BOARD OF APPEALS", BY ADDING THE FOLLOWING AS PART "6":

"6. USE VARIANCE GUIDELINES"

Use Variance
Guidelines

A. THE BOARD OF APPEALS MAY GRANT A USE VARIANCE, PROVIDED STATUTORY VARIANCE REQUIREMENTS OF GENERAL LAWS, CHAPTER 40A, ARE MET, ONLY ON LOTS THAT CONFORM TO ONE OR MORE OF THE FOLLOWING CONDITIONS:

1. EXPIRATION OF THE TIME LIMIT SPECIFIED FOR A PREVIOUSLY GRANTED USE VARIANCE;
2. EXISTENCE PRIOR TO JANUARY 1, 1978, OF USES OF THE SAME GENERAL CLASSIFICATION AS THE USE VARIANCE APPLIED FOR, ON LOTS ADJOINING THE LOT IN QUESTION ON BOTH SIDES, OR, IF THE LOT IN QUESTION IS A CORNER LOT, ON BOTH SIDES AND THE REAR;

3. EXISTENCE ON AN ADJOINING LOT OF A USE OF SUCH NUISANCE CHARACTERISTICS AS TO RENDER UNREASONABLE ANY CONFORMING USE OF THE LOT IN QUESTION; AND
 4. EXISTENCE ON THE LOT IN QUESTION OF A STRUCTURE OR STRUCTURES IN GOOD REPAIR AND OF APPEARANCE COMPATIBLE WITH ITS VICINITY WHICH CAN REASONABLY BE MAINTAINED AS A VISUAL AND TAXABLE ASSET ONLY IF SOME NON-CONFORMITY OF USE IS PERMITTED.
- B. THE USE VARIANCE MAY BE GRANTED ONLY IF THE BOARD OF APPEALS MAKES ALL OF THE FINDINGS REQUIRED BY ARTICLE IX, VI, C, 5, "SPECIAL PERMIT GUIDELINES" IN ADDITION TO THE FINDINGS REQUIRED BY STATUTE FOR A VARIANCE, AND FURTHER SUBJECT TO ALL OF THE FOLLOWING LIMITATIONS:
1. THE EXTENT OF THE USE NONCONFORMITY AS TO FLOOR SPACE, BULK, NUMBER OF OCCUPANTS OR OTHER RELEVANT MEASURE SHALL BE NO GREATER THAN THE MINIMUM NECESSARY TO PROVIDE RELIEF FROM THE STATUTORY HARDSHIP;
 2. THE OPERATION OF THE USE NONCONFORMITY AS TO HOURS, NOISE, LEVEL OF ACTIVITY OR OTHER RELEVANT WAYS SHALL BE SO RESTRICTED AS TO ASSURE COMPATIBILITY WITH CONFORMING USES IN THE VICINITY; AND
 3. IF THE USE IS AUTHORIZED UNDER A, SUBPARAGRAPHS 2 OR 3 ABOVE BY THE PRIOR EXISTENCE OF ADJOINING NONCONFORMITIES OR INCOMPATIBILITIES:
 - a. THE USE NONCONFORMITY ON THE LOT IN QUESTION SHALL BE PERMITTED NO FURTHER FROM SUCH PRIOR ADJOINING CONDITIONS AS THE WIDTH OF THE LOT OR 100 FEET, WHICHEVER IS LESS; AND
 - b. THE USE NONCONFORMITY SHALL BE TERMINATED WITHIN ONE YEAR OF THE TIME WHEN SUCH ADJOINING CONDITIONS HAVE BEEN TERMINATED, EXCEPT THAT THE BOARD OF APPEALS MAY GRANT A SPECIAL PERMIT FOR A FURTHER DELAY OF NOT MORE THAN FIVE YEARS.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Planning Board.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 33 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

This article would allow the Board of Appeals to grant a variance to provide for a use other than that which is allowed in a particular district. This is necessary under the new zoning law which provides that no use variances may be granted unless specifically allowed under the Zoning Bylaw. This article adds to the present Zoning Bylaw and has no counterpart therein providing the conditions under which the so-called "use variances" may be granted.

34 ARTICLE 34

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX, III, B, 1, i AND
Art. IX, III, ARTICLE IX, III, C, 2, d, OF THE ZONING BYLAW BY STRIKING THE LANGUAGE OF
B & C THESE SECTIONS THEREFROM AND ADDING IN EACH CASE THE FOLLOWING:

Similar Uses "SUCH SIMILAR USES AS THE BOARD OF APPEALS MAY APPROVE AND GRANT
SPECIAL PERMITS THEREFOR, WHICH MEET THE GUIDELINES FOR APPROVAL
AS FOUND IN ARTICLE IX, VI, C, 5, "SPECIAL PERMIT GUIDELINES",
OF THIS BYLAW.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Planning Board.

PLANNING BOARD REPORT: The Planning Board will present its report at
the Town Meeting.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the
Zoning Bylaw change set forth in Article 34 in the Warrant for the 1978
Annual Town Meeting is properly moved and seconded, a report is given by
the Planning Board as required by law, and the motion is adopted by a
two-thirds vote in favor of the motion, the proposed change will become
a valid amendment to the Sudbury Zoning Bylaw after approval by the
Attorney General.

This article would allow similar uses in the opinion of the Board of Appeals
as the allowed uses, even though not specifically identified, and would be
similar to use variances without allowing for specific use variances. The
reason for this provision is to allow the type of use under a special permit
which does not require the same severe conditions as are required for a
variance. This language has been changed to provide the implementation of
the guidelines set forth under Article 32 clarifying the factors taken under
consideration by the Board of Appeals in granting special permits.

35 ARTICLE 35

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND EACH OF THE FOLLOWING SECTIONS OF
Art. IX, III, THE ZONING BYLAW:
C & D

Scientific
Research or
Development

- 1) ARTICLE IX, III, C, 1, ADD NEW PARAGRAPH "e";
- 2) ARTICLE IX, III, C, 2, ADD NEW PARAGRAPH "j";
- 3) ARTICLE IX, III, C, 3, a, (4), DELETE AND REPLACE; AND
- 4) ARTICLE IX, III, D, (c), DELETE AND REPLACE,

IN EACH CASE SET FORTH, THE NEW PARAGRAPH OR REPLACEMENT TO READ AS FOLLOWS:

"USES, WHETHER OR NOT ON THE SAME PARCEL AS ACTIVITIES PERMITTED
AS A MATTER OF RIGHT, ACCESSORY TO ACTIVITIES PERMITTED AS A MATTER
OF RIGHT, WHICH ACTIVITIES ARE NECESSARY IN CONNECTION WITH SCIENTIFIC
RESEARCH OR SCIENTIFIC DEVELOPMENT OR RELATED PRODUCTION, MAY BE
PERMITTED UPON THE ISSUANCE OF A SPECIAL PERMIT PROVIDED THE GRANTING
AUTHORITY FINDS THAT THE PROPOSED ACCESSORY USE DOES NOT SUBSTANTIALLY
DEROGATE FROM THE PUBLIC GOOD.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Planning Board.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 35 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

This article provides for special permits to allow scientific development or research activities as accessory uses to related production activities which are permitted by right. The new zoning law makes mandatory the inclusion of this type of provision in all zoning bylaws. The law also requires that the provision include the language contained in the last sentence which states "that the proposed accessory use does not substantially derogate from the public good." This article is a technical addition required by the new zoning law.

36 ARTICLE 36

Amend Bylaws
Art. IX, I,
C, 3
Extension &
Enlargement

TO SEE IF THE TOWN WILL VOTE TO AMEND THE ZONING BYLAW BY DELETING ARTICLE IX, I, C, 3, "EXTENSION AND ENLARGEMENT", AND SUBSTITUTING THE FOLLOWING:

"3. EXTENSION AND ENLARGEMENT. THE BOARD OF APPEALS BY SPECIAL PERMIT MAY AUTHORIZE A NON-CONFORMING USE TO BE EXTENDED OR A NON-CONFORMING BUILDING TO BE STRUCTURALLY ALTERED OR ENLARGED; PROVIDED THAT SUCH EXTENSION, ALTERATION OR ENLARGEMENT MEETS ALL THE FOLLOWING REQUIREMENTS:

- 1) ALL THE SPECIAL PERMIT GUIDELINES OF ARTICLE IX, VI, C, 5;
- 2) THAT IT WILL ALLEVIATE A CLEARLY DEMONSTRABLE HARDSHIP; AND
- 3) THAT IT WILL NOT BE SUBSTANTIALLY MORE DETRIMENTAL OR OBJECTIONABLE TO THE NEIGHBORHOOD THAN THE EXISTING NON-CONFORMING USE.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Planning Board.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 36 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

This article requires that when a non-conforming use or structure is to be extended or altered the permit granting authority, or a special permit granting authority, must make a finding as set forth in sub-section three of the proposed amendment, "That it will not be substantially more detrimental or objectionable to the neighborhood than the existing non-conforming use." The remainder of this article is to bring such extension into conformance with the special permit guidelines recommended in Article 32 and to provide guidelines for the Board of Appeals in making the determination as to whether or not a non-conforming use will be extended or altered.

37 ARTICLE 37

Extend
Housing
Issues
Study
Group

TO SEE IF THE TOWN WILL VOTE TO HAVE THE PLANNING BOARD ESTABLISH A SUB-COMMITTEE MADE UP OF A LEAST FIVE CITIZENS (NOT PLANNING BOARD MEMBERS) TO CONTINUE THE WORK OF THE HOUSING ISSUES STUDY GROUP AS AUTHORIZED UNDER ARTICLE 26 OF THE 1977 ANNUAL TOWN MEETING, TO SPECIFICALLY PREPARE ARTICLES FOR THE 1979 ANNUAL TOWN MEETING WHICH WOULD AMEND ARTICLE IX, ZONING BYLAW, TO ALLOW THE FOLLOWING NEW TYPES OF RESIDENTIAL CLASSIFICATIONS:

1. MULTI-UNIT HOUSING
2. PLANNED RESIDENTIAL DEVELOPMENTS
3. TRANSFER DEVELOPMENT RIGHTS
4. CLUSTER ZONING

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Planning Board.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: Although this sub-committee can be established without Town Meeting approval, the housing issues are of sufficient important to justify an article for the Town to express its views on this subject. Recommend Approval.

38 ARTICLE 38

Amend Bylaws
Art. IX, II, C
Rezone Shop-
ping Center
District #1
Route 117
Petition

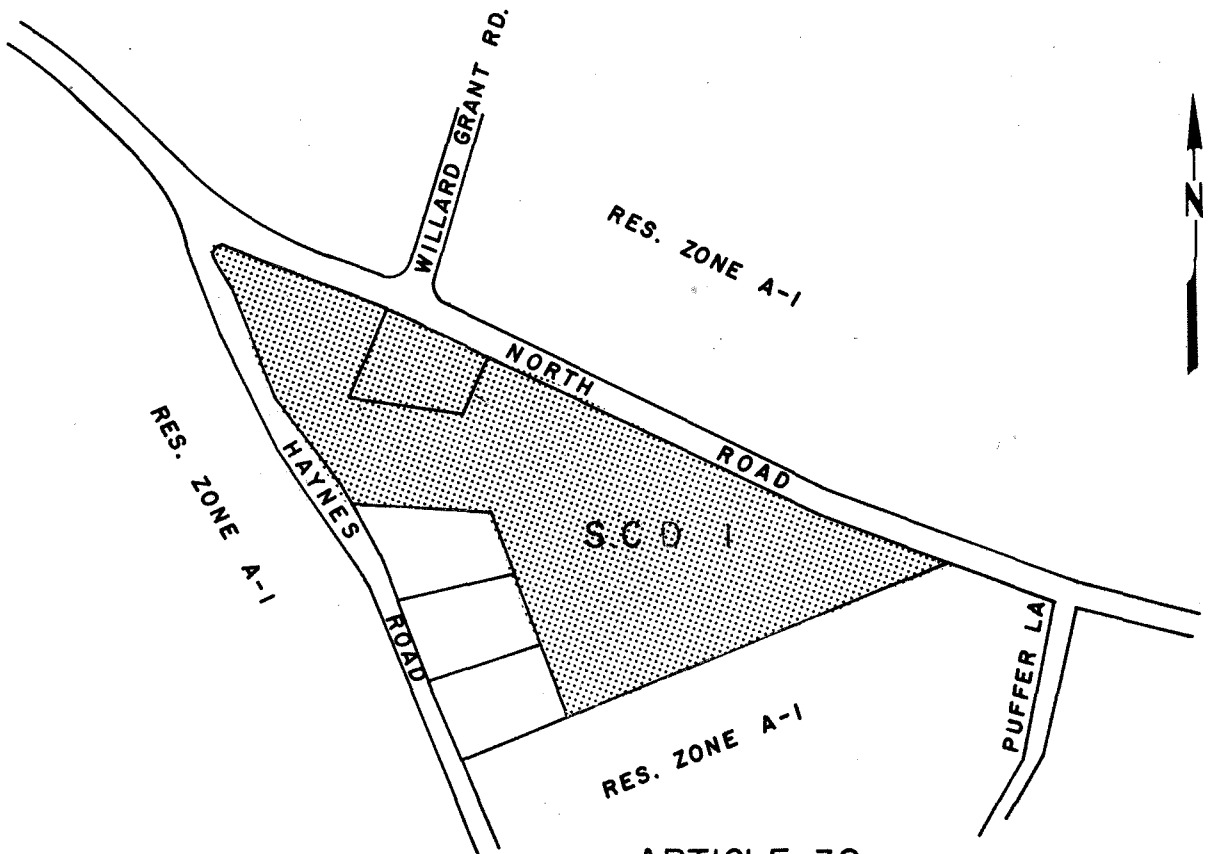
TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX OF THE BYLAWS (ZONING BYLAW), SECTION II, C, BY DELETING SHOPPING CENTER DISTRICT NO. 1 IN ITS ENTIRETY; OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Petition.

PETITIONERS REPORT: This article would rezone to residential, land on North Road between Haynes Road and Puffer Lane. When this land was zoned for a shopping center, roughly fourteen years ago, the residential nature of the surrounding area was not as clearly established as it is today. Building a shopping center there now would substantially increase traffic congestion, making more hazardous several neighborhood street intersections, as well as the Haynes School area.

FINANCE COMMITTEE REPORT: The Finance Committee will make its report at Town Meeting.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 38 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.



ARTICLE 38

(REZONE SHOPPING CENTER DISTRICT, RT 117)

39

ARTICLE 39

Amend Bylaws
Art. IX, IV

TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX, SECTION IV, OF THE ZONING BYLAW BY ADDING THERETO A NEW SUBPARAGRAPH D ENTITLED "OPEN SPACE RESIDENTIAL DISTRICT" AS FOLLOWS:

Open Space
Residential
District -

"OPEN SPACE RESIDENTIAL DISTRICT"

Definition
& Control

1. GENERAL REQUIREMENT

THE PLANNING BOARD MAY GRANT A SPECIAL PERMIT TO A DULY ORGANIZED NONPROFIT HOUSING CORPORATION FOR AN OPEN SPACE RESIDENTIAL DEVELOPMENT IN ALL RESIDENCE DISTRICTS SUBJECT TO THE CONDITIONS SPECIFIED HEREIN. THE PLANNING BOARD IS HEREBY DESIGNATED AS THE SPECIAL-PERMIT GRANTING AUTHORITY FOR THE PURPOSES OF THIS SECTION.

Petition

2. DEFINITIONS

AN OPEN SPACE RESIDENTIAL DEVELOPMENT (OSRD) SHALL MEAN A RESIDENTIAL DEVELOPMENT OF LAND CONTAINING A MINIMUM OF 30 ACRES IN WHICH A MIXTURE OF RESIDENTIAL AND OPEN SPACE USE AND A VARIETY OF BUILDING TYPES ARE DETERMINED TO BE SUFFICIENTLY ADVANTAGEOUS TO RENDER IT APPROPRIATE TO GRANT SPECIAL PERMISSION TO DEPART FROM THE NORMAL REQUIREMENTS OF THE DISTRICT TO THE EXTENT AUTHORIZED HEREIN.

OPEN SPACE LAND SHALL MEAN LAND RESERVED AND EXCLUDED FROM DIVISION INTO LOTS IN THE OSRD AND (A) TO BE OWNED AND MAINTAINED IN COMMON BY THE PROPERTY OWNERS IN SAID OSRD, OR (B) TO BE CONVEYED TO AND MAINTAINED BY THE TOWN, OR (C) TO BE CONVEYED TO A SEPARATE NON-PROFIT ENTITY AND MAINTAINED FOR THE SOLE AND EXCLUSIVE PURPOSES OF LAND CONSERVATION, AND/OR RECREATIONAL USE BY THE INHABITANTS OF THE TOWN OF SUDBURY, OR FOR SUCH USE BY SAID PROPERTY OWNERS AS THE CASE MAY BE. NO BUILDINGS SHALL BE PERMITTED ON OPEN SPACE LAND EXCEPT BUILDINGS ACCESSORY TO RECREATION OR CONSERVATION USE. SUCH BUILDINGS SHALL NOT OCCUPY MORE THAN 2 1/2 PERCENT OF THE OPEN SPACE LAND. NO SINGLE BUILDING SHALL BE LARGER THAN 500 SQUARE FEET, GREATER THAN ONE STORY IN HEIGHT, NOR CLOSER THAN 50 FEET TO ANY OTHER BUILDING.

3. INTENT

THE MAJOR PURPOSE OF THE OSRD, IN ADDITION TO THE PURPOSES GOVERNING THIS ZONING BYLAW, IS TO PROVIDE FOR A MIXTURE OF HOUSING TYPES AT CERTAIN LOCATIONS AND IN CERTAIN DISTRICTS IN THE TOWN AT SOMEWHAT GREATER DENSITIES THAN WOULD NORMALLY BE ALLOWED IN EACH DISTRICT WITHOUT DETRACTING FROM THE LIVABILITY AND ESTHETIC QUALITIES OF THE ENVIRONMENT AND TO PROVIDE HOUSING FOR A VARIETY OF INCOME RANGES.

THE OSRD SHOULD RESULT IN:

- A. RESIDENTIAL AMENITY: A MORE AGREEABLE PROPORTION OF OPEN SPACE TO DEVELOPED LOTS, WITH THE OPEN SPACE TO BE CONSIDERED AN ADJUNCT TO RESIDENTIAL USE.
- B. CONSERVATION: PRESERVATION OF OPEN SPACE FOR THE BENEFIT OF THE COMMUNITY.

- C. ECONOMIC AND EFFICIENT STREET, UTILITY AND PUBLIC FACILITY INSTALLATION, CONSTRUCTION AND MAINTENANCE.
- D. A VARIETY OF HOUSING TYPES AND CHARACTERISTICS APPROPRIATE TO VARIOUS SOCIAL AND ECONOMIC GROUPS, AT A LOWER COST THAN MIGHT ORDINARILY BE THE CASE.
- E. EFFICIENT ALLOCATION, DISTRIBUTION, AND MAINTENANCE OF COMMON OPEN SPACE.
- F. LAND USE HARMONIOUS WITH NATURAL FEATURES.
- G. THE DEVELOPMENT AND PROTECTION OF REAL PROPERTY VALUES FOR THE LONG-RANGE FUTURE.

4. USE REGULATIONS

IN THE OSRD, THE FOLLOWING USES SHALL BE PERMITTED:

- A. ONE-FAMILY DWELLING
- B. TOWN HOUSES (ONE-FAMILY ATTACHED DWELLINGS)
- C. TWO-FAMILY OR SEMI-DETACHED DWELLINGS
- D. MULTI-FAMILY DWELLINGS
- E. NURSERY OR KINDERGARTEN
- F. PLACE OF WORSHIP
- G. PUBLIC OR NONPROFIT EDUCATIONAL USE
- H. GOVERNMENTAL USE
- I. ACCESSORY USES AS REGULATED IN THIS BYLAW
- J. SIGNS AS REGULATED IN THIS BYLAW

5. DIMENSIONAL REGULATIONS

IN THE OSRD, THE FOLLOWING REQUIREMENTS RELATING TO THE DENSITY AND INTENSITY OF LAND USE SHALL BE MET:

- A. MINIMUM TOTAL AREA: 30 ACRES
- B. MAXIMUM NUMBER OF DWELLING UNITS SHALL NOT EXCEED THE FOLLOWING:
 - 30 - 44.9 ACRE PARCEL: 93 UNITS PLUS ONE UNIT PER ACRE OVER 30 ACRES.
 - 45 - 60 ACRE PARCEL: 135 UNITS PLUS ONE UNIT PER ACRE OVER 45 ACRES.

SEE TABLE 1
- C. MAXIMUM HEIGHT OF STRUCTURES AS REGULATED IN TABLE 2
- D. MINIMUM OPEN SPACE LAND PER OSRD: 25 PERCENT OF TOTAL TRACT. NO INDIVIDUAL PARCEL FOR OPEN SPACE LAND USE SHALL BE SMALLER THAN 25,000 SQUARE FEET.
- E. ONLY 25 PERCENT OF LAND UNUSABLE BECAUSE OF CONSERVATION EASEMENTS, FLOODPLAIN OR OTHER DEED RESTRICTIONS SHALL BE USED IN CALCULATING DENSITY OF HOUSING.

- F. A 100-FOOT WIDE OPEN SPACE BUFFER SHALL BE PROVIDED ON ALL PROPERTY LINES EXCEPT THOSE ABUTTING NONRESIDENTIAL DISTRICTS, EXISTING PUBLIC OPEN SPACE OF AT LEAST 100-FOOT DEPTH, OR PUBLIC RIGHTS OF WAY.
- G. MAXIMUM PERCENTAGE OF DWELLING UNITS OF ANY ONE TYPE OF PERMITTED HOUSING: 65 PERCENT.
- H. MINIMUM PARKING REQUIREMENTS: AS REGULATED IN THIS BYLAW.
- I. ALL LAND SHALL BE DESIGNATED FOR A SPECIFIC USE ON THE DEVELOPER'S PLAN PRIOR TO PLANNING BOARD APPROVAL.

6. OTHER REQUIREMENTS

- A. A MINIMUM OF 25 PERCENT AND A MAXIMUM OF 75 PERCENT OF ALL UNITS SHALL BE OCCUPIED BY FAMILIES WITH INCOME LESS THAN 95 PERCENT OF THE MEDIAN INCOME IN THE LOCAL HOUSING MARKET, AS DEFINED BY THE FEDERAL HOUSING ADMINISTRATION.
- B. THE PROPOSED DEVELOPMENT SHALL BE IN HARMONY WITH THE COMPREHENSIVE PLAN OF THE COMMUNITY, AS PREPARED, APPROVED, AND AMENDED BY THE PLANNING BOARD.
- C. AT THE ELECTION OF THE OWNER, ALL OPEN SPACE LAND SHALL BE EITHER OWNED AND MAINTAINED IN COMMON BY THE OWNERS OF ALL LOTS IN THE DEVELOPMENT OR CONVEYED AND MAINTAINED BY A NONPROFIT TRUST OR CORPORATION FOR PERMANENT OPEN SPACE OR RECREATIONAL USE BY SUCH OWNERS OR THE TOWN. EXCEPT WHEN THE OPEN SPACE LAND IS CONVEYED TO THE TOWN IN FEE, A COVENANT RUNNING WITH THE LAND SHALL BE GIVEN TO THE TOWN OF SUDBURY STATING THAT SUCH LAND SHALL NOT BE SUBDIVIDED, BUILT UPON OR USED, EXCEPT FOR OPEN SPACE PURPOSES AS DEFINED HEREIN.

7. PROCEDURAL CONTROLS

THE OWNER OR OWNERS OF A PARCEL OF LAND SEEKING APPROVAL FOR AN OPEN SPACE RESIDENTIAL DEVELOPMENT SHALL SUBMIT TO THE PLANNING BOARD AN APPLICATION FOR A SPECIAL PERMIT, TOGETHER WITH PLANS AND A FILING FEE, IN ACCORDANCE WITH THE PROVISIONS FOR SITE PLAN REVIEW IN SECTION V OF THE ZONING BYLAW AND IN ACCORDANCE WITH THE ADDITIONAL PROVISIONS OF THIS SECTION.

THE PLANNING BOARD SHALL HOLD A PUBLIC HEARING IN ACCORDANCE WITH THE REQUIREMENTS OF CHAPTER 40A OF THE GENERAL LAWS AND SHALL TAKE FINAL ACTION ON AN APPLICATION FOR A SPECIAL PERMIT WITHIN 90 DAYS FOLLOWING SUCH HEARING.

A SPECIAL PERMIT FOR AN OSRD ISSUED HEREUNDER BY THE PLANNING BOARD IS PRIMARILY AN AUTHORIZATION FOR THE USE OF LOTS WHICH HAVE LESS THAN THE NORMAL MINIMUM AREA AND/OR FRONTAGE. SUBSEQUENT APPROVAL BY THE PLANNING BOARD OF SUCH PORTIONS OF THE DEVELOPMENT AS CONSTITUTE A SUBDIVISION WILL BE REQUIRED AS SET FORTH IN THE SUBDIVISION CONTROL LAW, CHAPTER 41, G.L., SECTIONS 81-A TO 81-GG, G.L., INCLUDING APPROVAL OF THE STREET AND UTILITY SYSTEMS. A FAVORABLE RECOMMENDATION BY THE PLANNING BOARD THAT THE SPECIAL PERMIT BE ISSUED UNDER THIS PROVISION SHALL NOT, THEREFORE, BE DEEMED TO CONSTITUTE SUBDIVISION APPROVAL UNDER THE SUBDIVISION CONTROL LAW OR THE SUBDIVISION RULES AND REGULATIONS OF THE PLANNING BOARD.

8. STANDARDS FOR REVIEWING AND APPROVING OPEN SPACE RESIDENTIAL DEVELOPMENTS

THE PLANNING BOARD SHALL RECOMMEND APPROVAL OF THE OPEN SPACE RESIDENTIAL DEVELOPMENT APPLICATION AND PLAN ONLY IF IT FINDS THE OPEN SPACE RESIDENTIAL DEVELOPMENT SATISFIES ALL OF THE FOLLOWING STANDARDS:

A. GENERAL STANDARDS

THE OPEN SPACE RESIDENTIAL DEVELOPMENT SHALL PROVIDE FOR AN EFFECTIVE AND UNIFIED TREATMENT OF THE DEVELOPMENT POSSIBILITIES ON THE PROJECT SITE, MAKING APPROPRIATE PROVISION FOR THE PRESERVATION OF SCENIC FEATURES AND AMENITIES OF THE SITE AND THE SURROUNDING AREAS.

THE OPEN SPACE RESIDENTIAL DEVELOPMENT SHALL BE PLANNED AND DEVELOPED TO HARMONIZE WITH ANY EXISTING OR PROPOSED DEVELOPMENT IN THE AREA SURROUNDING THE PROJECT SITE.

THE UNIQUENESS OF EACH PROPOSAL FOR AN OPEN SPACE RESIDENTIAL DEVELOPMENT REQUIRES THAT THE SPECIFICATIONS FOR THE WIDTH AND SURFACES OF THE STREETS, WAYS FOR PUBLIC UTILITIES, FOR CURBS, GUTTERS, SIDEWALKS, STREET LIGHTS, STORM WATER DRAINAGE, WATER SUPPLY AND DISTRIBUTION, SANITARY SEWERS AND SEWAGE COLLECTION AND TREATMENT SHALL BE SUBJECT TO MODIFICATION FROM THE SPECIFICATIONS ESTABLISHED IN THE RULES AND REGULATIONS GOVERNING THE SUBDIVISION OF LAND IN THE TOWN OF SUDBURY, MASSACHUSETTS, AND AS AMENDED FROM TIME TO TIME. THE PLANNING BOARD MAY RECOMMEND THAT THE SPECIFICATIONS OTHERWISE APPLICABLE FOR A PARTICULAR PUBLIC FACILITY MAY BE WAIVED OR MODIFIED (PROVIDED THAT SUCH MODIFICATION SHALL NOT APPLY TO THE MATERIAL OF SAID CONSTRUCTION AND SHALL NOT PRODUCE CONSTRUCTION OF INFERIOR QUALITY TO THAT REQUIRED IN THE RULES AND REGULATION GOVERNING SUBDIVISION) WHEN SUCH WAIVER OR MODIFICATION IS NOT INCONSISTENT WITH GENERALLY APPROVED DESIGN STANDARDS.

THE PLANNING BOARD SHALL RECOMMEND THE INSTALLATION OR THE FURNISHING OF A PERFORMANCE GUARANTEE IN LIEU THEREOF, OF ALL OR ANY OF THE FOLLOWING IMPROVEMENTS IT MAY DEEM TO BE NECESSARY OR APPROPRIATE: STREET GRADING, PAVEMENT, GUTTERS, CURBS, SIDEWALKS, STREET LIGHTING, SHADE TREES, LANDSCAPING, SURVEYOR'S MONUMENTS, WATER MAINS, CULVERTS, BRIDGES, STORM SEWERS, SANITARY SEWERS OR OTHER MEANS OF SEWAGE DISPOSAL, DRAINAGE FACILITIES OR STRUCTURES AND OTHER IMPROVEMENTS AS THE PLANNING BOARD MAY REQUIRE OR DEEM NECESSARY IN THE PUBLIC INTEREST.

THE PLANNING BOARD MAY RECOMMEND PHASES FOR THE COMPLETION OF IMPROVEMENTS IN SECTIONS OF THE OPEN SPACE RESIDENTIAL DEVELOPMENT AND RECOMMEND MINIMUM IMPROVEMENT COMPLETION REQUIREMENTS NECESSARY FOR THE ISSUANCE OF CERTIFICATES OF ZONING COMPLIANCE IN ANY SECTION.

B. DESIGN STANDARDS

ALL BUILDINGS IN THE LAYOUT AND DESIGN SHALL BE AN INTEGRAL PART OF THE DEVELOPMENT AND HAVE CONVENIENT ACCESS TO AND FROM ADJACENT USES AND ROADWAYS.

INDIVIDUAL BUILDINGS SHALL BE RELATED TO EACH OTHER IN DESIGN, MASSES, MATERIALS, PLACEMENT AND CONNECTIONS TO PROVIDE A VISUALLY AND PHYSICALLY INTEGRATED DEVELOPMENT. DETACHED BUILDINGS SHALL BE SEPARATED BY A MINIMUM OF 20 FEET OR 0.75 PERCENT OF THE BUILDING HEIGHT TIMES ITS LENGTH WHICHEVER IS GREATER.

TREATMENT OF THE SIDES AND REAR OF ALL BUILDINGS WITHIN THE OPEN SPACE RESIDENTIAL DEVELOPMENT SHALL BE COMPARABLE IN AMENITIES AND APPEARANCE TO THE TREATMENT GIVEN TO STREET FRONTAGES OF THESE SAME BUILDINGS.

ALL BUILDING WALLS SHALL BE SO ORIENTED AS TO INSURE ADEQUATE LIGHT AND AIR EXPOSURES TO THE ROOMS WITHIN.

ALL BUILDINGS SHALL BE ARRANGED SO AS TO AVOID UNDUE EXPOSURE TO CONCENTRATED LOADING OR PARKING FACILITIES WHEREVER POSSIBLE, AND SHALL BE ORIENTED SO AS TO PRESERVE VISUAL AND AUDIBLE PRIVACY BETWEEN ADJACENT BUILDINGS.

ALL BUILDINGS SHALL BE ARRANGED SO AS TO BE ACCESSIBLE TO EMERGENCY VEHICLES.

ALL UTILITIES SHALL BE PLACED UNDERGROUND.

C. LANDSCAPE DESIGN STANDARDS

LANDSCAPED TREATMENT FOR PLAZAS, ROADS, PATHS, SERVICE AND PARKING AREAS SHALL BE DESIGNED AS AN INTEGRAL PART OF A COORDINATED LANDSCAPE DESIGN FOR THE ENTIRE PROJECT AREA.

PRIMARY LANDSCAPE TREATMENT SHALL CONSIST OF SHRUBS, GROUND COVER, AND TREES, AND SHALL BE COMBINED WITH APPROPRIATE WALKS AND STREET SURFACES TO PROVIDE AN ATTRACTIVE DEVELOPMENT PATTERN. LANDSCAPE MATERIALS SELECTED SHOULD BE APPROPRIATE TO THE LOCAL GROWING CONDITIONS.

WHENEVER APPROPRIATE, EXISTING TREES SHALL BE PRESERVED AND INTEGRATED INTO THE LANDSCAPE DESIGN PLAN.

ALL STREETS CONTAINED WITHIN AND BORDERING THE PROJECT AREA SHALL BE PLANTED AT APPROPRIATE INTERVALS WITH STREET TREES.

WHENEVER POSSIBLE THE EXISTING TERRAIN SHALL BE PRESERVED AND LAND-MOVING SHALL BE KEPT TO A MINIMUM.

D. CIRCULATION SYSTEM DESIGN STANDARDS

THERE SHALL BE AN ADEQUATE, SAFE, AND CONVENIENT ARRANGEMENT OF PEDESTRIAN CIRCULATION FACILITIES, DRIVEWAYS, ROADWAYS, OFF-STREET PARKING, AND LOADING SPACES.

ROADS, PEDESTRIAN WALKS AND OPEN SPACE SHALL BE DESIGNED AS AN INTEGRAL PART OF THE OVERALL SITE DESIGN. THEY SHALL BE PROPERLY RELATED TO EXISTING AND PROPOSED BUILDINGS, AND APPROPRIATELY LANDSCAPED.

THERE SHALL BE AN ADEQUATE AMOUNT, IN A SUITABLE LOCATION, OF PEDESTRIAN WALKS, MALLS, AND LANDSCAPED SPACES IN ORDER TO DISCOURAGE PEDESTRIAN USE OF VEHICULAR WAYS AND PARKING AND LOADING SPACES; AND TO SEPARATE PEDESTRIAN WALKS, MALLS AND PUBLIC TRANSPORTATION LOADING SPACES FROM GENERAL VEHICULAR CIRCULATION FACILITIES.

BUILDINGS AND VEHICULAR CIRCULATION OPEN SPACES SHALL BE ARRANGED SO THAT PEDESTRIANS MOVING BETWEEN BUILDINGS ARE NOT UNNECESSARILY EXPOSED TO VEHICULAR TRAFFIC.

LANDSCAPED, PAVED AND COMFORTABLY GRADED PEDESTRIAN WALKS SHALL BE PROVIDED ALONG THE LINES OF THE MOST INTENSE USE, PARTICULARLY FROM BUILDING ENTRANCES TO STREETS, PARKING AREAS AND ADJACENT BUILDINGS.

THE LOCATION AND DESIGN OF PEDESTRIAN WALKS SHOULD EMPHASIZE DESIRABLE VIEWS OF NEW AND EXISTING DEVELOPMENT IN THE AREA.

THE MAXIMUM SEPARATION OF PRIVATE AUTOMOBILES AND SERVICE VEHICLES SHALL BE PROVIDED THROUGH THE USE OF SEPARATE SERVICE LANES.

MATERIAL AND DESIGN OF PAVING, LIGHTING FIXTURES, RETAINING WALLS, BULKHEADS, FENCES, CURBS, BENCHES, ETC., SHALL BE OF GOOD APPEARANCE EASILY MAINTAINED AND INDICATIVE OF THEIR FUNCTION.

E. PARKING STANDARDS

OFF-STREET PARKING FACILITIES SHALL BE LANDSCAPED AND SCREENED FROM PUBLIC VIEW TO THE EXTENT NECESSARY TO ELIMINATE UNSIGHTLINESS AND THE MONOTONY OF PARKED VEHICLES.

PEDESTRIAN CONNECTION BETWEEN PARKING AREAS AND BUILDINGS SHALL BE VIA SPECIAL PEDESTRIAN WALKWAYS.

PARKING FACILITIES SHALL BE DESIGNED WITH CAREFUL REGARD TO ARRANGEMENT, TOPOGRAPHY, LANDSCAPING, EASE OF ACCESS, AND SHALL BE DEVELOPED AS AN INTEGRAL PART OF AN OVERALL SITE DESIGN.

F. COMMON OPEN SPACE

A MINIMUM OF 25 PERCENT OF AN OPEN SPACE RESIDENTIAL DEVELOPMENT SITE AREA SHALL BE DEVELOPED AS OPEN SPACE, INCLUDING WALKWAYS, PLAZAS, LANDSCAPED AREAS, RECREATION AREAS, TENNIS COURTS, POOLS, AND FOUNTAINS. PARKING AREAS AND VEHICLE ACCESS FACILITIES SHALL NOT BE CONSIDERED IN CALCULATING OPEN SPACE. A MAXIMUM OF 40 PERCENT OF THE OPEN SPACE RESIDENTIAL DEVELOPMENT SITE AREA SHALL BE COVERED BY IMPERVIOUS WATER-PROOF SURFACE.

1. COMMON OPEN SPACE MUST BE SUITABLY IMPROVED FOR ITS INTENDED USE, BUT COMMON OPEN SPACE CONTAINING NATURAL FEATURES WORTHY OF PRESERVATION MAY BE LEFT UNIMPROVED. THE BUILDINGS, STRUCTURES AND IMPROVEMENTS IN THE COMMON OPEN SPACE MUST BE APPROPRIATE TO THE USES WHICH ARE AUTHORIZED FOR THE COMMON OPEN SPACE.
2. THE DEVELOPMENT SCHEDULE MUST COORDINATE THE IMPROVEMENT OF THE COMMON OPEN SPACE, AND THE CONSTRUCTION OF RESIDENTIAL DWELLINGS.

9. DEVELOPMENT REVIEW

A DEVELOPMENT REVIEW TEAM SHALL BE ESTABLISHED COMPOSED OF ONE REPRESENTATIVE OF EACH OF THE FOLLOWING:

- WATER DISTRICT
- BOARD OF HEALTH
- SELECTMEN
- BUILDING INSPECTOR
- TOWN ENGINEER
- CONSERVATION COMMISSION
- HIGHWAY DEPARTMENT
- FIRE DEPARTMENT
- POLICE DEPARTMENT

A PREAPPLICATION REVIEW CONFERENCE SHALL BE HELD WITH THE PLANNING BOARD AND THE REVIEW TEAM AT LEAST 15 DAYS PRIOR TO THE SUBMISSION OF AN APPLICATION FOR SPECIAL PERMIT FOR AN OPEN SPACE RESIDENTIAL DEVELOPMENT. IN ADDITION, AT THE TIME APPLICATION FOR A SPECIAL PERMIT IS SUBMITTED TO THE PLANNING BOARD, COPIES SHALL BE SUBMITTED TO MEMBERS OF THE REVIEW TEAM AND FURTHER MEETINGS WITH THE REVIEW TEAM SHALL BE CALLED BY THE PLANNING BOARD AS DEEMED APPROPRIATE.

THE PLANNING BOARD MAY APPOINT A DESIGN REVIEW COMMITTEE COMPOSED OF 3 TO 5 LOCAL RESIDENTS QUALIFIED BY TRAINING OR EXPERIENCE IN THE FIELDS OF ARCHITECTURE, LANDSCAPE ARCHITECTURE OR CIVIL ENGINEERING.

TABLE 1

UNITS ALLOWED FOR PARCELS OF VARYING SIZE

30 ACRES.....	93 UNITS	45 ACRES.....	135 UNITS
31	94	46	136
32	95	47	137
33	96	48	138
34	97	49	139
35	98	50	140
36	99	51	141
37	100	52	142
38	101	53	143
39	102	54	144
40	103	55	145
41	104	56	146
42	105	57	147
43	106	58	148
44	107	59	149
		60	150

TABLE 2
DIMENSIONAL STANDARDS IN OPEN SPACE RESIDENTIAL DEVELOPMENTS

USE	MINIMUM LOT SIZE ⁽⁵⁾ (SQ. FT.)	MINIMUM FRONTAGE ⁽²⁾ (FEET)	YARD SETBACKS ⁽³⁾ (FEET)			MAXIMUM HEIGHT (FEET)
			FRONT	SIDE	REAR	
DETACHED SINGLE-FAMILY HOUSE	15,000	100	25	20	30	35
TWO FAMILY OR SEMI-DETACHED	20,000	100	25	25 ⁽¹⁾	30	35
MULTI-FAMILY	40,000	150	50	30 ⁽¹⁾	40	35
TOWN HOUSES ⁽⁴⁾	3,000 ⁽⁶⁾	30	20	20 ⁽¹⁾	20	35
PUBLIC OR SEMI-PUBLIC BUILDING	15,000	100	25	20	30	35

- (1) A SIDE YARD NEED NOT BE PROVIDED IF DWELLING SHARES A PARTY WALL OR DOUBLE WALL WITH A NEIGHBORING DWELLING.
- (2) WHERE LOTS FRONT ON A TURN-AROUND (CUL-DE-SAC) OR CONCAVE CURVE WITH A RADIUS OF 100 FEET OR LESS, FRONTAGE SHALL BE MEASURED AT THE FRONT BUILDING LINE.
- (3) THESE SETBACKS SHALL APPLY ONLY TO STREETS AND ADJOINING PROPERTY WITHIN THE OSRD. SETBACKS FROM EXISTING STREETS AND PROPERTY ADJOINING THE OSRD SHALL CONFORM TO THE REQUIREMENTS OF THE OSRD.
- (4) NO LESS THAN 3 NOR MORE THAN 10 TOWN HOUSES SHALL BE BUILT IN ANY ONE ROW.
- (5) RELATES TO SUBLOTS WITHIN THE TOTAL OSRD.
- (6) PER INDIVIDUAL TOWN HOUSE. A LOT CONTAINING A GROUP OF TOWN HOUSES SHALL BE A MINIMUM OF 15,000 SQUARE FEET.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Petition.

PETITIONERS REPORT: Article 39 describes the uses permitted in the "Open Space Residential District" and various controls over uses in such district. The article states that a special permit would be required for a nonprofit housing corporation to undertake an Open Space Residential Development (OSRD) within such a district. An OSRD is defined as a residential development containing a minimum of 30 acres in which a mixture of residential and open space use and a variety of building types are proposed.

The major purpose in allowing an OSRD is to provide for a mixture of housing types at one or more locations at somewhat greater densities than are now allowed in residential districts within the town without detracting from the livability and esthetic qualities of the environment and to provide housing for a variety of income ranges.

Only residential, nonprofit, educational, religious or governmental uses would be allowed in the OSRD. Density of dwelling units would depend upon the size of the parcel. A 30 acre parcel would allow 93 units (3.1 per acre), a 45 acre parcel, 135 units (3.0 per acre), and a 60 acre parcel, 150 units (2.1 per acre).

Dimensional standards for varying types of housing types are set forth in the article. A minimum of 25% of the land within an OSRD must be set aside for permanent open space use. A buffer zone of at least 100 feet must be established between an OSRD and abutting residential uses, if any. All proposals must meet town parking requirements.

Approval of a special permit for an OSRD must follow local and state requirements for such permits. In addition, the article sets forth specific standards for reviewing and approving OSRD's. These include building design standards, landscape design standards, circulation and parking standards and open space standards.

The article provides for a development review team of town officials to review the OSRD plans for compliance with town regulations and authorizes the Planning Board to establish a design review committee of 3 to 5 qualified local residents to review the functional and esthetic design of a proposed OSRD.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: These four petition articles (39, 40, 41, 42) provide for the addition of an Open Space Residential District to our list of zoning districts and place a specific parcel of land into that district.

The 1977 Annual Town Meeting voted to establish a housing policy and directed the Planning Board to report on the alternatives for housing needs at the 1978 Annual Town Meeting. The Finance Committee has not seen the Planning Board report as yet and feels that any action on open space zoning is premature until such report has been presented and evaluated by Town Meeting. The many variables make it difficult to predict the impact of this type of zoning on the future tax rate. Recommend Disapproval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 39 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

40 ARTICLE 40

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX, SECTION III, PAR. A
Art. IX, III OF THE ZONING BYLAW BY ADDING THERETO A NEW SUBPARAGRAPH 2 ENTITLED
"OPEN SPACE RESIDENTIAL DISTRICT" AS FOLLOWS:

Open Space
Residential
District -
Permitted
Uses

"2. OPEN SPACE RESIDENTIAL DISTRICT OSRD

IN ADDITION TO RESIDENTIAL USES, THE FOLLOWING USES SHALL BE
PERMITTED IN THE OPEN SPACE RESIDENTIAL DISTRICT:

- a. ALL USES PERMITTED UNDER ITEMS "a" THROUGH "d" INCLUSIVE IN SECTION III.A.1 ABOVE.
- b. MULTI-UNIT RESIDENCES, UNDER A SPECIAL PERMIT TO BE GRANTED BY THE PLANNING BOARD, AND WHICH MUST MEET ALL REQUIREMENTS SET FORTH UNDER ARTICLE IX, SECTION IV, PAR. D.";

Petition

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Petition.

PETITIONERS REPORT: Article 40 meets technical requirements for permitting multi-family and other uses in the Open Space Residential District.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: See report under Article 39.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 40 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

41 ARTICLE 41

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX, SECTION I, SUBPARAGRAPH F
Art. IX, I OF THE ZONING BYLAW BE DELETING THE EXISTING SUBPARAGRAPH F AND SUBSTITUTING
THEREFOR THE FOLLOWING:

Open Space
Residential
District -
Dwellings
Per Lot

"F. SINGLE DWELLING PER LOT

NO LOT WITHIN A SUBDIVISION OR WITHIN THE TOWN SHALL HAVE MORE
THAN ONE BUILDING TO BE USED FOR DWELLING PURPOSES EXCEPT AS IS
PERMITTED IN AN "OPEN SPACE RESIDENTIAL DISTRICT.";

Petition

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by Petition.

PETITIONERS REPORT: Article 41 would allow more than one building on a lot of land if part of an Open Space Residential Development.

PLANNING BOARD REPORT: The Planning Board will present its report at the Town Meeting.

FINANCE COMMITTEE REPORT: See report under Article 39.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Zoning Bylaw change set forth in Article 41 in the Warrant for the 1978 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney General.

42 ARTICLE 42

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE IX, SECTION II, PAR. A OF
Art. IX, II THE ZONING BYLAW BY ADDING THERETO A NEW DISTRICT TO BE CALLED "OPEN SPACE
RESIDENTIAL DISTRICT" AS FOLLOWS:

Establish "9. OPEN SPACE RESIDENTIAL DISTRICT";
Open Space

Residential AND TO AMEND ARTICLE IX, SECTION II, PAR. B OF THE ZONING BYLAW BY
District INSERTING AFTER "RESIDENTIAL ZONE C-2" A SECTION ENTITLED "OPEN SPACE
Off Rt. 20 RESIDENTIAL DISTRICT" AS FOLLOWS:

Petition

"OPEN SPACE RESIDENTIAL DISTRICT

THE LAND REFERRED TO AS PARCEL A IN 'PLAN OF LANDS LOCATED IN
SUDBURY, MASS., BELONGING TO MARY A. PIONA', DATED FEBRUARY 17, 1978,
A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS
INCORPORATED HERE BY REFERENCE.";

OR ACT ON ANYTHING RELATIVE THERETO.

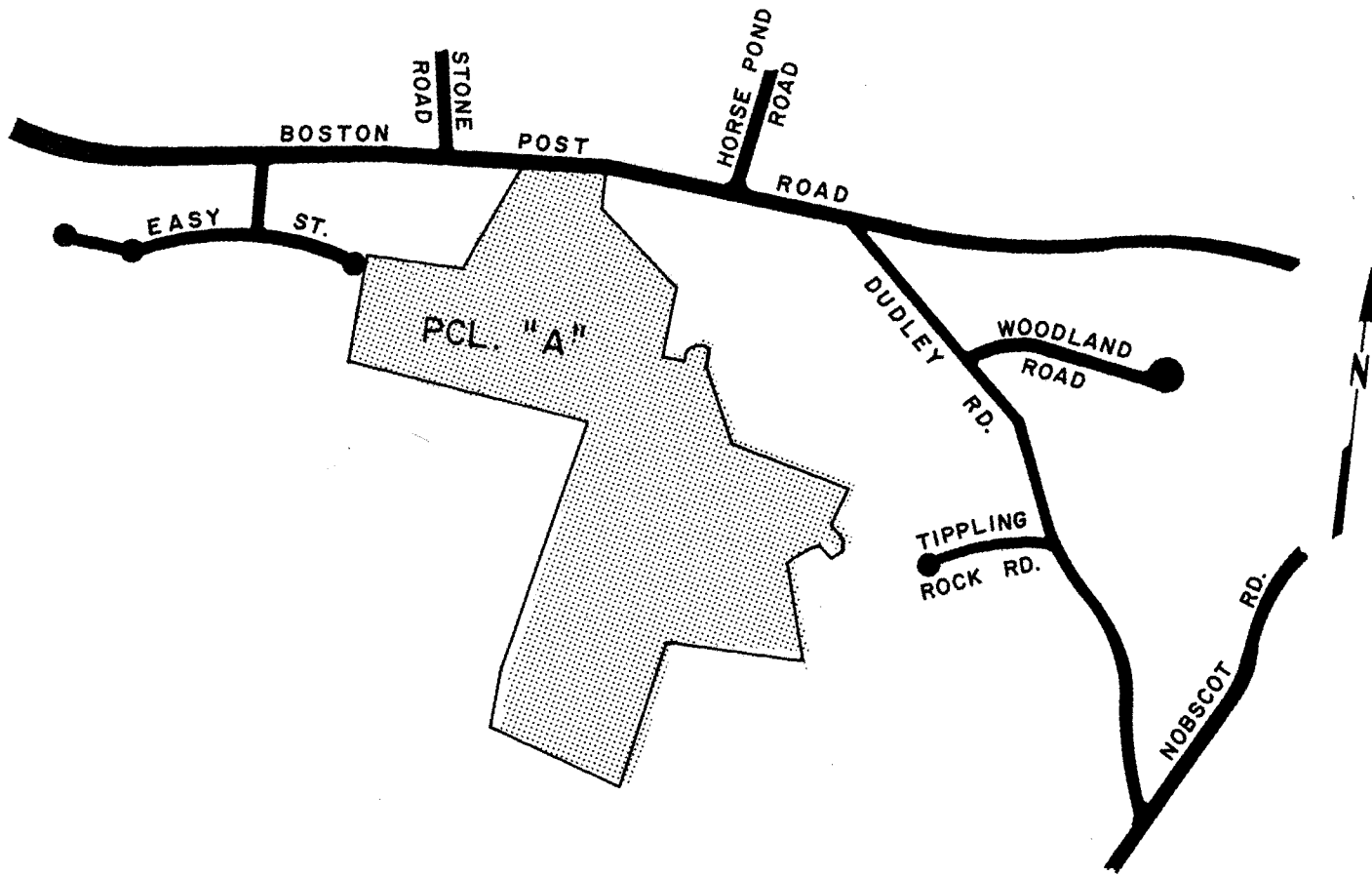
Submitted by Petition.

PETITIONERS REPORT: Article 42 adds "Open Space Residential District"
to the list of zoning districts in the town and places a specific parcel
of land into such district.

PLANNING BOARD REPORT: The Planning Board will present its report at
the Town Meeting.

FINANCE COMMITTEE REPORT: See report under Article 39.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the
Zoning Bylaw change set forth in Article 42 in the Warrant for the 1978
Annual Town Meeting is properly moved and seconded, a report is given by
the Planning Board as required by law, and the motion is adopted by a
two-thirds vote in favor of the motion, the proposed change will become a
valid amendment to the Sudbury Zoning Bylaw after approval by the Attorney
General.



ARTICLE 42
(OPEN SPACE RESIDENTIAL DISTRICT)

43 ARTICLE 43

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE V OF THE TOWN OF SUDBURY
Art. V, 22 BYLAWS, ENTITLED "PUBLIC SAFETY", BY ADDING A NEW SECTION #22 ENTITLED
"FIRE LANES", TO READ AS FOLLOWS:

Public
Safety

Designate
Fire Lanes

"SECTION 22. FIRE LANES: THE CHIEF OF THE FIRE DEPARTMENT MAY DESIGNATE, AS DEFINED BELOW, FIRE LANES IN ANY AREA OR WAY OR PORTION THEREOF. UPON NOTICE OF SUCH DESIGNATION THE OWNER OR PERSON IN LAWFUL CONTROL THEREOF SHALL AT HIS OWN EXPENSE POST AND/OR MARK SUCH AREA OR WAY AS DIRECTED BY THE CHIEF OF THE FIRE DEPARTMENT. FIRE LANES SHALL BE A DISTANCE OF TWELVE FEET FROM THE CURBING OF A SIDEWALK ADJACENT TO BUILDINGS IN A SHOPPING CENTER, BOWLING ESTABLISHMENT, THEATER, RESTAURANT, OR SIMILAR LOCATION. WHERE NO SIDEWALK WITH CURBINGS EXISTS, THE DISTANCE SHALL BE EIGHTEEN FEET FROM THE BUILDING.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Fire Chief.

FIRE CHIEF REPORT: This article was submitted in an effort to legally establish fire lanes adjacent to buildings in shopping areas, bowling establishments, theaters, restaurants or similar locations. Once this article is accepted the establishment of these fire lanes will be incorporated in the Sudbury Fire Department fire prevention and inspection program.

FINANCE COMMITTEE REPORT: This amendment will allow the Fire Department to provide more effective fire protection to the Town. Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 43 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

44 ARTICLE 44

Amend Bylaws TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE V OF THE TOWN OF SUDBURY
Art. V, 23 BYLAWS, ENTITLED "PUBLIC SAFETY", BY ADDING A NEW SECTION #23 ENTITLED
"FIRE REGULATIONS" TO READ AS FOLLOWS:

Public
Safety

Fire Lanes
Regulations

"SECTION 23. FIRE REGULATIONS: IT SHALL BE UNLAWFUL TO OBSTRUCT OR BLOCK A FIRE LANE, A PRIVATE WAY, FIRE HYDRANT, FIRE DEPARTMENT SPRINKLER CONNECTION OR STANDPIPE CONNECTION WITH A VEHICLE OR OTHER MEANS SO AS TO PREVENT ACCESS BY FIRE DEPARTMENT APPARATUS OR OTHER FIRE DEPARTMENT EQUIPMENT.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Fire Chief.

FIRE CHIEF REPORT: This article was submitted in an effort to legally establish fire regulations concerning particularly the blocking of hydrants, fire lanes, private ways and other Fire Department connections. The acceptance of this article will enable the Fire Department and/or Police Department to enforce these regulations on or about buildings and hydrants located on private property or ways. These regulations presently apply to fire hydrants, Fire Department sprinkler connections or stand pipes located on public ways.

FINANCE COMMITTEE REPORT: This addition to the Fire Regulations is necessary to enforce the fire lane bylaw. Recommend Approval.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 44 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

45 ARTICLE 45

Amend Bylaws
Art. V, 24
Public
Safety
Fire Lanes
Enforcement

TO SEE IF THE TOWN WILL VOTE TO AMEND ARTICLE V OF THE TOWN OF SUDBURY BYLAWS, ENTITLED "PUBLIC SAFETY", BY ADDING A NEW SECTION #24 TO READ AS FOLLOWS:

"SECTION 24. ANY OBJECT OR VEHICLE OBSTRUCTING OR BLOCKING A FIRE LANE, PRIVATE WAY, FIRE HYDRANT, FIRE DEPARTMENT SPRINKLER CONNECTION OR STANDPIPE CONNECTION MAY BE REMOVED OR TOWED BY THE TOWN AT THE EXPENSE OF THE OWNER AND WITHOUT LIABILITY TO THE TOWN OF SUDBURY.";

OR ACT ON ANYTHING RELATIVE THERETO.

Submitted by the Fire Chief.

FIRE CHIEF REPORT: This article was submitted in an effort to legally establish the right of the Fire Department and/or Police Department to order the removal of any object or vehicle that is obstructing or blocking a fire lane, private way, fire hydrant, Fire Department sprinkler connection or standpipe at the owner's expense. The Fire Department and/or the Police Department presently have this authority on public ways.

FINANCE COMMITTEE REPORT: This new Fire Regulation protects the Town, while providing the authority to remove anything blocking a fire lane.

TOWN COUNSEL OPINION: It is the opinion of Town Counsel that, if the Bylaw amendment proposed in Article 45 in the Warrant for the 1978 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

And you are required to serve this warrant by posting attested, printed copies therefor at the Town Hall and such other places as the Selectmen deem appropriate, but not less than three in each precinct, and not less than a total of twelve in the Town, at least seven days before the time appointed for such meeting.

Hereof fail not and make due return of this warrant by your doing thereon to the Town Clerk, at or before the time of meeting aforesaid.

Given under our hands this sixth day of March, one thousand nine hundred and seventy-eight.

JOHN C. POWERS

IRA M. POTELL

WILLIAM F. TOOMEY

Selectmen of Sudbury

COMMITTEE ON TOWN ADMINISTRATION
TOWN MEETING QUESTIONNAIRE / SURVEY
1978

1. In general, do you approve or disapprove the Town meeting form of government? Approve Disapprove
2. Why do you approve/disapprove the Town meeting form of government? If you disapprove, what form of government would you prefer?
3. Did you attend any session of the last Town Meeting? Yes No
4. Why did you attend/not attend any session of the last Town Meeting?
5. Have you ever attended a Sudbury Town Meeting? Yes No
6. If you have ever attended Town Meeting, do you have any suggestions for improving the conduct of Town Meeting?
7. How long have you lived in Sudbury?
8. Do you presently serve on any Town board, committee or commission; serve in an elected or appointed position or serve on any sub-committee? Yes No
9. If not, have you ever served in any of the capacities listed in 8 above? Yes No
10. If you have never served on the above, would you be willing to serve? Yes No
11. Under what other forms of Municipal Government have you lived:
 - Representative Town Meeting
 - Manager/Council
 - Mayor/Council
 - Other

The Committee on Town Administration thanks you for your cooperation in completing this questionnaire and looks forward to your participation in this forth coming 1978 Annual Town Meeting.

PLEASE COMPLETE AND BRING THIS QUESTIONNAIRE WITH YOU TO TOWN MEETING OR MAIL TO:
Floyd L. Stiles, CTA Chairman, 105 Pelham Island Road, Sudbury, Massachusetts 01776.



WE WANT YOU

REGISTER NOW WITH THE
TALENT SEARCH COMMITTEE

Following the conclusion of the Annual Town Meeting on April 30, the term in office of many persons currently serving on various boards and committees will expire. The Moderator and the Board of Selectmen will be looking for people to fill those vacancies. If you would like to serve on a Town committee, please fill in the form below and mail it to: TALENT SEARCH COMMITTEE Chairman, Lee Todd, 363 Willis Road, Sudbury, MA 01776.

NAME: _____ TEL. NO. _____
ADDRESS: _____ YRS. RES. _____
OCCUPATION: _____
EDUCATION/TRAINING _____
EXPERIENCE IN GOV'T _____

INDICATE INTERESTS BELOW:

- | | |
|---|---|
| <input type="checkbox"/> ADMINISTRATION | <input type="checkbox"/> HEALTH |
| <input type="checkbox"/> BOARD OF APPEALS | <input type="checkbox"/> HOUSING |
| <input type="checkbox"/> CELEBRATIONS | <input type="checkbox"/> HISTORICAL |
| <input type="checkbox"/> CONSERVATION | <input type="checkbox"/> LIBRARY |
| <input type="checkbox"/> DATA PROCESSING | <input type="checkbox"/> PERSONNEL |
| <input type="checkbox"/> EDUCATION | <input type="checkbox"/> PLANNING |
| <input type="checkbox"/> ELDERLY | <input type="checkbox"/> TOWN REPORT |
| <input type="checkbox"/> FACILITIES | <input type="checkbox"/> TRANSPORTATION |
| <input type="checkbox"/> FINANCE | <input type="checkbox"/> REGIONAL |
| <input type="checkbox"/> GENERAL | <input type="checkbox"/> YOUTH |

BOARD OF SELECTMEN
SUDBURY
MASSACHUSETTS 01776

U. S. POSTAGE
PAID
Permit No.4
Sudbury, Mass. 01776

POSTAL PATRON
SUDBURY
MASSACHUSETTS 01776